

1 DIVISION A—AGRICULTURE, RURAL DEVELOP-
2 MENT, FOOD AND DRUG ADMINISTRATION,
3 AND RELATED AGENCIES APPROPRIATIONS
4 ACT, 2009

5 TITLE I

6 AGRICULTURAL PROGRAMS

7 PRODUCTION, PROCESSING AND MARKETING

8 OFFICE OF THE SECRETARY

9 For necessary expenses of the Office of the Secretary
10 of Agriculture, \$5,174,000: *Provided*, That not to exceed
11 \$11,000 of this amount shall be available for official recep-
12 tion and representation expenses, not otherwise provided
13 for, as determined by the Secretary.

14 EXECUTIVE OPERATIONS

15 OFFICE OF THE CHIEF ECONOMIST

16 For necessary expenses of the Office of the Chief
17 Economist, \$10,651,000.

18 NATIONAL APPEALS DIVISION

19 For necessary expenses of the National Appeals Divi-
20 sion, \$14,711,000.

21 OFFICE OF BUDGET AND PROGRAM ANALYSIS

22 For necessary expenses of the Office of Budget and
23 Program Analysis, \$9,054,000.

24 OFFICE OF HOMELAND SECURITY

25 For necessary expenses of the Office of Homeland Se-
26 curity, \$974,000.

1 OFFICE OF THE CHIEF INFORMATION OFFICER

2 For necessary expenses of the Office of the Chief In-
3 formation Officer, \$17,527,000.

4 OFFICE OF THE CHIEF FINANCIAL OFFICER

5 For necessary expenses of the Office of the Chief Fi-
6 nancial Officer, \$5,954,000: *Provided*, That no funds
7 made available by this appropriation may be obligated for
8 FAIR Act or Circular A-76 activities until the Secretary
9 has submitted to the Committees on Appropriations of
-10 both Houses of Congress and the Committee on Oversight
11 and Government Reform of the House of Representatives
12 a report on the Department's contracting out policies, in-
13 cluding agency budgets for contracting out.

14 OFFICE OF THE ASSISTANT SECRETARY FOR CIVIL
15 RIGHTS

16 For necessary expenses of the Office of the Assistant
17 Secretary for Civil Rights, \$871,000.

18 OFFICE OF CIVIL RIGHTS

19 For necessary expenses of the Office of Civil Rights,
20 \$21,551,000.

21 OFFICE OF THE ASSISTANT SECRETARY FOR
22 ADMINISTRATION

23 For necessary expenses of the Office of the Assistant
24 Secretary for Administration, \$687,000.

1 AGRICULTURE BUILDINGS AND FACILITIES AND RENTAL
2 PAYMENTS
3 (INCLUDING TRANSFERS OF FUNDS)

4 For payment of space rental and related costs pursu-
5 ant to Public Law 92-313, including authorities pursuant
6 to the 1984 delegation of authority from the Adminis-
7 trator of General Services to the Department of Agri-
8 culture under 40 U.S.C. 486, for programs and activities
9 of the Department which are included in this Act, and for
10 alterations and other actions needed for the Department
11 and its agencies to consolidate unneeded space into con-
12 figurations suitable for release to the Administrator of
13 General Services, and for the operation, maintenance, im-
14 provement, and repair of Agriculture buildings and facili-
15 ties, and for related costs, \$244,244,000, to remain avail-
16 able until expended, of which \$168,901,000 shall be avail-
17 able for payments to the General Services Administration
18 for rent; of which \$13,500,000 for payment to the Depart-
19 ment of Homeland Security for building security activities;
20 and of which \$61,843,000 for buildings operations and
21 maintenance expenses: *Provided*, That the Secretary is au-
22 thorized to transfer funds from a Departmental agency
23 to this account to recover the full cost of the space and
24 security expenses of that agency that are funded by this
25 account when the actual costs exceed the agency estimate

1 which will be available for the activities and payments de-
2 scribed herein.

3 HAZARDOUS MATERIALS MANAGEMENT

4 (INCLUDING TRANSFERS OF FUNDS)

5 For necessary expenses of the Department of Agri-
6 culture, to comply with the Comprehensive Environmental
7 Response, Compensation, and Liability Act (42 U.S.C.
8 9601 et seq.) and the Resource Conservation and Recovery
9 Act (42 U.S.C. 6901 et seq.), \$5,100,000, to remain avail-
10 able until expended: *Provided*, That appropriations and
11 funds available herein to the Department for Hazardous
12 Materials Management may be transferred to any agency
13 of the Department for its use in meeting all requirements
14 pursuant to the above Acts on Federal and non-Federal
15 lands.

16 DEPARTMENTAL ADMINISTRATION

17 (INCLUDING TRANSFERS OF FUNDS)

18 For Departmental Administration, \$27,011,000, to
19 provide for necessary expenses for management support
20 services to offices of the Department and for general ad-
21 ministration, security, repairs and alterations, and other
22 miscellaneous supplies and expenses not otherwise pro-
23 vided for and necessary for the practical and efficient work
24 of the Department: *Provided*, That this appropriation shall
25 be reimbursed from applicable appropriations in this Act

1 for travel expenses incident to the holding of hearings as
2 required by 5 U.S.C. 551–558.

3 OFFICE OF THE ASSISTANT SECRETARY FOR
4 CONGRESSIONAL RELATIONS
5 (INCLUDING TRANSFERS OF FUNDS)

6 For necessary expenses of the Office of the Assistant
7 Secretary for Congressional Relations to carry out the pro-
8 grams funded by this Act, including programs involving
9 intergovernmental affairs and liaison within the executive
10 branch, \$3,877,000: *Provided*, That these funds may be
11 transferred to agencies of the Department of Agriculture
12 funded by this Act to maintain personnel at the agency
13 level: *Provided further*, That no funds made available by
14 this appropriation may be obligated after 30 days from
15 the date of enactment of this Act, unless the Secretary
16 has notified the Committees on Appropriations of both
17 Houses of Congress on the allocation of these funds by
18 USDA agency: *Provided further*, That no other funds ap-
19 propriated to the Department by this Act shall be available
20 to the Department for support of activities of congress-
21 sional relations.

22 OFFICE OF COMMUNICATIONS

23 For necessary expenses of the Office of Communica-
24 tions, \$9,514,000.

1 OFFICE OF INSPECTOR GENERAL

2 For necessary expenses of the Office of Inspector
3 General, including employment pursuant to the Inspector
4 General Act of 1978, \$85,766,000, including such sums
5 as may be necessary for contracting and other arrange-
6 ments with public agencies and private persons pursuant
7 to section 6(a)(9) of the Inspector General Act of 1978,
8 and including not to exceed \$125,000 for certain confiden-
9 tial operational expenses, including the payment of inform-
10 ants, to be expended under the direction of the Inspector
11 General pursuant to Public Law 95-452 and section 1337
12 of Public Law 97-98.

13 OFFICE OF THE GENERAL COUNSEL

14 For necessary expenses of the Office of the General
15 Counsel, \$41,620,000.

16 OFFICE OF THE UNDER SECRETARY FOR RESEARCH,

17 EDUCATION AND ECONOMICS

18 For necessary expenses of the Office of the Under
19 Secretary for Research, Education and Economics,
20 \$609,000.

21 ECONOMIC RESEARCH SERVICE

22 For necessary expenses of the Economic Research
23 Service, \$79,500,000.

1 NATIONAL AGRICULTURAL STATISTICS SERVICE

2 For necessary expenses of the National Agricultural
3 Statistics Service, \$151,565,000, of which up to
4 \$37,265,000 shall be available until expended for the Cen-
5 sus of Agriculture.

6 AGRICULTURAL RESEARCH SERVICE

7 SALARIES AND EXPENSES

8 For necessary expenses of the Agricultural Research
9 Service and for acquisition of lands by donation, exchange,
10 or purchase at a nominal cost not to exceed \$100, and
11 for land exchanges where the lands exchanged shall be of
12 equal value or shall be equalized by a payment of money
13 to the grantor which shall not exceed 25 percent of the
14 total value of the land or interests transferred out of Fed-
15 eral ownership, \$1,140,406,000, of which \$112,571,000
16 shall be for the purposes, and in the amounts, specified
17 in the table titled "Agricultural Research Service, Con-
18 gressionally-designated Projects" in the explanatory state-
19 ment described in section 4 (in the matter preceding divi-
20 sion A of this consolidated Act): *Provided*, That appropria-
21 tions hereunder shall be available for the operation and
22 maintenance of aircraft and the purchase of not to exceed
23 one for replacement only: *Provided further*, That appro-
24 priations hereunder shall be available pursuant to 7
25 U.S.C. 2250 for the construction, alteration, and repair

(Salaries and
Expenses

1 of buildings and improvements, but unless otherwise pro-
2 vided, the cost of constructing any one building shall not
3 exceed \$375,000, except for headhouses or greenhouses
4 which shall each be limited to \$1,200,000, and except for
5 10 buildings to be constructed or improved at a cost not
6 to exceed \$750,000 each, and the cost of altering any one
7 building during the fiscal year shall not exceed 10 percent
8 of the current replacement value of the building or
9 \$375,000, whichever is greater: *Provided further*, That the
10 limitations on alterations contained in this Act shall not
11 apply to modernization or replacement of existing facilities
12 at Beltsville, Maryland: *Provided further*, That appropria-
13 tions hereunder shall be available for granting easements
14 at the Beltsville Agricultural Research Center: *Provided*
15 *further*, That the foregoing limitations shall not apply to
16 replacement of buildings needed to carry out the Act of
17 April 24, 1948 (21 U.S.C. 113a): *Provided further*, That
18 funds may be received from any State, other political sub-
19 division, organization, or individual for the purpose of es-
20 tablishing or operating any research facility or research
21 project of the Agricultural Research Service, as authorized
22 by law.

23 BUILDINGS AND FACILITIES

24 For acquisition of land, construction, repair, improve-
25 ment, extension, alteration, and purchase of fixed equip-
26 ment or facilities as necessary to carry out the agricultural

1 research programs of the Department of Agriculture,
2 where not otherwise provided, \$46,752,000, ^(9A) ~~[of which~~
3 ~~\$46,752,000 shall be for the purposes, and in the~~
4 ~~amounts, specified in the table titled "Agricultural Re-~~
5 ~~search Service, Buildings and Facilities Congressionally-~~
6 ~~designated Projects" in the explanatory statement of the~~
7 ~~Committee on Appropriations of the House of Representa-~~
8 ~~tives to accompany this Act],~~ to remain available until ex-
9 pended.

10 COOPERATIVE STATE RESEARCH, EDUCATION, AND
11 EXTENSION SERVICE
12 RESEARCH AND EDUCATION ACTIVITIES

13 For payments to agricultural experiment stations, for
14 cooperative forestry and other research, for facilities, and
15 for other expenses, \$691,043,000, of which \$113,275,000
16 shall be for the purposes, and in the amounts, specified
17 in the table titled "Cooperative State Research, Edu-
18 cation, and Extension Service, Research and Education
19 Activities, Congressionally-designated Projects" in the ex-
20 planatory statement described in section 4 (in the matter
21 preceding division A of this consolidated Act), as follows:
22 to carry out the provisions of the Hatch Act of 1887 (7
23 U.S.C. 361a-i), \$207,106,000; for grants for cooperative
24 forestry research (16 U.S.C. 582a through a-7),
25 \$27,535,000; for payments to eligible institutions (7

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of which \$46,752,000 shall be for the purposes, and in the amounts, specified in the table titled "Agricultural Research Service, Buildings and Facilities Congressionally-designated Projects" in the explanatory statement described in section 4 (in the matter preceding division A of this consolidated Act),

1 U.S.C. 3222), \$45,504,000, provided that each institution
2 receives no less than \$1,000,000; for special grants (7
3 U.S.C. 450i(c)), \$84,499,000; for competitive grants on
4 improved pest control (7 U.S.C. 450i(c)), \$15,945,000; for
5 competitive grants (7 U.S.C. 450(i)(b)), \$201,504,000, to
6 remain available until expended; for the support of animal
7 health and disease programs (7 U.S.C. 3195), \$2,950,000;
8 for supplemental and alternative crops and products (7
9 U.S.C. 3319d), \$819,000; for grants for research pursu-
10 ant to the Critical Agricultural Materials Act (7 U.S.C.
11 178 et seq.), \$1,083,000, to remain available until ex-
12 pended; for the 1994 research grants program for 1994
13 institutions pursuant to section 536 of Public Law 103-
14 382 (7 U.S.C. 301 note), \$1,610,000, to remain available
15 until expended; for rangeland research grants (7 U.S.C.
16 3333), \$983,000; for higher education graduate fellowship
17 grants (7 U.S.C. 3152(b)(6)), \$3,859,000, to remain
18 available until expended (7 U.S.C. 2209b); for a program
19 pursuant to section 1415A of the National Agricultural
20 Research, Extension, and Teaching Policy Act of 1977 (7
21 U.S.C. 3151a), \$2,950,000, to remain available until ex-
22 pended; for higher education challenge grants (7 U.S.C.
23 3152(b)(1)), \$5,654,000; for a higher education multicul-
24 tural scholars program (7 U.S.C. 3152(b)(5)), \$981,000,
25 to remain available until expended (7 U.S.C. 2209b); for

1 an education grants program for Hispanic-serving Institu-
2 tions (7 U.S.C. 3241), \$6,237,000; for competitive grants
3 for the purpose of carrying out all provisions of 7 U.S.C.
4 ~~3242 (section 759 of Public Law 106-78)]~~ to individual 3156
5 eligible institutions or consortia of eligible institutions in
6 Alaska and in Hawaii, with funds awarded equally to each
7 of the States of Alaska and Hawaii, \$3,196,000; for a sec-
8 ondary agriculture education program and 2-year post-
9 secondary education (7 U.S.C. 3152(j)), \$983,000; for
10 aquaculture grants (7 U.S.C. 3322), \$3,928,000; for sus-
11 tainable agriculture research and education (7 U.S.C.
12 5811), \$14,399,000; for a program of capacity building
13 grants (7 U.S.C. 3152(b)(4)) to institutions eligible to re-
14 ceive funds under 7 U.S.C. 3221 and 3222, \$15,000,000,
15 to remain available until expended (7 U.S.C. 2209b); for
16 payments to the 1994 Institutions pursuant to section
17 534(a)(1) of Public Law 103-382, \$3,342,000; for resi-
18 dent instruction grants for insular areas under section
19 1491 of the National Agricultural Research, Extension,
20 and Teaching Policy Act of 1977 (7 U.S.C. 3363),
21 \$800,000; for a new era rural technology program pursu-
22 ant to section 1473E of the National Agricultural Re-
23 search, Extension, and Teaching Act of 1977 (7 U.S.C.
24 ~~3310 et seq]~~), \$750,000; and for necessary expenses of 3319e
25 Research and Education Activities, \$39,426,000, of which

1 \$2,704,000 for the Research, Education, and Economics
2 Information System and \$2,136,000 for the Electronic
3 Grants Information System, are to remain available until
4 expended.

5 NATIVE AMERICAN INSTITUTIONS ENDOWMENT FUND

6 For the Native American Institutions Endowment
7 Fund authorized by Public Law 103-382 (7 U.S.C. 301
8 note), \$11,880,000, to remain available until expended.

9 EXTENSION ACTIVITIES

10 For payments to States, the District of Columbia,
11 Puerto Rico, Guam, the Virgin Islands, Micronesia, the
12 Northern Marianas, and American Samoa, \$474,250,000,
13 of which \$9,388,000 shall be for the purposes, and in the
14 amounts, specified in the table titled "Cooperative State
15 Research, Education, and Extension Service, Extension
16 Activities, Congressionally-designated Projects" in the ex-
17 planatory statement described in section 4 (in the matter
18 preceding division A of this consolidated Act), as follows:
19 payments for cooperative extension work under the Smith-
20 Lever Act, to be distributed under sections 3(b) and 3(c)
21 of said Act, and under section 208(c) of Public Law 93-
22 471, for retirement and employees' compensation costs for
23 extension agents, \$288,548,000; payments for extension
24 work at the 1994 Institutions under the Smith-Lever Act
25 (7 U.S.C. 343(b)(3)), \$3,321,000; payments for the nutri-
26 tion and family education program for low-income areas

1 under section 3(d) of the Act, \$66,155,000; payments for
2 the pest management program under section 3(d) of the
3 Act, \$9,791,000; payments for the farm safety program
4 under section 3(d) of the Act, \$4,863,000; payments for
5 New Technologies for Ag Extension under section 3(d) of
6 the Act, \$1,500,000; payments to upgrade research, exten-
7 sion, and teaching facilities at institutions eligible to re-
8 ceive funds under 7 U.S.C. 3221 and 3222, \$18,000,000,
9 to remain available until expended; payments for youth-
10 at-risk programs under section 3(d) of the Smith-Lever
11 Act, \$8,182,000; for youth farm safety education and cer-
12 tification extension grants, to be awarded competitively
13 under section 3(d) of the Act, \$479,000; payments for car-
14 rying out the provisions of the Renewable Resources Ex-
15 tension Act of 1978 (16 U.S.C. 1671 et seq.), \$4,008,000;
16 payments for the federally-recognized Tribes Extension
17 Program under section 3(d) of the Smith-Lever Act,
18 \$3,000,000; payments for sustainable agriculture pro-
19 grams under section 3(d) of the Act, \$4,568,000; pay-
20 ments for rural health and safety education as authorized
21 by section 502(i) of Public Law 92-419 (7 U.S.C.
22 2662(i)), \$1,738,000; payments for cooperative extension
23 work by eligible institutions (7 U.S.C. 3221),
24 \$40,150,000, provided that each institution receives no
25 less than \$1,000,000; for grants to youth organizations

1 pursuant to ~~[section 7630 of title 7, United States Code]~~ (7 U.S.C. 7630),
2 \$1,767,000; payments to carry out the food animal residue
3 avoidance database program as authorized by ~~[section 7321]~~ (7 U.S.C. 7642)
4 of ~~Public Law 110-246~~, \$806,000; and for necessary ex-
5 penses of Extension Activities, \$17,374,000.

6 INTEGRATED ACTIVITIES

7 For the integrated research, education, and extension
8 grants programs, including necessary administrative ex-
9 penses, \$56,864,000, as follows: for competitive grants
10 programs authorized under section 406 of the Agricultural
11 Research, Extension, and Education Reform Act of 1998
12 (7 U.S.C. 7626), \$41,990,000, including \$12,649,000 for
13 the water quality program, \$14,596,000 for the food safe-
14 ty program, \$4,096,000 for the regional pest management
15 centers program, \$4,388,000 for the Food Quality Protec-
16 tion Act risk mitigation program for major food crop sys-
17 tems, \$1,365,000 for the crops affected by Food Quality
18 Protection Act implementation, \$3,054,000 for the methyl
19 bromide transition program, and \$1,842,000 for the or-
20 ganic transition program; for a competitive international
21 science and education grants program authorized under
22 section 1459A of the National Agricultural Research, Ex-
23 tension, and Teaching Policy Act of 1977 (7 U.S.C.
24 3292b), to remain available until expended, \$3,000,000;
25 for grants programs authorized under section 2(c)(1)(B)
26 of Public Law 89-106, as amended, \$732,000, to remain

1 available until September 30, 2010, for the critical issues
2 program; \$1,312,000 for the regional rural development
3 centers program; and \$9,830,000 for the Food and Agri-
4 culture Defense Initiative authorized under section 1484
5 of the National Agricultural Research, Extension, and
6 Teaching Act of 1977, to remain available until September
7 30, 2010.

8 OFFICE OF THE UNDER SECRETARY FOR MARKETING
9 AND REGULATORY PROGRAMS

10 For necessary expenses of the Office of the Under
11 Secretary for Marketing and Regulatory Programs,
12 \$737,000.

13 ANIMAL AND PLANT HEALTH INSPECTION SERVICE
14 SALARIES AND EXPENSES
15 (INCLUDING TRANSFERS OF FUNDS)

16 For necessary expenses of the Animal and Plant
17 Health Inspection Service, including up to \$30,000 for
18 representation allowances and for expenses pursuant to
19 the Foreign Service Act of 1980 (22 U.S.C. 4085),
20 \$876,675,000, of which \$23,494,000 shall be for the pur-
21 poses, and in the amounts, specified in the table titled
22 "Animal and Plant Health Inspection Service, Congres-
23 sionally-designated Projects" in the explanatory statement
24 described in section 4 (in the matter preceding division
25 A of this consolidated Act), of which \$2,025,000 shall be

1 available for the control of outbreaks of insects, plant dis-
2 eases, animal diseases and for control of pest animals and
3 birds to the extent necessary to meet emergency condi-
4 tions; of which \$29,590,000 shall be used for the cotton
5 pests program for cost share purposes or for debt retire-
6 ment for active eradication zones; of which \$14,500,000
7 shall be for a National Animal Identification program, of
8 which \$3,500,000 is for information technology infrastruc-
9 ture and services, and \$9,395,000 is for field implementa-
10 tion, and \$1,605,000 is for program administration; of
11 which \$60,594,000 shall be used to prevent and control
12 avian influenza and shall remain available until expended;
13 of which \$1,015,000 of the plum pox program shall re-
14 main available until September 30, 2010: *Provided*, That
15 funds provided for the contingency fund to meet emer-
16 gency conditions, information technology infrastructure,
17 fruit fly program, emerging plant pests, cotton pests pro-
18 gram, grasshopper and mormon cricket program, the Na-
19 tional Veterinary Stockpile, up to \$12,895,000 in animal
20 health monitoring and surveillance for the animal identi-
21 fication system, up to \$1,500,000 in the scrapie program
22 for indemnities, up to \$1,000,000 for wildlife services
23 methods development, up to \$1,000,000 of the wildlife
24 services operations program for aviation safety, and up to
25 25 percent of the screwworm program shall remain avail-

1 able until expended: *Provided further*, That no funds shall
2 be used to formulate or administer a brucellosis eradi-
3 cation program for the current fiscal year that does not
4 require minimum matching by the States of at least 40
5 percent: *Provided further*, That this appropriation shall be
6 available for the operation and maintenance of aircraft
7 and the purchase of not to exceed four, of which two shall
8 be for replacement only: *Provided further*, That, in addi-
9 tion, in emergencies which threaten any segment of the
10 agricultural production industry of this country, the Sec-
11 retary may transfer from other appropriations or funds
12 available to the agencies or corporations of the Depart-
13 ment such sums as may be deemed necessary, to be avail-
14 able only in such emergencies for the arrest and eradi-
15 cation of contagious or infectious disease or pests of ani-
16 mals, poultry, or plants, and for expenses in accordance
17 with sections 10411 and 10417 of the Animal Health Pro-
18 tection Act (7 U.S.C. 8310 and 8316) and sections 431
19 and 442 of the Plant Protection Act (7 U.S.C. 7751 and
20 7772), and any unexpended balances of funds transferred
21 for such emergency purposes in the preceding fiscal year
22 shall be merged with such transferred amounts: *Provided*
23 *further*, That appropriations hereunder shall be available
24 pursuant to law (7 U.S.C. 2250) for the repair and alter-
25 ation of leased buildings and improvements, but unless

1 otherwise provided the cost of altering any one building
2 during the fiscal year shall not exceed 10 percent of the
3 current replacement value of the building.

4 In fiscal year 2009, the agency is authorized to collect
5 fees to cover the total costs of providing technical assist-
6 ance, goods, or services requested by States, other political
7 subdivisions, domestic and international organizations,
8 foreign governments, or individuals, provided that such
9 fees are structured such that any entity's liability for such
10 fees is reasonably based on the technical assistance, goods,
11 or services provided to the entity by the agency, and such
12 fees shall be credited to this account, to remain available
13 until expended, without further appropriation, for pro-
14 viding such assistance, goods, or services.

15 BUILDINGS AND FACILITIES

16 For plans, construction, repair, preventive mainte-
17 nance, environmental support, improvement, extension, al-
18 teration, and purchase of fixed equipment or facilities, as
19 authorized by 7 U.S.C. 2250, and acquisition of land as
20 authorized by 7 U.S.C. 428a, \$4,712,000, to remain avail-
21 able until expended.

22 AGRICULTURAL MARKETING SERVICE

23 MARKETING SERVICES

24 For necessary expenses of the Agricultural Marketing
25 Service, \$86,711,000: *Provided*, That this appropriation
26 shall be available pursuant to law (7 U.S.C. 2250) for the

1 alteration and repair of buildings and improvements, but
2 the cost of altering any one building during the fiscal year
3 shall not exceed 10 percent of the current replacement
4 value of the building.

5 Fees may be collected for the cost of standardization
6 activities, as established by regulation pursuant to law (31
7 U.S.C. 9701).

8 LIMITATION ON ADMINISTRATIVE EXPENSES

9 Not to exceed \$62,888,000 (from fees collected) shall
10 be obligated during the current fiscal year for administra-
11 tive expenses: *Provided*, That if crop size is understated
12 and/or other uncontrollable events occur, the agency may
13 exceed this limitation by up to 10 percent with notification
14 to the Committees on Appropriations of both Houses of
15 Congress.

16 FUNDS FOR STRENGTHENING MARKETS, INCOME, AND

17 SUPPLY (SECTION 32)

18 (INCLUDING TRANSFERS OF FUNDS)

19 Funds available under section 32 of the Act of Au-
20 gust 24, 1935 (7 U.S.C. 612e), shall be used only for com-
21 modity program expenses as authorized therein, and other
22 related operating expenses, including not less than
23 \$10,000,000 for replacement of a system to support com-
24 modity purchases, except for: (1) transfers to the Depart-
25 ment of Commerce as authorized by the Fish and Wildlife
26 Act of August 8, 1956; (2) transfers otherwise provided

1 in this Act; and (3) not more than \$17,270,000 for formu-
2 lation and administration of marketing agreements and
3 orders pursuant to the Agricultural Marketing Agreement
4 Act of 1937 and the Agricultural Act of 1961.

5 PAYMENTS TO STATES AND POSSESSIONS

6 For payments to departments of agriculture, bureaus
7 and departments of markets, and similar agencies for
8 marketing activities under section 204(b) of the Agricul-
9 tural Marketing Act of 1946 (7 U.S.C. 1623(b)),
10 \$1,334,000.

11 GRAIN INSPECTION, PACKERS AND STOCKYARDS

12 ADMINISTRATION

13 SALARIES AND EXPENSES

14 For necessary expenses of the Grain Inspection,
15 Packers and Stockyards Administration, \$40,342,000:
16 *Provided*, That this appropriation shall be available pursu-
17 ant to law (7 U.S.C. 2250) for the alteration and repair
18 of buildings and improvements, but the cost of altering
19 any one building during the fiscal year shall not exceed
20 10 percent of the current replacement value of the build-
21 ing.

22 LIMITATION ON INSPECTION AND WEIGHING SERVICES

23 EXPENSES

24 Not to exceed \$42,463,000 (from fees collected) shall
25 be obligated during the current fiscal year for inspection
26 and weighing services: *Provided*, That if grain export ac-

1 tivities require additional supervision and oversight, or
2 other uncontrollable factors occur, this limitation may be
3 exceeded by up to 10 percent with notification to the Com-
4 mittees on Appropriations of both Houses of Congress.

5 OFFICE OF THE UNDER SECRETARY FOR FOOD SAFETY

6 For necessary expenses of the Office of the Under
7 Secretary for Food Safety, \$613,000.

8 FOOD SAFETY AND INSPECTION SERVICE

9 For necessary expenses to carry out services author-
10 ized by the Federal Meat Inspection Act, the Poultry
11 Products Inspection Act, and the Egg Products Inspection
12 Act, including not to exceed \$50,000 for representation
13 allowances and for expenses pursuant to section 8 of the
14 Act approved August 3, 1956 (7 U.S.C. 1766),
15 \$971,566,000; and in addition, \$1,000,000 may be cred-
16 ited to this account from fees collected for the cost of lab-
17 oratory accreditation as authorized by section 1327 of the
18 Food, Agriculture, Conservation and Trade Act of 1990
19 (7 U.S.C. 138f): *Provided*, That no fewer than 120 full-
20 time equivalent positions shall be employed during fiscal
21 year 2009 for purposes dedicated solely to inspections and
22 enforcement related to the Humane Methods of Slaughter
23 Act: *Provided further*, That of the amount available under
24 this heading, \$3,000,000 shall be obligated to maintain
25 the Humane Animal Tracking System as part of the Pub-

1 lie Health Data Communication Infrastructure System:
2 *Provided further*, That this appropriation shall be available
3 pursuant to law (7 U.S.C. 2250) for the alteration and
4 repair of buildings and improvements, but the cost of al-
5 tering any one building during the fiscal year shall not
6 exceed 10 percent of the current replacement value of the
7 building.

8 OFFICE OF THE UNDER SECRETARY FOR FARM AND
9 FOREIGN AGRICULTURAL SERVICES

10 For necessary expenses of the Office of the Under
11 Secretary for Farm and Foreign Agricultural Services,
12 \$646,000.

13 FARM SERVICE AGENCY
14 SALARIES AND EXPENSES
15 (INCLUDING TRANSFERS OF FUNDS)

16 For necessary expenses of the Farm Service Agency,
17 \$1,170,273,000: *Provided*, That the Secretary is author-
18 ized to use the services, facilities, and authorities (but not
19 the funds) of the Commodity Credit Corporation to make
20 program payments for all programs administered by the
21 Agency: *Provided further*, That other funds made available
22 to the Agency for authorized activities may be advanced
23 to and merged with this account.

1 STATE MEDIATION GRANTS

2 For grants pursuant to section 502(b) of the Agricul-
3 tural Credit Act of 1987, as amended (7 U.S.C. 5101-
4 5106), \$4,369,000.

5 GRASSROOTS SOURCE WATER PROTECTION PROGRAM

6 For necessary expenses to carry out wellhead or
7 groundwater protection activities under section 12400 of
8 the Food Security Act of 1985 (16 U.S.C. 3839bb-2),
9 \$5,000,000, to remain available until expended.

10 DAIRY INDEMNITY PROGRAM

11 (INCLUDING TRANSFER OF FUNDS)

12 For necessary expenses involved in making indemnity
13 payments to dairy farmers and manufacturers of dairy
14 products under a dairy indemnity program, such sums as
15 may be necessary, to remain available until expended: *Pro-*
16 *vided*, That such program is carried out by the Secretary
17 in the same manner as the dairy indemnity program de-
18 scribed in the Agriculture, Rural Development, Food and
19 Drug Administration, and Related Agencies Appropria-
20 tions Act, 2001 (Public Law 106-387, 114 Stat. 1549A-
21 12).

22 AGRICULTURAL CREDIT INSURANCE FUND PROGRAM

23 ACCOUNT

24 (INCLUDING TRANSFERS OF FUNDS)

25 For gross obligations for the principal amount of di-
26 rect and guaranteed farm ownership (7 U.S.C. 1922 et

1 seq.) and operating (7 U.S.C. 1941 et seq.) loans, Indian
2 tribe land acquisition loans (25 U.S.C. 488), and boll wee-
3 vil loans (7 U.S.C. 1989), to be available from funds in
4 the Agricultural Credit Insurance Fund, as follows: farm
5 ownership loans, \$1,461,066,000, of which
6 \$1,238,768,000 shall be for unsubsidized guaranteed
7 loans and \$222,298,000 shall be for direct loans; oper-
8 ating loans, \$1,862,578,000, of which \$1,017,497,000
9 shall be for unsubsidized guaranteed loans, \$269,986,000
10 shall be for subsidized guaranteed loans and \$575,095,000
11 shall be for direct loans; Indian tribe land acquisition
12 loans, \$3,940,000; and for boll weevil eradication program
13 loans, \$100,000,000: *Provided*, That the Secretary shall
14 deem the pink bollworm to be a boll weevil for the purpose
15 of boll weevil eradication program loans.

16 For the cost of direct and guaranteed loans, including
17 the cost of modifying loans as defined in section 502 of
18 the Congressional Budget Act of 1974, as follows: farm
19 ownership loans, \$16,803,000, of which \$4,088,000 shall
20 be for unsubsidized guaranteed loans, and \$12,715,000
21 shall be for direct loans; operating loans, \$130,371,000,
22 of which \$25,336,000 shall be for unsubsidized guaran-
23 teed loans, \$37,231,000 shall be for subsidized guaranteed
24 loans, and \$67,804,000 shall be for direct loans; and In-
25 dian tribe land acquisition loans, \$248,000.

1 In addition, for administrative expenses necessary to
2 carry out the direct and guaranteed loan programs,
3 \$317,323,000, of which \$309,403,000 shall be transferred
4 to and merged with the appropriation for "Farm Service
5 Agency, Salaries and Expenses".

6 Funds appropriated by this Act to the Agricultural
7 Credit Insurance Program Account for farm ownership
8 and operating direct loans and guaranteed loans may be
9 transferred among these programs: *Provided*, That the
10 Committees on Appropriations of both Houses of Congress
11 are notified at least 15 days in advance of any transfer.

12 RISK MANAGEMENT AGENCY

13 For necessary expenses of the Risk Management
14 Agency, \$77,177,000: *Provided*, That the funds made
15 available under section 522(e) of the Federal Crop Insur-
16 ance Act (7 U.S.C. 1522(e)) may be used for the Common
17 Information Management System: *Provided further*, That
18 not to exceed \$1,000 shall be available for official recep-
19 tion and representation expenses, as authorized by 7
20 U.S.C. 1506(i).

21 CORPORATIONS

22 The following corporations and agencies are hereby
23 authorized to make expenditures, within the limits of
24 funds and borrowing authority available to each such cor-
25 poration or agency and in accord with law, and to make

1 contracts and commitments without regard to fiscal year
2 limitations as provided by section 104 of the Government
3 Corporation Control Act as may be necessary in carrying
4 out the programs set forth in the budget for the current
5 fiscal year for such corporation or agency, except as here-
6 inafter provided.

7 FEDERAL CROP INSURANCE CORPORATION FUND

8 For payments as authorized by section 516 of the
9 Federal Crop Insurance Act (7 U.S.C. 1516), such sums
10 as may be necessary, to remain available until expended.

11 COMMODITY CREDIT CORPORATION FUND

12 REIMBURSEMENT FOR NET REALIZED LOSSES

13 (INCLUDING TRANSFERS OF FUNDS)

14 For the current fiscal year, such sums as may be nec-
15 essary to reimburse the Commodity Credit Corporation for
16 net realized losses sustained, but not previously reim-
17 bursed, pursuant to section 2 of the Act of August 17,
18 1961 (15 U.S.C. 713a-11): *Provided*, That of the funds
19 available to the Commodity Credit Corporation under sec-
20 tion 11 of the Commodity Credit Corporation Charter Act
21 (15 U.S.C. 714i) for the conduct of its business with the
22 Foreign Agricultural Service, up to \$5,000,000 may be
23 transferred to and used by the Foreign Agricultural Serv-
24 ice for information resource management activities of the

1 Foreign Agricultural Service that are not related to Com-
2 modity Credit Corporation business.

3 HAZARDOUS WASTE MANAGEMENT
4 (LIMITATION ON EXPENSES)

5 For the current fiscal year, the Commodity Credit
6 Corporation shall not expend more than \$5,000,000 for
7 site investigation and cleanup expenses, and operations
8 and maintenance expenses to comply with the requirement
9 of section 107(g) of the Comprehensive Environmental
10 Response, Compensation, and Liability Act (42 U.S.C.
11 9607(g)), and section 6001 of the Resource Conservation
12 and Recovery Act (42 U.S.C. 6961).

13 TITLE II
14 CONSERVATION PROGRAMS
15 OFFICE OF THE UNDER SECRETARY FOR NATURAL
16 RESOURCES AND ENVIRONMENT

17 For necessary expenses of the Office of the Under
18 Secretary for Natural Resources and Environment,
19 \$758,000.

20 NATURAL RESOURCES CONSERVATION SERVICE
21 CONSERVATION OPERATIONS

22 For necessary expenses for carrying out the provi-
23 sions of the Act of April 27, 1935 (16 U.S.C. 590a-f),
24 including preparation of conservation plans and establish-
25 ment of measures to conserve soil and water (including
26 farm irrigation and land drainage and such special meas-

1 ures for soil and water management as may be necessary
2 to prevent floods and the siltation of reservoirs and to con-
3 trol agricultural related pollutants); operation of conserva-
4 tion plant materials centers; classification and mapping of
5 soil; dissemination of information; acquisition of lands,
6 water, and interests therein for use in the plant materials
7 program by donation, exchange, or purchase at a nominal
8 cost not to exceed \$100 pursuant to the Act of August
9 3, 1956 (7 U.S.C. 428a); purchase and erection or alter-
10 ation or improvement of permanent and temporary build-
11 ings; and operation and maintenance of aircraft;
12 \$853,400,000, to remain available until September 30,
13 2010, of which \$31,650,000 shall be for the purposes, and
14 in the amounts, specified in the table titled "Natural Re-
15 sources Conservation Service, Conservation Operations
16 Congressionally-designated Projects" in the explanatory
17 statement described in section 4 (in the matter preceding
18 division A of this consolidated Act): *Provided*, That appro-
19 priations hereunder shall be available pursuant to 7
20 U.S.C. 2250 for construction and improvement of build-
21 ings and public improvements at plant materials centers,
22 except that the cost of alterations and improvements to
23 other buildings and other public improvements shall not
24 exceed \$250,000: *Provided further*, That when buildings
25 or other structures are erected on non-Federal land, that

1 the right to use such land is obtained as provided in 7
2 U.S.C. 2250a.

3 WATERSHED AND FLOOD PREVENTION OPERATIONS

4 For necessary expenses to carry out preventive meas-
5 ures, including but not limited to research, engineering op-
6 erations, methods of cultivation, the growing of vegetation,
7 rehabilitation of existing works and changes in use of land,
8 in accordance with the Watershed Protection and Flood
9 Prevention Act (16 U.S.C. 1001–1005 and 1007–1009),
10 the provisions of the Act of April 27, 1935 (16 U.S.C.
11 590a–f), and in accordance with the provisions of laws re-
12 lating to the activities of the Department, \$24,289,000,
13 to remain available until expended, of which \$23,643,000
14 shall be for the purposes, and in the amounts, specified
15 in the table titled “Natural Resources Conservation Serv-
16 ice, Watershed and Flood Prevention Operations Congres-
17 sionally-designated Projects” in the explanatory statement
18 described in section 4 (in the matter preceding division
19 A of this consolidated Act): *Provided*, That not to exceed
20 \$15,000,000 of this appropriation shall be available for
21 technical assistance.

22 WATERSHED REHABILITATION PROGRAM

23 For necessary expenses to carry out rehabilitation of
24 structural measures, in accordance with section 14 of the
25 Watershed Protection and Flood Prevention Act (16
26 U.S.C. 1012), and in accordance with the provisions of

1 laws relating to the activities of the Department,
2 \$40,000,000, to remain available until expended.

3 RESOURCE CONSERVATION AND DEVELOPMENT

4 For necessary expenses in planning and carrying out
5 projects for resource conservation and development and
6 for sound land use pursuant to the provisions of sections
7 31 and 32 of the Bankhead-Jones Farm Tenant Act (7
8 U.S.C. 1010-1011; 76 Stat. 607); the Act of April 27,
9 1935 (16 U.S.C. 590a-f); and subtitle H of title XV of
10 the Agriculture and Food Act of 1981 (16 U.S.C. 3451-
11 3461), \$50,730,000: *Provided*, That not to exceed
12 \$3,073,000 shall be available for national headquarters ac-
13 tivities.

14 TITLE III

15 RURAL DEVELOPMENT PROGRAMS

16 OFFICE OF THE UNDER SECRETARY FOR RURAL

17 DEVELOPMENT

18 For necessary expenses of the Office of the Under
19 Secretary for Rural Development, \$646,000.

20 RURAL DEVELOPMENT SALARIES AND EXPENSES

21 (INCLUDING TRANSFERS OF FUNDS)

22 For necessary expenses for carrying out the adminis-
23 tration and implementation of programs in the Rural De-
24 velopment mission area, including activities with institu-
25 tions concerning the development and operation of agricul-
26 tural cooperatives; and for cooperative agreements;

1 \$192,484,000: *Provided*, That notwithstanding any other
2 provision of law, funds appropriated under this section
3 may be used for advertising and promotional activities
4 that support the Rural Development mission area: *Pro-*
5 *vided further*, That not more than \$10,000 may be ex-
6 pended to provide modest nonmonetary awards to non-
7 USDA employees: *Provided further*, That any balances
8 available from prior years for the Rural Utilities Service,
9 Rural Housing Service, and the Rural Business-Coopera-
10 tive Service salaries and expenses accounts shall be trans-
11 ferred to and merged with this appropriation.

12 RURAL HOUSING SERVICE

13 RURAL HOUSING INSURANCE FUND PROGRAM ACCOUNT

14 (INCLUDING TRANSFERS OF FUNDS)

15 For gross obligations for the principal amount of di-
16 rect and guaranteed loans as authorized by title V of the
17 Housing Act of 1949, to be available from funds in the
18 rural housing insurance fund, as follows: \$7,345,347,000
19 for loans to section 502 borrowers, of which
20 \$1,121,488,000 shall be for direct loans, and of which
21 \$6,223,859,000 shall be for unsubsidized guaranteed
22 loans; \$34,410,000 for section 504 housing repair loans;
23 \$69,512,000 for section 515 rental housing; \$129,090,000
24 for section 538 guaranteed multi-family housing loans;
25 \$5,045,000 for section 524 site loans; \$11,447,000 for
26 credit sales of acquired property, of which up to

1 \$1,447,000 may be for multi-family credit sales; and
2 \$4,970,000 for section 523 self-help housing land develop-
3 ment loans.

4 For the cost of direct and guaranteed loans, including
5 the cost of modifying loans, as defined in section 502 of
6 the Congressional Budget Act of 1974, as follows: section
7 502 loans, \$154,407,000, of which \$75,364,000 shall be
8 for direct loans, and of which \$79,043,000, to remain
9 available until expended, shall be for unsubsidized guaran-
10 teed loans; section 504 housing repair loans, \$9,246,000;
11 repair, rehabilitation, and new construction of section 515
12 rental housing, \$28,611,000; section 538 multi-family
13 housing guaranteed loans, \$8,082,000; credit sales of ac-
14 quired property, \$523,000; and section 523 self-help hous-
15 ing and development loans, \$82,000: *Provided*, That of the
16 total amount appropriated in this paragraph, \$2,500,000
17 shall be available through June 30, 2009, for authorized
18 empowerment zones and enterprise communities and com-
19 munities designated by the Secretary of Agriculture as
20 Rural Economic Area Partnership Zones: *Provided fur-*
21 *ther*, That, for applications received under the 2009 notice
22 of funding availability, section 538 multi-family housing
23 guaranteed loans funded pursuant to this paragraph shall
24 not be subject to a guarantee fee and the interest on such
25 loans may not be subsidized: *Provided further*, That any

1 balances for a demonstration program for the preservation
2 and revitalization of the section 515 multi-family rental
3 housing properties as authorized by Public Law 109-97
4 and Public Law 110-5 shall be transferred to and merged
5 with the "Rural Housing Service, Multi-family Housing
6 Revitalization Program Account".

7 In addition, for administrative expenses necessary to
8 carry out the direct and guaranteed loan programs,
9 \$460,217,000, which shall be transferred to and merged
10 with the appropriation for "Rural Development, Salaries
11 and Expenses".

12 RENTAL ASSISTANCE PROGRAM

13 For rental assistance agreements entered into or re-
14 newed pursuant to the authority under section 521(a)(2)
15 or agreements entered into in lieu of debt forgiveness or
16 payments for eligible households as authorized by section
17 502(c)(5)(D) of the Housing Act of 1949, \$902,500,000,
18 to remain available through September 30, 2010; and, in
19 addition, such sums as may be necessary, as authorized
20 by section 521(c) of the Act, to liquidate debt incurred
21 prior to fiscal year 1992 to carry out the rental assistance
22 program under section 521(a)(2) of the Act: *Provided,*
23 That of this amount, up to \$5,958,000 shall be available
24 for debt forgiveness or payments for eligible households
25 as authorized by section 502(c)(5)(D) of the Act, and not
26 to exceed \$50,000 per project for advances to nonprofit

1 organizations or public agencies to cover direct costs
2 (other than purchase price) incurred in purchasing
3 projects pursuant to section 502(c)(5)(C) of the Act: *Pro-*
4 *vided further*, That of this amount not less than
5 \$2,030,000 is available for newly constructed units fi-
6 nanced by section 515 of the Housing Act of 1949, and
7 not less than \$3,400,000 is for newly constructed units
8 financed under sections 514 and 516 of the Housing Act
9 of 1949: *Provided further*, That rental assistance agree-
10 ments entered into or renewed during the current fiscal
11 year shall be funded for a one-year period: *Provided fur-*
12 *ther*, That any unexpended balances remaining at the end
13 of such one-year agreements may be transferred and used
14 for the purposes of any debt reduction; maintenance, re-
15 pair, or rehabilitation of any existing projects; preserva-
16 tion; and rental assistance activities authorized under title
17 V of the Act: *Provided further*, That rental assistance pro-
18 vided under agreements entered into prior to fiscal year
19 2009 for a farm labor multi-family housing project fi-
20 nanced under section 514 or 516 of the Act may not be
21 recaptured for use in another project until such assistance
22 has remained unused for a period of 12 consecutive
23 months, if such project has a waiting list of tenants seek-
24 ing such assistance or the project has rental assistance
25 eligible tenants who are not receiving such assistance: *Pro-*

1 *vided further*, That such recaptured rental assistance shall,
2 to the extent practicable, be applied to another farm labor
3 multi-family housing project financed under section 514
4 or 516 of the Act.

5 MULTI-FAMILY HOUSING REVITALIZATION PROGRAM

6 ACCOUNT

7 For the rural housing voucher program as authorized
8 under section 542 of the Housing Act of 1949, but not-
9 withstanding subsection (b) of such section, for the cost
10 to conduct a housing demonstration program to provide
11 revolving loans for the preservation of low-income multi-
12 family housing projects, and for additional costs to con-
13 duct a demonstration program for the preservation and
14 revitalization of multi-family rental housing properties de-
15 scribed in this paragraph, \$27,714,000, to remain avail-
16 able until expended: *Provided*, That of the funds made
17 available under this heading, \$4,965,000 shall be available
18 for rural housing vouchers to any low-income household
19 (including those not receiving rental assistance) residing
20 in a property financed with a section 515 loan which has
21 been prepaid after September 30, 2005: *Provided further*,
22 That the amount of such voucher shall be the difference
23 between comparable market rent for the section 515 unit
24 and the tenant paid rent for such unit: *Provided further*,
25 That funds made available for such vouchers shall be sub-
26 ject to the availability of annual appropriations: *Provided*

1 *further*, That the Secretary shall, to the maximum extent
2 practicable, administer such vouchers with current regula-
3 tions and administrative guidance applicable to section 8
4 housing vouchers administered by the Secretary of the De-
5 partment of Housing and Urban Development (including
6 the ability to pay administrative costs related to delivery
7 of the voucher funds): *Provided further*, That if the Sec-
8 retary determines that the amount made available for
9 vouchers in this or any other Act is not needed for vouch-
10 ers, the Secretary may use such funds for the demonstra-
11 tion programs for the preservation and revitalization of
12 multi-family rental housing properties described in this
13 paragraph: *Provided further*, That of the funds made avail-
14 able under this heading, \$2,889,000 shall be available for
15 the cost of loans to private non-profit organizations, or
16 such non-profit organizations' affiliate loan funds and
17 State and local housing finance agencies, to carry out a
18 housing demonstration program to provide revolving loans
19 for the preservation of low-income multi-family housing
20 projects: *Provided further*, That loans under such dem-
21 onstration program shall have an interest rate of not more
22 than 1 percent direct loan to the recipient: *Provided fur-*
23 *ther*, That the Secretary may defer the interest and prin-
24 cipal payment to the Rural Housing Service for up to 3
25 years and the term of such loans shall not exceed 30 years:

1 *Provided further*, That of the funds made available under
2 this heading, \$19,860,000 shall be available for a dem-
3 onstration program for the preservation and revitalization
4 of the section 514, 515, and 516 multi-family rental hous-
5 ing properties to restructure existing USDA multi-family
6 housing loans, as the Secretary deems appropriate, ex-
7 pressly for the purposes of ensuring the project has suffi-
8 cient resources to preserve the project for the purpose of
9 providing safe and affordable housing for low-income resi-
10 dents and farm laborers including reducing or eliminating
11 interest; deferring loan payments, subordinating, reducing
12 or reamortizing loan debt; and other financial assistance
13 including advances, payments and incentives (including
14 the ability of owners to obtain reasonable returns on in-
15 vestment) required by the Secretary: *Provided further*,
16 That the Secretary shall as part of the preservation and
17 revitalization agreement obtain a restrictive use agreement
18 consistent with the terms of the restructuring: *Provided*
19 *further*, That if the Secretary determines that additional
20 funds for vouchers described in this paragraph are needed,
21 funds for the preservation and revitalization demonstra-
22 tion program may be used for such vouchers: *Provided fur-*
23 *ther*, That the Secretary may use any unobligated funds
24 appropriated for the rural housing voucher program in a
25 prior fiscal year to support information technology activi-

1 ties of the Rural Housing Service to the extent the Sec-
2 retary determines that additional funds are not needed for
3 this fiscal year to provide vouchers described in this para-
4 graph: *Provided further*, That if Congress enacts legisla-
5 tion to permanently authorize a section 515 multi-family
6 rental housing loan restructuring program similar to the
7 demonstration program described herein, the Secretary
8 may use funds made available for the demonstration pro-
9 gram under this heading to carry out such legislation with
10 the prior approval of the Committees on Appropriations
11 of both Houses of Congress.

12 MUTUAL AND SELF-HELP HOUSING GRANTS

13 For grants and contracts pursuant to section
14 523(b)(1)(A) of the Housing Act of 1949 (42 U.S.C.
15 1490c), \$38,727,000, to remain available until expended:
16 *Provided*, That of the total amount appropriated,
17 \$1,000,000 shall be available through June 30, 2009, for
18 authorized empowerment zones and enterprise commu-
19 nities and communities designated by the Secretary of Ag-
20 riculture as Rural Economic Area Partnership Zones.

21 RURAL HOUSING ASSISTANCE GRANTS

22 (INCLUDING TRANSFER OF FUNDS)

23 For grants and contracts for very low-income housing
24 repair, supervisory and technical assistance, compensation
25 for construction defects, and rural housing preservation
26 made by the Rural Housing Service, as authorized by 42

1 U.S.C. 1474, 1479(c), 1490e, and 1490m, \$41,500,000,
2 to remain available until expended: *Provided*, That of the
3 total amount appropriated, \$1,200,000 shall be available
4 through June 30, 2009, for authorized empowerment
5 zones and enterprise communities and communities des-
6 ignated by the Secretary of Agriculture as Rural Economic
7 Area Partnership Zones: *Provided further*, That any bal-
8 ances to carry out a housing demonstration program to
9 provide revolving loans for the preservation of low-income
10 multi-family housing projects as authorized in Public Law
11 108-447 and Public Law 109-97 shall be transferred to
12 and merged with the "Rural Housing Service, Multi-fam-
13 ily Housing Revitalization Program Account".

14 FARM LABOR PROGRAM ACCOUNT

15 For the cost of direct loans, grants, and contracts,
16 as authorized by 42 U.S.C. 1484 and 1486, \$18,269,000,
17 to remain available until expended, for direct farm labor
18 housing loans and domestic farm labor housing grants and
19 contracts.

20 RURAL COMMUNITY FACILITIES PROGRAM ACCOUNT

21 (INCLUDING TRANSFERS OF FUNDS)

22 For the cost of direct loans, loan guarantees, and
23 grants for rural community facilities programs as author-
24 ized by section 306 and described in section 381E(d)(1)
25 of the Consolidated Farm and Rural Development Act,
26 \$63,830,000, to remain available until expended: *Pro-*

1 *vided*, That \$6,256,000 of the amount appropriated under
2 this heading shall be available for a Rural Community De-
3 velopment Initiative: *Provided further*, That such funds
4 shall be used solely to develop the capacity and ability of
5 private, nonprofit community-based housing and commu-
6 nity development organizations, low-income rural commu-
7 nities, and Federally Recognized Native American Tribes
8 to undertake projects to improve housing, community fa-
9 cilities, community and economic development projects in
10 rural areas: *Provided further*, That such funds shall be
11 made available to qualified private, nonprofit and public
12 intermediary organizations proposing to carry out a pro-
13 gram of financial and technical assistance: *Provided fur-*
14 *ther*, That such intermediary organizations shall provide
15 matching funds from other sources, including Federal
16 funds for related activities, in an amount not less than
17 funds provided: *Provided further*, That \$10,000,000 of the
18 amount appropriated under this heading shall be to pro-
19 vide grants for facilities in rural communities with extreme
20 unemployment and severe economic depression (Public
21 Law 106-387), with up to 5 percent for administration
22 and capacity building in the State rural development of-
23 fices: *Provided further*, That \$3,972,000 of the amount ap-
24 propriated under this heading shall be available for com-
25 munity facilities grants to tribal colleges, as authorized by

1 section 306(a)(19) of such Act: *Provided further*, That not
2 to exceed \$1,000,000 of the amount appropriated under
3 this heading shall be available through June 30, 2009, for
4 authorized empowerment zones and enterprise commu-
5 nities and communities designated by the Secretary of Ag-
6 riculture as Rural Economic Area Partnership Zones for
7 the rural community programs described in section
8 381E(d)(1) of the Consolidated Farm and Rural Develop-
9 ment Act: *Provided further*, That sections 381E–H and
10 381N of the Consolidated Farm and Rural Development
11 Act are not applicable to the funds made available under
12 this heading: *Provided further*, That any prior balances in
13 the Rural Development, Rural Community Advancement
14 Program account for programs authorized by section 306
15 and described in section 381E(d)(1) of such Act be trans-
16 ferred and merged with this account and any other prior
17 balances from the Rural Development, Rural Community
18 Advancement Program account that the Secretary deter-
19 mines is appropriate to transfer.

20 RURAL BUSINESS—COOPERATIVE SERVICE

21 RURAL BUSINESS PROGRAM ACCOUNT

22 (INCLUDING TRANSFERS OF FUNDS)

23 For the cost of loan guarantees and grants, for the
24 rural business development programs authorized by sec-
25 tions 306 and 310B and described in sections 310B(f) and
26 381E(d)(3) of the Consolidated Farm and Rural Develop-

1 ment Act, \$87,385,000, to remain available until ex-
2 pended: *Provided*, That of the amount appropriated under
3 this heading, not to exceed \$500,000 shall be made avail-
4 able for a grant to a qualified national organization to pro-
5 vide technical assistance for rural transportation in order
6 to promote economic development and \$2,979,000 shall be
7 for grants to the Delta Regional Authority (7 U.S.C. 1921
8 et seq.) for any Rural Community Advancement Program
9 purpose as described in section 381E(d) of the Consoli-
10 dated Farm and Rural Development Act, of which not
11 more than 5 percent may be used for administrative ex-
12 penses: *Provided further*, That \$4,000,000 of the amount
13 appropriated under this heading shall be for business
14 grants to benefit Federally Recognized Native American
15 Tribes, including \$250,000 for a grant to a qualified na-
16 tional organization to provide technical assistance for
17 rural transportation in order to promote economic develop-
18 ment: *Provided further*, That not to exceed \$8,300,000 of
19 the amount appropriated under this heading shall be avail-
20 able through June 30, 2009, for authorized empowerment
21 zones and enterprise communities and communities des-
22 ignated by the Secretary of Agriculture as Rural Economic
23 Area Partnership Zones for the rural business and cooper-
24 ative development programs described in section
25 381E(d)(3) of the Consolidated Farm and Rural Develop-

1 ment Act: *Provided further*, That sections 381E–H and
2 381N of the Consolidated Farm and Rural Development
3 Act are not applicable to funds made available under this
4 heading: *Provided further*, That any prior balances in the
5 Rural Development, Rural Community Advancement Pro-
6 gram account for programs authorized by sections 306
7 and 310B and described in sections 310B(f) and
8 381E(d)(3) of such Act be transferred and merged with
9 this account and any other prior balances from the Rural
10 Development, Rural Community Advancement Program
11 account that the Secretary determines is appropriate to
12 transfer.

13 RURAL DEVELOPMENT LOAN FUND PROGRAM ACCOUNT
14 (INCLUDING TRANSFER OF FUNDS)

15 For the principal amount of direct loans, as author-
16 ized by the Rural Development Loan Fund (42 U.S.C.
17 9812(a)), \$33,536,000.

18 For the cost of direct loans, \$14,035,000, as author-
19 ized by the Rural Development Loan Fund (42 U.S.C.
20 9812(a)), of which \$1,724,000 shall be available through
21 June 30, 2009, for Federally Recognized Native American
22 Tribes and of which \$3,449,000 shall be available through
23 June 30, 2009, for Mississippi Delta Region counties (as
24 determined in accordance with Public Law 100–460): *Pro-*
25 *vided*, That such costs, including the cost of modifying
26 such loans, shall be as defined in section 502 of the Con-

1 gressional Budget Act of 1974: *Provided further*, That of
2 the total amount appropriated, \$880,000 shall be available
3 through June 30, 2009, for the cost of direct loans for
4 authorized empowerment zones and enterprise commu-
5 nities and communities designated by the Secretary of Ag-
6 riculture as Rural Economic Area Partnership Zones.

7 In addition, for administrative expenses to carry out
8 the direct loan programs, \$4,853,000 shall be transferred
9 to and merged with the appropriation for “Rural Develop-
10 ment, Salaries and Expenses”.

11 RURAL ECONOMIC DEVELOPMENT LOANS PROGRAM

12 ACCOUNT

13 (INCLUDING RESCISSION OF FUNDS)

14 For the principal amount of direct loans, as author-
15 ized under section 313 of the Rural Electrification Act,
16 for the purpose of promoting rural economic development
17 and job creation projects, \$33,077,000.

18 Of the funds derived from interest on the cushion of
19 credit payments, as authorized by section 313 of the Rural
20 Electrification Act of 1936, \$20,000,000 shall not be obli-
21 gated and \$20,000,000 are rescinded.

22 RURAL COOPERATIVE DEVELOPMENT GRANTS

23 For rural cooperative development grants authorized
24 under section 310B(e) of the Consolidated Farm and
25 Rural Development Act (7 U.S.C. 1932), \$12,636,000, of
26 which \$300,000 shall be for a cooperative research agree-

1 ment with a qualified academic institution to conduct re-
2 search on the national economic impact of all types of co-
3 operatives; and of which \$2,582,000 shall be for coopera-
4 tive agreements for the appropriate technology transfer
5 for rural areas program: *Provided*, That not to exceed
6 \$1,463,000 shall be for cooperatives or associations of co-
7 operatives whose primary focus is to provide assistance to
8 small, socially disadvantaged producers and whose gov-
9 erning board and/or membership is comprised of at least
10 75 percent socially disadvantaged members; and of which
11 \$3,867,000, to remain available until expended, shall be
12 for value-added agricultural product market development
13 grants, as authorized by section 231 of the Agricultural
14 Risk Protection Act of 2000 (7 U.S.C. 1621 note).

15 RURAL EMPOWERMENT ZONES AND ENTERPRISE

16 COMMUNITIES GRANTS

17 For grants in connection with empowerment zones
18 and enterprise communities, \$8,130,000, to remain avail-
19 able until expended, for designated rural empowerment
20 zones and rural enterprise communities, as authorized by
21 the Taxpayer Relief Act of 1997 and the Omnibus Consoli-
22 dated and Emergency Supplemental Appropriations Act,
23 1999 (Public Law 105-277): *Provided*, That the funds
24 provided under this paragraph shall be made available to
25 empowerment zones and enterprise communities in a man-

1 ner and with the same priorities such funds were made
2 available during the 2007 fiscal year.

3 RURAL ENERGY FOR AMERICA PROGRAM

4 For the cost of a program of loan guarantees and
5 grants, under the same terms and conditions as authorized
6 by section 9007 of the Farm Security and Rural Invest-
7 ment Act of 2002 (7 U.S.C. 8107), \$5,000,000: *Provided,*
8 That the cost of loan guarantees, including the cost of
9 modifying such loans, shall be as defined in section 502
10 of the Congressional Budget Act of 1974.

11 RURAL UTILITIES SERVICE

12 RURAL WATER AND WASTE DISPOSAL PROGRAM ACCOUNT

13 (INCLUDING TRANSFERS OF FUNDS)

14 For the cost of direct loans, loan guarantees, and
15 grants for the rural water, waste water, waste disposal,
16 and solid waste management programs authorized by sec-
17 tions 306, 306A, 306C, 306D, and 310B and described
18 in sections 306C(a)(2), 306D, and 381E(d)(2) of the Con-
19 solidated Farm and Rural Development Act,
20 \$556,268,000, to remain available until expended, of
21 which not to exceed \$497,000 shall be available for the
22 rural utilities program described in section 306(a)(2)(B)
23 of such Act, and of which not to exceed \$993,000 shall
24 be available for the rural utilities program described in
25 section 306E of such Act: *Provided,* That \$65,000,000 of
26 the amount appropriated under this heading shall be for

1 loans and grants including water and waste disposal sys-
2 tems grants authorized by 306C(a)(2)(B) and 306D of the
3 Consolidated Farm and Rural Development Act and for
4 Federally-recognized Native American Tribes authorized
5 by 306C(a)(1): *Provided further*, That not to exceed
6 \$19,000,000 of the amount appropriated under this head-
7 ing shall be for technical assistance grants for rural water
8 and waste systems pursuant to section 306(a)(14) of such
9 Act, unless the Secretary makes a determination of ex-
10 treme need, of which \$5,600,000 shall be made available
11 for a grant to a qualified non-profit multi-state regional
12 technical assistance organization, with experience in work-
13 ing with small communities on water and waste water
14 problems, the principal purpose of such grant shall be to
15 assist rural communities with populations of 3,300 or less,
16 in improving the planning, financing, development, oper-
17 ation, and management of water and waste water systems,
18 and of which not less than \$800,000 shall be for a quali-
19 fied national Native American organization to provide
20 technical assistance for rural water systems for tribal com-
21 munities: *Provided further*, That not to exceed
22 \$14,000,000 of the amount appropriated under this head-
23 ing shall be for contracting with qualified national organi-
24 zations for a circuit rider program to provide technical as-
25 sistance for rural water systems: *Provided further*, That

1 not to exceed \$12,700,000 of the amount appropriated
2 under this heading shall be available through June 30,
3 2009, for authorized empowerment zones and enterprise
4 communities and communities designated by the Secretary
5 of Agriculture as Rural Economic Area Partnership Zones
6 for the rural utilities programs described in section
7 381E(d)(2) of such Act: *Provided further*, That
8 \$17,500,000 of the amount appropriated under this head-
9 ing shall be transferred to, and merged with, the rural — CAPS
CAPS — 10 utilities service, High Energy Cost Grants Account to pro-
11 vide grants authorized under section 19 of the Rural Elec-
12 trification Act of 1936 (7 U.S.C. 918a): *Provided further*,
13 That any prior year balances for high cost energy grants
14 authorized by section 19 of the Rural Electrification Act
15 of 1936 (7 U.S.C. 901(19)) shall be transferred to and
CAPS — 16 merged with the rural utilities service, High Energy Costs
17 Grants Account: *Provided further*, That sections 381E–H
18 and 381N of the Consolidated Farm and Rural Develop-
19 ment Act are not applicable to the funds made available
20 under this heading: *Provided further*, That any prior bal-
21 ances in the Rural Development, Rural Community Ad-
22 vancement Program account programs authorized by sec-
23 tions 306, 306A, 306C, 306D, and 310B and described
24 in sections 306C(a)(2), 306D, and 381E(d)(2) of such Act
25 be transferred) and merged with this account and any (to

1 other prior balances from the Rural Development, Rural
2 Community Advancement Program account that the Sec-
3 retary determines is appropriate to transfer.

4 RURAL ELECTRIFICATION AND TELECOMMUNICATIONS

5 LOANS PROGRAM ACCOUNT

6 (INCLUDING TRANSFER OF FUNDS)

7 The principal amount of direct and guaranteed loans
8 as authorized by section 305 of the Rural Electrification
9 Act of 1936 (7 U.S.C. 935) shall be made as follows: 5
10 percent rural electrification loans, \$100,000,000; loans
11 made pursuant to section 306 of that Act, rural electric,
12 \$6,500,000,000; 5 percent rural telecommunications
13 loans, \$145,000,000; cost of money rural telecommuni-
14 cations loans, \$250,000,000; and for loans made pursuant
15 to section 306 of that Act, rural telecommunications loans,
16 \$295,000,000.

17 For the cost, as defined in section 502 of the Con-
18 gressional Budget Act of 1974, including the cost of modi-
19 fying loans, of direct and guaranteed loans authorized by
20 sections 305 and 306 of the Rural Electrification Act of
21 1936 (7 U.S.C. 935 and 936), as follows: the cost of tele-
22 communications loans, \$525,000: *Provided*, That notwith-
23 standing section 305(d)(2) of the Rural Electrification Act
24 of 1936, borrower interest rates may exceed 7 percent per
25 year.

1 gramming through the use of high-definition broadcast,
2 multi-casting and datacasting technologies.

3 For the cost of broadband loans, as authorized by
4 section 601 of the Rural Electrification Act, \$15,619,000,
5 to remain available until expended: *Provided*, That the
6 cost of direct loans shall be as defined in section 502 of
7 the Congressional Budget Act of 1974: *Provided further*,
8 That of the unobligated balances available for the cost of
9 the broadband loans, \$6,404,000 are rescinded.

10 In addition, \$13,406,000, to remain available until
11 expended, for a grant program to finance broadband
12 transmission in rural areas eligible for Distance Learning
13 and Telemedicine Program benefits authorized by 7
14 U.S.C. 950aaa.

15 TITLE IV

16 DOMESTIC FOOD PROGRAMS

17 OFFICE OF THE UNDER SECRETARY FOR FOOD,

18 NUTRITION AND CONSUMER SERVICES

19 For necessary expenses of the Office of the Under
20 Secretary for Food, Nutrition and Consumer Services,
21 \$610,000.

22 FOOD AND NUTRITION SERVICE

23 CHILD NUTRITION PROGRAMS

24 (INCLUDING TRANSFERS OF FUNDS)

25 In lieu of the amounts made available in section
26 14222(b) of the Food, Conservation, and Energy Act of

1 2008, for necessary expenses to carry out the Richard B.
2 Russell National School Lunch Act (42 U.S.C. 1751 et
3 seq.), except section 21, and the Child Nutrition Act of
4 1966 (42 U.S.C. 1771 et seq.), except sections 17 and
5 21; \$14,951,911,000, to remain available through Sep-
6 tember 30, 2010, of which \$8,496,109,000 is hereby ap-
7 propriated and \$6,455,802,000 shall be derived by trans-
8 fer from funds available under section 32 of the Act of
9 August 24, 1935 (7 U.S.C. 612e).

10 SPECIAL SUPPLEMENTAL NUTRITION PROGRAM FOR
11 WOMEN, INFANTS, AND CHILDREN (WIC)

12 For necessary expenses to carry out the special sup-
13 plemental nutrition program as authorized by section 17
14 of the Child Nutrition Act of 1966 (42 U.S.C. 1786),
15 \$6,860,000,000, to remain available through September
16 30, 2010, of which such sums as are necessary to restore
17 the contingency reserve to \$125,000,000 shall be placed
18 in reserve, to remain available until expended, to be allo-
19 cated as the Secretary deems necessary, notwithstanding
20 section 17(i) of such Act, to support participation should
21 cost or participation exceed budget estimates: *Provided*,
22 That of the total amount available, the Secretary shall ob-
23 ligate not less than \$14,850,000 for a breastfeeding sup-
24 port initiative in addition to the activities specified in sec-
25 tion 17(h)(3)(A): *Provided further*, That, notwithstanding
26 section 17(h)(10)(A) of such Act, only the provisions of

1 section 17(h)(10)(B)(i) and section 17(h)(10)(B)(ii) shall
2 be effective in 2009; including \$14,000,000 for the pur-
3 poses specified in section 17(h)(10)(B)(i): *Provided fur-*
4 *ther*, That funds made available for the purposes specified
5 in section 17(h)(10)(B)(ii) shall only be made available
6 upon determination by the Secretary that funds are avail-
7 able to meet caseload requirements without the use of the
8 contingency reserve funds after the date of enactment of
9 this Act: *Provided further*, That hereafter none of the
10 funds in this Act shall be available to pay administrative
11 expenses of WIC clinics except those that have an an-
12 nounced policy of prohibiting smoking within the space
13 used to carry out the program: *Provided further*, That
14 none of the funds provided in this account shall be avail-
15 able for the purchase of infant formula except in accord-
16 ance with the cost containment and competitive bidding
17 requirements specified in section 17 of such Act: *Provided*
18 *further*, That none of the funds provided shall be available
19 for activities that are not fully reimbursed by other Fed-
20 eral Government departments or agencies unless author-
21 ized by section 17 of such Act.

22 SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM

23 For necessary expenses to carry out the Food and
24 Nutrition Act of 2008 (7 U.S.C. 2011 et seq.),
25 \$53,969,246,000, of which \$3,000,000,000, to remain
26 available through September 30, 2010, shall be placed in

1 reserve for use only in such amounts and at such times
2 as may become necessary to carry out program operations:
3 *Provided*, That funds provided herein shall be expended
4 in accordance with section 16 of the Food and Nutrition
5 Act of 2008: *Provided further*, That this appropriation
6 shall be subject to any work registration or workfare re-
7 quirements as may be required by law: *Provided further*,
8 That funds made available for Employment and Training
9 under this heading shall remain available until expended,
10 as authorized by section 16(h)(1) of the Food and Nutri-
11 tion Act of 2008: *Provided further*, That funds made avail-
12 able under this heading may be used to enter into con-
13 tracts and employ staff to conduct studies, evaluations, or
14 to conduct activities related to ~~food stamp program integ-~~
15 rity provided that such activities are authorized by the
16 Food and Nutrition Act of 2008.

17 COMMODITY ASSISTANCE PROGRAM

18 For necessary expenses to carry out disaster assist-
19 ance and the Commodity Supplemental Food Program as
20 authorized by section 4(a) of the Agriculture and Con-
21 sumer Protection Act of 1973 (7 U.S.C. 612c note); the
22 Emergency Food Assistance Act of 1983; special assist-
23 ance for the nuclear affected islands, as authorized by sec-
24 tion 103(f)(2) of the Compact of Free Association Amend-
25 ments Act of 2003 (Public Law 108-188); and the Farm-
26 ers' Market Nutrition Program, as authorized by section

1 17(m) of the Child Nutrition Act of 1966, \$230,800,000,
2 to remain available through September 30, 2010: *Pro-*
3 *vided*, That none of these funds shall be available to reim-
4 burse the Commodity Credit Corporation for commodities
5 donated to the program: *Provided further*, That notwith-
6 standing any other provision of law, effective with funds
7 made available in fiscal year 2009 to support the Seniors
8 Farmers' Market Nutrition Program, as authorized by
9 section 4402 of the Farm Security and Rural Investment
10 Act of 2002, such funds shall remain available through
11 September 30, 2010: *Provided further*, That of the funds
12 made available under section 27(a) of the Food and Nutri-
13 tion Act of 2008 (7 U.S.C. 2036(a)), the Secretary may
14 use up to 10 percent for costs associated with the distribu-
15 tion of commodities.

16 NUTRITION PROGRAMS ADMINISTRATION

17 For necessary administrative expenses of the Food
18 and Nutrition Service for carrying out any domestic nutri-
19 tion assistance program, \$142,595,000.

1 TITLE V
2 FOREIGN ASSISTANCE AND RELATED
3 PROGRAMS
4 FOREIGN AGRICULTURAL SERVICE
5 SALARIES AND EXPENSES
6 (INCLUDING TRANSFERS OF FUNDS)

7 For necessary expenses of the Foreign Agricultural
8 Service, including not to exceed \$158,000 for representa-
9 tion allowances and for expenses pursuant to section 8 of
10 the Act approved August 3, 1956 (7 U.S.C. 1766),
11 \$165,436,000: *Provided*, That the Service may utilize ad-
12 vances of funds, or reimburse this appropriation for ex-
13 penditures made on behalf of Federal agencies, public and
14 private organizations and institutions under agreements
15 executed pursuant to the agricultural food production as-
16 sistance programs (7 U.S.C. 1737) and the foreign assist-
17 ance programs of the United States Agency for Inter-
18 national Development: *Provided further*, That funds made
19 available for the cost of agreements under title I of the
20 Agricultural Trade Development and Assistance Act of
21 1954 and for title I ocean freight differential may be used
22 interchangeably between the two accounts with prior no-
23 tice to the Committees on Appropriations of both Houses
24 of Congress.

1 PUBLIC LAW 480 TITLE I DIRECT CREDIT AND FOOD FOR
2 PROGRESS PROGRAM ACCOUNT
3 (INCLUDING TRANSFERS OF FUNDS)

4 For administrative expenses to carry out the credit
5 program of title I, Public Law 83-480 and the Food for
6 Progress Act of 1985, \$2,736,000, to be transferred to
7 and merged with the appropriation for "Farm Service
8 Agency, Salaries and Expenses".

9 PUBLIC LAW 480 TITLE II GRANTS

10 For expenses during the current fiscal year, not oth-
11 erwise recoverable, and unrecovered prior years' costs, in-
12 cluding interest thereon, under the Food for Peace Act,
13 for commodities supplied in connection with dispositions
14 abroad under title II of said Act, \$1,225,900,000, to re-
15 main available until expended.

16 COMMODITY CREDIT CORPORATION EXPORT LOANS
17 PROGRAM ACCOUNT
18 (INCLUDING TRANSFERS OF FUNDS)

19 For administrative expenses to carry out the Com-
20 modity Credit Corporation's export guarantee program,
21 GSM 102 and GSM 103, \$5,333,000; to cover common
22 overhead expenses as permitted by section 11 of the Com-
23 modity Credit Corporation Charter Act and in conformity
24 with the Federal Credit Reform Act of 1990, of which
25 \$4,985,000 shall be transferred to and merged with the
26 appropriation for "Foreign Agricultural Service, Salaries

1 and Expenses”, and of which \$348,000 shall be trans-
2 ferred to and merged with the appropriation for “Farm
3 Service Agency, Salaries and Expenses”.

4 MC GOVERN-DOLE INTERNATIONAL FOOD FOR EDUCATION
5 AND CHILD NUTRITION PROGRAM GRANTS

6 For necessary expenses to carry out the provisions
7 of section 3107 of the Farm Security and Rural Invest-
8 ment Act of 2002 (7 U.S.C. 1736o-1), \$100,000,000, to
9 remain available until expended: *Provided*, That the Com-
10 modity Credit Corporation is authorized to provide the
11 services, facilities, and authorities for the purpose of im-
12 plementing such section, subject to reimbursement from
13 amounts provided herein.

14 TITLE VI
15 RELATED AGENCY AND FOOD AND DRUG
16 ADMINISTRATION
17 DEPARTMENT OF HEALTH AND HUMAN
18 SERVICES
19 FOOD AND DRUG ADMINISTRATION
20 SALARIES AND EXPENSES

21 For necessary expenses of the Food and Drug Ad-
22 ministration, including hire and purchase of passenger
23 motor vehicles; for payment of space rental and related
24 costs pursuant to Public Law 92-313 for programs and
25 activities of the Food and Drug Administration which are
26 included in this Act; for rental of special purpose space

1 in the District of Columbia or elsewhere; for miscellaneous
2 and emergency expenses of enforcement activities, author-
3 ized and approved by the Secretary and to be accounted
4 for solely on the Secretary's certificate, not to exceed
5 \$25,000; and notwithstanding section 521 of Public Law
6 107-188; \$2,622,267,000, of which \$7,641,000 shall be
7 for the purposes, and in the amounts, specified in the final
8 paragraph under "Food and Drug Administration, Sala-
9 ries and Expenses" in the explanatory statement described
10 in section 4 (in the matter preceding division A of this
11 consolidated Act): *Provided*, That of the amount provided
12 under this heading, \$510,665,000 shall be derived from
13 prescription drug user fees authorized by 21 U.S.C. 379h
14 shall be credited to this account and remain available until
15 expended, and shall not include any fees pursuant to 21
16 U.S.C. 379h(a)(2) and (a)(3) assessed for fiscal year 2010
17 but collected in fiscal year 2009; \$52,547,000 shall be de-
18 rived from medical device user fees authorized by 21
19 U.S.C. 379j, and shall be credited to this account and re-
20 main available until expended; \$15,260,000 shall be de-
21 rived from animal drug user fees authorized by 21 U.S.C.
22 379j, and shall be credited to this account and remain
23 available until expended; and \$4,831,000 shall be derived
24 from animal generic drug user fees authorized by 21
25 U.S.C. 379f, and shall be credited to this account and

1 shall remain available until expended: *Provided further*,
2 That fees derived from prescription drug, medical device,
3 animal drug, and animal generic drug assessments for fis-
4 cal year 2009 received during fiscal year 2009, including
5 any such fees assessed prior to fiscal year 2009 but cred-
6 ited for fiscal year 2009, shall be subject to the fiscal year
7 2009 limitations: *Provided further*, That none of these
8 funds shall be used to develop, establish, or operate any
9 program of user fees authorized by 31 U.S.C. 9701: *Pro-*
10 *vided further*, That of the total amount appropriated: (1)
11 \$648,722,000 shall be for the Center for Food Safety and
12 Applied Nutrition and related field activities in the Office
13 of Regulatory Affairs; (2) \$777,437,000 shall be for the
14 Center for Drug Evaluation and Research and related
15 field activities in the Office of Regulatory Affairs, of which
16 no less than \$41,358,000 shall be available for the Office
17 of Generic Drugs; (3) \$271,490,000 shall be for the Cen-
18 ter for Biologics Evaluation and Research and for related
19 field activities in the Office of Regulatory Affairs; (4)
20 \$134,344,000 shall be for the Center for Veterinary Medi-
21 cine and for related field activities in the Office of Regu-
22 latory Affairs; (5) \$310,547,000 shall be for the Center
23 for Devices and Radiological Health and for related field
24 activities in the Office of Regulatory Affairs; (6)
25 \$52,511,000 shall be for the National Center for Toxi-

1 cological Research; (7) not to exceed \$111,758,000 shall
2 be for Rent and Related activities, of which \$41,281,000
3 is for White Oak Consolidation, other than the amounts
4 paid to the General Services Administration for rent; (8)
5 not to exceed \$155,425,000 shall be for payments to the
6 General Services Administration for rent; and (9)
7 \$160,033,000 shall be for other activities, including the
8 Office of the Commissioner; the Office of Scientific and
9 Medical Programs; the Office of Policy, Planning and Pre-
10 paredness; the Office of International and Special Pro-
11 grams; the Office of Operations; and central services for
12 these offices: *Provided further*, That none of the funds
13 made available under this heading shall be used to trans-
14 fer funds under section 770(n) of the Federal Food, Drug,
15 and Cosmetic Act (21 U.S.C. 379dd): *Provided further*,
16 That funds may be transferred from one specified activity
17 to another with the prior approval of the Committees on
18 Appropriations of both Houses of Congress.

19 In addition, mammography user fees authorized by
20 42 U.S.C. 263b, export certification user fees authorized
21 by 21 U.S.C. 381, and priority review user fees authorized
22 by 21 U.S.C. 360n may be credited to this account, to
23 remain available until expended.

24 BUILDINGS AND FACILITIES

25 For plans, construction, repair, improvement, exten-
26 sion, alteration, and purchase of fixed equipment or facili-

1 ties of or used by the Food and Drug Administration,
2 where not otherwise provided, \$12,433,000, to remain
3 available until expended.

4 INDEPENDENT AGENCY

5 FARM CREDIT ADMINISTRATION

6 LIMITATION ON ADMINISTRATIVE EXPENSES

7 Not to exceed \$49,000,000 (from assessments col-
8 lected from farm credit institutions, including the Federal
9 Agricultural Mortgage Corporation) shall be obligated
10 during the current fiscal year for administrative expenses
11 as authorized under 12 U.S.C. 2249: *Provided*, That this
12 limitation shall not apply to expenses associated with re-
13 ceiverships.

14 TITLE VII

15 GENERAL PROVISIONS

16 (INCLUDING RESCISSION AND TRANSFERS OF FUNDS)

17 SEC. 701. Within the unit limit of cost fixed by law,
18 appropriations and authorizations made for the Depart-
19 ment of Agriculture for the current fiscal year under this
20 Act shall be available for the purchase, in addition to those
21 specifically provided for, of not to exceed 327 passenger
22 motor vehicles, of which 315 shall be for replacement only,
23 and for the hire of such vehicles.

24 SEC. 702. New obligational authority provided for the
25 following appropriation items in this Act shall remain

1 available until expended: Food Safety and Inspection Serv-
2 ice, Public Health Data Communication Infrastructure
3 System; [~~Cooperative State Research, Education, and Ex-~~
4 ~~tension Service, funds for competitive research grants (7~~
5 ~~U.S.C. 450i(b)), and funds for the Native American Insti-~~
6 ~~tutions Endowment Fund.] Farm Service Agency, salaries
7 and expenses funds made available to county committees;
8 Foreign Agricultural Service, middle-income country
9 training program, and up to \$2,000,000 of the Foreign
10 Agricultural Service appropriation solely for the purpose
11 of offsetting fluctuations in international currency ex-
12 change rates, subject to documentation by the Foreign Ag-
13 ricultural Service.~~

14 SEC. 703. The Secretary of Agriculture may transfer
15 unobligated balances of discretionary funds appropriated
16 by this Act or other available unobligated discretionary
17 balances of the Department of Agriculture to the Working
18 Capital Fund for the acquisition of plant and capital
19 equipment necessary for the financial management mod-
20 ernization initiative and the delivery of financial, adminis-
21 trative, and information technology services of primary
22 benefit to the agencies of the Department of Agriculture:
23 *Provided*, That none of the funds made available by this
24 Act or any other Act shall be transferred to the Working
25 Capital Fund without the prior approval of the agency ad-

1 administrator: *Provided further*, That none of the funds
2 transferred to the Working Capital Fund pursuant to this
3 section shall be available for obligation without the prior
4 approval of the Committees on Appropriations of both
5 Houses of Congress: *Provided further*, That none of the
6 funds appropriated by this Act or made available to the
7 Department's Working Capital Fund shall be available for
8 obligation or expenditure to make any changes to the De-
9 partment's National Finance Center without prior ap-
10 proval of the Committees on Appropriations of both
11 Houses of Congress as required by section 712 of this Act.

12 SEC. 704. No part of any appropriation contained in
13 this Act shall remain available for obligation beyond the
14 current fiscal year unless expressly so provided herein.

15 SEC. 705. No funds appropriated by this Act may be
16 used to pay negotiated indirect cost rates on cooperative
17 agreements or similar arrangements between the United
18 States Department of Agriculture and nonprofit institu-
19 tions in excess of 10 percent of the total direct cost of
20 the agreement when the purpose of such cooperative ar-
21 rangements is to carry out programs of mutual interest
22 between the two parties. This does not preclude appro-
23 priate payment of indirect costs on grants and contracts
24 with such institutions when such indirect costs are com-

1 puted on a similar basis for all agencies for which appro-
2 priations are provided in this Act.

3 SEC. 706. Appropriations to the Department of Agri-
4 culture for the cost of direct and guaranteed loans made
5 available in the current fiscal year shall remain available
6 until expended to disburse obligations made in the current
7 fiscal year for the following accounts: the Rural Develop-
8 ment Loan Fund program account, the Rural Electrifica-
9 tion and Telecommunication Loans program account, and
10 the Rural Housing Insurance Fund program account.

11 SEC. 707. Of the funds made available by this Act,
12 not more than \$1,800,000 shall be used to cover necessary
13 expenses of activities related to all advisory committees,
14 panels, commissions, and task forces of the Department
15 of Agriculture, except for panels used to comply with nego-
16 tiated rule makings and panels used to evaluate competi-
17 tively awarded grants.

18 SEC. 708. None of the funds appropriated by this Act
19 may be used to carry out section 410 of the Federal Meat
20 Inspection Act (21 U.S.C. 679a) or section 30 of the Poul-
21 try Products Inspection Act (21 U.S.C. 471).

22 SEC. 709. No employee of the Department of Agri-
23 culture may be detailed or assigned from an agency or
24 office funded by this Act to any other agency or office
25 of the Department for more than 30 days unless the indi-

1 vidual's employing agency or office is fully reimbursed by
2 the receiving agency or office for the salary and expenses
3 of the employee for the period of assignment.

4 SEC. 710. None of the funds appropriated or other-
5 wise made available to the Department of Agriculture or
6 the Food and Drug Administration shall be used to trans-
7 mit or otherwise make available to any non-Department
8 of Agriculture or non-Department of Health and Human
9 Services employee questions or responses to questions that
10 are a result of information requested for the appropria-
11 tions hearing process.

12 SEC. 711. None of the funds made available to the
13 Department of Agriculture by this Act may be used to ac-
14 quire new information technology systems or significant
15 upgrades, as determined by the Office of the Chief Infor-
16 mation Officer, without the approval of the Chief Informa-
17 tion Officer and the concurrence of the Executive Informa-
18 tion Technology Investment Review Board: *Provided*, That
19 notwithstanding any other provision of law, none of the
20 funds appropriated or otherwise made available by this
21 Act may be transferred to the Office of the Chief Informa-
22 tion Officer without the prior approval of the Committees
23 on Appropriations of both Houses of Congress: *Provided*
24 *further*, That none of the funds available to the Depart-
25 ment of Agriculture for information technology shall be

1 obligated for projects over \$25,000 prior to receipt of writ-
2 ten approval by the Chief Information Officer.

3 SEC. 712. (a) None of the funds provided by this Act,
4 or provided by previous Appropriations Acts to the agen-
5 cies funded by this Act that remain available for obligation
6 or expenditure in the current fiscal year, or provided from
7 any accounts in the Treasury of the United States derived
8 by the collection of fees available to the agencies funded
9 by this Act, shall be available for obligation or expenditure
10 through a reprogramming of funds which—

11 (1) creates new programs;

12 (2) eliminates a program, project, or activity;

13 (3) increases funds or personnel by any means
14 for any project or activity for which funds have been
15 denied or restricted;

16 (4) relocates an office or employees;

17 (5) reorganizes offices, programs, or activities;

18 or

19 (6) contracts out or privatizes any functions or
20 activities presently performed by Federal employees;
21 unless the Committees on Appropriations of both
22 Houses of Congress are notified 15 days in advance
23 of such reprogramming of funds.

24 (b) None of the funds provided by this Act, or pro-
25 vided by previous Appropriations Acts to the agencies

1 funded by this Act that remain available for obligation or
2 expenditure in the current fiscal year, or provided from
3 any accounts in the Treasury of the United States derived
4 by the collection of fees available to the agencies funded
5 by this Act, shall be available for obligation or expenditure
6 for activities, programs, or projects through a reprogram-
7 ming of funds in excess of \$500,000 or 10 percent, which-
8 ever is less, that: (1) augments existing programs,
9 projects, or activities; (2) reduces by 10 percent funding
10 for any existing program, project, or activity, or numbers
11 of personnel by 10 percent as approved by Congress; or
12 (3) results from any general savings from a reduction in
13 personnel which would result in a change in existing pro-
14 grams, activities, or projects as approved by Congress; un-
15 less the Committees on Appropriations of both Houses of
16 Congress are notified 15 days in advance of such re-
17 programming of funds.

18 (c) The Secretary of Agriculture or the Secretary of
19 Health and Human Services shall notify the Committees
20 on Appropriations of both Houses of Congress before im-
21 plementing a program or activity not carried out during
22 the previous fiscal year unless the program or activity is
23 funded by this Act or specifically funded by any other Act.

24 SEC. 713. None of the funds appropriated by this or
25 any other Act shall be used to pay the salaries and ex-

1 penses of personnel who prepare or submit appropriations
2 language as part of the President's Budget submission to
3 the Congress of the United States for programs under the
4 jurisdiction of the Appropriations Subcommittees on Agri-
5 culture, Rural Development, Food and Drug Administra-
6 tion, and Related Agencies that assumes revenues or re-
7 flects a reduction from the previous year due to user fees
8 proposals that have not been enacted into law prior to the
9 submission of the Budget unless such Budget submission
10 identifies which additional spending reductions should
11 occur in the event the user fees proposals are not enacted
12 prior to the date of the convening of a committee of con-
13 ference for the fiscal year 2010 appropriations Act.

14 SEC. 714. None of the funds made available by this
15 or any other Act may be used to close or relocate a Rural
16 Development office unless or until the Secretary of Agri-
17 culture determines the cost effectiveness and/or enhance-
18 ment of program delivery: *Provided*, That not later than
19 120 days before the date of the proposed closure or reloca-
20 tion, the Secretary notifies the Committees on Appropria-
21 tion of the House and Senate, and the members of Con-
22 gress from the State in which the office is located of the
23 proposed closure or relocation and provides a report that
24 describes the justifications for such closures and reloca-
25 tions.

1 SEC. 715. None of the funds made available to the
2 Food and Drug Administration by this Act shall be used
3 to close or relocate, or to plan to close or relocate, the
4 Food and Drug Administration Division of Pharma-
5 ceutical Analysis in St. Louis, Missouri, outside the city
6 or county limits of St. Louis, Missouri.

7 SEC. 716. There is hereby appropriated \$434,000, to
8 remain available until expended, for the Denali Commis-
9 sion to address deficiencies in solid waste disposal sites
10 which threaten to contaminate rural drinking water sup-
11 plies.

12 SEC. 717. None of the funds appropriated or other-
13 wise made available by this or any other Act shall be used
14 to pay the salaries and expenses of personnel to carry out
15 an environmental quality incentives program authorized
16 by chapter 4 of subtitle D of title XII of the Food Security
17 Act of 1985 (16 U.S.C. 3839aa, et seq.) in excess of
18 \$1,067,000,000.

19 SEC. 718. None of the funds made available in fiscal
20 year 2009 or preceding fiscal years for programs author-
21 ized under the Food for Peace Act (7 U.S.C. 1691 et seq.)
22 in excess of \$20,000,000 shall be used to reimburse the
23 Commodity Credit Corporation for the release of eligible
24 commodities under section 302(f)(2)(A) of the Bill Emer-
25 son Humanitarian Trust Act (7 U.S.C. 1736f-1): *Pro-*

1 *vided*, That any such funds made available to reimburse
2 the Commodity Credit Corporation shall only be used pur-
3 suant to section 302(b)(2)(B)(i) of the Bill Emerson Hu-
4 manitarian Trust Act.

5 SEC. 719. No funds shall be used to pay salaries and
6 expenses of the Department of Agriculture to carry out
7 or administer the program authorized by section 14(h)(1)
8 of the Watershed Protection and Flood Prevention Act (16
9 U.S.C. 1012(h)(1)).

10 SEC. 720. Funds made available under section 1240I
11 and section 1241(a) of the Food Security Act of 1985 and
12 section 524(b) of the Federal Crop Insurance Act (7
13 U.S.C. 1524(b)) in the current fiscal year shall remain
14 available until expended to disburse obligations made in
15 the current fiscal year.

16 SEC. 721. Unless otherwise authorized by existing
17 law, none of the funds provided in this Act, may be used
18 by an executive branch agency to produce any pre-
19 packaged news story intended for broadcast or distribution
20 in the United States unless the story includes a clear noti-
21 fication within the text or audio of the prepackaged news
22 story that the prepackaged news story was prepared or
23 funded by that executive branch agency.

24 SEC. 722. Notwithstanding any other provision of
25 law, any former RUS borrower that has repaid or prepaid

1 an insured, direct or guaranteed loan under the Rural
2 Electrification Act, or any not-for-profit utility that is eli-
3 gible to receive an insured or direct loan under such Act,
4 shall be eligible for assistance under section 313(b)(2)(B)
5 of such Act in the same manner as a borrower under such
6 Act.

7 SEC. 723. None of the funds appropriated or other-
8 wise made available by this or any other Act shall be used
9 to pay the salaries and expenses of personnel to carry out
10 a program under subsection (b)(2)(A)(i) of section 14222
11 of Public Law 110-246 in excess of \$1,071,530,000: *Pro-*
12 *vided*, That none of the funds made available in this Act
13 or any other Act shall be used for salaries and expenses
14 to carry out section 19(i)(1)(B) of the Richard B. Russell
15 National School Lunch Act as amended by section 4304
16 of Public Law 110-246 in excess of \$16,000,000 until Oc-
17 tober 1, 2009: *Provided further*, of the unobligated bal-
18 ances under section 32 of the Act of August 24, 1935,
19 \$293,530,000 are hereby rescinded.

20 SEC. 724. Notwithstanding any other provision of
21 law, the Secretary of Agriculture is authorized to make
22 funding and other assistance available through the emer-
23 gency watershed protection program under section 403 of
24 the Agricultural Credit Act of 1978 (16 U.S.C. 2203) to
25 repair and prevent damage to non-Federal land in water-

1 sheds that have been impaired by fires initiated by the
2 Federal Government and shall waive cost sharing require-
3 ments for the funding and assistance.

4 SEC. 725. There is hereby appropriated \$3,497,000,
5 to remain available until expended, for a grant to the Na-
6 tional Center for Natural Products Research for construc-
7 tion or renovation to carry out the research objectives of
8 the natural products research grant issued by the Food
9 and Drug Administration.

10 SEC. 726. There is hereby appropriated \$469,000, to
11 remain available until expended, for the planning and de-
12 sign of construction of an agriculture pest facility in the
13 State of Hawaii.

14 SEC. 727. None of the funds made available in this
15 Act may be used to establish or implement a rule allowing
16 poultry products to be imported into the United States
17 from the People's Republic of China.

18 SEC. 728. There is hereby appropriated \$794,000 to
19 the Farm Service Agency to carry out a pilot program to
20 demonstrate the use of new technologies that increase the
21 rate of growth of re-forested hardwood trees on private
22 non-industrial forests lands, enrolling lands on the coast
23 of the Gulf of Mexico that were damaged by Hurricane
24 Katrina in 2005.

1 SEC. 729. None of the funds made available to the
2 Department of Agriculture in this Act may be used to im-
3 plement the risk-based inspection program in the 30 pro-
4 totype locations announced on February 22, 2007, by the
5 Under Secretary for Food Safety, or at any other loca-
6 tions, until the USDA Office of Inspector General has pro-
7 vided its findings to the Food Safety and Inspection Serv-
8 ice and the Committees on Appropriations of the House
9 of Representatives and the Senate on the data used in sup-
10 port of the development and design of the risk-based in-
11 spection program and FSIS has addressed and resolved
12 issues identified by OIG.

13 SEC. 730. Notwithstanding any other provision of
14 law, and until receipt of the decennial Census in the year
15 2010, the Secretary of Agriculture shall consider—

16 (1) the City of Palmview, Texas; the City of
17 Pharr, Texas; the City of Hidalgo, Texas; the City
18 of Alton, Texas; the City of La Joya, Texas; the
19 City of Penitas, Texas; the City of Schertz, Texas;
20 the City of Converse, Texas; the City of Cibolo,
21 Texas; and the Township of Bern, Pennsylvania (in-
22 cluding individuals and entities with projects within
23 the cities), eligible for loans and grants funded
24 through the Rural Business Program account;

1 (2) the County of Nueces, Texas (including in-
2 dividuals and entities with projects within the coun-
3 ty), eligible under the Business and Industry Loan
4 Guarantee Program for the purposes of financing a
5 beef processing facility;

6 (3) the City of Asheboro, North Carolina (in-
7 cluding individuals and entities with projects within
8 the city), eligible for loans and grants funded
9 through the Rural Community Facilities Program
10 account;

11 (4) the City of Healdsburg, California; the City
12 of Imperial, California; the City of Havelock, North
13 Carolina; and the City of Newton, North Carolina
14 (including individuals and entities with projects
15 within the cities), eligible for loans and grants fund-
16 ed through the Rural Water and Waste Disposal
17 Program account; and

18 (5) the City of Aptos, California (including indi-
19 viduals and entities with projects within the city), el-
20 igible for loans and grants funded under the housing
21 programs of the Rural Housing Service.

22 SEC. 731. There is hereby appropriated \$2,347,000
23 for section 4404 of Public Law 107-171.

24 SEC. 732. Notwithstanding any other provision of
25 law, there is hereby appropriated:

1 (1) \$1,877,000 of which \$1,408,000 shall be for
2 a grant to the Wisconsin Department of Agriculture,
3 Trade, and Consumer Protection, and \$469,000
4 shall be for a grant to the Vermont Agency of Agri-
5 culture, Foods, and Markets, as authorized by sec-
6 tion 6402 of the Farm Security and Rural Invest-
7 ment Act of 2002 (7 U.S.C. 1621 note);

8 (2) \$338,000 for a grant to the Wisconsin De-
9 partment of Agriculture, Trade and Consumer Pro-
10 tection; and

11 (3) \$94,000 for a grant to the Graham Avenue
12 Business Improvement District in the State of New
13 York.

14 SEC. 733. Section 382K(c) of the Consolidated Farm
15 and Rural Development Act (7 U.S.C. 2009aa–10(c)) is
16 repealed.

17 SEC. 734. Notwithstanding any other provision of
18 law, the Natural Resources Conservation Service shall pro-
19 vide financial and technical assistance—

20 (1) through the Watershed and Flood Preven-
21 tion Operations program for the Pocasset River
22 Floodplain Management Project in the State of
23 Rhode Island;

24 (2) through the Watershed and Flood Preven-
25 tion Operations program to carry out the East Lo-

1 cusc Creek Watershed Plan Revision in Missouri, in-
2 cluding up to 100 percent of the engineering assist-
3 ance and 75 percent cost share for construction cost
4 of site RW1;

5 (3) through the Watershed and Flood Preven-
6 tion Operations program to carry out the Little
7 Otter Creek Watershed project in Missouri. The
8 sponsoring local organization may obtain land rights
9 by perpetual easements;

10 (4) through the Watershed and Flood Preven-
11 tion Operations program to carry out the Churchill
12 Woods Dam Removal project in DuPage County, Il-
13 linois;

14 (5) through the Watershed and Flood Preven-
15 tion Operations program to carry out the Dunloup
16 Creek Watershed Project in Fayette and Raleigh
17 Counties, West Virginia;

18 (6) through the Watershed and Flood Preven-
19 tion Operations program to carry out the Alameda
20 Creek Watershed Project in Alameda County, Cali-
21 fornia;

22 (7) through the Watershed and Flood Preven-
23 tion Operations program to carry out the Colgan
24 Creek Restoration project in Sonoma County, Cali-
25 fornia;

1 (8) through the Watershed and Flood Preven-
2 tion Operations program to carry out the Hurricane
3 Katrina-Related Watershed Restoration project in
4 Jackson County, Mississippi;

5 (9) through the Watershed and Flood Preven-
6 tion Operations program to carry out the Lake
7 George Watershed Protection project in Warren
8 County, New York; and

9 (10) through the Watershed and Flood Preven-
10 tion Operations program to carry out the Pidcock-
11 Mill Creeks Watershed project in Bucks County,
12 Pennsylvania.

13 SEC. 735. Section 17(r)(5) of the Richard B. Russell
14 National School Lunch Act (42 U.S.C. 1766(r)(5)) is
15 amended—

16 (1) by striking “eight” and inserting “ten”;

17 (2) by striking “six” and inserting “eight”; and

18 (3) by inserting “Vermont, Maryland,” after
19 the first instance of “States shall be”.

20 SEC. 736. Notwithstanding any other provision of
21 law, for the purposes of a grant under section 412 of the
22 Agricultural Research, Extension, and Education Reform
23 Act of 1998, none of the funds in this or any other Act
24 may be used to prohibit the provision of in-kind support
25 from non-Federal sources under section 412(e)(3) in the

1 form of unrecovered indirect costs not otherwise charged
2 against the grant, consistent with the indirect rate of cost
3 approved for a recipient.

4 SEC. 737. None of the funds made available by this
5 Act may be used to pay the salaries and expenses of any
6 individual to conduct any activities that would allow the
7 importation into the United States of any ruminant or
8 swine, or any fresh (including chilled or frozen) meat or
9 product of any ruminant or swine, that is born, raised,
10 or slaughtered in Argentina: *Provided*, That this section
11 shall not prevent the Secretary from conducting all nec-
12 essary activities to review this proposal and issue a report
13 on the findings to the Committees on Appropriations of
14 the House and Senate: *Provided further*, That this section
15 shall only have effect until the Secretary of Agriculture
16 has reviewed the domestic animal health aspects of the
17 pending proposal to allow the importation of such products
18 into the United States and has issued a report to the Com-
19 mittees on the findings of such review.

20 SEC. 738. Except as otherwise specifically provided
21 by law, unobligated balances remaining available at the
22 end of the fiscal year from appropriations made available
23 for salaries and expenses in this Act for the Farm Service
24 Agency and the Rural Development mission area, shall re-

1 main available through September 30, 2010, for informa-
2 tion technology expenses.

3 SEC. 739. None of the funds made available in this
4 Act may be used to pay the salaries or expenses of per-
5 sonnel to—

6 (1) inspect horses under section 3 of the Fed-
7 eral Meat Inspection Act (21 U.S.C. 603);

8 (2) inspect horses under section 903 of the
9 Federal Agriculture Improvement and Reform Act of
10 1996 (7 U.S.C. 1901 note; Public Law 104–127); or

11 (3) implement or enforce section 352.19 of title
12 9, Code of Federal Regulations.

13 This division may be cited as the “Agriculture, Rural
14 Development, Food and Drug Administration, and Re-
15 lated Agencies Appropriations Act, 2009”.