

[FULL COMMITTEE PRINT]

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115TH CONGRESS
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H. R. _____

[Report No. 115-____]

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2018, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

____ --, 2017

Mr. ADERHOLT, from the Committee on Appropriations, reported the following bill; which was committed to the Committee of the Whole House on the State of the Union and ordered to be printed

A BILL

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2018, and for other purposes.

1 SEC. 749. The Secretary of Agriculture and the Sec-
2 retary's designees are hereby granted the same access to
3 information and subject to the same requirements applica-
4 ble to the Secretary of Housing and Urban Development
5 as provided in section 453(j) of the Social Security Act
6 (42 U.S.C. 653(j)) and section 6103(1)(7)(D)(ix) of the
7 Internal Revenue Code of 1986 (26 U.S.C.
8 1603(1)(7)(D)(ix)) to verify the income for individuals
9 participating in sections 502, 504, 521, and 524 of the
10 Housing Act of 1949 (42 U.S.C. 1972, 1474, 1490a, and
11 1490r).

12 SEC. 750. Of the unobligated balances from amounts
13 made available to carry out section 6407 of the Farm Se-
14 curity and Rural Investment Act of 2002 (7 U.S.C.
15 8107a), \$8,000,000 are rescinded.

16 SEC. 751. None of the funds made available to the
17 Commodity Futures Trading Commission by this Act or
18 any other Act in the current fiscal year or any other fiscal
19 year may be used to pay the salaries and expenses of per-
20 sonnel to lower the de minimis quantity of swap dealing
21 established under section 1a(49)(D) of the Commodity Ex-
22 change Act (7 U.S.C. 1a(49)(D)) to less than
23 \$8,000,000,000.

24 SEC. 752. None of the funds made available by this
25 Act or any other Act in the current fiscal year or any other

1 fiscal year may be used to implement, administer, or en-
2 force the final rule with the regulation identifier number
3 0910-AG38 published by the Food and Drug Administra-
4 tion in the Federal Register on May 10, 2016 (81 Fed.
5 Reg. 28974) with respect to traditional large and premium
6 cigars. For the purposes of this section, the term “tradi-
7 tional large and premium cigar” means—

8 (1) any roll of tobacco that is wrapped in 100
9 percent leaf tobacco, is bunched with 100 percent to-
10 bacco filler, contains no filter, tip, or non-tobacco
11 mouthpiece, weighs at least 6 pounds per 1,000
12 count, and—

13 (A) has a 100 percent leaf tobacco binder
14 and is hand rolled;

15 (B) has a 100 percent leaf tobacco binder
16 and is made using human hands to lay the leaf
17 tobacco wrapper or binder onto only one ma-
18 chine that bunches, wraps, and caps each indi-
19 vidual cigar; or

20 (C) has a homogenized tobacco leaf binder
21 and is made in the United States using human
22 hands to lay the 100 percent leaf tobacco wrap-
23 per onto only one machine that bunches, wraps,
24 and caps each individual cigar; and

1 (2) is not a cigarette or a little cigar (as such
2 terms are defined in paragraphs (3) and (11), re-
3 spectively, of section 900 of the Federal Food, Drug,
4 and Cosmetic Act (21 U.S.C. 387)).

5 SEC. 753. (a) None of the funds appropriated or oth-
6 erwise made available by this Act or any other Act with
7 respect to any fiscal year may, for each tobacco product
8 which the Secretary of Health and Human Services by
9 regulation under section 901(b) of the Federal Food,
10 Drug, and Cosmetic Act (21 U.S.C. 387a(b)) deems to
11 be subject to chapter IX of such Act, be used to treat—

12 (1) any reference in sections 905(j) or 910(a) of such
13 Act (21 U.S.C. 387e(j), 387j(a)) to February 15, 2007,
14 as other than a reference to the effective date of the regu-
15 lation under which the tobacco product is deemed to be
16 subject to the requirements of such chapter pursuant to
17 section 901(b) of such Act (21 U.S.C. 387a(b)); and

18 (2) any reference in such sections to 21 months after
19 the date of enactment of the Family Smoking Prevention
20 and Tobacco Control Act as other than a reference to 21
21 months after the effective date of such deeming regulation.

22 (b)(1) Notwithstanding any other provision of law,
23 not later than 21 months after the date of enactment of
24 this Act, the Secretary of Health and Human Services
25 shall issue a notice of proposed rulemaking to establish