To temporarily waive the risk management purchase requirement for agricultural producers adversely impacted by Hurricane Irene or Tropical Storm Lee so that such producers are eligible to receive assistance under the Supplemental Revenue Assistance Program (SURE), Emergency Assistance for Livestock, Honey Bees, and Farm-Raised Fish Program (ELAP), and Tree Assistance Program (TAP).
Be it enacted by the Senate and House of Representa-
tives of the United States of America in Congress assembled,

SECTION 1. CONDITIONAL WAIVER OF RISK MANAGEMENT
PURCHASE REQUIREMENT FOR CERTAIN AGR-
RICULTURAL PRODUCERS ADVERSELY IM-
PACTED BY HURRICANE IRENE OR TROPICAL
STORM LEE.

(a) DEFINITIONS.—In this section:
(1) DISASTER COUNTY.—The term “disaster
county” means—
(A) a county included in the geographical
area covered by a qualifying natural disaster
declaration; and
(B) each county contiguous to a county de-
scribed in subparagraph (A).
(2) QUALIFYING NATURAL DISASTER DECLARA-
TION.—The term “qualifying natural disaster dec-
laration” means—
(A) a natural disaster declared by the Sec-
retary of Agriculture in 2011 due to damaging
weather and other conditions relating to Hurri-
cane Irene or Tropical Storm Lee under section
321(a) of the Consolidated Farm and Rural
Development Act (7 U.S.C. 1961(a)); or
(B) a major disaster or emergency designated by the President in 2011 due to damaging weather and other conditions relating to Hurricane Irene or Tropical Storm Lee under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.).

(b) WAIVER.—Subject to subsection (c), subsection (g) of section 531 of the Federal Crop Insurance Act (7 U.S.C. 1531) and subsection (g) of section 901 of the Trade Act of 1974 (19 U.S.C. 2497), relating to the risk management purchase requirement for supplemental agricultural disaster assistance, shall not apply with respect to the operation of the Supplemental Revenue Assistance Program (SURE), the Livestock, Honey Bees, and Farm-Raised Fish Program (ELAP), and the Tree Assistance Program (TAP) under such sections in a disaster county in response to damaging weather and other conditions relating to Hurricane Irene or Tropical Storm Lee.

(c) CONDITION.—If an agricultural producer on a farm in a disaster county becomes eligible for assistance under a supplemental agricultural disaster assistance program specified in subsection (b) as a result of the waiver provided by such subsection, the producer shall agree, as a condition of receiving such assistance—
(1) in the case of each insurable commodity of
the producer on the farm, excluding grazing land, to
obtain a policy or plan of insurance under the Fed-
eral Crop Insurance Act (7 U.S.C. 1501 et seq.) for
the next crop of the commodity; and

(2) in the case of each noninsurable commodity
of the producer on the farm, to file the required pa-
perwork, and pay the administrative fee by the ap-
plicable State filing deadline, for the next crop of the
commodity under the noninsured crop assistance
program under section 196 of the of the Federal Ag-
riculture Improvement and Reform Act of 1996 (7

(d) EFFECT OF VIOLATION.—If an agricultural pro-
ducer violates the condition imposed by subsection (c), the
producer shall reimburse the Secretary of Agriculture for
the full amount of the assistance provided to the producer
under each of the supplemental agricultural disaster as-
sistance programs specified in subsection (b).