

106TH CONGRESS
2D SESSION

H. R. 4788

To amend the United States Grain Standards Act to extend the authority of the Secretary of Agriculture to collect fees to cover the cost of services performed under the Act, to extend the authorization of appropriations for the Act, and to improve the administration of the Act.

IN THE HOUSE OF REPRESENTATIVES

JUNE 29, 2000

Mr. BARRETT of Nebraska (for himself and Mr. MINGE) introduced the following bill; which was referred to the Committee on Agriculture

A BILL

To amend the United States Grain Standards Act to extend the authority of the Secretary of Agriculture to collect fees to cover the cost of services performed under the Act, to extend the authorization of appropriations for the Act, and to improve the administration of the Act.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE AND TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 “United States Grain Standards Reauthorization Act of
6 2000”.

1 (b) TABLE OF CONTENTS.—The table of contents for
 2 this Act is as follows:

Sec. 1. Short title and table of contents.

TITLE I—EXTENSION OF EXPIRING AUTHORITIES AND
 AUTHORIZATION OF APPROPRIATIONS

Sec. 101. Collection of certain fees.

Sec. 102. Limitation on administrative and supervisory costs.

Sec. 103. Advisory committee.

Sec. 104. Authorization of appropriations.

TITLE II—ADMINISTRATION OF ACT

Sec. 201. Increased flexibility in obtaining sample of export grain for inspection
 and weighing.

Sec. 202. Geographic boundaries for official agencies.

Sec. 203. Elimination of annual requirement regarding testing of equipment.

Sec. 204. Prohibition on use of grain additives to disguise quality of grain.

TITLE III—REPEAL OF OBSOLETE PROVISIONS

Sec. 301. United States Grain Standards Act of 1976.

3 **TITLE I—EXTENSION OF EXPIR-**
 4 **ING AUTHORITIES AND AU-**
 5 **THORIZATION OF APPRO-**
 6 **PRIATIONS**

7 **SEC. 101. COLLECTION OF CERTAIN FEES.**

8 (a) INSPECTION AND SUPERVISORY FEES.—Section
 9 7(j)(4) of the United States Grain Standards Act (7
 10 U.S.C. 79(j)(4)) is amended by striking “2000” and in-
 11 serting “2005”.

12 (b) WEIGHING AND SUPERVISORY FEES.—Section
 13 7A(l)(3) of the United States Grain Standards Act (7
 14 U.S.C. 79a(l)(3)) is amended by striking “2000” and in-
 15 serting “2005”.

1 **SEC. 102. LIMITATION ON ADMINISTRATIVE AND SUPER-**
2 **VISORY COSTS.**

3 Section 7D of the United States Grain Standards Act
4 (7 U.S.C. 79d) is amended by striking “2000” and insert-
5 ing “2005”.

6 **SEC. 103. ADVISORY COMMITTEE.**

7 Section 21(e) of the United States Grain Standards
8 Act (7 U.S.C. 87j(e)) is amended by striking “2000” and
9 inserting “2005”.

10 **SEC. 104. AUTHORIZATION OF APPROPRIATIONS.**

11 Section 19 of the United States Grain Standards Act
12 (7 U.S.C. 87h) is amended by striking “2000” and insert-
13 ing “2005”.

14 **TITLE II—ADMINISTRATION OF**
15 **ACT**

16 **SEC. 201. INCREASED FLEXIBILITY IN OBTAINING SAMPLE**
17 **OF EXPORT GRAIN FOR INSPECTION AND**
18 **WEIGHING.**

19 Section 5(a)(1) of the United States Grain Standards
20 Act (7 U.S.C. 77(a)(1)) is amended by striking “(on the
21 basis” and all that follows through “United States)”.

22 **SEC. 202. GEOGRAPHIC BOUNDARIES FOR OFFICIAL AGEN-**
23 **CIES.**

24 (a) INSPECTION AUTHORITY.—Section 7(f) of the
25 United States Grain Standards Act (7 U.S.C. 79(f)(2))

1 is amended by striking paragraph (2) and inserting the
2 following:

3 “(2) Not more than one official agency designated
4 under paragraph (1) or State delegated authority under
5 subsection (e)(2) to carry out the inspection provisions of
6 this Act shall be operative at the same time in any geo-
7 graphic area defined by the Secretary, except that the
8 Secretary—

9 “(A) may implement a pilot program (or con-
10 tinue an existing pilot program) to allow more than
11 one official agency designated under paragraph (1)
12 to carry out inspections within the same geo-
13 graphical area without undermining the policy stated
14 in section 2; and

15 “(B) may allow an official agency designated
16 under paragraph (1) or State agency delegated au-
17 thority pursuant to subsection (e)(2) to cross bound-
18 ary lines to carry out inspections in another geo-
19 graphic area if the Secretary determines, after con-
20 sultation with the current designated official agency
21 or delegated State agency for that geographic area,
22 that the presence of more than one designated offi-
23 cial agency or delegated State agency in that geo-
24 graphic area will maintain the integrity and viability
25 of the official grain inspection system and that—

1 “(i) the current designated official agency
2 or delegated State agency for that geographic
3 area is unable to provide inspection services in
4 a timely manner;

5 “(ii) a person requesting inspection serv-
6 ices in that geographic area has not been re-
7 ceiving official inspection services from the cur-
8 rent designated official agency or delegated
9 State agency for that geographic area; or

10 “(iii) a person requesting inspection serv-
11 ices in that geographic area requests a probe
12 inspection on a barge-lot basis.”.

13 (b) WEIGHING AUTHORITY.—Section 7A(i) of the
14 United States Grain Standards Act (7 U.S.C. 79a(i)) is
15 amended—

16 (1) by inserting “(1)” after “(i)”;

17 (2) by striking the second sentence; and

18 (3) by adding at the end the following:

19 “(2) Not more than one designated official agency re-
20 ferred to in paragraph (1) or State agency delegated au-
21 thority pursuant to subsection (c)(2) to carry out the
22 weighing provisions of this Act shall be operative at the
23 same time in any geographic area defined by the Sec-
24 retary, except that the Secretary—

1 “(A) may implement a pilot program (or con-
2 tinue an existing pilot program) to allow more than
3 one official agency to carry out the weighing provi-
4 sions within the same geographical area without un-
5 dermining the policy stated in section 2; and

6 “(B) may allow a designated official agency or
7 State agency delegated authority pursuant to sub-
8 section (c)(2) to cross boundary lines to carry out
9 the weighing provisions in another geographic area
10 if the Secretary determines, after consultation with
11 the current designated official agency or delegated
12 State agency for that geographic area, that the pres-
13 ence of more than one designated official agency or
14 delegated State agency in that geographic area will
15 maintain the integrity and viability of the official
16 grain inspection system and that—

17 “(i) the current designated official agency
18 or delegated State agency for that geographic
19 area is unable to provide the weighing services
20 in a timely manner; or

21 “(ii) a person requesting weighing services
22 in that geographic area has not been receiving
23 official weighing services from the current des-
24 ignated official agency or delegated State agen-
25 cy for that geographic area.”.

1 **SEC. 203. ELIMINATION OF ANNUAL REQUIREMENT RE-**
 2 **GARDING TESTING OF EQUIPMENT.**

3 Section 7B(a) of the United States Grain Standards
 4 Act (7 U.S.C. 79b(a)) is amended by striking “but at least
 5 annually and”.

6 **SEC. 204. PROHIBITION ON USE OF GRAIN ADDITIVES TO**
 7 **DISGUISE QUALITY OF GRAIN.**

8 Section 13(e)(1) of the United States Grain Stand-
 9 ards Act (7 U.S.C. 87b(e)(1)) is amended by inserting “,
 10 or prohibit disguising the quality of grain,” after “sound
 11 and pure grain”.

12 **TITLE III—REPEAL OF**
 13 **OBSOLETE PROVISIONS**

14 **SEC. 301. UNITED STATES GRAIN STANDARDS ACT OF 1976.**

15 The following provisions of the United States Grain
 16 Standards Act of 1976 (Public Law 94–582) are repealed:

- 17 (1) Section 8(b) (7 U.S.C. 79 note).
- 18 (2) Section 23 (7 U.S.C. 87e–1).
- 19 (3) Section 24 (7 U.S.C. 76 note).
- 20 (4) Section 25.
- 21 (5) Section 27 (7 U.S.C. 74 note).

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