

In the House of Representatives, U. S.,

September 28, 2013.

Resolved, That the House agree to the amendment of the Senate to the bill (H.R. 2642) entitled “An Act to provide for the reform and continuation of agricultural and other programs of the Department of Agriculture through fiscal year 2018, and for other purposes.”, with the following

HOUSE AMENDMENT TO SENATE AMENDMENT:

In lieu of the matter proposed to be inserted by the amendment of the Senate to the text of the bill, insert the following:

1 ***SECTION 1. SHORT TITLE; TABLE OF CONTENTS.***

2 (a) *SHORT TITLE.*—*This Act may be cited as the*
3 *“Federal Agriculture Reform and Risk Management Act of*
4 *2013”.*

5 (b) *TABLE OF CONTENTS.*—*The table of contents of this*
6 *Act is as follows:*

Sec. 1. Short title; table of contents.

Sec. 2. Definition of Secretary of Agriculture.

TITLE I—COMMODITIES

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Sec. 1101. Repeal of direct payments.

Sec. 1102. Repeal of counter-cyclical payments.

Sec. 1103. Repeal of average crop revenue election program.

Sec. 1104. Definitions.

Sec. 1105. Base acres.

Sec. 1106. Payment yields.

Sec. 1107. Farm risk management election.

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- Sec. 1201. Availability of nonrecourse marketing assistance loans for loan commodities.*
- Sec. 1202. Loan rates for nonrecourse marketing assistance loans.*
- Sec. 1203. Term of loans.*
- Sec. 1204. Repayment of loans.*
- Sec. 1205. Loan deficiency payments.*
- Sec. 1206. Payments in lieu of loan deficiency payments for grazed acreage.*
- Sec. 1207. Special marketing loan provisions for upland cotton.*
- Sec. 1208. Special competitive provisions for extra long staple cotton.*
- Sec. 1209. Availability of recourse loans for high moisture feed grains and seed cotton.*
- Sec. 1210. Adjustments of loans.*

Subtitle C—Sugar

- Sec. 1301. Sugar program.*

*Subtitle D—Dairy**PART I—DAIRY PRODUCER MARGIN INSURANCE PROGRAM*

- Sec. 1401. Dairy producer margin insurance program.*
- Sec. 1402. Rulemaking.*

PART II—REPEAL OR REAUTHORIZATION OF OTHER DAIRY-RELATED PROVISIONS

- Sec. 1411. Repeal of dairy product price support and milk income loss contract programs.*
- Sec. 1412. Repeal of dairy export incentive program.*
- Sec. 1413. Extension of dairy forward pricing program.*
- Sec. 1414. Extension of dairy indemnity program.*
- Sec. 1415. Extension of dairy promotion and research program.*
- Sec. 1416. Repeal of Federal Milk Marketing Order Review Commission.*

PART III—EFFECTIVE DATE

- Sec. 1421. Effective date.*

Subtitle E—Supplemental Agricultural Disaster Assistance Programs

- Sec. 1501. Supplemental agricultural disaster assistance.*
- Sec. 1502. National Drought Council and National Drought Policy Action Plan.*

Subtitle F—Administration

- Sec. 1601. Administration generally.*
- Sec. 1602. Repeal of permanent price support authority.*
- Sec. 1603. Payment limitations.*
- Sec. 1603A. Payments limited to active farmers.*
- Sec. 1604. Adjusted gross income limitation.*
- Sec. 1605. Geographically disadvantaged farmers and ranchers.*
- Sec. 1606. Personal liability of producers for deficiencies.*
- Sec. 1607. Prevention of deceased individuals receiving payments under farm commodity programs.*
- Sec. 1608. Technical corrections.*

- Sec. 1609. Assignment of payments.*
- Sec. 1610. Tracking of benefits.*
- Sec. 1611. Signature authority.*
- Sec. 1612. Implementation.*
- Sec. 1613. Protection of producer information.*

TITLE II—CONSERVATION

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- Sec. 2001. Extension and enrollment requirements of conservation reserve program.*
- Sec. 2002. Farmable wetland program.*
- Sec. 2003. Duties of owners and operators.*
- Sec. 2004. Duties of the Secretary.*
- Sec. 2005. Payments.*
- Sec. 2006. Contract requirements.*
- Sec. 2007. Conversion of land subject to contract to other conserving uses.*
- Sec. 2008. Effective date.*

Subtitle B—Conservation Stewardship Program

- Sec. 2101. Conservation stewardship program.*

Subtitle C—Environmental Quality Incentives Program

- Sec. 2201. Purposes.*
- Sec. 2202. Establishment and administration.*
- Sec. 2203. Evaluation of applications.*
- Sec. 2204. Duties of producers.*
- Sec. 2205. Limitation on payments.*
- Sec. 2206. Conservation innovation grants and payments.*
- Sec. 2207. Effective date.*

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- Sec. 2301. Agricultural conservation easement program.*

Subtitle E—Regional Conservation Partnership Program

- Sec. 2401. Regional conservation partnership program.*

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- Sec. 2501. Conservation of private grazing land.*
- Sec. 2502. Grassroots source water protection program.*
- Sec. 2503. Voluntary public access and habitat incentive program.*
- Sec. 2504. Agriculture conservation experienced services program.*
- Sec. 2505. Small watershed rehabilitation program.*
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- Sec. 2507. Emergency watershed protection program.*

Subtitle G—Funding and Administration

- Sec. 2601. Funding.*
- Sec. 2602. Technical assistance.*
- Sec. 2603. Reservation of funds to provide assistance to certain farmers or ranchers for conservation access.*
- Sec. 2604. Annual report on program enrollments and assistance.*

- Sec. 2605. Review of conservation practice standards.*
- Sec. 2606. Administrative requirements applicable to all conservation programs.*
- Sec. 2607. Standards for State technical committees.*
- Sec. 2608. Rulemaking authority.*
- Sec. 2609. Wetlands mitigation.*
- Sec. 2610. Lesser prairie-chicken conservation report.*

Subtitle H—Repeal of Superseded Program Authorities and Transitional Provisions; Technical Amendments

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- Sec. 2702. Emergency forestry conservation reserve program.*
- Sec. 2703. Wetlands reserve program.*
- Sec. 2704. Farmland protection program and farm viability program.*
- Sec. 2705. Grassland reserve program.*
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- Sec. 2710. Cooperative conservation partnership initiative.*
- Sec. 2711. Environmental easement program.*
- Sec. 2712. Technical amendments.*

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- Sec. 3003. Food aid quality.*
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- Sec. 3005. Food Aid Consultative Group.*
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- Sec. 3009. Prepositioning of agricultural commodities.*
- Sec. 3010. Annual report regarding food aid programs and activities.*
- Sec. 3011. Deadline for agreements to finance sales or to provide other assistance.*
- Sec. 3012. Authorization of appropriations.*
- Sec. 3013. Micronutrient fortification programs.*
- Sec. 3014. John Ogonowski and Doug Bereuter Farmer-to-Farmer Program.*

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- Sec. 3202. Bill Emerson Humanitarian Trust Act.*
- Sec. 3203. Promotion of agricultural exports to emerging markets.*
- Sec. 3204. McGovern-Dole International Food for Education and Child Nutrition Program.*
- Sec. 3205. Technical assistance for specialty crops.*

- Sec. 3206. Global Crop Diversity Trust.*
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Sec. 3208. Department of Agriculture certificates of origin.

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Sec. 4002. Retailers.
Sec. 4003. Enhancing services to elderly and disabled supplemental nutrition assistance program participants.
Sec. 4004. Food distribution program on Indian reservations.
Sec. 4005. Updating program eligibility.
Sec. 4006. Exclusion of medical marijuana from excess medical expense deduction.
Sec. 4007. Standard utility allowances based on the receipt of energy assistance payments.
Sec. 4008. Eligibility disqualifications.
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Sec. 4011. Improving security of food assistance.
Sec. 4012. Demonstration projects on acceptance of benefits of mobile transactions.
Sec. 4013. Use of benefits for purchase of community-supported agriculture share.
Sec. 4014. Restaurant meals program.
Sec. 4015. Mandating State immigration verification.
Sec. 4016. Data exchange standardization for improved interoperability.
Sec. 4017. Pilot projects to improve Federal-State cooperation in identifying and reducing fraud in the supplemental nutrition assistance program.
Sec. 4018. Prohibiting government-sponsored recruitment activities.
Sec. 4019. Repeal of bonus program.
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Sec. 4021. Monitoring employment and training programs.
Sec. 4022. Cooperation with program research and evaluation.
Sec. 4023. Pilot projects to reduce dependency and increase work effort in the supplemental nutrition assistance program.
Sec. 4024. Authorization of appropriations.
Sec. 4025. Limitation on use of block grant to Puerto Rico.
Sec. 4026. Assistance for community food projects.
Sec. 4027. Emergency food assistance.
Sec. 4028. Nutrition education.
Sec. 4029. Retailer trafficking.
Sec. 4030. Technical and conforming amendments.
Sec. 4031. Tolerance level for excluding small errors.
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Sec. 4037. Eligibility disqualifications for certain convicted felons.

- Sec. 4038. Expungement of unused supplemental nutrition assistance program benefits.*
- Sec. 4039. Pilot projects to promote work and increase State accountability in the supplemental nutrition assistance program.*
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- Sec. 4041. Feasibility study for Indian tribes.*
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- Sec. 4047. Nutrition information and awareness pilot program.*
- Sec. 4048. Fresh fruit and vegetable program.*
- Sec. 4049. Additional authority for purchase of fresh fruits, vegetables, and other specialty food crops.*
- Sec. 4050. Encouraging locally and regionally grown and raised food.*
- Sec. 4051. Review of public health benefits of white potatoes.*
- Sec. 4052. Healthy Food Financing Initiative.*
- Sec. 4053. Review of sole-source contracts in Federal nutrition programs.*
- Sec. 4054. Purchase of Halal and Kosher food for emergency food assistance program.*

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- Sec. 5002. Conservation loan and loan guarantee program.*
- Sec. 5003. Down payment loan program.*
- Sec. 5004. Elimination of mineral rights appraisal requirement.*

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- Sec. 5102. Elimination of rural residency requirement for operating loans to youth.*
- Sec. 5103. Authority to waive personal liability for youth loans due to circumstances beyond borrower control.*
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- Sec. 5302. Eligible beginning farmers and ranchers.*
- Sec. 5303. Loan authorization levels.*
- Sec. 5304. Priority for participation loans.*
- Sec. 5305. Loan fund set-asides.*
- Sec. 5306. Conforming amendment to borrower training provision, relating to eligibility changes.*

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Sec. 5401. State agricultural mediation programs.

Subtitle F—Loans to Purchasers of Highly Fractionated Land

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Sec. 6004. Utilization of loan guarantees for community facilities.

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- Sec. 7102. National Agricultural Research, Extension, Education, and Economics Advisory Board.*
- Sec. 7103. Specialty crop committee.*
- Sec. 7104. Veterinary services grant program.*
- Sec. 7105. Grants and fellowships for food and agriculture sciences education.*
- Sec. 7106. Policy research centers.*
- Sec. 7107. Repeal of human nutrition intervention and health promotion research program.*
- Sec. 7108. Repeal of pilot research program to combine medical and agricultural research.*
- Sec. 7109. Nutrition education program.*
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- Sec. 7113. Grants to upgrade agriculture and food science facilities and equipment at insular area land-grant institutions.*
- Sec. 7114. Repeal of national research and training virtual centers.*
- Sec. 7115. Hispanic-serving institutions.*
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- Sec. 7121. Auditing, reporting, bookkeeping, and administrative requirements.*
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- Sec. 7124. Aquaculture assistance programs.*
- Sec. 7125. Rangeland research programs.*
- Sec. 7126. Special authorization for biosecurity planning and response.*
- Sec. 7127. Distance education and resident instruction grants program for insular area institutions of higher education.*
- Sec. 7128. Matching funds requirement.*
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- Sec. 7202. Integrated management systems.*
- Sec. 7203. Sustainable agriculture technology development and transfer program.*
- Sec. 7204. National training program.*
- Sec. 7205. National Genetics Resources Program.*
- Sec. 7206. Repeal of National Agricultural Weather Information System.*
- Sec. 7207. Repeal of rural electronic commerce extension program.*
- Sec. 7208. Repeal of agricultural genome initiative.*
- Sec. 7209. High-priority research and extension initiatives.*

- Sec. 7210. Repeal of nutrient management research and extension initiative.*
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Sec. 7302. Integrated research, education, and extension competitive grants program.
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Sec. 7410. Beginning farmer and rancher development program.
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- Sec. 8101. State-wide assessment and strategies for forest resources.*
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Sec. 8303. Application of expedited procedures and activities of the Healthy Forests Restoration Act of 2003 to critical areas.
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- Sec. 8402. Forest Service participation in ACES Program.*
- Sec. 8403. Green science and technology transfer research under Forest and Rangeland Renewable Resources Research Act of 1978.*
- Sec. 8404. Extension of stewardship contracts authority regarding use of designation by prescription to all thinning sales under National Forest Management Act of 1976.*
- Sec. 8405. Reimbursement of fire funds expended by a State for management and suppression of certain wildfires.*
- Sec. 8406. Ability of National Forest System lands to meet needs of local wood producing facilities for raw materials.*
- Sec. 8407. Report on the National Forest System roads.*
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- Sec. 9002. Biobased markets program.*
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- Sec. 9005. Bioenergy Program for Advanced Biofuels.*
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- Sec. 9012. Repeal of biofuels infrastructure study.*
- Sec. 9013. Repeal of renewable fertilizer study.*
- Sec. 9014. Energy efficiency report for USDA facilities.*

TITLE X—HORTICULTURE

- Sec. 10001. Specialty crops market news allocation.*
- Sec. 10002. Repeal of grant program to improve movement of specialty crops.*
- Sec. 10003. Farmers market and local food promotion program.*
- Sec. 10004. Organic agriculture.*
- Sec. 10005. Investigations and enforcement of the Organic Foods Production Act of 1990.*
- Sec. 10006. Food safety education initiatives.*
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- Sec. 10008. Department of Agriculture consultation regarding enforcement of certain labor law provisions.*
- Sec. 10009. Report on honey.*
- Sec. 10010. Bulk shipments of apples to Canada.*
- Sec. 10011. Consolidation of plant pest and disease management and disaster prevention programs.*
- Sec. 10012. Modification, cancellation, or suspension on basis of a biological opinion.*
- Sec. 10013. Use and discharges of authorized pesticides.*
- Sec. 10014. Seed not pesticide or device for purposes of importation.*

- Sec. 10015. Stay of regulations related to Christmas Tree Promotion, Research, and Information Order.*
- Sec. 10016. Study on proposed order pertaining to sulfuranyl fluoride.*
- Sec. 10017. Study on local and regional food production and program evaluation.*
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- Sec. 11012. Budget limitations on renegotiation of the standard reinsurance agreement.*
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- Sec. 12102. Repeal of certain regulations under the Packers and Stockyards Act, 1921.*
- Sec. 12103. Trichinae certification program.*
- Sec. 12104. National Aquatic Animal Health Plan.*
- Sec. 12105. Country of origin labeling.*
- Sec. 12106. National animal health laboratory network.*
- Sec. 12107. Repeal of duplicative catfish inspection program.*
- Sec. 12108. National Poultry Improvement Program.*
- Sec. 12109. Report on bovine tuberculosis in Texas.*
- Sec. 12110. Economic fraud in wild and farm-raised seafood.*

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- Sec. 12201. Outreach and assistance for socially disadvantaged farmers and ranchers and veteran farmers and ranchers.*
- Sec. 12202. Office of Advocacy and Outreach.*

- Sec. 12203. Socially Disadvantaged Farmers and Ranchers Policy Research Center.*
- Sec. 12204. Receipt for service or denial of service from certain department of agriculture agencies.*

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- Sec. 12302. Program benefit eligibility status for participants in high plains water study.*
- Sec. 12303. Office of Tribal Relations.*
- Sec. 12304. Military Veterans Agricultural Liaison.*
- Sec. 12305. Prohibition on keeping GSA leased cars overnight.*
- Sec. 12306. Noninsured crop assistance program.*
- Sec. 12307. Ensuring high standards for agency use of scientific information.*
- Sec. 12308. Evaluation required for purposes of prohibition on closure or relocation of county offices for the Farm Service Agency.*
- Sec. 12309. Acer access and development program.*
- Sec. 12310. Regulatory review by the Secretary of Agriculture.*
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- Sec. 12312. Prohibition against interference by State and local governments with production or manufacture of items in other States.*
- Sec. 12313. Increased protection for agricultural interests in the Missouri River Basin.*
- Sec. 12314. Increased protection for agricultural interests in the Black Dirt region.*
- Sec. 12315. Protection of honey bees and other pollinators.*
- Sec. 12316. Produce represented as grown in the United States when it is not in fact grown in the United States.*
- Sec. 12317. Urban agriculture coordination.*
- Sec. 12318. Sense of Congress on increased business opportunities for black farmers, women, minorities, and small businesses.*
- Sec. 12319. Sense of Congress regarding agriculture security programs.*
- Sec. 12320. Report on water sharing.*
- Sec. 12321. Scientific and economic analysis of the FDA Food Safety Modernization Act.*
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- Sec. 12323. Silvicultural activities.*
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- Sec. 12402. Chesapeake Bay Crosscut Budget.*
- Sec. 12403. Restoration through adaptive management.*
- Sec. 12404. Independent Evaluator for the Chesapeake Bay Program.*
- Sec. 12405. Definitions.*

1 **SEC. 2. DEFINITION OF SECRETARY OF AGRICULTURE.**

2 *In this Act, the term “Secretary” means the Secretary*
3 *of Agriculture.*

4 **TITLE I—COMMODITIES**

5 **Subtitle A—Repeals and Reforms**

6 **SEC. 1101. REPEAL OF DIRECT PAYMENTS.**

7 *(a) REPEAL.—Sections 1103 and 1303 of the Food,*
8 *Conservation, and Energy Act of 2008 (7 U.S.C. 8713,*
9 *8753) are repealed.*

10 *(b) CONTINUED APPLICATION FOR 2013 CROP YEAR.—*
11 *Sections 1103 and 1303 of the Food, Conservation, and En-*
12 *ergy Act of 2008 (7 U.S.C. 8713, 8753), as in effect on the*
13 *day before the date of enactment of this Act, shall continue*
14 *to apply through the 2013 crop year with respect to all cov-*
15 *ered commodities (as defined in section 1001 of that Act*
16 *(7 U.S.C. 8702)) and peanuts on a farm.*

17 *(c) CONTINUED APPLICATION FOR 2014 AND 2015*
18 *CROP YEARS.—Subject to this subtitle, the amendments*
19 *made by sections 1603 and 1604 of this Act, and sections*
20 *1607 and 1611 of this Act, section 1103 of the Food, Con-*
21 *servation and Energy Act of 2008 (7 U.S.C. 8713), as in*
22 *effect on the day before the date of enactment of this Act,*
23 *shall continue to apply through the 2014 and 2015 crop*
24 *years with respect to upland cotton only (as defined in sec-*
25 *tion 1001 of that Act (7 U.S.C. 8702)), except that, in ap-*

1 *plying such section 1103, the term “payment acres” means*
2 *the following:*

3 (1) *For crop year 2014, 70 percent of the base*
4 *acres of upland cotton on a farm on which direct*
5 *payments are made.*

6 (2) *For crop year 2015, 60 percent of the base*
7 *acres of upland cotton on a farm on which direct*
8 *payments are made.*

9 **SEC. 1102. REPEAL OF COUNTER-CYCLICAL PAYMENTS.**

10 (a) *REPEAL.*—*Sections 1104 and 1304 of the Food,*
11 *Conservation, and Energy Act of 2008 (7 U.S.C. 8714,*
12 *8754) are repealed.*

13 (b) *CONTINUED APPLICATION FOR 2013 CROP YEAR.*—
14 *Sections 1104 and 1304 of the Food, Conservation, and En-*
15 *ergy Act of 2008 (7 U.S.C. 8714, 8754), as in effect on the*
16 *day before the date of enactment of this Act, shall continue*
17 *to apply through the 2013 crop year with respect to all cov-*
18 *ered commodities (as defined in section 1001 of that Act*
19 *(7 U.S.C. 8702)) and peanuts on a farm.*

20 **SEC. 1103. REPEAL OF AVERAGE CROP REVENUE ELECTION**
21 **PROGRAM.**

22 (a) *REPEAL.*—*Section 1105 of the Food, Conservation,*
23 *and Energy Act of 2008 (7 U.S.C. 8715) is repealed.*

24 (b) *CONTINUED APPLICATION FOR 2013 CROP YEAR.*—
25 *Section 1105 of the Food, Conservation, and Energy Act*

1 of 2008 (7 U.S.C. 8715), as in effect on the day before the
2 date of enactment of this Act, shall continue to apply
3 through the 2013 crop year with respect to all covered com-
4 modities (as defined in section 1001 of that Act (7 U.S.C.
5 8702)) and peanuts on a farm for which the irrevocable
6 election under section 1105 of that Act was made before the
7 date of enactment of this Act.

8 **SEC. 1104. DEFINITIONS.**

9 *In this subtitle and subtitle B:*

10 (1) *ACTUAL COUNTY REVENUE.*—The term “ac-
11 tual county revenue”, with respect to a covered com-
12 modity for a crop year, means the amount determined
13 by the Secretary under section 1107(c)(4) to deter-
14 mine whether revenue loss coverage payments are re-
15 quired to be provided for that crop year.

16 (2) *BASE ACRES.*—The term “base acres”, with
17 respect to a covered commodity and cotton on a farm,
18 means the number of acres established under sections
19 1101 and 1302 of the Farm Security and Rural In-
20 vestment Act of 2002 (7 U.S.C. 7911, 7952) or sec-
21 tions 1101 and 1302 of the Food, Conservation, and
22 Energy Act of 2008 (7 U.S.C. 8711, 8752), as in ef-
23 fect on September 30, 2013, subject to any adjustment
24 under section 1105 of this Act. For purposes of mak-
25 ing payments under subsections (b) and (c) of section

1 1107, base acres are reduced by the payment acres
2 calculated in section 1101(c).

3 (3) COUNTY REVENUE LOSS COVERAGE TRIG-
4 GER.—The term “county revenue loss coverage trig-
5 ger”, with respect to a covered commodity for a crop
6 year, means the amount determined by the Secretary
7 under section 1107(c)(5) to determine whether revenue
8 loss coverage payments are required to be provided for
9 that crop year.

10 (4) COVERED COMMODITY.—The term “covered
11 commodity” means wheat, oats, and barley (including
12 wheat, oats, and barley used for haying and grazing),
13 corn, grain sorghum, long grain rice, medium grain
14 rice, pulse crops, soybeans, other oilseeds, and pea-
15 nuts.

16 (5) EFFECTIVE PRICE.—The term “effective
17 price”, with respect to a covered commodity for a
18 crop year, means the price calculated by the Secretary
19 under section 1107(b)(2) to determine whether price
20 loss coverage payments are required to be provided for
21 that crop year.

22 (6) EXTRA LONG STAPLE COTTON.—The term
23 “extra long staple cotton” means cotton that—

24 (A) is produced from pure strain varieties
25 of the *Barbadense* species or any hybrid of the

1 *species, or other similar types of extra long sta-*
2 *ple cotton, designated by the Secretary, having*
3 *characteristics needed for various end uses for*
4 *which United States upland cotton is not suit-*
5 *able and grown in irrigated cotton-growing re-*
6 *gions of the United States designated by the Sec-*
7 *retary or other areas designated by the Secretary*
8 *as suitable for the production of the varieties or*
9 *types; and*

10 *(B) is ginned on a roller-type gin or, if au-*
11 *thorized by the Secretary, ginned on another*
12 *type gin for experimental purposes.*

13 (7) *FARM BASE ACRES.*—*The term “farm base*
14 *acres” means the sum of the base acreage for all cov-*
15 *ered commodities and cotton on a farm in effect as*
16 *of September 30, 2013, and subject to any adjustment*
17 *under section 1105.*

18 (8) *MEDIUM GRAIN RICE.*—*The term “medium*
19 *grain rice” includes short grain rice.*

20 (9) *MIDSEASON PRICE.*—*The term “midseason*
21 *price” means the applicable national average market*
22 *price received by producers for the first 5 months of*
23 *the applicable marketing year, as determined by the*
24 *Secretary.*

1 (10) *OTHER OILSEED.*—*The term “other oilseed”*
2 *means a crop of sunflower seed, rapeseed, canola, saf-*
3 *flower, flaxseed, mustard seed, crambe, sesame seed, or*
4 *any oilseed designated by the Secretary.*

5 (11) *PAYMENT ACRES.*—

6 (A) *IN GENERAL.*—*Except as provided in*
7 *subparagraphs (B) through (D), the term “pay-*
8 *ment acres”, with respect to the provision of*
9 *price loss coverage payments and revenue loss*
10 *coverage payments, means—*

11 (i) *85 percent of total acres planted for*
12 *the year to each covered commodity on a*
13 *farm; and*

14 (ii) *30 percent of total acres approved*
15 *as prevented from being planted for the year*
16 *to each covered commodity on a farm.*

17 (B) *MAXIMUM.*—*The total quantity of pay-*
18 *ment acres determined under subparagraph (A)*
19 *shall not exceed the farm base acres.*

20 (C) *REDUCTION.*—*If the sum of all payment*
21 *acres for a farm exceeds the limits established*
22 *under subparagraph (B), the Secretary shall re-*
23 *duce the payment acres applicable to each crop*
24 *proportionately.*

1 (D) *EXCLUSION.*—The term “payment
2 *acres*” does not include any crop subsequently
3 *planted during the same crop year on the same*
4 *land for which the first crop is eligible for pay-*
5 *ments under this subtitle, unless the crop was*
6 *approved for double cropping in the county, as*
7 *determined by the Secretary.*

8 (12) *PAYMENT YIELD.*—The term “payment
9 *yield*” means the yield established for counter-cyclical
10 *payments under section 1102 or 1302 of the Farm Se-*
11 *curity and Rural Investment Act of 2002 (7 U.S.C.*
12 *7912, 7952), section 1102 of the Food, Conservation,*
13 *and Energy Act of 2008 (7 U.S.C. 8712), as in effect*
14 *on September 30, 2013, or under section 1106 of this*
15 *Act, for a farm for a covered commodity.*

16 (13) *PRICE LOSS COVERAGE.*—The term “price
17 *loss coverage*” means coverage provided under section
18 *1107(b).*

19 (14) *PRODUCER.*—

20 (A) *IN GENERAL.*—The term “producer”
21 *means an owner, operator, landlord, tenant, or*
22 *sharecropper that shares in the risk of producing*
23 *a crop and is entitled to share in the crop avail-*
24 *able for marketing from the farm, or would have*
25 *shared had the crop been produced.*

1 (B) *HYBRID SEED.*—*In determining wheth-*
2 *er a grower of hybrid seed is a producer, the Sec-*
3 *retary shall—*

4 (i) *not take into consideration the ex-*
5 *istence of a hybrid seed contract; and*

6 (ii) *ensure that program requirements*
7 *do not adversely affect the ability of the*
8 *grower to receive a payment under this*
9 *title.*

10 (15) *PULSE CROP.*—*The term “pulse crop”*
11 *means dry peas, lentils, small chickpeas, and large*
12 *chickpeas.*

13 (16) *REFERENCE PRICE.*—*The term “reference*
14 *price”, with respect to a covered commodity for a*
15 *crop year, means the following:*

16 (A) *Wheat, \$5.50 per bushel.*

17 (B) *Corn, \$3.70 per bushel.*

18 (C) *Grain sorghum, \$3.95 per bushel.*

19 (D) *Barley, \$4.95 per bushel.*

20 (E) *Oats, \$2.40 per bushel.*

21 (F) *Long grain rice, \$14.00 per hundred-*
22 *weight.*

23 (G) *Medium grain rice, \$14.00 per hun-*
24 *dredweight.*

25 (H) *Soybeans, \$8.40 per bushel.*

1 (I) *Other oilseeds, \$20.15 per hundred-*
2 *weight.*

3 (J) *Peanuts \$535.00 per ton.*

4 (K) *Dry peas, \$11.00 per hundredweight.*

5 (L) *Lentils, \$19.97 per hundredweight.*

6 (M) *Small chickpeas, \$19.04 per hundred-*
7 *weight.*

8 (N) *Large chickpeas, \$21.54 per hundred-*
9 *weight.*

10 (17) *REVENUE LOSS COVERAGE.—The term “rev-*
11 *enue loss coverage” means coverage provided under*
12 *section 1107(c).*

13 (18) *SECRETARY.—The term “Secretary” means*
14 *the Secretary of Agriculture.*

15 (19) *STATE.—The term “State” means—*

16 (A) *a State;*

17 (B) *the District of Columbia;*

18 (C) *the Commonwealth of Puerto Rico; and*

19 (D) *any other territory or possession of the*
20 *United States.*

21 (20) *TEMPERATE JAPONICA RICE.—The term*
22 *“temperate japonica rice” means rice that is grown*
23 *in high altitudes or temperate regions of high lati-*
24 *tudes with cooler climate conditions, in the Western*
25 *United States, as determined by the Secretary.*

1 (21) *TRANSITIONAL YIELD.*—*The term “transi-*
2 *tional yield” has the meaning given the term in sec-*
3 *tion 502(b) of the Federal Crop Insurance Act (7*
4 *U.S.C. 1502(b)).*

5 (22) *UNITED STATES.*—*The term “United*
6 *States”, when used in a geographical sense, means all*
7 *of the States.*

8 (23) *UNITED STATES PREMIUM FACTOR.*—*The*
9 *term “United States Premium Factor” means the*
10 *percentage by which the difference in the United*
11 *States loan schedule premiums for Strict Middling*
12 *(SM) 1¹/₈-inch upland cotton and for Middling (M)*
13 *1³/₃₂-inch upland cotton exceeds the difference in the*
14 *applicable premiums for comparable international*
15 *qualities.*

16 **SEC. 1105. BASE ACRES.**

17 (a) *ADJUSTMENT OF BASE ACRES.*—

18 (1) *IN GENERAL.*—*The Secretary shall provide*
19 *for an adjustment, as appropriate, in the base acres*
20 *for covered commodities and cotton for a farm when-*
21 *ever any of the following circumstances occurs:*

22 (A) *A conservation reserve contract entered*
23 *into under section 1231 of the Food Security Act*
24 *of 1985 (16 U.S.C. 3831) with respect to the*
25 *farm expires or is voluntarily terminated.*

1 (B) Cropland is released from coverage
2 under a conservation reserve contract by the Sec-
3 retary.

4 (C) The producer has eligible oilseed acreage
5 as the result of the Secretary designating addi-
6 tional oilseeds, which shall be determined in the
7 same manner as eligible oilseed acreage under
8 section 1101(a)(1)(D) of the Food, Conservation,
9 and Energy Act of 2008 (7 U.S.C.
10 8711(a)(1)(D)).

11 (2) *SPECIAL CONSERVATION RESERVE ACREAGE*
12 *PAYMENT RULES.*—For the crop year in which a base
13 acres adjustment under subparagraph (A) or (B) of
14 paragraph (1) is first made, the owner of the farm
15 shall elect to receive price loss coverage or revenue loss
16 coverage with respect to the acreage added to the farm
17 under this subsection or a prorated payment under
18 the conservation reserve contract, but not both.

19 (b) *PREVENTION OF EXCESS BASE ACRES.*—

20 (1) *REQUIRED REDUCTION.*—If the sum of the
21 base acres for a farm, together with the acreage de-
22 scribed in paragraph (2) exceeds the actual cropland
23 acreage of the farm, the Secretary shall reduce the
24 base acres for 1 or more covered commodities or cot-
25 ton for the farm so that the sum of the base acres and

1 *acreage described in paragraph (2) does not exceed*
2 *the actual cropland acreage of the farm.*

3 (2) *OTHER ACREAGE.—For purposes of para-*
4 *graph (1), the Secretary shall include the following:*

5 (A) *Any acreage on the farm enrolled in the*
6 *conservation reserve program or wetlands reserve*
7 *program (or successor programs) under chapter*
8 *1 of subtitle D of title XII of the Food Security*
9 *Act of 1985 (16 U.S.C. 3830 et seq.).*

10 (B) *Any other acreage on the farm enrolled*
11 *in a Federal conservation program for which*
12 *payments are made in exchange for not pro-*
13 *ducing an agricultural commodity on the acre-*
14 *age.*

15 (C) *If the Secretary designates additional*
16 *oilseeds, any eligible oilseed acreage, which shall*
17 *be determined in the same manner as eligible oil-*
18 *seed acreage under subsection (a)(1)(C).*

19 (3) *SELECTION OF ACRES.—The Secretary shall*
20 *give the owner of the farm the opportunity to select*
21 *the base acres for a covered commodity or cotton for*
22 *the farm against which the reduction required by*
23 *paragraph (1) will be made.*

24 (4) *EXCEPTION FOR DOUBLE-CROPPED ACRE-*
25 *AGE.—In applying paragraph (1), the Secretary shall*

1 *make an exception in the case of double cropping, as*
2 *determined by the Secretary.*

3 *(c) REDUCTION IN BASE ACRES.—*

4 *(1) REDUCTION AT OPTION OF OWNER.—*

5 *(A) IN GENERAL.—The owner of a farm*
6 *may reduce, at any time, the base acres for any*
7 *covered commodity or cotton for the farm.*

8 *(B) EFFECT OF REDUCTION.—A reduction*
9 *under subparagraph (A) shall be permanent and*
10 *made in a manner prescribed by the Secretary.*

11 *(2) REQUIRED ACTION BY SECRETARY.—*

12 *(A) IN GENERAL.—The Secretary shall pro-*
13 *portionately reduce base acres on a farm for cov-*
14 *ered commodities and cotton for land that has*
15 *been subdivided and developed for multiple resi-*
16 *dential units or other nonfarming uses if the size*
17 *of the tracts and the density of the subdivision*
18 *is such that the land is unlikely to return to the*
19 *previous agricultural use, unless the producers*
20 *on the farm demonstrate that the land—*

21 *(i) remains devoted to commercial ag-*
22 *ricultural production; or*

23 *(ii) is likely to be returned to the pre-*
24 *vious agricultural use.*

1 (B) *REQUIREMENT.*—*The Secretary shall*
2 *establish procedures to identify land described in*
3 *subparagraph (A).*

4 **SEC. 1106. PAYMENT YIELDS.**

5 (a) *ESTABLISHMENT AND PURPOSE.*—*For the purpose*
6 *of making payments under this subtitle, the Secretary shall*
7 *provide for the establishment of a yield for each farm for*
8 *any designated oilseed for which a payment yield was not*
9 *established under section 1102 of the Food, Conservation,*
10 *and Energy Act of 2008 (7 U.S.C. 8712) in accordance with*
11 *this section.*

12 (b) *PAYMENT YIELDS FOR DESIGNATED OILSEEDS.*—

13 (1) *DETERMINATION OF AVERAGE YIELD.*—*In the*
14 *case of designated oilseeds, the Secretary shall deter-*
15 *mine the average yield per planted acre for the des-*
16 *ignated oilseed on a farm for the 1998 through 2001*
17 *crop years, excluding any crop year in which the*
18 *acreage planted to the designated oilseed was zero.*

19 (2) *ADJUSTMENT FOR PAYMENT YIELD.*—

20 (A) *IN GENERAL.*—*The payment yield for a*
21 *farm for a designated oilseed shall be equal to the*
22 *product of the following:*

23 (i) *The average yield for the designated*
24 *oilseed determined under paragraph (1).*

1 (ii) *The ratio resulting from dividing*
2 *the national average yield for the designated*
3 *oilseed for the 1981 through 1985 crops by*
4 *the national average yield for the designated*
5 *oilseed for the 1998 through 2001 crops.*

6 (B) *NO NATIONAL AVERAGE YIELD INFOR-*
7 *MATION AVAILABLE.—To the extent that national*
8 *average yield information for a designated oil-*
9 *seed is not available, the Secretary shall use such*
10 *information as the Secretary determines to be*
11 *fair and equitable to establish a national average*
12 *yield under this section.*

13 (3) *USE OF COUNTY AVERAGE YIELD.—If the*
14 *yield per planted acre for a crop of a designated oil-*
15 *seed for a farm for any of the 1998 through 2001 crop*
16 *years was less than 75 percent of the county yield for*
17 *that designated oilseed, the Secretary shall assign a*
18 *yield for that crop year equal to 75 percent of the*
19 *county yield for the purpose of determining the aver-*
20 *age under paragraph (1).*

21 (4) *NO HISTORIC YIELD DATA AVAILABLE.—In*
22 *the case of establishing yields for designated oilseeds,*
23 *if historic yield data is not available, the Secretary*
24 *shall use the ratio for dry peas calculated under para-*
25 *graph (2)(A)(ii) in determining the yields for des-*

1 *ignated oilseeds, as determined to be fair and equi-*
2 *table by the Secretary.*

3 *(c) EFFECT OF LACK OF PAYMENT YIELD.—*

4 *(1) ESTABLISHMENT BY SECRETARY.—If no pay-*
5 *ment yield is otherwise established for a farm for*
6 *which a covered commodity is planted and eligible to*
7 *receive price loss coverage payments, the Secretary*
8 *shall establish an appropriate payment yield for the*
9 *covered commodity on the farm under paragraph (2).*

10 *(2) USE OF SIMILARLY SITUATED FARMS.—To*
11 *establish an appropriate payment yield for a covered*
12 *commodity on a farm as required by paragraph (1),*
13 *the Secretary shall take into consideration the farm*
14 *program payment yields applicable to that covered*
15 *commodity for similarly situated farms. The use of*
16 *such data in an appeal, by the Secretary or by the*
17 *producer, shall not be subject to any other provision*
18 *of law.*

19 *(d) SINGLE OPPORTUNITY TO UPDATE YIELDS USED*
20 *TO DETERMINE PRICE LOSS COVERAGE PAYMENTS.—*

21 *(1) ELECTION TO UPDATE.—At the sole discre-*
22 *tion of the owner of a farm, the owner of a farm shall*
23 *have a 1-time opportunity to update the payment*
24 *yields on a covered commodity-by-covered-commodity*
25 *basis that would otherwise be used in calculating any*

1 *price loss coverage payment for covered commodities*
2 *on the farm.*

3 (2) *TIME FOR ELECTION.—The election under*
4 *paragraph (1) shall be made at a time and manner*
5 *to be in effect for the 2014 crop year as determined*
6 *by the Secretary.*

7 (3) *METHOD OF UPDATING YIELDS.—If the*
8 *owner of a farm elects to update yields under this*
9 *subsection, the payment yield for a covered com-*
10 *modity on the farm, for the purpose of calculating*
11 *price loss coverage payments only, shall be equal to*
12 *90 percent of the average of the yield per planted acre*
13 *for the crop of the covered commodity on the farm for*
14 *the 2008 through 2012 crop years, as determined by*
15 *the Secretary, excluding any crop year in which the*
16 *acreage planted to the crop of the covered commodity*
17 *was zero.*

18 (4) *USE OF COUNTY AVERAGE YIELD.—If the*
19 *yield per planted acre for a crop of the covered com-*
20 *modity for a farm for any of the 2008 through 2012*
21 *crop years was less than 75 percent of the average of*
22 *the 2008 through 2012 county yield for that com-*
23 *modity, the Secretary shall assign a yield for that*
24 *crop year equal to 75 percent of the average of the*

1 2008 through 2012 county yield for the purposes of
2 determining the average yield under paragraph (3).

3 (5) *EFFECT OF LACK OF PAYMENT YIELD.*—

4 (A) *ESTABLISHMENT BY SECRETARY.*—For
5 purposes of this subsection, if no payment yield
6 is otherwise established for a covered commodity
7 on a farm, the Secretary shall establish an ap-
8 propriate updated payment yield for the covered
9 commodity on the farm under subparagraph (B).

10 (B) *USE OF SIMILARLY SITUATED FARMS.*—
11 To establish an appropriate payment yield for a
12 covered commodity on a farm as required by
13 subparagraph (A), the Secretary shall take into
14 consideration the farm program payment yields
15 applicable to that covered commodity for simi-
16 larly situated farms. The use of such data in an
17 appeal, by the Secretary or by the producer,
18 shall not be subject to any other provision of law.

19 **SEC. 1107. FARM RISK MANAGEMENT ELECTION.**

20 (a) *IN GENERAL.*—

21 (1) *PAYMENTS REQUIRED.*—Except as provided
22 in paragraph (2), if the Secretary determines that
23 payments are required under subsection (b)(1) or
24 (c)(2) for a covered commodity, the Secretary shall
25 make payments for that covered commodity available

1 *under such subsection to producers on a farm pursu-*
2 *ant to the terms and conditions of this section.*

3 (2) *PROHIBITION ON PAYMENTS; EXCEPTIONS.—*

4 *Notwithstanding any other provision of this title, a*
5 *producer on a farm may not receive price loss cov-*
6 *erage payments or revenue loss coverage payments if*
7 *the sum of the planted acres of covered commodities*
8 *on the farm is 10 acres or less, as determined by the*
9 *Secretary, unless the producer is—*

10 (A) *a socially disadvantaged farmer or*
11 *rancher (as defined in section 355(e) of the Con-*
12 *solidated Farm and Rural Development Act (7*
13 *U.S.C. 2003(e)); or*

14 (B) *a limited resource farmer or rancher, as*
15 *defined by the Secretary.*

16 (b) *PRICE LOSS COVERAGE.—*

17 (1) *PAYMENTS.—For the 2014 crop year and*
18 *each succeeding crop year, the Secretary shall make*
19 *price loss coverage payments to producers on a farm*
20 *for a covered commodity if the Secretary determines*
21 *that—*

22 (A) *the effective price for the covered com-*
23 *modity for the crop year; is less than*

24 (B) *the reference price for the covered com-*
25 *modity for the crop year.*

1 (2) *EFFECTIVE PRICE.*—*The effective price for a*
2 *covered commodity for a crop year shall be the higher*
3 *of—*

4 (A) *the midseason price; or*

5 (B) *the national average loan rate for a*
6 *marketing assistance loan for the covered com-*
7 *modity in effect for such crop year under subtitle*
8 *B.*

9 (3) *PAYMENT RATE.*—*The payment rate shall be*
10 *equal to the difference between—*

11 (A) *the reference price for the covered com-*
12 *modity; and*

13 (B) *the effective price determined under*
14 *paragraph (2) for the covered commodity.*

15 (4) *PAYMENT AMOUNT.*—*If price loss coverage*
16 *payments are required to be provided under this sub-*
17 *section for the 2014 crop year or any succeeding crop*
18 *year for a covered commodity, the amount of the price*
19 *loss coverage payment to be paid to the producers on*
20 *a farm for the crop year shall be equal to the product*
21 *obtained by multiplying—*

22 (A) *the payment rate for the covered com-*
23 *modity under paragraph (3);*

24 (B) *the payment yield for the covered com-*
25 *modity; and*

1 (C) the payment acres for the covered com-
2 modity.

3 (5) *TIME FOR PAYMENTS.*—If the Secretary de-
4 termines under this subsection that price loss coverage
5 payments are required to be provided for the covered
6 commodity, the payments shall be made beginning
7 October 1, or as soon as practicable thereafter, after
8 the end of the applicable marketing year for the cov-
9 ered commodity.

10 (6) *SPECIAL RULE FOR BARLEY.*—In deter-
11 mining the effective price for barley in paragraph (2),
12 the Secretary shall use the all-barley price.

13 (7) *SPECIAL RULE FOR TEMPERATE JAPONICA*
14 *RICE.*—The Secretary shall provide a reference price
15 with respect to temperate japonica rice in an amount
16 equal to 115 percent of the amount established in sub-
17 paragraphs (F) and (G) of section 1104(16) in order
18 to reflect price premiums.

19 (c) *REVENUE LOSS COVERAGE.*—

20 (1) *AVAILABLE AS AN ALTERNATIVE.*—As an al-
21 ternative to receiving price loss coverage payments
22 under subsection (b) for a covered commodity, all of
23 the owners of the farm may make a one-time, irrev-
24 ocable election on a covered commodity-by-covered-
25 commodity basis to receive revenue loss coverage pay-

1 *ments for each covered commodity in accordance with*
2 *this subsection. If any of the owners of the farm make*
3 *different elections on the same covered commodity on*
4 *the farm, all of the owners of the farm shall be deemed*
5 *to have not made the election available under this*
6 *paragraph.*

7 (2) *PAYMENTS.—In the case of owners of a farm*
8 *that make the election described in paragraph (1) for*
9 *a covered commodity, the Secretary shall make rev-*
10 *enue loss coverage payments available under this sub-*
11 *section for the 2014 crop year and each succeeding*
12 *crop year if the Secretary determines that—*

13 (A) *the actual county revenue for the crop*
14 *year for the covered commodity; is less than*

15 (B) *the county revenue loss coverage trigger*
16 *for the crop year for the covered commodity.*

17 (3) *TIME FOR PAYMENTS.—If the Secretary de-*
18 *termines under this subsection that revenue loss cov-*
19 *erage payments are required to be provided for the*
20 *covered commodity, payments shall be made begin-*
21 *ning October 1, or as soon as practicable thereafter,*
22 *after the end of the applicable marketing year for the*
23 *covered commodity.*

24 (4) *ACTUAL COUNTY REVENUE.—The amount of*
25 *the actual county revenue for a crop year of a covered*

1 commodity shall be equal to the product obtained by
2 multiplying—

3 (A) the actual county yield, as determined
4 by the Secretary, for each planted acre for the
5 crop year for the covered commodity; and

6 (B) the higher of—

7 (i) the midseason price; or

8 (ii) the national average loan rate for
9 a marketing assistance loan for the covered
10 commodity in effect for such crop year
11 under subtitle B.

12 (5) COUNTY REVENUE LOSS COVERAGE TRIG-
13 GER.—

14 (A) IN GENERAL.—The county revenue loss
15 coverage trigger for a crop year for a covered
16 commodity on a farm shall equal 85 percent of
17 the benchmark county revenue.

18 (B) BENCHMARK COUNTY REVENUE.—

19 (i) IN GENERAL.—The benchmark
20 county revenue shall be the product obtained
21 by multiplying—

22 (I) subject to clause (ii), the aver-
23 age historical county yield as deter-
24 mined by the Secretary for the most re-
25 cent 5 crop years, excluding each of the

1 *crop years with the highest and lowest*
2 *yields; and*

3 *(II) subject to clause (iii), the av-*
4 *erage national marketing year average*
5 *price for the most recent 5 crop years,*
6 *excluding each of the crop years with*
7 *the highest and lowest prices.*

8 *(ii) YIELD CONDITIONS.—If the histor-*
9 *ical county yield in clause (i)(I) for any of*
10 *the 5 most recent crop years, as determined*
11 *by the Secretary, is less than 70 percent of*
12 *the transitional yield, as determined by the*
13 *Secretary, the amounts used for any of those*
14 *years in clause (i)(I) shall be 70 percent of*
15 *the transitional yield.*

16 *(iii) REFERENCE PRICE.—If the na-*
17 *tional marketing year average price in*
18 *clause (i)(II) for any of the 5 most recent*
19 *crop years is lower than the reference price*
20 *for the covered commodity, the Secretary*
21 *shall use the reference price for any of those*
22 *years for the amounts in clause (i)(II).*

23 *(6) PAYMENT RATE.—The payment rate shall be*
24 *equal to the lesser of—*

25 *(A) the difference between—*

1 (i) the county revenue loss coverage
2 trigger for the covered commodity; and

3 (ii) the actual county revenue for the
4 crop year for the covered commodity; or

5 (B) 10 percent of the benchmark county rev-
6 enue for the crop year for the covered commodity.

7 (7) *PAYMENT AMOUNT.*—If revenue loss coverage
8 payments under this subsection are required to be
9 provided for the 2014 crop year or any succeeding
10 crop year of a covered commodity, the amount of the
11 revenue loss coverage payment to be provided to the
12 producers on a farm for the crop year shall be equal
13 to the product obtained by multiplying—

14 (A) the payment rate under paragraph (6);
15 and

16 (B) the payment acres of the covered com-
17 modity on the farm.

18 (8) *DUTIES OF THE SECRETARY.*—In providing
19 revenue loss coverage payments under this subsection,
20 the Secretary—

21 (A) shall ensure that producers on a farm
22 do not reconstitute the farm of the producers to
23 void or change the election made under para-
24 graph (1);

1 (B) to the maximum extent practicable,
2 shall use all available information and analysis,
3 including data mining, to check for anomalies in
4 the provision of revenue loss coverage payments;

5 (C) to the maximum extent practicable,
6 shall calculate a separate county revenue loss
7 coverage trigger for irrigated and nonirrigated
8 covered commodities and a separate actual coun-
9 ty revenue for irrigated and nonirrigated covered
10 commodities;

11 (D) shall assign a benchmark county yield
12 for each planted acre for the crop year for the
13 covered commodity on the basis of the yield his-
14 tory of representative farms in the State, region,
15 or crop reporting district, as determined by the
16 Secretary, if—

17 (i) the Secretary cannot establish the
18 benchmark county yield for each planted
19 acre for a crop year for a covered com-
20 modity in the county in accordance with
21 paragraph (5); or

22 (ii) the yield determined under para-
23 graph (5) is an unrepresentative average
24 yield for the county (as determined by the
25 Secretary); and

1 (E) to the maximum extent practicable,
2 shall ensure that in order to be eligible for a
3 payment under this subsection, the producers on
4 the farm suffered an actual loss on the covered
5 commodity for the crop year for which payment
6 is sought.

7 (d) ANNUAL REPORT.—The Secretary shall submit to
8 the Committee on Agriculture of the House of Representa-
9 tives and the Committee on Agriculture, Nutrition, and
10 Forestry of the Senate a report annually containing an
11 evaluation of the impact of price loss coverage and revenue
12 loss coverage—

13 (1) on the planting, production, price, and ex-
14 port of covered commodities; and

15 (2) on the cost of each commodity program.

16 (e) CAP ON TOTAL OBLIGATIONS AND EXPENDI-
17 TURES.—Notwithstanding any other provision of this sec-
18 tion, the total amount of price loss coverage payments and
19 revenue loss coverage payments made under this section
20 during the period of fiscal years 2014 through 2020 shall
21 not exceed \$16,956,500,000. Producer agreements required
22 by section 1108 shall specifically state that payments made
23 under this section shall be reduced as necessary to comply
24 with this subsection.

1 **SEC. 1108. PRODUCER AGREEMENTS.**

2 (a) *COMPLIANCE WITH CERTAIN REQUIREMENTS.—*

3 (1) *REQUIREMENTS.—Before the producers on a*
4 *farm may receive payments under this subtitle with*
5 *respect to the farm, the producers shall agree, during*
6 *the crop year for which the payments are made and*
7 *in exchange for the payments—*

8 (A) *to comply with applicable conservation*
9 *requirements under subtitle B of title XII of the*
10 *Food Security Act of 1985 (16 U.S.C. 3811 et*
11 *seq.);*

12 (B) *to comply with applicable wetland pro-*
13 *tection requirements under subtitle C of title XII*
14 *of that Act (16 U.S.C. 3821 et seq.); and*

15 (C) *to effectively control noxious weeds and*
16 *otherwise maintain the land in accordance with*
17 *sound agricultural practices, as determined by*
18 *the Secretary.*

19 (2) *COMPLIANCE.—The Secretary may issue such*
20 *rules as the Secretary considers necessary to ensure*
21 *producer compliance with the requirements of para-*
22 *graph (1).*

23 (3) *MODIFICATION.—At the request of the trans-*
24 *feree or owner, the Secretary may modify the require-*
25 *ments of this subsection if the modifications are con-*

1 *sistent with the objectives of this subsection, as deter-*
2 *mined by the Secretary.*

3 *(b) TRANSFER OR CHANGE OF INTEREST IN FARM.—*

4 *(1) TERMINATION.—*

5 *(A) IN GENERAL.—Except as provided in*
6 *paragraph (2), a transfer of (or change in) the*
7 *interest of the producers on a farm for which*
8 *payments under this subtitle are provided shall*
9 *result in the termination of the payments, unless*
10 *the transferee or owner of the acreage agrees to*
11 *assume all obligations under subsection (a).*

12 *(B) EFFECTIVE DATE.—The termination*
13 *shall take effect on the date determined by the*
14 *Secretary.*

15 *(2) EXCEPTION.—If a producer entitled to a*
16 *payment under this subtitle dies, becomes incom-*
17 *petent, or is otherwise unable to receive the payment,*
18 *the Secretary shall make the payment in accordance*
19 *with rules issued by the Secretary.*

20 *(c) ACREAGE REPORTS.—As a condition on the receipt*
21 *of any benefits under this subtitle or subtitle B, the Sec-*
22 *retary shall require producers on a farm to submit to the*
23 *Secretary annual acreage reports with respect to all crop-*
24 *land on the farm.*

1 (d) *TENANTS AND SHARECROPPERS.*—*In carrying out*
 2 *this subtitle, the Secretary shall provide adequate safe-*
 3 *guards to protect the interests of tenants and sharecroppers.*

4 (e) *SHARING OF PAYMENTS.*—*The Secretary shall pro-*
 5 *vide for the sharing of payments made under this subtitle*
 6 *among the producers on a farm on a fair and equitable*
 7 *basis.*

8 ***Subtitle B—Marketing Loans***

9 ***SEC. 1201. AVAILABILITY OF NONRECOURSE MARKETING*** 10 ***ASSISTANCE LOANS FOR LOAN COMMOD-*** 11 ***ITIES.***

12 (a) *DEFINITION OF LOAN COMMODITY.*—*In this sub-*
 13 *title, the term “loan commodity” means wheat, corn, grain*
 14 *sorghum, barley, oats, upland cotton, extra long staple cot-*
 15 *ton, long grain rice, medium grain rice, peanuts, soybeans,*
 16 *other oilseeds, graded wool, nongraded wool, mohair, honey,*
 17 *dry peas, lentils, small chickpeas, and large chickpeas.*

18 (b) *NONRECOURSE LOANS AVAILABLE.*—

19 (1) *IN GENERAL.*—*For the 2014 crops and each*
 20 *succeeding annual crops of each loan commodity, the*
 21 *Secretary shall make available to producers on a farm*
 22 *nonrecourse marketing assistance loans for loan com-*
 23 *modities produced on the farm.*

24 (2) *TERMS AND CONDITIONS.*—*The marketing as-*
 25 *istance loans shall be made under terms and condi-*

1 *tions that are prescribed by the Secretary and at the*
2 *loan rate established under section 1202 for the loan*
3 *commodity.*

4 *(c) ELIGIBLE PRODUCTION.—The producers on a farm*
5 *shall be eligible for a marketing assistance loan under sub-*
6 *section (b) for any quantity of a loan commodity produced*
7 *on the farm.*

8 *(d) COMPLIANCE WITH CONSERVATION AND WET-*
9 *LANDS REQUIREMENTS.—As a condition of the receipt of*
10 *a marketing assistance loan under subsection (b), the pro-*
11 *ducer shall comply with applicable conservation require-*
12 *ments under subtitle B of title XII of the Food Security*
13 *Act of 1985 (16 U.S.C. 3811 et seq.) and applicable wetland*
14 *protection requirements under subtitle C of title XII of that*
15 *Act (16 U.S.C. 3821 et seq.) during the term of the loan.*

16 *(e) SPECIAL RULES FOR PEANUTS.—*

17 *(1) IN GENERAL.—This subsection shall apply*
18 *only to producers of peanuts.*

19 *(2) OPTIONS FOR OBTAINING LOAN.—A mar-*
20 *keting assistance loan under this section, and loan de-*
21 *ficiency payments under section 1205, may be ob-*
22 *tained at the option of the producers on a farm*
23 *through—*

1 (A) a designated marketing association or
2 marketing cooperative of producers that is ap-
3 proved by the Secretary; or

4 (B) the Farm Service Agency.

5 (3) *STORAGE OF LOAN PEANUTS.*—As a condi-
6 tion on the approval by the Secretary of an indi-
7 vidual or entity to provide storage for peanuts for
8 which a marketing assistance loan is made under this
9 section, the individual or entity shall agree—

10 (A) to provide the storage on a nondiscrim-
11 inatory basis; and

12 (B) to comply with such additional require-
13 ments as the Secretary considers appropriate to
14 accomplish the purposes of this section and pro-
15 mote fairness in the administration of the bene-
16 fits of this section.

17 (4) *STORAGE, HANDLING, AND ASSOCIATED*
18 *COSTS.*—

19 (A) *IN GENERAL.*—To ensure proper storage
20 of peanuts for which a loan is made under this
21 section, the Secretary shall pay handling and
22 other associated costs (other than storage costs)
23 incurred at the time at which the peanuts are
24 placed under loan, as determined by the Sec-
25 retary.

1 (B) *REDEMPTION AND FORFEITURE.*—*The*
2 *Secretary shall—*

3 (i) *require the repayment of handling*
4 *and other associated costs paid under sub-*
5 *paragraph (A) for all peanuts pledged as*
6 *collateral for a loan that is redeemed under*
7 *this section; and*

8 (ii) *pay storage, handling, and other*
9 *associated costs for all peanuts pledged as*
10 *collateral that are forfeited under this sec-*
11 *tion.*

12 (5) *MARKETING.*—*A marketing association or co-*
13 *operative may market peanuts for which a loan is*
14 *made under this section in any manner that conforms*
15 *to consumer needs, including the separation of pea-*
16 *nuts by type and quality.*

17 (6) *REIMBURSABLE AGREEMENTS AND PAYMENT*
18 *OF ADMINISTRATIVE EXPENSES.*—*The Secretary may*
19 *implement any reimbursable agreements or provide*
20 *for the payment of administrative expenses under this*
21 *subsection only in a manner that is consistent with*
22 *those activities in regard to other loan commodities.*

1 **SEC. 1202. LOAN RATES FOR NONRECOURSE MARKETING**
2 **ASSISTANCE LOANS.**

3 (a) *IN GENERAL.*—For purposes of the 2014 crop year
4 and each succeeding crop year, the loan rate for a mar-
5 keting assistance loan under section 1201 for a loan com-
6 modity shall be equal to the following:

7 (1) *In the case of wheat, \$2.94 per bushel.*

8 (2) *In the case of corn, \$1.95 per bushel.*

9 (3) *In the case of grain sorghum, \$1.95 per bush-*
10 *el.*

11 (4) *In the case of barley, \$1.95 per bushel.*

12 (5) *In the case of oats, \$1.39 per bushel.*

13 (6) *In the case of base quality of upland cotton,*
14 *for the 2014 crop year and each succeeding crop year,*
15 *the simple average of the adjusted prevailing world*
16 *price for the 2 immediately preceding marketing*
17 *years, as determined by the Secretary and announced*
18 *October 1 preceding the next domestic plantings, but*
19 *in no case less than \$0.47 per pound or more than*
20 *\$0.52 per pound.*

21 (7) *In the case of extra long staple cotton,*
22 *\$0.7977 per pound.*

23 (8) *In the case of long grain rice, \$6.50 per hun-*
24 *dredweight.*

25 (9) *In the case of medium grain rice, \$6.50 per*
26 *hundredweight.*

1 (10) *In the case of soybeans, \$5.00 per bushel.*

2 (11) *In the case of other oilseeds, \$10.09 per hun-*
3 *dredweight for each of the following kinds of oilseeds:*

4 (A) *Sunflower seed.*

5 (B) *Rapeseed.*

6 (C) *Canola.*

7 (D) *Safflower.*

8 (E) *Flaxseed.*

9 (F) *Mustard seed.*

10 (G) *Crambe.*

11 (H) *Sesame seed.*

12 (I) *Other oilseeds designated by the Sec-*
13 *retary.*

14 (12) *In the case of dry peas, \$5.40 per hundred-*
15 *weight.*

16 (13) *In the case of lentils, \$11.28 per hundred-*
17 *weight.*

18 (14) *In the case of small chickpeas, \$7.43 per*
19 *hundredweight.*

20 (15) *In the case of large chickpeas, \$11.28 per*
21 *hundredweight.*

22 (16) *In the case of graded wool, \$1.15 per pound.*

23 (17) *In the case of nongraded wool, \$0.40 per*
24 *pound.*

25 (18) *In the case of mohair, \$4.20 per pound.*

1 (19) *In the case of honey, \$0.69 per pound.*

2 (20) *In the case of peanuts, \$355 per ton.*

3 (b) *SINGLE COUNTY LOAN RATE FOR OTHER OIL-*
4 *SEEDS.—The Secretary shall establish a single loan rate in*
5 *each county for each kind of other oilseeds described in sub-*
6 *section (a)(11).*

7 **SEC. 1203. TERM OF LOANS.**

8 (a) *TERM OF LOAN.—In the case of each loan com-*
9 *modity, a marketing assistance loan under section 1201*
10 *shall have a term of 9 months beginning on the first day*
11 *of the first month after the month in which the loan is*
12 *made.*

13 (b) *EXTENSIONS PROHIBITED.—The Secretary may*
14 *not extend the term of a marketing assistance loan for any*
15 *loan commodity.*

16 **SEC. 1204. REPAYMENT OF LOANS.**

17 (a) *GENERAL RULE.—The Secretary shall permit the*
18 *producers on a farm to repay a marketing assistance loan*
19 *under section 1201 for a loan commodity (other than up-*
20 *land cotton, long grain rice, medium grain rice, extra long*
21 *staple cotton, peanuts and confectionery and each other*
22 *kind of sunflower seed (other than oil sunflower seed)) at*
23 *a rate that is the lesser of—*

24 (1) *the loan rate established for the commodity*
25 *under section 1202, plus interest (determined in ac-*

1 *cordance with section 163 of the Federal Agriculture*
2 *Improvement and Reform Act of 1996 (7 U.S.C.*
3 *7283));*

4 (2) *a rate (as determined by the Secretary)*
5 *that—*

6 (A) *is calculated based on average market*
7 *prices for the loan commodity during the pre-*
8 *ceding 30-day period; and*

9 (B) *will minimize discrepancies in mar-*
10 *keting loan benefits across State boundaries and*
11 *across county boundaries; or*

12 (3) *a rate that the Secretary may develop using*
13 *alternative methods for calculating a repayment rate*
14 *for a loan commodity that the Secretary determines*
15 *will—*

16 (A) *minimize potential loan forfeitures;*

17 (B) *minimize the accumulation of stocks of*
18 *the commodity by the Federal Government;*

19 (C) *minimize the cost incurred by the Fed-*
20 *eral Government in storing the commodity;*

21 (D) *allow the commodity produced in the*
22 *United States to be marketed freely and competi-*
23 *tively, both domestically and internationally;*
24 *and*

1 (E) *minimize discrepancies in marketing*
2 *loan benefits across State boundaries and across*
3 *county boundaries.*

4 (b) *REPAYMENT RATES FOR UPLAND COTTON, LONG*
5 *GRAIN RICE, AND MEDIUM GRAIN RICE.—The Secretary*
6 *shall permit producers to repay a marketing assistance loan*
7 *under section 1201 for upland cotton, long grain rice, and*
8 *medium grain rice at a rate that is the lesser of—*

9 (1) *the loan rate established for the commodity*
10 *under section 1202, plus interest (determined in ac-*
11 *cordance with section 163 of the Federal Agriculture*
12 *Improvement and Reform Act of 1996 (7 U.S.C.*
13 *7283)); or*

14 (2) *the prevailing world market price for the*
15 *commodity, as determined and adjusted by the Sec-*
16 *retary in accordance with this section.*

17 (c) *REPAYMENT RATES FOR EXTRA LONG STAPLE*
18 *COTTON.—Repayment of a marketing assistance loan for*
19 *extra long staple cotton shall be at the loan rate established*
20 *for the commodity under section 1202, plus interest (deter-*
21 *mined in accordance with section 163 of the Federal Agri-*
22 *culture Improvement and Reform Act of 1996 (7 U.S.C.*
23 *7283)).*

1 (d) *PREVAILING WORLD MARKET PRICE.*—For pur-
 2 poses of this section and section 1207, the Secretary shall
 3 prescribe by regulation—

4 (1) a formula to determine the prevailing world
 5 market price for each of upland cotton, long grain
 6 rice, and medium grain rice; and

7 (2) a mechanism by which the Secretary shall
 8 announce periodically those prevailing world market
 9 prices.

10 (e) *ADJUSTMENT OF PREVAILING WORLD MARKET*
 11 *PRICE FOR UPLAND COTTON, LONG GRAIN RICE, AND ME-*
 12 *DIUM GRAIN RICE.*—

13 (1) *RICE.*—The prevailing world market price
 14 for long grain rice and medium grain rice determined
 15 under subsection (d) shall be adjusted to United
 16 States quality and location.

17 (2) *COTTON.*—The prevailing world market price
 18 for upland cotton determined under subsection (d)—

19 (A) shall be adjusted to United States qual-
 20 ity and location, with the adjustment to in-
 21 clude—

22 (i) a reduction equal to any United
 23 States Premium Factor for upland cotton of
 24 a quality higher than Middling (M) $1\frac{3}{32}$ -
 25 inch; and

1 (ii) the average costs to market the
2 commodity, including average transpor-
3 tation costs, as determined by the Secretary;
4 and

5 (B) may be further adjusted, during the pe-
6 riod beginning on the date of enactment of this
7 Act and ending on July 31, 2019, if the Sec-
8 retary determines the adjustment is necessary—

9 (i) to minimize potential loan forfeit-
10 ures;

11 (ii) to minimize the accumulation of
12 stocks of upland cotton by the Federal Gov-
13 ernment;

14 (iii) to ensure that upland cotton pro-
15 duced in the United States can be marketed
16 freely and competitively, both domestically
17 and internationally; and

18 (iv) to ensure an appropriate transi-
19 tion between current-crop and forward-crop
20 price quotations, except that the Secretary
21 may use forward-crop price quotations
22 prior to July 31 of a marketing year only
23 if—

24 (I) there are insufficient current-
25 crop price quotations; and

1 (II) *the forward-crop price*
2 *quotation is the lowest such quotation*
3 *available.*

4 (3) *GUIDELINES FOR ADDITIONAL ADJUST-*
5 *MENTS.—In making adjustments under this sub-*
6 *section, the Secretary shall establish a mechanism for*
7 *determining and announcing the adjustments in*
8 *order to avoid undue disruption in the United States*
9 *market.*

10 (f) *REPAYMENT RATES FOR CONFECTIONERY AND*
11 *OTHER KINDS OF SUNFLOWER SEEDS.—The Secretary*
12 *shall permit the producers on a farm to repay a marketing*
13 *assistance loan under section 1201 for confectionery and*
14 *each other kind of sunflower seed (other than oil sunflower*
15 *seed) at a rate that is the lesser of—*

16 (1) *the loan rate established for the commodity*
17 *under section 1202, plus interest (determined in ac-*
18 *cordance with section 163 of the Federal Agriculture*
19 *Improvement and Reform Act of 1996 (7 U.S.C.*
20 *7283)); or*

21 (2) *the repayment rate established for oil sun-*
22 *flower seed.*

23 (g) *PAYMENT OF COTTON STORAGE COSTS.—Effective*
24 *for the 2014 crop year and each succeeding crop year, the*
25 *Secretary shall make cotton storage payments available in*

1 *the same manner, and at the same rates as the Secretary*
2 *provided storage payments for the 2006 crop of cotton, ex-*
3 *cept that the rates shall be reduced by 10 percent.*

4 *(h) REPAYMENT RATE FOR PEANUTS.—The Secretary*
5 *shall permit producers on a farm to repay a marketing as-*
6 *sistance loan for peanuts under section 1201 at a rate that*
7 *is the lesser of—*

8 *(1) the loan rate established for peanuts under*
9 *section 1202(a)(20), plus interest (determined in ac-*
10 *cordance with section 163 of the Federal Agriculture*
11 *Improvement and Reform Act of 1996 (7 U.S.C.*
12 *7283)); or*

13 *(2) a rate that the Secretary determines will—*

14 *(A) minimize potential loan forfeitures;*

15 *(B) minimize the accumulation of stocks of*
16 *peanuts by the Federal Government;*

17 *(C) minimize the cost incurred by the Fed-*
18 *eral Government in storing peanuts; and*

19 *(D) allow peanuts produced in the United*
20 *States to be marketed freely and competitively,*
21 *both domestically and internationally.*

22 *(i) AUTHORITY TO TEMPORARILY ADJUST REPAY-*
23 *MENT RATES.—*

24 *(1) ADJUSTMENT AUTHORITY.—In the event of a*
25 *severe disruption to marketing, transportation, or re-*

1 *lated infrastructure, the Secretary may modify the re-*
2 *payment rate otherwise applicable under this section*
3 *for marketing assistance loans under section 1201 for*
4 *a loan commodity.*

5 (2) *DURATION.*—*Any adjustment made under*
6 *paragraph (1) in the repayment rate for marketing*
7 *assistance loans for a loan commodity shall be in ef-*
8 *fect on a short-term and temporary basis, as deter-*
9 *mined by the Secretary.*

10 **SEC. 1205. LOAN DEFICIENCY PAYMENTS.**

11 (a) *AVAILABILITY OF LOAN DEFICIENCY PAYMENTS.*—

12 (1) *IN GENERAL.*—*Except as provided in sub-*
13 *section (d), the Secretary may make loan deficiency*
14 *payments available to producers on a farm that, al-*
15 *though eligible to obtain a marketing assistance loan*
16 *under section 1201 with respect to a loan commodity,*
17 *agree to forgo obtaining the loan for the commodity*
18 *in return for loan deficiency payments under this sec-*
19 *tion.*

20 (2) *UNSHORN PELTS, HAY, AND SILAGE.*—

21 (A) *MARKETING ASSISTANCE LOANS.*—*Sub-*
22 *ject to subparagraph (B), nongraded wool in the*
23 *form of unshorn pelts and hay and silage derived*
24 *from a loan commodity are not eligible for a*
25 *marketing assistance loan under section 1201.*

1 (B) *LOAN DEFICIENCY PAYMENT.*—*Effective*
2 *for the 2014 crop year and each succeeding crop*
3 *year, the Secretary may make loan deficiency*
4 *payments available under this section to pro-*
5 *ducers on a farm that produce unshorn pelts or*
6 *hay and silage derived from a loan commodity.*

7 (b) *COMPUTATION.*—*A loan deficiency payment for a*
8 *loan commodity or commodity referred to in subsection*
9 *(a)(2) shall be equal to the product obtained by multi-*
10 *plying—*

11 (1) *the payment rate determined under sub-*
12 *section (c) for the commodity; by*

13 (2) *the quantity of the commodity produced by*
14 *the eligible producers, excluding any quantity for*
15 *which the producers obtain a marketing assistance*
16 *loan under section 1201.*

17 (c) *PAYMENT RATE.*—

18 (1) *IN GENERAL.*—*In the case of a loan com-*
19 *modity, the payment rate shall be the amount by*
20 *which—*

21 (A) *the loan rate established under section*
22 *1202 for the loan commodity; exceeds*

23 (B) *the rate at which a marketing assist-*
24 *ance loan for the loan commodity may be repaid*
25 *under section 1204.*

1 (2) *UNSHORN PELTS.*—*In the case of unshorn*
2 *pelts, the payment rate shall be the amount by*
3 *which—*

4 (A) *the loan rate established under section*
5 *1202 for ungraded wool; exceeds*

6 (B) *the rate at which a marketing assist-*
7 *ance loan for ungraded wool may be repaid*
8 *under section 1204.*

9 (3) *HAY AND SILAGE.*—*In the case of hay or si-*
10 *lage derived from a loan commodity, the payment*
11 *rate shall be the amount by which—*

12 (A) *the loan rate established under section*
13 *1202 for the loan commodity from which the hay*
14 *or silage is derived; exceeds*

15 (B) *the rate at which a marketing assist-*
16 *ance loan for the loan commodity may be repaid*
17 *under section 1204.*

18 (d) *EXCEPTION FOR EXTRA LONG STAPLE COTTON.*—
19 *This section shall not apply with respect to extra long staple*
20 *cotton.*

21 (e) *EFFECTIVE DATE FOR PAYMENT RATE DETER-*
22 *MINATION.*—*The Secretary shall determine the amount of*
23 *the loan deficiency payment to be made under this section*
24 *to the producers on a farm with respect to a quantity of*
25 *a loan commodity or commodity referred to in subsection*

1 (a)(2) using the payment rate in effect under subsection (c)
2 as of the date the producers request the payment.

3 **SEC. 1206. PAYMENTS IN LIEU OF LOAN DEFICIENCY PAY-**
4 **MENTS FOR GRAZED ACREAGE.**

5 (a) *ELIGIBLE PRODUCERS.*—

6 (1) *IN GENERAL.*—Effective for the 2014 crop
7 year and each succeeding crop year, in the case of a
8 producer that would be eligible for a loan deficiency
9 payment under section 1205 for wheat, barley, or
10 oats, but that elects to use acreage planted to the
11 wheat, barley, or oats for the grazing of livestock, the
12 Secretary shall make a payment to the producer
13 under this section if the producer enters into an
14 agreement with the Secretary to forgo any other har-
15 vesting of the wheat, barley, or oats on that acreage.

16 (2) *GRAZING OF TRITICALE ACREAGE.*—Effective
17 for the 2014 crop year and each succeeding crop year,
18 with respect to a producer on a farm that uses acre-
19 age planted to triticale for the grazing of livestock, the
20 Secretary shall make a payment to the producer
21 under this section if the producer enters into an
22 agreement with the Secretary to forgo any other har-
23 vesting of triticale on that acreage.

24 (b) *PAYMENT AMOUNT.*—

1 (1) *IN GENERAL.*—*The amount of a payment*
2 *made under this section to a producer on a farm de-*
3 *scribed in subsection (a)(1) shall be equal to the*
4 *amount determined by multiplying—*

5 (A) *the loan deficiency payment rate deter-*
6 *mined under section 1205(c) in effect, as of the*
7 *date of the agreement, for the county in which*
8 *the farm is located; by*

9 (B) *the payment quantity determined by*
10 *multiplying—*

11 (i) *the quantity of the grazed acreage*
12 *on the farm with respect to which the pro-*
13 *ducer elects to forgo harvesting of wheat,*
14 *barley, or oats; and*

15 (ii)(I) *the payment yield in effect for*
16 *the calculation of price loss coverage under*
17 *subtitle A with respect to that loan com-*
18 *modity on the farm; or*

19 (II) *in the case of a farm without a*
20 *payment yield for that loan commodity, an*
21 *appropriate yield established by the Sec-*
22 *retary in a manner consistent with section*
23 *1106(c) of this Act.*

24 (2) *GRAZING OF TRITICALE ACREAGE.*—*The*
25 *amount of a payment made under this section to a*

1 *producer on a farm described in subsection (a)(2)*
2 *shall be equal to the amount determined by multi-*
3 *plying—*

4 *(A) the loan deficiency payment rate deter-*
5 *mined under section 1205(c) in effect for wheat,*
6 *as of the date of the agreement, for the county in*
7 *which the farm is located; by*

8 *(B) the payment quantity determined by*
9 *multiplying—*

10 *(i) the quantity of the grazed acreage*
11 *on the farm with respect to which the pro-*
12 *ducer elects to forgo harvesting of triticale;*
13 *and*

14 *(ii)(I) the payment yield in effect for*
15 *the calculation of price loss coverage under*
16 *subtitle A with respect to wheat on the*
17 *farm; or*

18 *(II) in the case of a farm without a*
19 *payment yield for wheat, an appropriate*
20 *yield established by the Secretary in a man-*
21 *ner consistent with section 1106(c) of this*
22 *Act.*

23 *(c) TIME, MANNER, AND AVAILABILITY OF PAYMENT.—*

24 *(1) TIME AND MANNER.—A payment under this*
25 *section shall be made at the same time and in the*

1 *same manner as loan deficiency payments are made*
2 *under section 1205.*

3 (2) *AVAILABILITY.*—

4 (A) *IN GENERAL.*—*The Secretary shall es-*
5 *tablish an availability period for the payments*
6 *authorized by this section.*

7 (B) *CERTAIN COMMODITIES.*—*In the case of*
8 *wheat, barley, and oats, the availability period*
9 *shall be consistent with the availability period*
10 *for the commodity established by the Secretary*
11 *for marketing assistance loans authorized by this*
12 *subtitle.*

13 (d) *PROHIBITION ON CROP INSURANCE INDEMNITY OR*
14 *NONINSURED CROP ASSISTANCE.*—*A 2014 crop or suc-*
15 *ceeding annual crop of wheat, barley, oats, or triticale*
16 *planted on acreage that a producer elects, in the agreement*
17 *required by subsection (a), to use for the grazing of livestock*
18 *in lieu of any other harvesting of the crop shall not be eligi-*
19 *ble for an indemnity under a policy or plan of insurance*
20 *authorized under the Federal Crop Insurance Act (7 U.S.C.*
21 *1501 et seq.) or noninsured crop assistance under section*
22 *196 of the Federal Agriculture Improvement and Reform*
23 *Act of 1996 (7 U.S.C. 7333).*

1 **SEC. 1207. SPECIAL MARKETING LOAN PROVISIONS FOR UP-**
2 **LAND COTTON.**

3 (a) *SPECIAL IMPORT QUOTA.*—

4 (1) *DEFINITION OF SPECIAL IMPORT QUOTA.*—*In*
5 *this subsection, the term “special import quota”*
6 *means a quantity of imports that is not subject to the*
7 *over-quota tariff rate of a tariff-rate quota.*

8 (2) *ESTABLISHMENT.*—

9 (A) *IN GENERAL.*—*The President shall*
10 *carry out an import quota program beginning*
11 *on August 1, 2014, as provided in this sub-*
12 *section.*

13 (B) *PROGRAM REQUIREMENTS.*—*Whenever*
14 *the Secretary determines and announces that for*
15 *any consecutive 4-week period, the Friday*
16 *through Thursday average price quotation for the*
17 *lowest-priced United States growth, as quoted for*
18 *Middling (M) 1³/₃₂-inch cotton, delivered to a de-*
19 *finable and significant international market, as*
20 *determined by the Secretary, exceeds the pre-*
21 *vailing world market price, there shall imme-*
22 *diately be in effect a special import quota.*

23 (3) *QUANTITY.*—*The quota shall be equal to the*
24 *consumption during a 1-week period of cotton by do-*
25 *mestic mills at the seasonally adjusted average rate of*
26 *the most recent 3 months for which official data of the*

1 *Department of Agriculture are available or, in the ab-*
2 *sence of sufficient data, as estimated by the Secretary.*

3 (4) *APPLICATION.*—*The quota shall apply to up-*
4 *land cotton purchased not later than 90 days after the*
5 *date of the Secretary’s announcement under para-*
6 *graph (2) and entered into the United States not later*
7 *than 180 days after that date.*

8 (5) *OVERLAP.*—*A special quota period may be*
9 *established that overlaps any existing quota period if*
10 *required by paragraph (2), except that a special*
11 *quota period may not be established under this sub-*
12 *section if a quota period has been established under*
13 *subsection (b).*

14 (6) *PREFERENTIAL TARIFF TREATMENT.*—*The*
15 *quantity under a special import quota shall be con-*
16 *sidered to be an in-quota quantity for purposes of—*

17 (A) *section 213(d) of the Caribbean Basin*
18 *Economic Recovery Act (19 U.S.C. 2703(d));*

19 (B) *section 204 of the Andean Trade Pref-*
20 *erence Act (19 U.S.C. 3203);*

21 (C) *section 503(d) of the Trade Act of 1974*
22 *(19 U.S.C. 2463(d)); and*

23 (D) *General Note 3(a)(iv) to the Har-*
24 *monized Tariff Schedule.*

1 (7) *LIMITATION.*—*The quantity of cotton entered*
2 *into the United States during any marketing year*
3 *under the special import quota established under this*
4 *subsection may not exceed the equivalent of 10 weeks’*
5 *consumption of upland cotton by domestic mills at*
6 *the seasonally adjusted average rate of the 3 months*
7 *immediately preceding the first special import quota*
8 *established in any marketing year.*

9 (b) *LIMITED GLOBAL IMPORT QUOTA FOR UPLAND*
10 *COTTON.*—

11 (1) *DEFINITIONS.*—*In this subsection:*

12 (A) *DEMAND.*—*The term “demand”*
13 *means—*

14 (i) *the average seasonally adjusted an-*
15 *ual rate of domestic mill consumption of*
16 *cotton during the most recent 3 months for*
17 *which official data of the Department of Ag-*
18 *riculture are available or, in the absence of*
19 *sufficient data, as estimated by the Sec-*
20 *retary; and*

21 (ii) *the larger of—*

22 (I) *average exports of upland cot-*
23 *ton during the preceding 6 marketing*
24 *years; or*

1 (ii) cumulative exports of upland
2 cotton plus outstanding export sales for
3 the marketing year in which the quota
4 is established.

5 (B) LIMITED GLOBAL IMPORT QUOTA.—The
6 term “limited global import quota” means a
7 quantity of imports that is not subject to the
8 over-quota tariff rate of a tariff-rate quota.

9 (C) SUPPLY.—The term “supply” means,
10 using the latest official data of the Department
11 of Agriculture—

12 (i) the carry-over of upland cotton at
13 the beginning of the marketing year (ad-
14 justed to 480-pound bales) in which the
15 quota is established;

16 (ii) production of the current crop; and

17 (iii) imports to the latest date avail-
18 able during the marketing year.

19 (2) PROGRAM.—The President shall carry out an
20 import quota program that provides that whenever
21 the Secretary determines and announces that the av-
22 erage price of the base quality of upland cotton, as de-
23 termined by the Secretary, in the designated spot
24 markets for a month exceeded 130 percent of the aver-
25 age price of the quality of cotton in the markets for

1 *the preceding 36 months, notwithstanding any other*
2 *provision of law, there shall immediately be in effect*
3 *a limited global import quota subject to the following*
4 *conditions:*

5 *(A) QUANTITY.—The quantity of the quota*
6 *shall be equal to 21 days of domestic mill con-*
7 *sumption of upland cotton at the seasonally ad-*
8 *justed average rate of the most recent 3 months*
9 *for which official data of the Department of Ag-*
10 *riculture are available or, in the absence of suffi-*
11 *cient data, as estimated by the Secretary.*

12 *(B) QUANTITY IF PRIOR QUOTA.—If a quota*
13 *has been established under this subsection during*
14 *the preceding 12 months, the quantity of the*
15 *quota next established under this subsection shall*
16 *be the smaller of 21 days of domestic mill con-*
17 *sumption calculated under subparagraph (A) or*
18 *the quantity required to increase the supply to*
19 *130 percent of the demand.*

20 *(C) PREFERENTIAL TARIFF TREATMENT.—*
21 *The quantity under a limited global import*
22 *quota shall be considered to be an in-quota quan-*
23 *tity for purposes of—*

1 (i) section 213(d) of the Caribbean
2 Basin Economic Recovery Act (19 U.S.C.
3 2703(d));

4 (ii) section 204 of the Andean Trade
5 Preference Act (19 U.S.C. 3203);

6 (iii) section 503(d) of the Trade Act of
7 1974 (19 U.S.C. 2463(d)); and

8 (iv) General Note 3(a)(iv) to the Har-
9 monized Tariff Schedule.

10 (D) QUOTA ENTRY PERIOD.—When a quota
11 is established under this subsection, cotton may
12 be entered under the quota during the 90-day pe-
13 riod beginning on the date the quota is estab-
14 lished by the Secretary.

15 (3) NO OVERLAP.—Notwithstanding paragraph
16 (2), a quota period may not be established that over-
17 laps an existing quota period or a special quota pe-
18 riod established under subsection (a).

19 (c) ECONOMIC ADJUSTMENT ASSISTANCE TO USERS
20 OF UPLAND COTTON.—

21 (1) IN GENERAL.—Subject to paragraph (2), the
22 Secretary shall, on a monthly basis, make economic
23 adjustment assistance available to domestic users of
24 upland cotton in the form of payments for all docu-
25 mented use of that upland cotton during the previous

1 *monthly period regardless of the origin of the upland*
2 *cotton.*

3 (2) *VALUE OF ASSISTANCE.*—*Effective beginning*
4 *on August 1, 2013, the value of the assistance pro-*
5 *vided under paragraph (1) shall be 3 cents per pound.*

6 (3) *ALLOWABLE PURPOSES.*—*Economic adjust-*
7 *ment assistance under this subsection shall be made*
8 *available only to domestic users of upland cotton that*
9 *certify that the assistance shall be used only to ac-*
10 *quire, construct, install, modernize, develop, convert,*
11 *or expand land, plant, buildings, equipment, facili-*
12 *ties, or machinery.*

13 (4) *REVIEW OR AUDIT.*—*The Secretary may con-*
14 *duct such review or audit of the records of a domestic*
15 *user under this subsection as the Secretary determines*
16 *necessary to carry out this subsection.*

17 (5) *IMPROPER USE OF ASSISTANCE.*—*If the Sec-*
18 *retary determines, after a review or audit of the*
19 *records of the domestic user, that economic adjustment*
20 *assistance under this subsection was not used for the*
21 *purposes specified in paragraph (3), the domestic user*
22 *shall be—*

23 (A) *liable for the repayment of the assist-*
24 *ance to the Secretary, plus interest, as deter-*
25 *mined by the Secretary; and*

1 (B) *ineligible to receive assistance under*
2 *this subsection for a period of 1 year following*
3 *the determination of the Secretary.*

4 **SEC. 1208. SPECIAL COMPETITIVE PROVISIONS FOR EXTRA**
5 **LONG STAPLE COTTON.**

6 (a) *COMPETITIVENESS PROGRAM.—Notwithstanding*
7 *any other provision of law, the Secretary shall carry out*
8 *a program—*

9 (1) *to maintain and expand the domestic use of*
10 *extra long staple cotton produced in the United*
11 *States;*

12 (2) *to increase exports of extra long staple cotton*
13 *produced in the United States; and*

14 (3) *to ensure that extra long staple cotton pro-*
15 *duced in the United States remains competitive in*
16 *world markets.*

17 (b) *PAYMENTS UNDER PROGRAM; TRIGGER.—Under*
18 *the program, the Secretary shall make payments available*
19 *under this section whenever—*

20 (1) *for a consecutive 4-week period, the world*
21 *market price for the lowest priced competing growth*
22 *of extra long staple cotton (adjusted to United States*
23 *quality and location and for other factors affecting*
24 *the competitiveness of such cotton), as determined by*
25 *the Secretary, is below the prevailing United States*

1 *price for a competing growth of extra long staple cot-*
2 *ton; and*

3 (2) *the lowest priced competing growth of extra*
4 *long staple cotton (adjusted to United States quality*
5 *and location and for other factors affecting the com-*
6 *petitiveness of such cotton), as determined by the Sec-*
7 *retary, is less than 134 percent of the loan rate for*
8 *extra long staple cotton.*

9 (c) *ELIGIBLE RECIPIENTS.*—*The Secretary shall make*
10 *payments available under this section to domestic users of*
11 *extra long staple cotton produced in the United States and*
12 *exporters of extra long staple cotton produced in the United*
13 *States that enter into an agreement with the Commodity*
14 *Credit Corporation to participate in the program under*
15 *this section.*

16 (d) *PAYMENT AMOUNT.*—*Payments under this section*
17 *shall be based on the amount of the difference in the prices*
18 *referred to in subsection (b)(1) during the fourth week of*
19 *the consecutive 4-week period multiplied by the amount of*
20 *documented purchases by domestic users and sales for ex-*
21 *port by exporters made in the week following such a con-*
22 *secutive 4-week period.*

23 **SEC. 1209. AVAILABILITY OF RECOURSE LOANS FOR HIGH**
24 **MOISTURE FEED GRAINS AND SEED COTTON.**

25 (a) *HIGH MOISTURE FEED GRAINS.*—

1 (1) *DEFINITION OF HIGH MOISTURE STATE.*—*In*
2 *this subsection, the term “high moisture state” means*
3 *corn or grain sorghum having a moisture content in*
4 *excess of Commodity Credit Corporation standards*
5 *for marketing assistance loans made by the Secretary*
6 *under section 1201.*

7 (2) *RECOURSE LOANS AVAILABLE.*—*For the 2014*
8 *crop and each succeeding annual crop of corn and*
9 *grain sorghum, the Secretary shall make available re-*
10 *course loans, as determined by the Secretary, to pro-*
11 *ducers on a farm that—*

12 (A) *normally harvest all or a portion of*
13 *their crop of corn or grain sorghum in a high*
14 *moisture state;*

15 (B) *present—*

16 (i) *certified scale tickets from an in-*
17 *spected, certified commercial scale, includ-*
18 *ing a licensed warehouse, feedlot, feed mill,*
19 *distillery, or other similar entity approved*
20 *by the Secretary, pursuant to regulations*
21 *issued by the Secretary; or*

22 (ii) *field or other physical measure-*
23 *ments of the standing or stored crop in re-*
24 *gions of the United States, as determined by*
25 *the Secretary, that do not have certified*

1 *commercial scales from which certified scale*
2 *tickets may be obtained within reasonable*
3 *proximity of harvest operation;*

4 *(C) certify that the producers on the farm*
5 *were the owners of the feed grain at the time of*
6 *delivery to, and that the quantity to be placed*
7 *under loan under this subsection was in fact*
8 *harvested on the farm and delivered to, a feedlot,*
9 *feed mill, or commercial or on-farm high-mois-*
10 *ture storage facility, or to a facility maintained*
11 *by the users of corn and grain sorghum in a*
12 *high moisture state; and*

13 *(D) comply with deadlines established by*
14 *the Secretary for harvesting the corn or grain*
15 *sorghum and submit applications for loans*
16 *under this subsection within deadlines estab-*
17 *lished by the Secretary.*

18 *(3) ELIGIBILITY OF ACQUIRED FEED GRAINS.—*
19 *A loan under this subsection shall be made on a*
20 *quantity of corn or grain sorghum of the same crop*
21 *acquired by the producer equivalent to a quantity de-*
22 *termined by multiplying—*

23 *(A) the acreage of the corn or grain sor-*
24 *ghum in a high moisture state harvested on the*
25 *farm of the producer; by*

1 (B) the lower of the farm program payment
2 yield used to make payments under subtitle A or
3 the actual yield on a field, as determined by the
4 Secretary, that is similar to the field from which
5 the corn or grain sorghum was obtained.

6 (b) *RECOURSE LOANS AVAILABLE FOR SEED COT-*
7 *TON.*—For the 2014 crop and each succeeding annual crop
8 of upland cotton and extra long staple cotton, the Secretary
9 shall make available recourse seed cotton loans, as deter-
10 mined by the Secretary, on any production.

11 (c) *REPAYMENT RATES.*—Repayment of a recourse
12 loan made under this section shall be at the loan rate estab-
13 lished for the commodity by the Secretary, plus interest (de-
14 termined in accordance with section 163 of the Federal Ag-
15 riculture Improvement and Reform Act of 1996 (7 U.S.C.
16 7283)).

17 **SEC. 1210. ADJUSTMENTS OF LOANS.**

18 (a) *ADJUSTMENT AUTHORITY.*—Subject to subsection
19 (e), the Secretary may make appropriate adjustments in
20 the loan rates for any loan commodity (other than cotton)
21 for differences in grade, type, quality, location, and other
22 factors.

23 (b) *MANNER OF ADJUSTMENT.*—The adjustments
24 under subsection (a) shall, to the maximum extent prac-
25 ticable, be made in such a manner that the average loan

1 *level for the commodity will, on the basis of the anticipated*
2 *incidence of the factors, be equal to the level of support de-*
3 *termined in accordance with this subtitle and subtitle C.*

4 *(c) ADJUSTMENT ON COUNTY BASIS.—*

5 *(1) IN GENERAL.—The Secretary may establish*
6 *loan rates for a crop for producers in individual*
7 *counties in a manner that results in the lowest loan*
8 *rate being 95 percent of the national average loan*
9 *rate, if those loan rates do not result in an increase*
10 *in outlays.*

11 *(2) PROHIBITION.—Adjustments under this sub-*
12 *section shall not result in an increase in the national*
13 *average loan rate for any year.*

14 *(d) ADJUSTMENT IN LOAN RATE FOR COTTON.—*

15 *(1) IN GENERAL.—The Secretary may make ap-*
16 *propriate adjustments in the loan rate for cotton for*
17 *differences in quality factors.*

18 *(2) TYPES OF ADJUSTMENTS.—Loan rate adjust-*
19 *ments under paragraph (1) may include—*

20 *(A) the use of non-spot market price data,*
21 *in addition to spot market price data, that*
22 *would enhance the accuracy of the price informa-*
23 *tion used in determining quality adjustments*
24 *under this subsection;*

1 (B) adjustments in the premiums or dis-
2 counts associated with upland cotton with a sta-
3 ple length of 33 or above due to micronaire with
4 the goal of eliminating any unnecessary artifi-
5 cial splits in the calculations of the premiums or
6 discounts; and

7 (C) such other adjustments as the Secretary
8 determines appropriate, after consultations con-
9 ducted in accordance with paragraph (3).

10 (3) CONSULTATION WITH PRIVATE SECTOR.—

11 (A) PRIOR TO REVISION.—In making ad-
12 justments to the loan rate for cotton (including
13 any review of the adjustments) as provided in
14 this subsection, the Secretary shall consult with
15 representatives of the United States cotton indus-
16 try.

17 (B) INAPPLICABILITY OF FEDERAL ADVI-
18 SORY COMMITTEE ACT.—The Federal Advisory
19 Committee Act (5 U.S.C. App.) shall not apply
20 to consultations under this subsection.

21 (4) REVIEW OF ADJUSTMENTS.—The Secretary
22 may review the operation of the upland cotton quality
23 adjustments implemented pursuant to this subsection
24 and may make further adjustments to the administra-
25 tion of the loan program for upland cotton, by revok-

1 (b) *FLEXIBLE MARKETING ALLOTMENTS FOR*
2 *SUGAR.*—

3 (1) *SUGAR ESTIMATES.*—Section 359b(a)(1) of
4 *the Agricultural Adjustment Act of 1938 (7 U.S.C.*
5 *1359bb(a)(1)) is amended by striking “each of the*
6 *2008 through 2012 crop years” and inserting “the*
7 *2008 crop year and each succeeding crop year”.*

8 (2) *EFFECTIVE PERIOD.*—Section 359i(a) of the
9 *Agricultural Adjustment Act of 1938 (7 U.S.C.*
10 *1359ii(a)) is amended by striking “only for the 2008*
11 *through 2012 crop years” and inserting “for the 2008*
12 *crop year and each succeeding crop year”.*

13 ***Subtitle D—Dairy***

14 ***PART I—DAIRY PRODUCER MARGIN INSURANCE***

15 ***PROGRAM***

16 ***SEC. 1401. DAIRY PRODUCER MARGIN INSURANCE PRO-*** 17 ***GRAM.***

18 *Subtitle E of title I of the Food, Conservation, and*
19 *Energy Act of 2008 (7 U.S.C. 8771 et seq.) is amended by*
20 *adding at the end the following new section:*

21 ***“SEC. 1511. DAIRY PRODUCER MARGIN INSURANCE PRO-*** 22 ***GRAM.***

23 *“(a) DEFINITIONS.—In this section:*

24 *“(1) ACTUAL DAIRY PRODUCER MARGIN.—The*
25 *term ‘actual dairy producer margin’ means the dif-*

1 ference between the all-milk price and the average feed
2 cost, as calculated under subsection (b)(2).

3 “(2) *ALL-MILK PRICE*.—The term ‘all-milk price’
4 means the average price received, per hundredweight
5 of milk, by dairy producers for all milk sold to plants
6 and dealers in the United States, as reported by the
7 National Agricultural Statistics Service.

8 “(3) *AVERAGE FEED COST*.—The term ‘average
9 feed cost’ means the average cost of feed used by a
10 dairy operation to produce a hundredweight of milk,
11 determined under subsection (b)(1) using the sum of
12 the following:

13 “(A) The product determined by multi-
14 plying—

15 “(i) 1.0728; by

16 “(ii) the price of corn per bushel.

17 “(B) The product determined by multi-
18 plying—

19 “(i) 0.00735; by

20 “(ii) the price of soybean meal per ton.

21 “(C) The product determined by multi-
22 plying—

23 “(i) 0.0137; by

24 “(ii) the price of alfalfa hay per ton.

1 “(4) *CONSECUTIVE 2-MONTH PERIOD.*—*The term*
2 ‘consecutive 2-month period’ refers to the 2-month pe-
3 riod consisting of the months of January and Feb-
4 ruary, March and April, May and June, July and
5 August, September and October, or November and De-
6 cember, respectively.

7 “(5) *DAIRY PRODUCER.*—*The term ‘dairy pro-*
8 *ducer’ means an individual or entity that directly or*
9 *indirectly (as determined by the Secretary)—*

10 “(A) shares in the risk of producing milk;

11 and

12 “(B) makes contributions (including land,
13 labor, management, equipment, or capital) to the
14 dairy operation of the individual or entity that
15 are at least commensurate with the share of the
16 individual or entity of the proceeds of the oper-
17 ation.

18 “(6) *MARGIN INSURANCE PROGRAM.*—*The term*
19 ‘margin insurance program’ means the dairy pro-
20 ducer margin insurance program required by this sec-
21 tion.

22 “(7) *PARTICIPATING DAIRY PRODUCER.*—*The*
23 term ‘participating dairy producer’ means a dairy
24 producer that registers under subsection (d)(2) to par-
25 ticipate in the margin insurance program.

1 “(8) *PRODUCTION HISTORY.*—*The term ‘production*
2 *history’ means the quantity of annual milk mar-*
3 *ketings determined for a dairy producer under sub-*
4 *section (e)(1).*

5 “(9) *UNITED STATES.*—*The term ‘United States’,*
6 *in a geographical sense, means the 50 States.*

7 “(b) *CALCULATION OF AVERAGE FEED COST AND AC-*
8 *TUAL DAIRY PRODUCER MARGINS.*—

9 “(1) *CALCULATION OF AVERAGE FEED COST.*—
10 *The Secretary shall calculate the national average*
11 *feed cost for each month using the following data:*

12 “(A) *The price of corn for a month shall be*
13 *the price received during that month by agricul-*
14 *tural producers in the United States for corn, as*
15 *reported in the monthly Agriculture Prices re-*
16 *port by the Secretary.*

17 “(B) *The price of soybean meal for a month*
18 *shall be the central Illinois price for soybean*
19 *meal, as reported in the Market News—Monthly*
20 *Soybean Meal Price Report by the Secretary.*

21 “(C) *The price of alfalfa hay for a month*
22 *shall be the price received during that month by*
23 *agricultural producers in the United States for*
24 *alfalfa hay, as reported in the monthly Agri-*
25 *culture Prices report by the Secretary.*

1 “(2) *CALCULATION OF ACTUAL DAIRY PRODUCER*
2 *MARGINS.—The Secretary shall calculate the actual*
3 *dairy producer margin for each consecutive 2-month*
4 *period by subtracting—*

5 “(A) *the average feed cost for that consecu-*
6 *tive 2-month period, determined in accordance*
7 *with paragraph (1); from*

8 “(B) *the all-milk price for that consecutive*
9 *2-month period.*

10 “(c) *ESTABLISHMENT OF DAIRY PRODUCER MARGIN*
11 *INSURANCE PROGRAM.—The Secretary shall establish and*
12 *administer a dairy producer margin insurance program for*
13 *the purpose of protecting dairy producer income by paying*
14 *participating dairy producers margin insurance payments*
15 *when actual dairy producer margins are less than the*
16 *threshold levels for the payments.*

17 “(d) *ELIGIBILITY AND REGISTRATION OF DAIRY PRO-*
18 *DUCERS FOR MARGIN INSURANCE PROGRAM.—*

19 “(1) *ELIGIBILITY.—All dairy producers in the*
20 *United States shall be eligible to participate in the*
21 *margin insurance program.*

22 “(2) *REGISTRATION PROCESS.—*

23 “(A) *REGISTRATION.—*

24 “(i) *ANNUAL REGISTRATION.—On an*
25 *annual basis, the Secretary shall register all*

1 *interested dairy producers in the margin*
2 *insurance program.*

3 “(ii) *MANNER AND FORM.—The Sec-*
4 *retary shall specify the manner and form by*
5 *which a dairy producer shall register for the*
6 *margin insurance program.*

7 “(B) *TREATMENT OF MULTI-PRODUCER OP-*
8 *ERATIONS.—If a dairy operation consists of*
9 *more than 1 dairy producer, all of the dairy pro-*
10 *ducers of the operation shall be treated as a sin-*
11 *gle dairy producer for purposes of—*

12 “(i) *purchasing margin insurance; and*

13 “(ii) *payment of producer premiums*
14 *under subsection (f)(4).*

15 “(C) *TREATMENT OF PRODUCERS WITH*
16 *MULTIPLE DAIRY OPERATIONS.—If a dairy pro-*
17 *ducer operates 2 or more dairy operations, each*
18 *dairy operation of the producer shall require a*
19 *separate registration to participate and purchase*
20 *margin insurance.*

21 “(3) *TIME FOR REGISTRATION.—*

22 “(A) *EXISTING DAIRY PRODUCERS.—Dur-*
23 *ing the 1-year period beginning on the date of*
24 *enactment of this section, and annually there-*
25 *after, a dairy producer that is actively engaged*

1 *in a dairy operation as of that date may register*
2 *with the Secretary to participate in the margin*
3 *insurance program.*

4 “(B) *NEW ENTRANTS.*—*A dairy producer*
5 *that has no existing interest in a dairy oper-*
6 *ation as of the date of enactment of this section,*
7 *but that, after that date, establishes a new dairy*
8 *operation, may register with the Secretary dur-*
9 *ing the 180-day period beginning on the date on*
10 *which the dairy operation first markets milk*
11 *commercially to participate in the margin insur-*
12 *ance program.*

13 “(4) *RETROACTIVITY.*—

14 “(A) *NOTICE OF AVAILABILITY OF RETRO-*
15 *ACTIVE PROTECTION.*—*Not later than 30 days*
16 *after the effective date of this section, the Sec-*
17 *retary shall publish a notice in the Federal Reg-*
18 *ister to inform dairy producers of the avail-*
19 *ability of retroactive margin insurance, subject*
20 *to the condition that interested producers must*
21 *file a notice of intent (in such form and manner*
22 *as the Secretary specifies in the Federal Register*
23 *notice) to participate in the margin insurance*
24 *program.*

25 “(B) *RETROACTIVE MARGIN INSURANCE.*—

1 “(i) *AVAILABILITY.*—*If a dairy pro-*
2 *ducer files a notice of intent under subpara-*
3 *graph (A) to participate in the margin in-*
4 *surance program before the initiation of the*
5 *sign-up period for the margin insurance*
6 *program and subsequently signs up for the*
7 *margin insurance program, the producer*
8 *shall receive margin insurance retroactive*
9 *to the effective date of this section.*

10 “(ii) *DURATION.*—*Retroactive margin*
11 *insurance under this paragraph for a dairy*
12 *producer shall apply from the effective date*
13 *of this section until the date on which the*
14 *producer signs up for the margin insurance*
15 *program.*

16 “(C) *NOTICE OF INTENT AND OBLIGATION*
17 *TO PARTICIPATE.*—*In no way does filing a notice*
18 *of intent under this paragraph obligate a dairy*
19 *producer to sign up for the margin insurance*
20 *program once the program rules are final, but if*
21 *a producer does file a notice of intent and subse-*
22 *quently signs up for the margin insurance pro-*
23 *gram, that dairy producer is obligated to pay*
24 *premiums for any retroactive margin insurance*
25 *selected in the notice of intent.*

1 “(5) *RECONSTITUTION.*—*The Secretary shall en-*
2 *sure that a dairy producer does not reconstitute a*
3 *dairy operation for the sole purpose of purchasing*
4 *margin insurance.*

5 “(e) *PRODUCTION HISTORY OF PARTICIPATING DAIRY*
6 *PRODUCERS.*—

7 “(1) *DETERMINATION OF PRODUCTION HIS-*
8 *TORY.*—

9 “(A) *IN GENERAL.*—*The Secretary shall de-*
10 *termine the production history of the dairy oper-*
11 *ation of each participating dairy producer in the*
12 *margin insurance program.*

13 “(B) *CALCULATION.*—*Except as provided in*
14 *subparagraphs (C) and (D), the production his-*
15 *tory of a participating dairy producer shall be*
16 *equal to the highest annual milk marketings of*
17 *the dairy producer during any 1 of the 3 cal-*
18 *endar years immediately preceding the registra-*
19 *tion of the dairy producer for participation in*
20 *the margin insurance program.*

21 “(C) *UPDATING PRODUCTION HISTORY.*—*So*
22 *long as a participating producer remains reg-*
23 *istered, the production history of the partici-*
24 *parting producer shall be annually updated based*
25 *on the highest annual milk marketings of the*

1 dairy producer during any one of the 3 imme-
2 diately preceding calendar years.

3 “(D) *NEW PRODUCERS.*—If a dairy pro-
4 ducer has been in operation for less than 1 year,
5 the Secretary shall determine the initial produc-
6 tion history of the dairy producer under sub-
7 paragraph (B) by extrapolating the actual milk
8 marketings for the months that the dairy pro-
9 ducer has been in operation to a yearly amount.

10 “(2) *REQUIRED INFORMATION.*—A participating
11 dairy producer shall provide all information that the
12 Secretary may require in order to establish the pro-
13 duction history of the dairy operation of the dairy
14 producer.

15 “(3) *TRANSFER OF PRODUCTION HISTORY.*—

16 “(A) *TRANSFER BY SALE.*—

17 “(i) *REQUEST FOR TRANSFER.*—If an
18 existing dairy producer sells an entire dairy
19 operation to another party, the seller and
20 purchaser may jointly request that the Sec-
21 retary transfer to the purchaser the interest
22 of the seller in the production history of the
23 dairy operation.

24 “(ii) *TRANSFER.*—If the Secretary de-
25 termines that the seller has sold the entire

1 *dairy operation to the purchaser, the Sec-*
2 *retary shall approve the transfer and, there-*
3 *after, the seller shall have no interest in the*
4 *production history of the sold dairy oper-*
5 *ation.*

6 “(B) *TRANSFER BY LEASE.*—

7 “(i) *REQUEST FOR TRANSFER.*—*If an*
8 *existing dairy producer leases an entire*
9 *dairy operation to another party, the lessor*
10 *and lessee may jointly request that the Sec-*
11 *retary transfer to the lessee for the duration*
12 *of the term of the lease the interest of the*
13 *lessor in the production history of the dairy*
14 *operation.*

15 “(ii) *TRANSFER.*—*If the Secretary de-*
16 *termines that the lessor has leased the entire*
17 *dairy operation to the lessee, the Secretary*
18 *shall approve the transfer and, thereafter,*
19 *the lessor shall have no interest for the du-*
20 *ration of the term of the lease in the produc-*
21 *tion history of the leased dairy operation.*

22 “(C) *COVERAGE LEVEL.*—*A purchaser or*
23 *lessee to whom the Secretary transfers a produc-*
24 *tion history under this paragraph may not ob-*
25 *tain a different level of margin insurance cov-*

1 *erage held by the seller or lessor from whom the*
2 *transfer was obtained.*

3 *“(D) NEW ENTRANTS.—The Secretary may*
4 *not transfer the production history determined*
5 *for a dairy producer described in subsection*
6 *(d)(3)(B) to another person.*

7 *“(4) MOVEMENT AND TRANSFER OF PRODUCTION*
8 *HISTORY.—*

9 *“(A) MOVEMENT AND TRANSFER AUTHOR-*
10 *IZED.—Subject to subparagraph (B), if a dairy*
11 *producer moves from 1 location to another loca-*
12 *tion, the dairy producer may maintain the pro-*
13 *duction history associated with the operation.*

14 *“(B) NOTIFICATION REQUIREMENT.—A*
15 *dairy producer shall notify the Secretary of any*
16 *move of a dairy operation under subparagraph*
17 *(A).*

18 *“(C) SUBSEQUENT OCCUPATION OF VA-*
19 *CATED LOCATION.—A party subsequently occu-*
20 *pying a dairy operation location vacated as de-*
21 *scribed in subparagraph (A) shall have no inter-*
22 *est in the production history previously associ-*
23 *ated with the operation at that location.*

24 *“(f) MARGIN INSURANCE.—*

1 “(1) *IN GENERAL.*—At the time of the registra-
2 tion of a dairy producer in the margin insurance
3 program under subsection (d) and annually thereafter
4 during the duration of the margin insurance pro-
5 gram, an eligible dairy producer may purchase mar-
6 gin insurance.

7 “(2) *SELECTION OF PAYMENT THRESHOLD.*—A
8 participating dairy producer purchasing margin in-
9 surance shall elect a coverage level in any increment
10 of \$0.50, with a minimum of \$4.00 and a maximum
11 of \$8.00.

12 “(3) *SELECTION OF COVERAGE PERCENTAGE.*—A
13 participating dairy producer purchasing margin in-
14 surance shall elect a percentage of coverage, equal to
15 not more than 80 percent nor less than 25 percent, of
16 the production history of the dairy operation of the
17 participating dairy producer.

18 “(4) *PRODUCER PREMIUMS.*—

19 “(A) *PREMIUMS REQUIRED.*—A partici-
20 pating dairy producer that purchases margin in-
21 surance shall pay an annual premium equal to
22 the product obtained by multiplying—

23 “(i) the percentage selected by the
24 dairy producer under paragraph (3);

1 “(ii) the production history applicable
2 to the dairy producer; and

3 “(iii) the premium per hundredweight
4 of milk, as specified in the applicable table
5 under subparagraph (B) or (C).

6 “(B) PREMIUM PER HUNDREDWEIGHT FOR
7 FIRST 4 MILLION POUNDS OF PRODUCTION.—For
8 the first 4,000,000 pounds of milk marketings in-
9 cluded in the annual production history of a
10 participating dairy operation, the premium per
11 hundredweight corresponding to each coverage
12 level specified in the following table is as follows:

<i>“Coverage Level</i>	<i>Premium per Cwt.</i>
\$4.00	\$0.00
\$4.50	\$0.01
\$5.00	\$0.02
\$5.50	\$0.035
\$6.00	\$0.045
\$6.50	\$0.09
\$7.00	\$0.18
\$7.50	\$0.60
\$8.00	\$0.95

13 “(C) PREMIUM PER HUNDREDWEIGHT FOR
14 PRODUCTION IN EXCESS OF 4 MILLION
15 POUNDS.—For milk marketings in excess of
16 4,000,000 pounds included in the annual pro-
17 duction history of a participating dairy oper-
18 ation, the premium per hundredweight cor-
19 responding to each coverage level is as follows:

<i>“Coverage Level</i>	<i>Premium per Cwt.</i>
\$4.00	\$0.030
\$4.50	\$0.045
\$5.00	\$0.066
\$5.50	\$0.11
\$6.00	\$0.185
\$6.50	\$0.29
\$7.00	\$0.38
\$7.50	\$0.83
\$8.00	\$1.06

1 *“(D) TIME FOR PAYMENT.—*

2 *“(i) FIRST YEAR.—As soon as prac-*
3 *ticable after a dairy producer registers to*
4 *participate in the margin insurance pro-*
5 *gram and purchases margin insurance, the*
6 *dairy producer shall pay the premium de-*
7 *termined under subparagraph (A) for the*
8 *dairy producer for the first calendar year of*
9 *the margin insurance.*

10 *“(ii) SUBSEQUENT YEARS.—*

11 *“(I) IN GENERAL.—When the*
12 *dairy producer first purchases margin*
13 *insurance, the dairy producer shall*
14 *also elect the method by which the*
15 *dairy producer will pay premiums*
16 *under this subsection for subsequent*
17 *years in accordance with 1 of the*
18 *schedules described in subclauses (II)*
19 *and (III).*

1 “(II) *SINGLE ANNUAL PAY-*
2 *MENT.*—*The participating dairy pro-*
3 *ducer may elect to pay 100 percent of*
4 *the annual premium determined under*
5 *subparagraph (A) for the dairy pro-*
6 *ducer for a calendar year by not later*
7 *than January 15 of the calendar year.*

8 “(III) *SEMI-ANNUAL PAYMENTS.*—
9 *The participating dairy producer may*
10 *elect to pay—*

11 “(aa) *50 percent of the an-*
12 *nuual premium determined under*
13 *subparagraph (A) for the dairy*
14 *producer for a calendar year by*
15 *not later than January 15 of the*
16 *calendar year; and*

17 “(bb) *the remaining 50 per-*
18 *cent of the premium by not later*
19 *than June 15 of the calendar*
20 *year.*

21 “(5) *PRODUCER PREMIUM OBLIGATIONS.*—

22 “(A) *PRO-RATION OF FIRST YEAR PRE-*
23 *MIUM.*—*A participating dairy producer that*
24 *purchases margin insurance after initial reg-*
25 *istration in the margin insurance program shall*

1 *pay a pro-rated premium for the first calendar*
2 *year based on the date on which the producer*
3 *purchases the coverage.*

4 “(B) *SUBSEQUENT PREMIUMS.—Except as*
5 *provided in subparagraph (A), the annual pre-*
6 *mium for a participating dairy producer shall*
7 *be determined under paragraph (4) for each year*
8 *in which the margin insurance program is in ef-*
9 *fect.*

10 “(C) *LEGAL OBLIGATION.—*

11 “(i) *IN GENERAL.—Except as provided*
12 *in clauses (ii) and (iii), a participating*
13 *dairy producer that purchases margin in-*
14 *surance shall be legally obligated to pay the*
15 *applicable premiums for the entire period of*
16 *the margin insurance program (as provided*
17 *in the payment schedule elected under para-*
18 *graph (4)(B)), and may not opt out of the*
19 *margin insurance program.*

20 “(ii) *DEATH.—If the dairy producer*
21 *dies, the estate of the deceased may cancel*
22 *the margin insurance and shall not be re-*
23 *sponsible for any further premium pay-*
24 *ments.*

1 “(iii) *RETIREMENT.*—*If the dairy pro-*
2 *ducer retires, the producer may request that*
3 *Secretary cancel the margin insurance if*
4 *the producer has terminated the dairy oper-*
5 *ation entirely and certifies under oath that*
6 *the producer will not be actively engaged in*
7 *any dairy operation for at least the next 7*
8 *years.*

9 “(6) *PAYMENT THRESHOLD.*—*A participating*
10 *dairy producer with margin insurance shall receive a*
11 *margin insurance payment whenever the average ac-*
12 *tual dairy producer margin for a consecutive 2-month*
13 *period is less than the coverage level threshold selected*
14 *by the dairy producer under paragraph (2).*

15 “(7) *MARGIN INSURANCE PAYMENTS.*—

16 “(A) *IN GENERAL.*—*The Secretary shall*
17 *make a margin insurance protection payment to*
18 *each participating dairy producer whenever the*
19 *average actual dairy producer margin for a con-*
20 *secutive 2-month period is less than the coverage*
21 *level threshold selected by the dairy producer*
22 *under paragraph (2).*

23 “(B) *AMOUNT OF PAYMENT.*—*The margin*
24 *insurance payment for the dairy operation of a*

1 *participating dairy producer shall be determined*
2 *as follows:*

3 *“(i) The Secretary shall calculate the*
4 *difference between—*

5 *“(I) the coverage level threshold*
6 *selected by the dairy producer under*
7 *paragraph (2); and*

8 *“(II) the average actual dairy*
9 *producer margin for the consecutive 2-*
10 *month period.*

11 *“(ii) The amount determined under*
12 *clause (i) shall be multiplied by—*

13 *“(I) the percentage selected by the*
14 *dairy producer under paragraph (3);*
15 *and*

16 *“(II) the lesser of—*

17 *“(aa) the quotient obtained*
18 *by dividing—*

19 *“(AA) the production*
20 *history applicable to the pro-*
21 *ducer under subsection (e)(1);*

22 *by*

23 *“(BB) 6; and*

24 *“(bb) the actual quantity of*
25 *milk marketed by the dairy oper-*

1 *ation of the dairy producer dur-*
2 *ing the consecutive 2-month pe-*
3 *riod.*

4 “(g) *EFFECT OF FAILURE TO PAY PREMIUMS.—*

5 “(1) *LOSS OF BENEFITS.—A participating dairy*
6 *producer that is in arrears on premium payments for*
7 *margin insurance—*

8 “(A) *remains legally obligated to pay the*
9 *premiums; and*

10 “(B) *may not receive margin insurance*
11 *until the premiums are fully paid.*

12 “(2) *ENFORCEMENT.—The Secretary may take*
13 *such action as is necessary to collect premium pay-*
14 *ments for margin insurance.*

15 “(h) *USE OF COMMODITY CREDIT CORPORATION.—*
16 *The Secretary shall use the funds, facilities, and the au-*
17 *thorities of the Commodity Credit Corporation to carry out*
18 *this section.*

19 “(i) *PROGRAM START DATE.—The Secretary shall con-*
20 *duct the margin insurance program beginning on October*
21 *1, 2013.”.*

22 **SEC. 1402. RULEMAKING.**

23 (a) *PROCEDURE.—The promulgation of regulations for*
24 *the initiation of the margin insurance program, and for*

1 *administration of the margin insurance program, shall be*
2 *made—*

3 (1) *without regard to chapter 35 of title 44,*
4 *United States Code (commonly known as the Paper-*
5 *work Reduction Act);*

6 (2) *without regard to the Statement of Policy of*
7 *the Secretary of Agriculture effective July 24, 1971*
8 *(36 Fed. Reg. 13804), relating to notices of proposed*
9 *rulemaking and public participation in rulemaking;*
10 *and*

11 (3) *subject to subsection (b), pursuant to section*
12 *553 of title 5, United States Code.*

13 *(b) SPECIAL RULEMAKING REQUIREMENTS.—*

14 (1) *INTERIM RULES AUTHORIZED.—With respect*
15 *to the margin insurance program, the Secretary may*
16 *promulgate interim rules under the authority pro-*
17 *vided in subparagraph (B) of section 553(b) of title*
18 *5, United States Code, if the Secretary determines*
19 *such interim rules to be needed. Any such interim*
20 *rules for the margin insurance program shall be effec-*
21 *tive on publication.*

22 (2) *FINAL RULES.—With respect to the margin*
23 *insurance program, the Secretary shall promulgate*
24 *final rules, with an opportunity for public notice and*

1 *comment, no later than 21 months after the date of*
2 *the enactment of this Act.*

3 (c) *INCLUSION OF ADDITIONAL ORDER.*—Section
4 *143(a)(2) of the Federal Agriculture Improvement and Re-*
5 *form Act of 1996 (7 U.S.C. 7253(a)(2)) is amended by add-*
6 *ing at the end the following new sentence: “Subsection*
7 *(b)(2) does not apply to the authority of the Secretary under*
8 *this subsection.”.*

9 **PART II—REPEAL OR REAUTHORIZATION OF**
10 **OTHER DAIRY-RELATED PROVISIONS**

11 **SEC. 1411. REPEAL OF DAIRY PRODUCT PRICE SUPPORT**
12 **AND MILK INCOME LOSS CONTRACT PRO-**
13 **GRAMS.**

14 (a) *REPEAL OF DAIRY PRODUCT PRICE SUPPORT*
15 *PROGRAM.*—Section 1501 of the Food, Conservation, and
16 *Energy Act of 2008 (7 U.S.C. 8771) is repealed.*

17 (b) *REPEAL OF MILK INCOME LOSS CONTRACT PRO-*
18 *GRAM.*—Section 1506 of the Food, Conservation, and En-
19 *ergy Act of 2008 (7 U.S.C. 8773) is repealed.*

20 **SEC. 1412. REPEAL OF DAIRY EXPORT INCENTIVE PRO-**
21 **GRAM.**

22 (a) *REPEAL.*—Section 153 of the Food Security Act
23 *of 1985 (15 U.S.C. 713a–14) is repealed.*

1 (b) *CONFORMING AMENDMENTS.*—Section 902(2) of
2 *the Trade Sanctions Reform and Export Enhancement Act*
3 *of 2000 (22 U.S.C. 7201(2)) is amended—*

4 (1) *by striking subparagraph (D); and*

5 (2) *by redesignating subparagraphs (E) and (F)*
6 *as subparagraphs (D) and (E), respectively.*

7 **SEC. 1413. EXTENSION OF DAIRY FORWARD PRICING PRO-**
8 **GRAM.**

9 Section 1502(e) of the *Food, Conservation, and Energy*
10 *Act of 2008 (7 U.S.C. 8772(e)) is amended—*

11 (1) *in paragraph (1), by striking “2012” and in-*
12 *serting “2018”; and*

13 (2) *in paragraph (2), by striking “2015” and in-*
14 *serting “2021”.*

15 **SEC. 1414. EXTENSION OF DAIRY INDEMNITY PROGRAM.**

16 Section 3 of *Public Law 90–484 (7 U.S.C. 450l)* is
17 *amended by striking “2012” and inserting “2018”.*

18 **SEC. 1415. EXTENSION OF DAIRY PROMOTION AND RE-**
19 **SEARCH PROGRAM.**

20 Section 113(e)(2) of the *Dairy Production Stabiliza-*
21 *tion Act of 1983 (7 U.S.C. 4504(e)(2)) is amended by strik-*
22 *ing “2012” and inserting “2018”.*

1 **SEC. 1416. REPEAL OF FEDERAL MILK MARKETING ORDER**
 2 **REVIEW COMMISSION.**

3 *Section 1509 of the Food, Conservation, and Energy*
 4 *Act of 2008 (Public Law 110–246; 122 Stat. 1726) is re-*
 5 *pealed.*

6 **PART III—EFFECTIVE DATE**

7 **SEC. 1421. EFFECTIVE DATE.**

8 *This subtitle and the amendments made by this sub-*
 9 *title shall take effect on October 1, 2013.*

10 **Subtitle E—Supplemental Agricultural**
 11 **Disaster Assistance Pro-**
 12 **grams**

13 **SEC. 1501. SUPPLEMENTAL AGRICULTURAL DISASTER AS-**
 14 **SISTANCE.**

15 (a) *DEFINITIONS.—In this section:*

16 (1) *ELIGIBLE PRODUCER ON A FARM.—*

17 (A) *IN GENERAL.—The term “eligible pro-*
 18 *ducer on a farm” means an individual or entity*
 19 *described in subparagraph (B) that, as deter-*
 20 *mined by the Secretary, assumes the production*
 21 *and market risks associated with the agricultural*
 22 *production of crops or livestock.*

23 (B) *DESCRIPTION.—An individual or entity*
 24 *referred to in subparagraph (A) is—*

25 (i) *a citizen of the United States;*

26 (ii) *a resident alien;*

1 (iii) a partnership of citizens of the
2 United States; or

3 (iv) a corporation, limited liability
4 corporation, or other farm organizational
5 structure organized under State law.

6 (2) *FARM-RAISED FISH*.—The term “farm-raised
7 fish” means any aquatic species that is propagated
8 and reared in a controlled environment.

9 (3) *LIVESTOCK*.—The term “livestock” in-
10 cludes—

11 (A) cattle (including dairy cattle);

12 (B) bison;

13 (C) poultry;

14 (D) sheep;

15 (E) swine;

16 (F) horses; and

17 (G) other livestock, as determined by the
18 Secretary.

19 (4) *SECRETARY*.—The term “Secretary” means
20 the Secretary of Agriculture.

21 (b) *LIVESTOCK INDEMNITY PAYMENTS*.—

22 (1) *PAYMENTS*.—For fiscal year 2012 and each
23 succeeding fiscal year, the Secretary shall use such
24 sums as are necessary of the funds of the Commodity
25 Credit Corporation to make livestock indemnity pay-

1 *ments to eligible producers on farms that have in-*
2 *curred livestock death losses in excess of the normal*
3 *mortality, as determined by the Secretary, due to—*

4 *(A) attacks by animals reintroduced into*
5 *the wild by the Federal Government or protected*
6 *by Federal law, including wolves and avian*
7 *predators; or*

8 *(B) adverse weather, as determined by the*
9 *Secretary, during the calendar year, including*
10 *losses due to hurricanes, floods, blizzards, disease,*
11 *wildfires, extreme heat, and extreme cold.*

12 *(2) PAYMENT RATES.—Indemnity payments to*
13 *an eligible producer on a farm under paragraph (1)*
14 *shall be made at a rate of 75 percent of the market*
15 *value of the applicable livestock on the day before the*
16 *date of death of the livestock, as determined by the*
17 *Secretary.*

18 *(3) SPECIAL RULE FOR PAYMENTS MADE DUE TO*
19 *DISEASE.—The Secretary shall ensure that payments*
20 *made to an eligible producer under paragraph (1) are*
21 *not made for the same livestock losses for which com-*
22 *ensation is provided pursuant to section 10407(d) of*
23 *the Animal Health Protection Act (7 U.S.C. 8306(d)).*

24 *(c) LIVESTOCK FORAGE DISASTER PROGRAM.—*

25 *(1) DEFINITIONS.—In this subsection:*

1 (A) COVERED LIVESTOCK.—

2 (i) IN GENERAL.—*Except as provided*
3 *in clause (ii), the term “covered livestock”*
4 *means livestock of an eligible livestock pro-*
5 *ducer that, during the 60 days prior to the*
6 *beginning date of a qualifying drought or*
7 *fire condition, as determined by the Sec-*
8 *retary, the eligible livestock producer—*

9 (I) *owned;*

10 (II) *leased;*

11 (III) *purchased;*

12 (IV) *entered into a contract to*
13 *purchase;*

14 (V) *is a contract grower; or*

15 (VI) *sold or otherwise disposed of*
16 *due to qualifying drought conditions*
17 *during—*

18 (aa) *the current production*
19 *year; or*

20 (bb) *subject to paragraph*
21 *(3)(B)(ii), 1 or both of the 2 pro-*
22 *duction years immediately pre-*
23 *ceding the current production*
24 *year.*

1 (ii) *EXCLUSION.*—The term “covered
2 livestock” does not include livestock that
3 were or would have been in a feedlot, on the
4 beginning date of the qualifying drought or
5 fire condition, as a part of the normal busi-
6 ness operation of the eligible livestock pro-
7 ducer, as determined by the Secretary.

8 (B) *DROUGHT MONITOR.*—The term
9 “drought monitor” means a system for
10 classifying drought severity according to a range
11 of abnormally dry to exceptional drought, as de-
12 fined by the Secretary.

13 (C) *ELIGIBLE LIVESTOCK PRODUCER.*—

14 (i) *IN GENERAL.*—The term “eligible
15 livestock producer” means an eligible pro-
16 ducer on a farm that—

17 (I) is an owner, cash or share les-
18 see, or contract grower of covered live-
19 stock that provides the pastureland or
20 grazing land, including cash-leased
21 pastureland or grazing land, for the
22 livestock;

23 (II) provides the pastureland or
24 grazing land for covered livestock, in-
25 cluding cash-leased pastureland or

1 *grazing land that is physically located*
2 *in a county affected by drought;*

3 (III) *certifies grazing loss; and*

4 (IV) *meets all other eligibility re-*
5 *quirements established under this sub-*
6 *section.*

7 (ii) *EXCLUSION.—The term “eligible*
8 *livestock producer” does not include an*
9 *owner, cash or share lessee, or contract*
10 *grower of livestock that rents or leases*
11 *pastureland or grazing land owned by an-*
12 *other person on a rate-of-gain basis.*

13 (D) *NORMAL CARRYING CAPACITY.—The*
14 *term “normal carrying capacity”, with respect*
15 *to each type of grazing land or pastureland in*
16 *a county, means the normal carrying capacity,*
17 *as determined under paragraph (3)(D)(i), that*
18 *would be expected from the grazing land or*
19 *pastureland for livestock during the normal graz-*
20 *ing period, in the absence of a drought or fire*
21 *that diminishes the production of the grazing*
22 *land or pastureland.*

23 (E) *NORMAL GRAZING PERIOD.—The term*
24 *“normal grazing period”, with respect to a coun-*
25 *ty, means the normal grazing period during the*

1 *calendar year for the county, as determined*
2 *under paragraph (3)(D)(i).*

3 (2) *PROGRAM.—For fiscal year 2012 and each*
4 *succeeding fiscal year, the Secretary shall use such*
5 *sums as are necessary of the funds of the Commodity*
6 *Credit Corporation to provide compensation for losses*
7 *to eligible livestock producers due to grazing losses for*
8 *covered livestock due to—*

9 (A) *a drought condition, as described in*
10 *paragraph (3); or*

11 (B) *fire, as described in paragraph (4).*

12 (3) *ASSISTANCE FOR LOSSES DUE TO DROUGHT*
13 *CONDITIONS.—*

14 (A) *ELIGIBLE LOSSES.—*

15 (i) *IN GENERAL.—An eligible livestock*
16 *producer may receive assistance under this*
17 *subsection only for grazing losses for covered*
18 *livestock that occur on land that—*

19 (I) *is native or improved*
20 *pastureland with permanent vegetative*
21 *cover; or*

22 (II) *is planted to a crop planted*
23 *specifically for the purpose of pro-*
24 *viding grazing for covered livestock.*

1 (ii) *EXCLUSIONS.*—*An eligible livestock*
2 *producer may not receive assistance under*
3 *this subsection for grazing losses that occur*
4 *on land used for haying or grazing under*
5 *the conservation reserve program established*
6 *under subchapter B of chapter 1 of subtitle*
7 *D of title XII of the Food Security Act of*
8 *1985 (16 U.S.C. 3831 et seq.).*

9 (B) *MONTHLY PAYMENT RATE.*—

10 (i) *IN GENERAL.*—*Except as provided*
11 *in clause (ii), the payment rate for assist-*
12 *ance under this paragraph for 1 month*
13 *shall, in the case of drought, be equal to 60*
14 *percent of the lesser of—*

15 (I) *the monthly feed cost for all*
16 *covered livestock owned or leased by the*
17 *eligible livestock producer, as deter-*
18 *mined under subparagraph (C); or*

19 (II) *the monthly feed cost cal-*
20 *culated by using the normal carrying*
21 *capacity of the eligible grazing land of*
22 *the eligible livestock producer.*

23 (ii) *PARTIAL COMPENSATION.*—*In the*
24 *case of an eligible livestock producer that*
25 *sold or otherwise disposed of covered live-*

1 *stock due to drought conditions in 1 or both*
2 *of the 2 production years immediately pre-*
3 *ceding the current production year, as de-*
4 *termined by the Secretary, the payment rate*
5 *shall be 80 percent of the payment rate oth-*
6 *erwise calculated in accordance with clause*
7 *(i).*

8 *(C) MONTHLY FEED COST.—*

9 *(i) IN GENERAL.—The monthly feed*
10 *cost shall equal the product obtained by*
11 *multiplying—*

12 *(I) 30 days;*

13 *(II) a payment quantity that is*
14 *equal to the feed grain equivalent, as*
15 *determined under clause (i); and*

16 *(III) a payment rate that is equal*
17 *to the corn price per pound, as deter-*
18 *mined under clause (iii).*

19 *(ii) FEED GRAIN EQUIVALENT.—For*
20 *purposes of clause (i)(II), the feed grain*
21 *equivalent shall equal—*

22 *(I) in the case of an adult beef*
23 *cow, 15.7 pounds of corn per day; or*

24 *(II) in the case of any other type*
25 *of weight of livestock, an amount deter-*

1 *mined by the Secretary that represents*
 2 *the average number of pounds of corn*
 3 *per day necessary to feed the livestock.*

4 *(iii) CORN PRICE PER POUND.—For*
 5 *purposes of clause (i)(III), the corn price*
 6 *per pound shall equal the quotient obtained*
 7 *by dividing—*

8 *(I) the higher of—*

9 *(aa) the national average*
 10 *corn price per bushel for the 12-*
 11 *month period immediately pre-*
 12 *ceding March 1 of the year for*
 13 *which the disaster assistance is*
 14 *calculated; or*

15 *(bb) the national average*
 16 *corn price per bushel for the 24-*
 17 *month period immediately pre-*
 18 *ceding that March 1; by*

19 *(II) 56.*

20 *(D) NORMAL GRAZING PERIOD AND*
 21 *DROUGHT MONITOR INTENSITY.—*

22 *(i) FSA COUNTY COMMITTEE DETER-*
 23 *MINATIONS.—*

24 *(I) IN GENERAL.—The Secretary*
 25 *shall determine the normal carrying*

1 *capacity and normal grazing period*
2 *for each type of grazing land or*
3 *pastureland in the county served by the*
4 *applicable committee.*

5 *(II) CHANGES.—No change to the*
6 *normal carrying capacity or normal*
7 *grazing period established for a county*
8 *under subclause (I) shall be made un-*
9 *less the change is requested by the ap-*
10 *propriate State and county Farm*
11 *Service Agency committees.*

12 *(ii) DROUGHT INTENSITY.—*

13 *(I) D2.—An eligible livestock pro-*
14 *ducer that owns or leases grazing land*
15 *or pastureland that is physically lo-*
16 *cated in a county that is rated by the*
17 *U.S. Drought Monitor as having a D2*
18 *(severe drought) intensity in any area*
19 *of the county for at least 8 consecutive*
20 *weeks during the normal grazing pe-*
21 *riod for the county, as determined by*
22 *the Secretary, shall be eligible to re-*
23 *ceive assistance under this paragraph*
24 *in an amount equal to 1 monthly pay-*

1 *ment using the monthly payment rate*
2 *determined under subparagraph (B).*

3 (II) *D3.—An eligible livestock*
4 *producer that owns or leases grazing*
5 *land or pastureland that is physically*
6 *located in a county that is rated by the*
7 *U.S. Drought Monitor as having at*
8 *least a D3 (extreme drought) intensity*
9 *in any area of the county at any time*
10 *during the normal grazing period for*
11 *the county, as determined by the Sec-*
12 *retary, shall be eligible to receive as-*
13 *sistance under this paragraph—*

14 *(aa) in an amount equal to 3*
15 *monthly payments using the*
16 *monthly payment rate determined*
17 *under subparagraph (B);*

18 *(bb) if the county is rated as*
19 *having a D3 (extreme drought)*
20 *intensity in any area of the coun-*
21 *ty for at least 4 weeks during the*
22 *normal grazing period for the*
23 *county, or is rated as having a*
24 *D4 (exceptional drought) intensity*
25 *in any area of the county at any*

1 *time during the normal grazing*
2 *period, in an amount equal to 4*
3 *monthly payments using the*
4 *monthly payment rate determined*
5 *under subparagraph (B); or*

6 *(cc) if the county is rated as*
7 *having a D4 (exceptional drought)*
8 *intensity in any area of the coun-*
9 *ty for at least 4 weeks during the*
10 *normal grazing period, in an*
11 *amount equal to 5 monthly pay-*
12 *ments using the monthly rate de-*
13 *termined under subparagraph*
14 *(B).*

15 (4) *ASSISTANCE FOR LOSSES DUE TO FIRE ON*
16 *PUBLIC MANAGED LAND.—*

17 (A) *IN GENERAL.—An eligible livestock pro-*
18 *ducer may receive assistance under this para-*
19 *graph only if—*

20 (i) *the grazing losses occur on range-*
21 *land that is managed by a Federal agency;*
22 *and*

23 (ii) *the eligible livestock producer is*
24 *prohibited by the Federal agency from graz-*

1 *ing the normal permitted livestock on the*
2 *managed rangeland due to a fire.*

3 *(B) PAYMENT RATE.—The payment rate for*
4 *assistance under this paragraph shall be equal to*
5 *50 percent of the monthly feed cost for the total*
6 *number of livestock covered by the Federal lease*
7 *of the eligible livestock producer, as determined*
8 *under paragraph (3)(C).*

9 *(C) PAYMENT DURATION.—*

10 *(i) IN GENERAL.—Subject to clause*
11 *(ii), an eligible livestock producer shall be*
12 *eligible to receive assistance under this*
13 *paragraph for the period—*

14 *(I) beginning on the date on*
15 *which the Federal agency excludes the*
16 *eligible livestock producer from using*
17 *the managed rangeland for grazing;*
18 *and*

19 *(II) ending on the last day of the*
20 *Federal lease of the eligible livestock*
21 *producer.*

22 *(ii) LIMITATION.—An eligible livestock*
23 *producer may only receive assistance under*
24 *this paragraph for losses that occur on not*
25 *more than 180 days per year.*

1 (5) *NO DUPLICATIVE PAYMENTS.*—*An eligible*
2 *livestock producer may elect to receive assistance for*
3 *grazing or pasture feed losses due to drought condi-*
4 *tions under paragraph (3) or fire under paragraph*
5 *(4), but not both for the same loss, as determined by*
6 *the Secretary.*

7 (d) *EMERGENCY ASSISTANCE FOR LIVESTOCK, HONEY*
8 *BEEES, AND FARM-RAISED FISH.*—

9 (1) *IN GENERAL.*—*For fiscal year 2012 and each*
10 *succeeding fiscal year, the Secretary shall use not*
11 *more than \$20,000,000 of the funds of the Commodity*
12 *Credit Corporation to provide emergency relief to eli-*
13 *gible producers of livestock, honey bees, and farm-*
14 *raised fish to aid in the reduction of losses due to dis-*
15 *ease (including cattle tick fever), adverse weather, or*
16 *other conditions, such as blizzards and wildfires, as*
17 *determined by the Secretary, that are not covered*
18 *under subsection (b) or (c).*

19 (2) *USE OF FUNDS.*—*Funds made available*
20 *under this subsection shall be used to reduce losses*
21 *caused by feed or water shortages, disease, or other*
22 *factors as determined by the Secretary.*

23 (3) *AVAILABILITY OF FUNDS.*—*Any funds made*
24 *available under this subsection shall remain available*
25 *until expended.*

1 (e) *TREE ASSISTANCE PROGRAM.*—

2 (1) *DEFINITIONS.*—*In this subsection:*

3 (A) *ELIGIBLE ORCHARDIST.*—*The term “eli-*
4 *gible orchardist” means a person that produces*
5 *annual crops from trees for commercial purposes.*

6 (B) *NATURAL DISASTER.*—*The term “nat-*
7 *ural disaster” means plant disease, insect infes-*
8 *tation, drought, fire, freeze, flood, earthquake,*
9 *lightning, or other occurrence, as determined by*
10 *the Secretary.*

11 (C) *NURSERY TREE GROWER.*—*The term*
12 *“nursery tree grower” means a person who pro-*
13 *duces nursery, ornamental, fruit, nut, or Christ-*
14 *mas trees for commercial sale, as determined by*
15 *the Secretary.*

16 (D) *TREE.*—*The term “tree” includes a*
17 *tree, bush, and vine.*

18 (2) *ELIGIBILITY.*—

19 (A) *LOSS.*—*Subject to subparagraph (B),*
20 *for fiscal year 2012 and each succeeding fiscal*
21 *year, the Secretary shall use such sums as are*
22 *necessary of the funds of the Commodity Credit*
23 *Corporation to provide assistance—*

24 (i) *under paragraph (3) to eligible or-*
25 *chardists and nursery tree growers that*

1 *planted trees for commercial purposes but*
2 *lost the trees as a result of a natural dis-*
3 *aster, as determined by the Secretary; and*

4 *(ii) under paragraph (3)(B) to eligible*
5 *orchardists and nursery tree growers that*
6 *have a production history for commercial*
7 *purposes on planted or existing trees but*
8 *lost the trees as a result of a natural dis-*
9 *aster, as determined by the Secretary.*

10 *(B) LIMITATION.—An eligible orchardist or*
11 *nursery tree grower shall qualify for assistance*
12 *under subparagraph (A) only if the tree mor-*
13 *tality of the eligible orchardist or nursery tree*
14 *grower, as a result of damaging weather or re-*
15 *lated condition, exceeds 15 percent (adjusted for*
16 *normal mortality).*

17 *(3) ASSISTANCE.—Subject to paragraph (4), the*
18 *assistance provided by the Secretary to eligible or-*
19 *chardists and nursery tree growers for losses described*
20 *in paragraph (2) shall consist of—*

21 *(A)(i) reimbursement of 65 percent of the*
22 *cost of replanting trees lost due to a natural dis-*
23 *aster, as determined by the Secretary, in excess*
24 *of 15 percent mortality (adjusted for normal*
25 *mortality); or*

1 (ii) at the option of the Secretary, sufficient
2 seedlings to reestablish a stand; and

3 (B) reimbursement of 50 percent of the cost
4 of pruning, removal, and other costs incurred by
5 an eligible orchardist or nursery tree grower to
6 salvage existing trees or, in the case of tree mor-
7 tality, to prepare the land to replant trees as a
8 result of damage or tree mortality due to a nat-
9 ural disaster, as determined by the Secretary, in
10 excess of 15 percent damage or mortality (ad-
11 justed for normal tree damage and mortality).

12 (4) LIMITATIONS ON ASSISTANCE.—

13 (A) DEFINITIONS OF LEGAL ENTITY AND
14 PERSON.—In this paragraph, the terms “legal
15 entity” and “person” have the meaning given
16 those terms in section 1001(a) of the Food Secu-
17 rity Act of 1985 (7 U.S.C. 1308(a)).

18 (B) AMOUNT.—The total amount of pay-
19 ments received, directly or indirectly, by a per-
20 son or legal entity (excluding a joint venture or
21 general partnership) under this subsection may
22 not exceed \$125,000 for any crop year, or an
23 equivalent value in tree seedlings.

24 (C) ACRES.—The total quantity of acres
25 planted to trees or tree seedlings for which a per-

1 son or legal entity shall be entitled to receive
2 payments under this subsection may not exceed
3 500 acres.

4 (f) *PAYMENT LIMITATIONS.*—

5 (1) *DEFINITIONS OF LEGAL ENTITY AND PER-*
6 *SON.*—*In this subsection, the terms “legal entity” and*
7 *“person” have the meaning given those terms in sec-*
8 *tion 1001(a) of the Food Security Act of 1985 (7*
9 *U.S.C. 1308(a)).*

10 (2) *AMOUNT.*—*The total amount of disaster as-*
11 *istance payments received, directly or indirectly, by*
12 *a person or legal entity (excluding a joint venture or*
13 *general partnership) under this section (excluding*
14 *payments received under subsection (e)) may not ex-*
15 *ceed \$125,000 for any crop year.*

16 (3) *DIRECT ATTRIBUTION.*—*Subsections (e) and*
17 *(f) of section 1001 of the Food Security Act of 1985*
18 *(7 U.S.C. 1308) or any successor provisions relating*
19 *to direct attribution shall apply with respect to as-*
20 *istance provided under this section.*

21 **SEC. 1502. NATIONAL DROUGHT COUNCIL AND NATIONAL**

22 **DROUGHT POLICY ACTION PLAN.**

23 (a) *DEFINITIONS.*—*In this section:*

24 (1) *COUNCIL.*—*The term “Council” means the*
25 *National Drought Council established by this section.*

1 (2) *DROUGHT.*—*The term “drought” means a*
2 *natural disaster that is caused by a deficiency in pre-*
3 *cipitation—*

4 (A) *that may lead to a deficiency in surface*
5 *and subsurface water supplies (including rivers,*
6 *streams, wetlands, ground water, soil moisture,*
7 *reservoir supplies, lake levels, and snow pack);*
8 *and*

9 (B) *that causes or may cause—*

10 (i) *substantial economic or social im-*
11 *pacts; or*

12 (ii) *physical damage or injury to indi-*
13 *viduals, property, or the environment.*

14 (3) *INDIAN TRIBE.*—*The term “Indian tribe” has*
15 *the meaning given the term in section 4 of the Indian*
16 *Self-Determination and Education Assistance Act (25*
17 *U.S.C. 450b).*

18 (4) *MEMBER.*—*The term “member”, with respect*
19 *to the National Drought Council, means a member of*
20 *the Council specified or appointed under this section*
21 *or, in the absence of the member, the member’s des-*
22 *ignee.*

23 (5) *MITIGATION.*—*The term “mitigation” means*
24 *a short- or long-term action, program, or policy that*

1 *is implemented in advance of or during a drought to*
2 *minimize any risks and impacts of drought.*

3 (6) *SECRETARY.*—*The term “Secretary” means*
4 *the Secretary of Agriculture.*

5 (7) *STATE.*—*The term “State” means the several*
6 *States, the District of Columbia, American Samoa,*
7 *Guam, the Commonwealth of the Northern Mariana*
8 *Islands, the Commonwealth of Puerto Rico, and the*
9 *United States Virgin Islands.*

10 (8) *TRIGGER.*—*The term “trigger” means the*
11 *thresholds or criteria that must be satisfied before*
12 *mitigation or emergency assistance may be provided*
13 *to an area—*

14 (A) *in which drought is emerging; or*

15 (B) *that is experiencing a drought.*

16 (9) *WATERSHED.*—*The term “watershed” means*
17 *a region or area with common hydrology, an area*
18 *drained by a waterway that drains into a lake or res-*
19 *ervoir, the total area above a given point on a stream*
20 *that contributes water to the flow at that point, or the*
21 *topographic dividing line from which surface streams*
22 *flow in two different directions. In no case shall a*
23 *watershed be larger than a river basin.*

24 (10) *WATERSHED GROUP.*—*The term “watershed*
25 *group” means a group of individuals, formally recog-*

1 nized by the appropriate State or States, who rep-
2 resent the broad scope of relevant interests within a
3 watershed and who work together in a collaborative
4 manner to jointly plan the management of the nat-
5 ural resources contained within the watershed.

6 (b) *EFFECT OF SECTION.*—This section does not af-
7 fect—

8 (1) the authority of a State to allocate quantities
9 of water under the jurisdiction of the State; or

10 (2) any State water rights established as of the
11 date of enactment of this Act.

12 (c) *NATIONAL DROUGHT COUNCIL.*—

13 (1) *ESTABLISHMENT.*—There is established in
14 the Office of the Secretary of Agriculture a council to
15 be known as the “National Drought Council”.

16 (2) *MEMBERSHIP.*—

17 (A) *COMPOSITION.*—The Council shall be
18 composed of—

19 (i) the Secretary (or the designee of the
20 Secretary);

21 (ii) the Secretary of Commerce (or the
22 designee of the Secretary of Commerce);

23 (iii) the Secretary of the Army (or the
24 designee of the Secretary of the Army);

1 (iv) *the Secretary of the Interior (or*
2 *the designee of the Secretary of the Inte-*
3 *rior);*

4 (v) *the Director of the Federal Emer-*
5 *gency Management Agency (or the designee*
6 *of the Director);*

7 (vi) *the Administrator of the Environ-*
8 *mental Protection Agency (or the designee of*
9 *the Administrator);*

10 (vii) *4 members appointed by the Sec-*
11 *retary, in coordination with the National*
12 *Governors Association, each of whom shall*
13 *be the Governor of a State (or the designee*
14 *of the Governor) and who collectively shall*
15 *represent the geographic diversity of the Na-*
16 *tion;*

17 (viii) *1 member appointed by the Sec-*
18 *retary, in coordination with the National*
19 *Association of Counties;*

20 (ix) *1 member appointed by the Sec-*
21 *retary, in coordination with the United*
22 *States Conference of Mayors;*

23 (x) *1 member appointed by the Sec-*
24 *retary of the Interior, in coordination with*

1 *Indian tribes, to represent the interests of*
2 *tribal governments; and*

3 *(xi) 1 member appointed by the Sec-*
4 *retary, in coordination with the National*
5 *Association of Conservation Districts, to*
6 *represent local soil and water conservation*
7 *districts.*

8 *(B) DATE OF APPOINTMENT.—The appoint-*
9 *ment of each member of the Council shall be*
10 *made not later than 120 days after the date of*
11 *enactment of this Act.*

12 *(3) TERM; VACANCIES.—*

13 *(A) TERM.—A non-Federal member of the*
14 *Council appointed under paragraph (2) shall be*
15 *appointed for a term of two years.*

16 *(B) VACANCIES.—A vacancy on the Coun-*
17 *cil—*

18 *(i) shall not affect the powers of the*
19 *Council; and*

20 *(ii) shall be filled in the same manner*
21 *as the original appointment was made.*

22 *(C) TERMS OF MEMBERS FILLING VACAN-*
23 *CIES.—Any member appointed to fill a vacancy*
24 *occurring before the expiration of the term for*
25 *which the member's predecessor was appointed*

1 *shall be appointed only for the remainder of that*
2 *term.*

3 (4) *MEETINGS.—*

4 (A) *IN GENERAL.—The Council shall meet*
5 *at the call of the co-chairs.*

6 (B) *FREQUENCY.—The Council shall meet*
7 *at least semiannually.*

8 (5) *QUORUM.—A majority of the members of the*
9 *Council shall constitute a quorum, but a lesser num-*
10 *ber may hold hearings or conduct other business.*

11 (6) *COUNCIL LEADERSHIP.—*

12 (A) *IN GENERAL.—There shall be a Federal*
13 *co-chair and non-Federal co-chair of the Council.*

14 (B) *APPOINTMENT.—*

15 (i) *FEDERAL CO-CHAIR.—The Sec-*
16 *retary shall be the Federal co-chair.*

17 (ii) *NON-FEDERAL CO-CHAIR.—The*
18 *non-Federal members of the Council shall*
19 *elect, on a biannual basis, a non-Federal co-*
20 *chair of the Council from among the mem-*
21 *bers appointed under paragraph (2).*

22 (d) *DUTIES OF THE COUNCIL.—*

23 (1) *IN GENERAL.—The Council shall—*

24 (A) *not later than one year after the date*
25 *of the first meeting of the Council, develop a*

1 *comprehensive National Drought Policy Action*
2 *Plan that—*

3 *(i)(I) delineates and integrates respon-*
4 *sibilities for activities relating to drought*
5 *(including drought preparedness, mitiga-*
6 *tion, research, risk management, training,*
7 *and emergency relief) among Federal agen-*
8 *cies; and*

9 *(II) ensures that those activities are co-*
10 *ordinated with the activities of the States,*
11 *local governments, Indian tribes, and neigh-*
12 *boring countries;*

13 *(ii) is consistent with—*

14 *(I) this Act and other applicable*
15 *Federal laws; and*

16 *(II) the laws and policies of the*
17 *States for water management;*

18 *(iii) is integrated with drought man-*
19 *agement programs of the States, Indian*
20 *tribes, local governments, watershed groups,*
21 *and private entities; and*

22 *(iv) avoids duplicating Federal, State,*
23 *tribal, local, watershed, and private drought*
24 *preparedness and monitoring programs in*

1 *existence on the date of enactment of this*
2 *Act;*

3 *(B) evaluate Federal drought-related pro-*
4 *grams in existence on the date of enactment of*
5 *this Act and make recommendations to Congress*
6 *and the President on means of eliminating—*

7 *(i) discrepancies between the goals of*
8 *the programs and actual service delivery;*

9 *(ii) duplication among programs; and*

10 *(iii) any other circumstances that*
11 *interfere with the effective operation of the*
12 *programs;*

13 *(C) make recommendations to the President,*
14 *Congress, and appropriate Federal agencies on—*

15 *(i) the establishment of common inter-*
16 *agency triggers for authorizing Federal*
17 *drought mitigation programs; and*

18 *(ii) improving the consistency and*
19 *fairness of assistance among Federal*
20 *drought relief programs;*

21 *(D) encourage and facilitate the develop-*
22 *ment of drought preparedness plans under sub-*
23 *title C, including establishing the guidelines*
24 *under this section;*

1 (E) based on a review of drought prepared-
2 ness plans, develop and make available to the
3 public drought planning models to reduce water
4 resource conflicts relating to water conservation
5 and droughts;

6 (F) develop and coordinate public aware-
7 ness activities to provide the public with access
8 to understandable and informative materials on
9 drought, including—

10 (i) explanations of the causes of
11 drought, the impacts of drought, and the
12 damages from drought;

13 (ii) descriptions of the value and bene-
14 fits of land stewardship to reduce the im-
15 pacts of drought and to protect the environ-
16 ment;

17 (iii) clear instructions for appropriate
18 responses to drought, including water con-
19 servation, water reuse, and detection and
20 elimination of water leaks;

21 (iv) information on State and local
22 laws applicable to drought; and

23 (v) opportunities for assistance to re-
24 source-dependent businesses and industries
25 in times of drought; and

1 (G) *establish operating procedures for the*
2 *Council.*

3 (2) *CONSULTATION.—In carrying out this sub-*
4 *section, the Council shall consult with groups affected*
5 *by drought emergencies.*

6 (3) *REPORTS TO CONGRESS.—*

7 (A) *ANNUAL REPORT.—*

8 (i) *IN GENERAL.—Not later than one*
9 *year after the date of the first meeting of the*
10 *Council, and annually thereafter, the Coun-*
11 *cil shall submit to Congress a report on the*
12 *activities carried out under this section.*

13 (ii) *INCLUSIONS.—*

14 (I) *IN GENERAL.—The annual re-*
15 *port shall include a summary of*
16 *drought preparedness plans.*

17 (II) *INITIAL REPORT.—The initial*
18 *report submitted under subparagraph*
19 *(A) shall include any recommendations*
20 *of the Council.*

21 (B) *FINAL REPORT.—Not later than seven*
22 *years after the date of enactment of this Act, the*
23 *Council shall submit to Congress a report that*
24 *recommends—*

25 (i) *amendments to this section; and*

1 (ii) *whether the Council should con-*
2 *tinue.*

3 (e) *POWERS OF THE COUNCIL.—*

4 (1) *HEARINGS.—The Council may hold hearings,*
5 *meet and act at any time and place, take any testi-*
6 *mony and receive any evidence that the Council con-*
7 *siders advisable to carry out this section.*

8 (2) *INFORMATION FROM FEDERAL AGENCIES.—*

9 (A) *IN GENERAL.—The Council may obtain*
10 *directly from any Federal agency any informa-*
11 *tion that the Council considers necessary to*
12 *carry out this section.*

13 (B) *PROVISION OF INFORMATION.—*

14 (i) *IN GENERAL.—Except as provided*
15 *in clause (ii), on request of the Secretary or*
16 *the non-Federal co-chair of the Council, the*
17 *head of a Federal agency may provide in-*
18 *formation to the Council.*

19 (ii) *LIMITATION.—The head of a Fed-*
20 *eral agency shall not provide any informa-*
21 *tion to the Council that the Federal agency*
22 *head determines the disclosure of which may*
23 *cause harm to national security interests.*

24 (3) *POSTAL SERVICES.—The Council may use*
25 *the United States mail in the same manner and*

1 *under the same conditions as other agencies of the*
2 *Federal Government.*

3 (4) *GIFTS.—The Council may accept, use, and*
4 *dispose of gifts or donations of services or property.*

5 (f) *COUNCIL PERSONNEL MATTERS.—*

6 (1) *COMPENSATION OF MEMBERS.—*

7 (A) *NON-FEDERAL EMPLOYEES.—A member*
8 *of the Council who is not an officer or employee*
9 *of the Federal Government shall serve without*
10 *compensation.*

11 (B) *FEDERAL EMPLOYEES.—A member of*
12 *the Council who is an officer or employee of the*
13 *United States shall serve without compensation*
14 *in addition to the compensation received for*
15 *services of the member as an officer or employee*
16 *of the Federal Government.*

17 (2) *TRAVEL EXPENSES.—A member of the Coun-*
18 *cil shall be allowed travel expenses at rates authorized*
19 *for an employee of an agency under subchapter I of*
20 *chapter 57 of title 5, United States Code, while away*
21 *from the home or regular place of business of the*
22 *member in the performance of the duties of the Coun-*
23 *cil.*

1 (g) *TERMINATION OF COUNCIL.*—*The Council shall ter-*
2 *minate at the end of the eighth fiscal year beginning on*
3 *or after the date of the enactment of this Act.*

4 ***Subtitle F—Administration***

5 ***SEC. 1601. ADMINISTRATION GENERALLY.***

6 (a) *USE OF COMMODITY CREDIT CORPORATION.*—*The*
7 *Secretary of Agriculture shall use the funds, facilities, and*
8 *authorities of the Commodity Credit Corporation to carry*
9 *out this title.*

10 (b) *DETERMINATIONS BY SECRETARY.*—*A determina-*
11 *tion made by the Secretary under this title shall be final*
12 *and conclusive.*

13 (c) *REGULATIONS.*—

14 (1) *IN GENERAL.*—*Except as otherwise provided*
15 *in this subsection, not later than 90 days after the*
16 *date of enactment of this Act, the Secretary and the*
17 *Commodity Credit Corporation, as appropriate, shall*
18 *promulgate such regulations as are necessary to im-*
19 *plement this title and the amendments made by this*
20 *title.*

21 (2) *PROCEDURE.*—*The promulgation of the regu-*
22 *lations and administration of this title and the*
23 *amendments made by this title and sections 10003*
24 *and 10016 of this Act shall be made—*

1 (A) pursuant to section 553 of title 5,
2 United States Code, including by interim rules
3 effective on publication under the authority pro-
4 vided in subparagraph (B) of subsection (b) of
5 such section if the Secretary determines such in-
6 terim rules to be needed and final rules, with an
7 opportunity for notice and comment, no later
8 than 21 months after the date of the enactment
9 of this Act;

10 (B) without regard to chapter 35 of title 44,
11 United States Code (commonly known as the
12 “Paperwork Reduction Act”); and

13 (C) without regard to the Statement of Pol-
14 icy of the Secretary of Agriculture effective July
15 24, 1971 (36 Fed. Reg. 13804), relating to no-
16 tices of proposed rulemaking and public partici-
17 pation in rulemaking.

18 (d) *ADJUSTMENT AUTHORITY RELATED TO TRADE*
19 *AGREEMENTS COMPLIANCE.—*

20 (1) *REQUIRED DETERMINATION; ADJUSTMENT.—*

21 *If the Secretary determines that expenditures under*
22 *this title that are subject to the total allowable domes-*
23 *tic support levels under the Uruguay Round Agree-*
24 *ments (as defined in section 2 of the Uruguay Round*
25 *Agreements Act (19 U.S.C. 3501)) will exceed the al-*

1 (7 U.S.C. 1377) is amended by striking “was not
2 fully planted” and inserting “was not fully planted:
3 Provided further, That effective on the date of the en-
4 actment of the Federal Agriculture Reform and Risk
5 Management Act of 2013, this section shall not apply
6 to upland cotton”.

7 (b) AGRICULTURAL ACT OF 1949.—The following pro-
8 visions of the Agricultural Act of 1949 are repealed:

9 (1) Section 101 (7 U.S.C. 1441).

10 (2) Section 103(a) (7 U.S.C. 1444(a)).

11 (3) Section 105 (7 U.S.C. 1444b).

12 (4) Section 107 (7 U.S.C. 1445a).

13 (5) Section 110 (7 U.S.C. 1445e).

14 (6) Section 112 (7 U.S.C. 1445g).

15 (7) Section 115 (7 U.S.C. 1445k).

16 (8) Section 201 (7 U.S.C. 1446).

17 (9) Title III (7 U.S.C. 1447 et seq.).

18 (10) Title IV (7 U.S.C. 1421 et seq.), other than
19 sections 404, 412, and 416 (7 U.S.C. 1424, 1429, and
20 1431).

21 (11) Title V (7 U.S.C. 1461 et seq.).

22 (12) Title VI (7 U.S.C. 1471 et seq.).

23 (c) SUSPENSION OF CERTAIN QUOTA PROVISIONS.—
24 The joint resolution entitled “A joint resolution relating to
25 corn and wheat marketing quotas under the Agricultural

1 *Adjustment Act of 1938, as amended*”, approved May 26,
2 1941 (7 U.S.C. 1330, 1340), is repealed.

3 **SEC. 1603. PAYMENT LIMITATIONS.**

4 (a) *IN GENERAL.*—Section 1001 of the Food Security
5 Act of 1985 (7 U.S.C. 1308) is amended—

6 (1) in subsection (a), by striking paragraph (3)
7 and inserting the following:

8 “(3) *LEGAL ENTITY.*—

9 “(A) *IN GENERAL.*—The term ‘legal entity’
10 means—

11 “(i) an organization that (subject to
12 the requirements of this section and section
13 1001A) is eligible to receive a payment
14 under a provision of law referred to in sub-
15 section (b), (c), or (d);

16 “(ii) a corporation, joint stock com-
17 pany, association, limited partnership, lim-
18 ited liability company, limited liability
19 partnership, charitable organization, estate,
20 irrevocable trust, grantor of a revocable
21 trust, or other similar entity (as determined
22 by the Secretary); and

23 “(iii) an organization that is partici-
24 pating in a farming operation as a partner

1 *in a general partnership or as a partici-*
2 *part in a joint venture.*

3 “(B) *EXCLUSION.*—*The term ‘legal entity’*
4 *does not include a general partnership or joint*
5 *venture.”;*

6 (2) *by striking subsections (b) through (d) and*
7 *inserting the following:*

8 “(b) *LIMITATION ON PAYMENTS FOR COVERED COM-*
9 *MODITIES AND PEANUTS.*—*The total amount of payments*
10 *received, directly or indirectly, by a person or legal entity*
11 *for any crop year for 1 or more covered commodities and*
12 *peanuts under title I of the Federal Agriculture Reform and*
13 *Risk Management Act of 2013 may not exceed \$125,000,*
14 *of which—*

15 “(1) *not more than \$75,000 may consist of mar-*
16 *keting loan gains and loan deficiency payments*
17 *under subtitle B of title I of the Federal Agriculture*
18 *Reform and Risk Management Act of 2013; and*

19 “(2) *not more than \$50,000 may consist of any*
20 *other payments made for covered commodities and*
21 *peanuts under title I of the Federal Agriculture Re-*
22 *form and Risk Management Act of 2013.*

23 “(c) *SPOUSAL EQUITY.*—

24 “(1) *IN GENERAL.*—*Notwithstanding subsection*
25 *(b), except as provided in paragraph (2), if a person*

1 *and the spouse of the person are covered by paragraph*
2 *(2) and receive, directly or indirectly, any payment*
3 *or gain covered by this section, the total amount of*
4 *payments or gains (as applicable) covered by this sec-*
5 *tion that the person and spouse may jointly receive*
6 *during any crop year may not exceed an amount*
7 *equal to twice the applicable dollar amounts specified*
8 *in subsection (b).*

9 “(2) *EXCEPTIONS.—*

10 “(A) *SEPARATE FARMING OPERATIONS.—In*
11 *the case of a married couple in which each*
12 *spouse, before the marriage, was separately en-*
13 *gaged in an unrelated farming operation, each*
14 *spouse shall be treated as a separate person with*
15 *respect to a farming operation brought into the*
16 *marriage by a spouse, subject to the condition*
17 *that the farming operation shall remain a sepa-*
18 *rate farming operation, as determined by the*
19 *Secretary.*

20 “(B) *ELECTION TO RECEIVE SEPARATE PAY-*
21 *MENTS.—A married couple may elect to receive*
22 *payments separately in the name of each spouse*
23 *if the total amount of payments and benefits de-*
24 *scribed in subsection (b) that the married couple*
25 *receives, directly or indirectly, does not exceed an*

1 *amount equal to twice the applicable dollar*
2 *amounts specified in those subsections.”;*

3 *(3) in paragraph (3)(B) of subsection (f), by*
4 *adding at the end the following:*

5 *“(iii) IRREVOCABLE TRUSTS.—In pro-*
6 *mulgating regulations to define the term*
7 *‘legal entity’ as the term applies to irrev-*
8 *ocable trusts, the Secretary shall ensure that*
9 *irrevocable trusts are legitimate entities that*
10 *have not been created for the purpose of*
11 *avoiding a payment limitation.”; and*

12 *(4) in subsection (h), in the second sentence, by*
13 *striking “or other entity” and inserting “or legal en-*
14 *tity”.*

15 ***(b) CONFORMING AMENDMENTS.—***

16 *(1) Section 1001 of the Food Security Act of*
17 *1985 (7 U.S.C. 1308) is amended—*

18 *(A) in subsection (e), by striking “sub-*
19 *sections (b) and (c)” each place it appears in*
20 *paragraphs (1) and (3)(B) and inserting “sub-*
21 *section (b)”;*

22 *(B) in subsection (f)—*

23 *(i) in paragraph (2), by striking “Sub-*
24 *sections (b) and (c)” and inserting “Sub-*
25 *section (b)”;*

1 (ii) in paragraph (4)(B), by striking
2 “subsection (b) or (c)” and inserting “sub-
3 section (b)”;

4 (iii) in paragraph (5)—

5 (I) in subparagraph (A), by strik-
6 ing “subsection (d)”; and

7 (II) in subparagraph (B), by
8 striking “subsection (b), (c), or (d)”
9 and inserting “subsection (b)”; and

10 (iv) in paragraph (6)—

11 (I) in subparagraph (A), by strik-
12 ing “Notwithstanding subsection (d),
13 except as provided in subsection (g)”
14 and inserting “Except as provided in
15 subsection (f)”; and

16 (II) in subparagraph (B), by
17 striking “subsections (b), (c), and (d)”
18 and inserting “subsection (b)”;

19 (C) in subsection (g)—

20 (i) in paragraph (1)—

21 (I) by striking “subsection
22 (f)(6)(A)” and inserting “subsection
23 (e)(6)(A)”; and

1 (II) by striking “subsection (b) or
2 (c)” and inserting “subsection (b)”;
3 and

4 (ii) in paragraph (2)(A), by striking
5 “subsections (b) and (c)” and inserting
6 “subsection (b)”; and

7 (D) by redesignating subsections (e) through
8 (h) as subsections (d) through (g), respectively.

9 (2) Section 1001A of the Food Security Act of
10 1985 (7 U.S.C. 1308–1) is amended—

11 (A) in subsection (a), by striking “sub-
12 sections (b) and (c) of section 1001” and insert-
13 ing “section 1001(b)”; and

14 (B) in subsection (b)(1), by striking “sub-
15 section (b) or (c) of section 1001” and inserting
16 “section 1001(b)”.

17 (3) Section 1001B(a) of the Food Security Act of
18 1985 (7 U.S.C. 1308–2(a)) is amended in the matter
19 preceding paragraph (1) by striking “subsections (b)
20 and (c) of section 1001” and inserting “section
21 1001(b)”.

22 (c) APPLICATION.—The amendments made by this sec-
23 tion shall apply beginning with the 2014 crop year.

1 **SEC. 1603A. PAYMENTS LIMITED TO ACTIVE FARMERS.**

2 *Section 1001A of the Food Security Act of 1985 (7*
3 *U.S.C. 1308–1) is amended—*

4 *(1) in subsection (b)(2)—*

5 *(A) by striking “or active personal manage-*
6 *ment” each place it appears in subparagraphs*
7 *(A)(i)(II) and (B)(ii); and*

8 *(B) in subparagraph (C), by striking “, as*
9 *applied to the legal entity, are met by the legal*
10 *entity, the partners or members making a sig-*
11 *nificant contribution of personal labor or active*
12 *personal management” and inserting “are met*
13 *by partners or members making a significant*
14 *contribution of personal labor, those partners or*
15 *members”;* and

16 *(2) in subsection (c)—*

17 *(A) in paragraph (1)—*

18 *(i) by striking subparagraph (A) and*
19 *inserting the following:*

20 *“(A) the landowner share-rents the land at*
21 *a rate that is usual and customary;”;*

22 *(ii) in subparagraph (B), by striking*
23 *the period at the end and inserting “; and”;*
24 *and*

25 *(iii) by adding at the end the fol-*
26 *lowing:*

1 “(C) the share of the payments received by
2 the landowner is commensurate with the share of
3 the crop or income received as rent.”;

4 (B) in paragraph (2)(A), by striking “ac-
5 tive personal management or”;

6 (C) in paragraph (5)—

7 (i) by striking “(5)” and all that fol-
8 lows through “(A) IN GENERAL.—A person”
9 and inserting the following:

10 “(5) CUSTOM FARMING SERVICES.—A person”;

11 (ii) by inserting “under usual and cus-
12 tomary terms” after “services”; and

13 (iii) by striking subparagraph (B);
14 and

15 (D) by adding at the end the following:

16 “(7) FARM MANAGERS.—A person who otherwise
17 meets the requirements of this subsection other than
18 (b)(2)(A)(i)(II) shall be considered to be actively en-
19 gaged in farming, as determined by the Secretary,
20 with respect to the farming operation, including a
21 farming operation that is a sole proprietorship, a
22 legal entity such as a joint venture or general part-
23 nership, or a legal entity such as a corporation or
24 limited partnership, if the person—

1 “(A) makes a significant contribution of
2 management to the farming operation necessary
3 for the farming operation, taking into account—

4 “(i) the size and complexity of the
5 farming operation; and

6 “(ii) the management requirements
7 normally and customarily required by simi-
8 lar farming operations;

9 “(B)(i) is the only person in the farming
10 operation qualifying as actively engaged in
11 farming by using the farm manager special class
12 designation under this paragraph; and

13 “(ii) together with any other persons in the
14 farming operation qualifying as actively engaged
15 in farming under subsection (b)(2) or as part of
16 a special class under this subsection, does not
17 collectively receive, directly or indirectly, an
18 amount equal to more than the applicable limits
19 under section 1001(b);

20 “(C) does not use the management contribu-
21 tion under this paragraph to qualify as actively
22 engaged in more than 1 farming operation; and

23 “(D) manages a farm operation that does
24 not substantially share equipment, labor, or
25 management with persons or legal entities that

1 with the person collectively receive, directly or
2 indirectly, an amount equal to more than the
3 applicable limits under section 1001(b).”.

4 **SEC. 1604. ADJUSTED GROSS INCOME LIMITATION.**

5 (a) *LIMITATIONS AND COVERED BENEFITS.*—Section
6 1001D(b) of the Food Security Act of 1985 (7 U.S.C. 1308–
7 3a(b)) is amended—

8 (1) in the subsection heading, by striking “*LIMI-*
9 *TATIONS*” and inserting “*LIMITATIONS ON COM-*
10 *MODITY AND CONSERVATION PROGRAMS*”;

11 (2) by striking paragraphs (1) and (2) and in-
12 serting the following new paragraphs:

13 “(1) *LIMITATION.*—Notwithstanding any other
14 provision of law, a person or legal entity shall not be
15 eligible to receive any benefit described in paragraph
16 (2) during a crop, fiscal, or program year, as appro-
17 priate, if the average adjusted gross income of the per-
18 son or legal entity exceeds \$950,000.

19 “(2) *COVERED BENEFITS.*—Paragraph (1) ap-
20 plies with respect to a payment or benefit under sub-
21 title A, B, or E of title I, or title II of the Federal
22 Agriculture Reform and Risk Management Act of
23 2013, title II of the Farm Security and Rural Invest-
24 ment Act of 2002, title II of the Food, Conservation,
25 and Energy Act of 2008, title XII of the Food Secu-

1 *urity Act of 1985, section 524(b) of the Federal Crop*
2 *Insurance Act (7 U.S.C. 1524(b)), or section 196 of*
3 *the Federal Agriculture Improvement and Reform Act*
4 *of 1996 (7 U.S.C. 7333).”.*

5 *(b) ELIMINATION OF UNUSED DEFINITIONS.—Para-*
6 *graph (1) of section 1001D(a) of the Food Security Act of*
7 *1985 (7 U.S.C. 1308–3a(a)) is amended to read as follows:*

8 *“(1) AVERAGE ADJUSTED GROSS INCOME.—In*
9 *this section, the term ‘average adjusted gross income’,*
10 *with respect to a person or legal entity, means the av-*
11 *erage of the adjusted gross income or comparable*
12 *measure of the person or legal entity over the 3 tax-*
13 *able years preceding the most immediately preceding*
14 *complete taxable year, as determined by the Sec-*
15 *retary.”.*

16 *(c) INCOME DETERMINATION.—Section 1001D of the*
17 *Food Security Act of 1985 (7 U.S.C. 1308–3a) is amend-*
18 *ed—*

19 *(1) by striking subsection (c); and*

20 *(2) by redesignating subsections (d), (e), and (f)*
21 *as subsections (c), (d), and (e), respectively.*

22 *(d) CONFORMING AMENDMENTS.—Section 1001D of*
23 *the Food Security Act of 1985 (7 U.S.C. 1308–3a) is*
24 *amended—*

25 *(1) in subsection (a)(2)—*

1 (A) by striking “subparagraph (A) or (B)
2 of”; and

3 (B) by striking “, the average adjusted gross
4 farm income, and the average adjusted gross
5 nonfarm income”;

6 (2) in subsection (a)(3), by striking “, average
7 adjusted gross farm income, and average adjusted
8 gross nonfarm income” both places it appears;

9 (3) in subsection (c) (as redesignated by sub-
10 section (c)(2) of this section)—

11 (A) in paragraph (1), by striking “, average
12 adjusted gross farm income, and average ad-
13 justed gross nonfarm income” both places it ap-
14 pears; and

15 (B) in paragraph (2), by striking “para-
16 graphs (1)(C) and (2)(B) of subsection (b)” and
17 inserting “subsection (b)(2)”; and

18 (4) in subsection (d) (as redesignated by sub-
19 section (c)(2) of this section)—

20 (A) by striking “paragraphs (1)(C) and
21 (2)(B) of subsection (b)” and inserting “sub-
22 section (b)(2)”; and

23 (B) by striking “, average adjusted gross
24 farm income, or average adjusted gross nonfarm
25 income”.

1 (e) *EFFECTIVE PERIOD.*—Subsection (e) of section
2 1001D of the Food Security Act of 1985 (7 U.S.C. 1308–
3 3a), as redesignated by subsection (c)(2) of this section, is
4 repealed.

5 (f) *LIMITATION ON APPLICABILITY.*—Section 1001(d)
6 of the Food Security Act of 1985 (7 U.S.C. 1308) is amend-
7 ed by inserting before the period at the end the following:
8 “or title I of the Federal Agriculture Reform and Risk Man-
9 agement Act of 2013”.

10 (g) *TRANSITION.*—Section 1001D of the Food Security
11 Act of 1985 (7 U.S.C. 1308–3a), as in effect on the day
12 before the date of the enactment of this Act, shall apply with
13 respect to the 2013 crop, fiscal, or program year, as appro-
14 priate, for each program described in paragraphs (1)(C)
15 and (2)(B) of subsection (b) of that section (as so in effect
16 on that day).

17 **SEC. 1605. GEOGRAPHICALLY DISADVANTAGED FARMERS**
18 **AND RANCHERS.**

19 Section 1621(d) of the Food, Conservation, and Energy
20 Act of 2008 (7 U.S.C. 8792(d)) is amended by striking
21 “each of fiscal years 2009 through 2012” and inserting “fis-
22 cal year 2009 and each succeeding fiscal year”.

1 **SEC. 1606. PERSONAL LIABILITY OF PRODUCERS FOR DEFICIENCIES.**
2 **CIENCIES.**

3 *Section 164 of the Federal Agriculture Improvement*
4 *and Reform Act of 1996 (7 U.S.C. 7284) is amended by*
5 *striking “and title I of the Food, Conservation, and Energy*
6 *Act of 2008” each place it appears and inserting “title I*
7 *of the Food, Conservation, and Energy Act of 2008 (7*
8 *U.S.C. 8702 et seq.), and title I of the Federal Agriculture*
9 *Reform and Risk Management Act of 2013”.*

10 **SEC. 1607. PREVENTION OF DECEASED INDIVIDUALS RECEIVING PAYMENTS UNDER FARM COM-**
11 **MODITY PROGRAMS.**

13 (a) *RECONCILIATION.*—*At least twice each year, the*
14 *Secretary shall reconcile Social Security numbers of all in-*
15 *dividuals who receive payments under this title, whether di-*
16 *rectly or indirectly, with the Commissioner of Social Secu-*
17 *rity to determined if the individuals are alive.*

18 (b) *PRECLUSION.*—*The Secretary shall preclude the*
19 *issuance of payments to, and on behalf of, deceased individ-*
20 *uals that were not eligible for payments.*

21 **SEC. 1608. TECHNICAL CORRECTIONS.**

22 (a) *MISSING PUNCTUATION.*—*Section 359f(c)(1)(B) of*
23 *the Agricultural Adjustment Act of 1938 (7 U.S.C.*
24 *1359ff(c)(1)(B)) is amended by adding a period at the end.*

25 (b) *ERRONEOUS CROSS REFERENCE.*—

1 (1) *AMENDMENT.*—Section 1603(g) of the Food,
2 *Conservation, and Energy Act of 2008 (Public Law*
3 *110–246; 122 Stat. 1739)* is amended in paragraphs
4 (2) through (6) and the amendments made by those
5 paragraphs by striking “1703(a)” each place it ap-
6 pears and inserting “1603(a)”.

7 (2) *EFFECTIVE DATE.*—This subsection and the
8 amendments made by this subsection take effect as if
9 included in the *Food, Conservation, and Energy Act*
10 of 2008 (Public Law 110–246; 122 Stat. 1651).

11 (c) *CONTINUED APPLICABILITY OF APPROPRIATIONS*
12 *GENERAL PROVISION.*—Section 767 of division A of Public
13 Law 108–7 (7 U.S.C. 7911 note; 117 Stat. 48) is amend-
14 ed—

15 (1) in subsection (a)—

16 (A) by striking “sections 1101 and 1102 of
17 Public Law 107–171” and inserting “subtitle A
18 of title I of the Federal Agriculture Reform and
19 Risk Management Act of 2013”; and

20 (B) by striking “such section 1102” and in-
21 serting “such subtitle”; and

22 (2) by striking subsection (b) and inserting the
23 following new subsection:

1 “(b) *This section, as amended by section 1608(c) of the*
2 *Federal Agriculture Reform and Risk Management Act of*
3 *2013, shall take effect beginning with the 2014 crop year.*”.

4 **SEC. 1609. ASSIGNMENT OF PAYMENTS.**

5 (a) *IN GENERAL.*—*The provisions of section 8(g) of the*
6 *Soil Conservation and Domestic Allotment Act (16 U.S.C.*
7 *590h(g)), relating to assignment of payments, shall apply*
8 *to payments made under this title.*

9 (b) *NOTICE.*—*The producer making the assignment, or*
10 *the assignee, shall provide the Secretary with notice, in such*
11 *manner as the Secretary may require, of any assignment*
12 *made under this section.*

13 **SEC. 1610. TRACKING OF BENEFITS.**

14 *As soon as practicable after the date of enactment of*
15 *this Act, the Secretary may track the benefits provided, di-*
16 *rectly or indirectly, to individuals and entities under titles*
17 *I and II and the amendments made by those titles.*

18 **SEC. 1611. SIGNATURE AUTHORITY.**

19 (a) *IN GENERAL.*—*In carrying out this title and title*
20 *II and amendments made by those titles, if the Secretary*
21 *approves a document, the Secretary shall not subsequently*
22 *determine the document is inadequate or invalid because*
23 *of the lack of authority of any person signing the document*
24 *on behalf of the applicant or any other individual, entity,*
25 *general partnership, or joint venture, or the documents re-*

1 *lied upon were determined inadequate or invalid, unless the*
2 *person signing the program document knowingly and will-*
3 *fully falsified the evidence of signature authority or a signa-*
4 *ture.*

5 *(b) AFFIRMATION.—*

6 *(1) IN GENERAL.—Nothing in this section pro-*
7 *hibits the Secretary from asking a proper party to af-*
8 *firm any document that otherwise would be consid-*
9 *ered approved under subsection (a).*

10 *(2) NO RETROACTIVE EFFECT.—A denial of bene-*
11 *fits based on a lack of affirmation under paragraph*
12 *(1) shall not be retroactive with respect to third-party*
13 *producers who were not the subject of the erroneous*
14 *representation of authority, if the third-party pro-*
15 *ducers—*

16 *(A) relied on the prior approval by the Sec-*
17 *retary of the documents in good faith; and*

18 *(B) substantively complied with all pro-*
19 *gram requirements.*

20 **SEC. 1612. IMPLEMENTATION.**

21 *(a) STREAMLINING.—In implementing this title, the*
22 *Secretary shall, to the maximum extent practicable—*

23 *(1) seek to reduce administrative burdens and*
24 *costs to producers by streamlining and reducing pa-*

1 *perwork, forms, and other administrative require-*
2 *ments;*

3 (2) *improve coordination, information sharing,*
4 *and administrative work with the Risk Management*
5 *Agency and the Natural Resources Conservation Serv-*
6 *ice; and*

7 (3) *take advantage of new technologies to en-*
8 *hance efficiency and effectiveness of program delivery*
9 *to producers.*

10 (b) *MAINTENANCE OF BASE ACRES AND PAYMENT*
11 *YIELDS.—*

12 (1) *IN GENERAL.—The Secretary shall maintain,*
13 *for each covered commodity and upland cotton, base*
14 *acres and payment yields on a farm established*
15 *under—*

16 (A)(i) *in the case of covered commodities*
17 *and upland cotton, sections 1101 and 1102 of the*
18 *Farm Security and Rural Investment Act of*
19 *2002 (7 U.S.C. 7911, 7912); and*

20 (ii) *in the case of peanuts, section 1302 of*
21 *that Act (7 U.S.C. 7952); and*

22 (B)(i) *in the case of covered commodities*
23 *and upland cotton, sections 1101 and 1102 of the*
24 *Food, Conservation, and Energy Act of 2008 (7*
25 *U.S.C. 8711, 8712); and*

1 (ii) in the case of peanuts, section 1302 of
2 that Act (7 U.S.C. 8752).

3 (2) *SPECIAL RULE FOR LONG GRAIN AND ME-*
4 *DIUM GRAIN RICE.—*

5 (A) *IN GENERAL.—The Secretary shall*
6 *maintain separate base acres for long grain rice*
7 *and medium grain rice.*

8 (B) *LIMITATION.—In carrying out this*
9 *paragraph, the Secretary shall use the same total*
10 *base acres and payment yields established with*
11 *respect to rice under sections 1108 of the Food,*
12 *Conservation, and Energy Act of 2008 (7 U.S.C.*
13 *8718), as in effect on the day before the date of*
14 *enactment of this Act, subject to any adjustment*
15 *under section 1105.*

16 (c) *IMPLEMENTATION.—The Secretary shall make*
17 *available to the Farm Service Agency to carry out this title*
18 *\$100,000,000.*

19 **SEC. 1613. PROTECTION OF PRODUCER INFORMATION.**

20 (a) *PROHIBITION OF PUBLIC DISCLOSURE OF PRO-*
21 *TECTED INFORMATION.—Except as provided in subsection*
22 *(b), the Secretary, any officer or employee of the Depart-*
23 *ment of Agriculture, any contractor or cooperator of the De-*
24 *partment, and any officer or employee of another Federal*
25 *agency shall not disclose—*

1 (1) *information submitted by a producer or*
2 *owner of agricultural land to the Federal Government*
3 *pursuant to title I or II of this Act; or*

4 (2) *other information provided by a producer or*
5 *owner of agricultural land concerning the agricul-*
6 *tural operation, farming or conservation practices, or*
7 *the land itself in order to participate in programs of*
8 *the Department of Agriculture or other Federal agen-*
9 *cies.*

10 (b) *EXCEPTIONS.—Information described in subsection*
11 (i) *may be disclosed if—*

12 (1) *the information is required to be made pub-*
13 *licly available under any other provision of Federal*
14 *law;*

15 (2) *the producer or owner of agricultural land*
16 *who provided the information has lawfully publicly*
17 *disclosed the information;*

18 (3) *the producer or owner of agricultural land*
19 *who provided the information consents to the disclo-*
20 *sure; or*

21 (4) *the information is disclosed to the Attorney*
22 *General, to the extent necessary, to ensure compliance*
23 *and law enforcement.*

24 (c) *NOTICE OF DISCLOSURE.—Any disclosure of infor-*
25 *mation pursuant to an exception provided in subsection (b)*

1 *shall be reported to the Committee on Agriculture of the*
2 *House of Representatives and the Committee on Agri-*
3 *culture, Nutrition, and Forestry of the Senate within 24*
4 *hours after the disclosure.*

5 *(d) PRODUCER DEFINED.—In this section, the term*
6 *“producer” has the meaning given that term in section*
7 *1104(14) of this Act.*

8 **TITLE II—CONSERVATION**
9 **Subtitle A—Conservation Reserve**
10 **Program**

11 **SEC. 2001. EXTENSION AND ENROLLMENT REQUIREMENTS**
12 **OF CONSERVATION RESERVE PROGRAM.**

13 *(a) EXTENSION.—Section 1231(a) of the Food Security*
14 *Act of 1985 (16 U.S.C. 3831(a)) is amended by striking*
15 *“2012” and inserting “2018”.*

16 *(b) ELIGIBLE LAND.—Section 1231(b) of the Food Se-*
17 *curity Act of 1985 (16 U.S.C. 3831(b)) is amended—*

18 *(1) in paragraph (1)(B), by striking “the date of*
19 *enactment of the Food, Conservation, and Energy Act*
20 *of 2008” and inserting “the date of the enactment of*
21 *the Federal Agriculture Reform and Risk Manage-*
22 *ment Act of 2013”;*

23 *(2) by striking paragraph (2) and redesignating*
24 *paragraph (3) as paragraph (2);*

1 (3) by inserting before paragraph (4) the fol-
2 lowing new paragraph:

3 “(3) grasslands that—

4 “(A) contain forbs or shrubland (including
5 improved rangeland and pastureland) for which
6 grazing is the predominant use;

7 “(B) are located in an area historically
8 dominated by grasslands; and

9 “(C) could provide habitat for animal and
10 plant populations of significant ecological value
11 if the land is retained in its current use or re-
12 stored to a natural condition;”;

13 (4) in paragraph (4)(C), by striking “filterstrips
14 devoted to trees or shrubs” and inserting “filterstrips
15 or riparian buffers devoted to trees, shrubs, or
16 grasses”; and

17 (5) by striking paragraph (5) and inserting the
18 following new paragraph:

19 “(5) the portion of land in a field not enrolled
20 in the conservation reserve in a case in which—

21 “(A) more than 50 percent of the land in
22 the field is enrolled as a buffer or filterstrip, or
23 more than 75 percent of the land in the field is
24 enrolled as a conservation practice other than as
25 a buffer or filterstrip; and

1 “(B) the remainder of the field is—

2 “(i) infeasible to farm; and

3 “(ii) enrolled at regular rental rates.”.

4 (c) *PLANTING STATUS OF CERTAIN LAND.*—Section
5 1231(c) of the Food Security Act of 1985 (16 U.S.C.
6 3831(c)) is amended by striking “if” and all that follows
7 through the period at the end and inserting “if, during the
8 crop year, the land was devoted to a conserving use.”.

9 (d) *ENROLLMENT.*—Subsection (d) of section 1231 of
10 the Food Security Act of 1985 (16 U.S.C. 3831) is amended
11 to read as follows:

12 “(d) *ENROLLMENT.*—

13 “(1) *MAXIMUM ACREAGE ENROLLED.*—The Sec-
14 retary may maintain in the conservation reserve at
15 any one time during—

16 “(A) fiscal year 2014, no more than
17 27,500,000 acres;

18 “(B) fiscal year 2015, no more than
19 26,000,000 acres;

20 “(C) fiscal year 2016, no more than
21 25,000,000 acres;

22 “(D) fiscal year 2017, no more than
23 24,000,000 acres; and

24 “(E) fiscal year 2018, no more than
25 24,000,000 acres.

1 “(2) *GRASSLANDS.*—

2 “(A) *LIMITATION.*—*For purposes of apply-*
3 *ing the limitations in paragraph (1), no more*
4 *than 2,000,000 acres of the land described in*
5 *subsection (b)(3) may be enrolled in the program*
6 *at any one time during the 2014 through 2018*
7 *fiscal years.*

8 “(B) *PRIORITY.*—*In enrolling acres under*
9 *subparagraph (A), the Secretary may give pri-*
10 *ority to land with expiring conservation reserve*
11 *program contracts.*

12 “(C) *METHOD OF ENROLLMENT.*—*In enroll-*
13 *ing acres under subparagraph (A), the Secretary*
14 *shall make the program available to owners or*
15 *operators of eligible land on a continuous enroll-*
16 *ment basis with one or more ranking periods.”.*

17 “(e) *DURATION OF CONTRACT.*—*Section 1231(e) of the*
18 *Food Security Act of 1985 (16 U.S.C. 3831(e)) is amended*
19 *by striking paragraphs (2) and (3) and inserting the fol-*
20 *lowing new paragraph:*

21 “(2) *SPECIAL RULE FOR CERTAIN LAND.*—*In the*
22 *case of land devoted to hardwood trees, shelterbelts,*
23 *windbreaks, or wildlife corridors under a contract en-*
24 *tered into under this subchapter, the owner or oper-*
25 *ator of the land may, within the limitations pre-*

1 scribed under paragraph (1), specify the duration of
2 the contract.”.

3 (f) *CONSERVATION PRIORITY AREAS*.—Section 1231(f)
4 of the Food Security Act of 1985 (16 U.S.C. 3831(f)) is
5 amended—

6 (1) in paragraph (1), by striking “watershed
7 areas of the Chesapeake Bay Region, the Great Lakes
8 Region, the Long Island Sound Region, and other”;

9 (2) in paragraph (2), by striking “WATER-
10 SHEDS.—Watersheds” and inserting “AREAS.—
11 Areas”; and

12 (3) in paragraph (3), by striking “a watershed’s
13 designation—” and all that follows through the pe-
14 riod at the end and inserting “an area’s designation
15 if the Secretary finds that the area no longer contains
16 actual and significant adverse water quality or habi-
17 tat impacts related to agricultural production activi-
18 ties.”.

19 **SEC. 2002. FARMABLE WETLAND PROGRAM.**

20 (a) *EXTENSION*.—Section 1231B(a)(1) of the Food Se-
21 curity Act of 1985 (16 U.S.C. 3831b(a)(1)) is amended—

22 (1) by striking “2012” and inserting “2018”;
23 and

24 (2) by striking “a program” and inserting “a
25 farmable wetland program”.

1 (b) *ELIGIBLE ACREAGE*.—Section 1231B(b)(1)(B) of
2 *the Food Security Act of 1985 (16 U.S.C. 3831b(b)(1)(B))*
3 *is amended by striking “flow from a row crop agriculture*
4 *drainage system” and inserting “surface and subsurface*
5 *flow from row crop agricultural production”.*

6 (c) *ACREAGE LIMITATION*.—Section 1231B(c)(1)(B) of
7 *the Food Security Act of 1985 (16 U.S.C. 3831b(c)(1)(B))*
8 *is amended by striking “1,000,000” and inserting*
9 *“750,000”.*

10 (d) *CLERICAL AMENDMENT*.—The heading of section
11 *1231B of the Food Security Act of 1985 (16 U.S.C. 3831b)*
12 *is amended to read as follows: “**FARMABLE WETLAND***
13 ***PROGRAM.**”.*

14 **SEC. 2003. DUTIES OF OWNERS AND OPERATORS.**

15 (a) *LIMITATION ON HARVESTING, GRAZING, OR COM-*
16 *MERCIAL USE OF FORAGE*.—Section 1232(a)(8) of the *Food*
17 *Security Act of 1985 (16 U.S.C. 3832(a)(8)) is amended*
18 *by striking “except that” and all that follows through the*
19 *semicolon at the end of the paragraph and inserting “except*
20 *as provided in subsection (b) or (c) of section 1233;”.*

21 (b) *CONSERVATION PLAN REQUIREMENTS*.—Sub-
22 *section (b) of section 1232 of the Food Security Act of 1985*
23 *(16 U.S.C. 3832) is amended to read as follows:*

24 “(b) *CONSERVATION PLANS*.—The plan referred to in
25 *subsection (a)(1) shall set forth—*

1 “(1) the conservation measures and practices to
2 be carried out by the owner or operator during the
3 term of the contract; and

4 “(2) the commercial use, if any, to be permitted
5 on the land during the term.”.

6 (c) *RENTAL PAYMENT REDUCTION*.—Section 1232 of
7 the Food Security Act of 1985 (16 U.S.C. 3832) is amended
8 by striking subsection (d).

9 **SEC. 2004. DUTIES OF THE SECRETARY.**

10 Section 1233 of the Food Security Act of 1985 (16
11 U.S.C. 3833) is amended to read as follows:

12 **“SEC. 1233. DUTIES OF THE SECRETARY.**

13 “(a) *COST-SHARE AND RENTAL PAYMENTS*.—In re-
14 turn for a contract entered into by an owner or operator
15 under the conservation reserve program, the Secretary
16 shall—

17 “(1) share the cost of carrying out the conserva-
18 tion measures and practices set forth in the contract
19 for which the Secretary determines that cost sharing
20 is appropriate and in the public interest; and

21 “(2) for a period of years not in excess of the
22 term of the contract, pay an annual rental payment
23 in an amount necessary to compensate for—

24 “(A) the conversion of highly erodible crop-
25 land or other eligible lands normally devoted to

1 *the production of an agricultural commodity on*
2 *a farm or ranch to a less intensive use;*

3 “(B) *the retirement of any base history that*
4 *the owner or operator agrees to retire perma-*
5 *nently; and*

6 “(C) *the development and management of*
7 *grasslands for multiple natural resource con-*
8 *servation benefits, including to soil, water, air,*
9 *and wildlife.*

10 “(b) *SPECIFIED ACTIVITIES PERMITTED.—The Sec-*
11 *retary shall permit certain activities or commercial uses of*
12 *land that is subject to a contract under the conservation*
13 *reserve program in a manner that is consistent with a plan*
14 *approved by the Secretary, as follows:*

15 “(1) *Harvesting, grazing, or other commercial*
16 *use of the forage in response to a drought or other*
17 *emergency created by a natural disaster, without any*
18 *reduction in the rental rate.*

19 “(2) *Consistent with the conservation of soil,*
20 *water quality, and wildlife habitat (including habitat*
21 *during nesting seasons for birds in the area), and in*
22 *exchange for a reduction of not less than 25 percent*
23 *in the annual rental rate for the acres covered by the*
24 *authorized activity—*

1 “(A) managed harvesting and other com-
2 mercial use (including the managed harvesting
3 of biomass), except that in permitting managed
4 harvesting, the Secretary, in coordination with
5 the State technical committee—

6 “(i) shall develop appropriate vegeta-
7 tion management requirements; and

8 “(ii) shall identify periods during
9 which managed harvesting may be con-
10 ducted, such that the frequency is not more
11 than once every three years;

12 “(B) routine grazing or prescribed grazing
13 for the control of invasive species, except that in
14 permitting such routine grazing or prescribed
15 grazing, the Secretary, in coordination with the
16 State technical committee—

17 “(i) shall develop appropriate vegeta-
18 tion management requirements and stocking
19 rates for the land that are suitable for con-
20 tinued routine grazing; and

21 “(ii) shall identify the periods during
22 which routine grazing may be conducted,
23 such that the frequency is not more than
24 once every two years, taking into consider-
25 ation regional differences such as—

1 “(I) *climate, soil type, and nat-*
2 *ural resources;*

3 “(II) *the number of years that*
4 *should be required between routine*
5 *grazing activities; and*

6 “(III) *how often during a year in*
7 *which routine grazing is permitted*
8 *that routine grazing should be allowed*
9 *to occur; and*

10 “(C) *the installation of wind turbines and*
11 *associated access, except that in permitting the*
12 *installation of wind turbines, the Secretary shall*
13 *determine the number and location of wind tur-*
14 *bines that may be installed, taking into ac-*
15 *count—*

16 “(i) *the location, size, and other phys-*
17 *ical characteristics of the land;*

18 “(ii) *the extent to which the land con-*
19 *tains wildlife and wildlife habitat; and*

20 “(iii) *the purposes of the conservation*
21 *reserve program under this subchapter.*

22 “(3) *The intermittent and seasonal use of vegeta-*
23 *tive buffer practices incidental to agricultural produc-*
24 *tion on lands adjacent to the buffer such that the per-*

1 *mitted use does not destroy the permanent vegetative*
2 *cover.*

3 “(c) *AUTHORIZED ACTIVITIES ON GRASSLANDS.—For*
4 *eligible land described in section 1231(b)(3), the Secretary*
5 *shall permit the following activities:*

6 “(1) *Common grazing practices, including main-*
7 *tenance and necessary cultural practices, on the land*
8 *in a manner that is consistent with maintaining the*
9 *viability of grassland, forb, and shrub species appro-*
10 *priate to that locality.*

11 “(2) *Haying, mowing, or harvesting for seed*
12 *production, subject to appropriate restrictions during*
13 *the nesting season for critical bird species in the area.*

14 “(3) *Fire presuppression, fire-related rehabilita-*
15 *tion, and construction of fire breaks.*

16 “(4) *Grazing-related activities, such as fencing*
17 *and livestock watering.*

18 “(d) *RESOURCE CONSERVING USE.—*

19 “(1) *IN GENERAL.—Beginning on the date that*
20 *is 1 year before the date of termination of a contract*
21 *under the program, the Secretary shall allow an*
22 *owner or operator to make conservation and land im-*
23 *provements that facilitate maintaining protection of*
24 *enrolled land after expiration of the contract.*

1 “(2) *CONSERVATION PLAN.*—*The Secretary shall*
2 *require an owner or operator carrying out the activi-*
3 *ties described in paragraph (1) to develop and imple-*
4 *ment a conservation plan.*”

5 “(3) *RE-ENROLLMENT PROHIBITED.*—*Land im-*
6 *proved under paragraph (1) may not be re-enrolled in*
7 *the conservation reserve program for 5 years after the*
8 *date of termination of the contract.*”

9 **SEC. 2005. PAYMENTS.**

10 (a) *TREES, WINDBREAKS, SHELTERBELTS, AND WILD-*
11 *LIFE CORRIDORS.*—*Section 1234(b)(3)(A) of the Food Secu-*
12 *rity Act of 1985 (16 U.S.C. 3834(b)(3)(A)) is amended—*

13 (1) *in clause (i), by inserting “and” after the*
14 *semicolon;*

15 (2) *by striking clause (ii); and*

16 (3) *by redesignating clause (iii) as clause (ii).*

17 (b) *ANNUAL RENTAL PAYMENTS.*—*Section 1234(c) of*
18 *the Food Security Act of 1985 (16 U.S.C. 3834(c)) is*
19 *amended—*

20 (1) *in paragraph (1), by inserting “or other eli-*
21 *gible lands” after “highly erodible cropland” both*
22 *places it appears; and*

23 (2) *by striking paragraph (2) and inserting the*
24 *following new paragraph:*

25 “(2) *METHODS OF DETERMINATION.*—

1 “(A) *IN GENERAL.*—*The amounts payable*
2 *to owners or operators in the form of rental pay-*
3 *ments under contracts entered into under this*
4 *subchapter may be determined through—*

5 “(i) *the submission of bids for such*
6 *contracts by owners and operators in such*
7 *manner as the Secretary may prescribe; or*

8 “(ii) *such other means as the Secretary*
9 *determines are appropriate.*

10 “(B) *GRASSLANDS.*—*In the case of eligible*
11 *land described in section 1231(b)(3), the Sec-*
12 *retary shall make annual payments in an*
13 *amount that is not more than 75 percent of the*
14 *grazing value of the land covered by the con-*
15 *tract.”.*

16 (c) *PAYMENT SCHEDULE.*—*Subsection (d) of section*
17 *1234 of the Food Security Act of 1985 (16 U.S.C. 3834)*
18 *is amended to read as follows:*

19 “(d) *PAYMENT SCHEDULE.*—

20 “(1) *IN GENERAL.*—*Except as otherwise provided*
21 *in this section, payments under this subchapter shall*
22 *be made in cash in such amount and on such time*
23 *schedule as is agreed on and specified in the contract.*

1 “(2) *ADVANCE PAYMENT.*—*Payments under this*
2 *subchapter may be made in advance of determination*
3 *of performance.*”.

4 (d) *PAYMENT LIMITATION.*—*Section 1234(f) of the*
5 *Food Security Act of 1985 (16 U.S.C. 3834(f)) is amend-*
6 *ed—*

7 (1) *in paragraph (1), by striking “, including*
8 *rental payments made in the form of in-kind com-*
9 *modities,”;*

10 (2) *by striking paragraph (3); and*

11 (3) *by redesignating paragraph (4) as para-*
12 *graph (2).*

13 **SEC. 2006. CONTRACT REQUIREMENTS.**

14 (a) *EARLY TERMINATION BY OWNER OR OPERATOR.*—
15 *Section 1235(e) of the Food Security Act of 1985 (16 U.S.C.*
16 *3835(e)) is amended—*

17 (1) *in paragraph (1)(A)—*

18 (A) *by striking “The Secretary” and insert-*
19 *ing “During fiscal year 2014, the Secretary”;*
20 *and*

21 (B) *by striking “before January 1, 1995,”;*

22 (2) *in paragraph (2), by striking subparagraph*
23 *(C) and inserting the following:*

24 “(C) *Land devoted to hardwood trees.*”

1 “(D) Wildlife habitat, duck nesting habitat,
2 pollinator habitat, upland bird habitat buffer,
3 wildlife food plots, State acres for wildlife en-
4 hancement, shallow water areas for wildlife, and
5 rare and declining habitat.

6 “(E) Farmable wetland and restored wet-
7 land.

8 “(F) Land that contains diversions, erosion
9 control structures, flood control structures, con-
10 tour grass strips, living snow fences, salinity re-
11 ducing vegetation, cross wind trap strips, and
12 sediment retention structures.

13 “(G) Land located within a federally-des-
14 ignated wellhead protection area.

15 “(H) Land that is covered by an easement
16 under the conservation reserve program.

17 “(I) Land located within an average width,
18 according to the applicable Natural Resources
19 Conservation Service field office technical guide,
20 of a perennial stream or permanent water
21 body.”; and

22 (3) in paragraph (3), by striking “60 days after
23 the date on which the owner or operator submits the
24 notice required under paragraph (1)(C)” and insert-
25 ing “upon approval by the Secretary”.

1 (b) *TRANSITION OPTION FOR CERTAIN FARMERS OR*
2 *RANCHERS.—Section 1235(f) of the Food Security Act of*
3 *1985 (16 U.S.C. 3835(f)) is amended—*

4 (1) *in paragraph (1)—*

5 (A) *in the matter preceding subparagraph*
6 *(A), by striking “DUTIES” and all that follows*
7 *through “a beginning farmer” and inserting*
8 *“TRANSITION TO COVERED FARMER OR RANCH-*
9 *ER.—In the case of a contract modification ap-*
10 *proved in order to facilitate the transfer of land*
11 *subject to a contract from a retired farmer or*
12 *rancher to a beginning farmer”;*

13 (B) *in subparagraph (A)(i), by inserting “,*
14 *including preparing to plant an agricultural*
15 *crop” after “improvements”;*

16 (C) *in subparagraph (D), by striking “the*
17 *farmer or rancher” and inserting “the covered*
18 *farmer or rancher”;* and

19 (D) *in subparagraph (E), by striking “sec-*
20 *tion 1001A(b)(3)(B)” and inserting “section*
21 *1001”;* and

22 (2) *in paragraph (2), by striking “requirement*
23 *of section 1231(h)(4)(B)” and inserting “option pur-*
24 *suant to section 1234(c)(2)(A)(ii)”.*

1 (c) *FINAL YEAR CONTRACT.*—Section 1235 of the Food
 2 Security Act of 1985 (16 U.S.C. 3835) is amended by add-
 3 ing at the end the following new subsections:

4 “(g) *FINAL YEAR OF CONTRACT.*—The Secretary shall
 5 not consider an owner or operator to be in violation of a
 6 term or condition of the conservation reserve contract if—

7 “(1) during the year prior to expiration of the
 8 contract, the land is enrolled in the conservation stew-
 9 ardship program; and

10 “(2) the activity required under the conservation
 11 stewardship program pursuant to such enrollment is
 12 consistent with this subchapter.

13 “(h) *LAND ENROLLED IN AGRICULTURAL CONSERVA-*
 14 *TION EASEMENT PROGRAM.*—The Secretary may terminate
 15 or modify a contract entered into under this subchapter if
 16 eligible land that is subject to such contract is transferred
 17 into the agricultural conservation easement program under
 18 subtitle H.”.

19 **SEC. 2007. CONVERSION OF LAND SUBJECT TO CONTRACT**
 20 **TO OTHER CONSERVING USES.**

21 Section 1235A of the Food Security Act of 1985 (16
 22 U.S.C. 3835a) is repealed.

23 **SEC. 2008. EFFECTIVE DATE.**

24 (a) *IN GENERAL.*—The amendments made by this sub-
 25 title shall take effect on October 1, 2013, except the amend-

1 *ment made by section 2001(d), which shall take effect on*
2 *the date of the enactment of this Act.*

3 *(b) EFFECT ON EXISTING CONTRACTS.—*

4 *(1) IN GENERAL.—Except as provided in para-*
5 *graph (2), the amendments made by this subtitle shall*
6 *not affect the validity or terms of any contract en-*
7 *tered into by the Secretary of Agriculture under sub-*
8 *chapter B of chapter 1 of subtitle D of title XII of the*
9 *Food Security Act of 1985 (16 U.S.C. 3831 et seq.)*
10 *before October 1, 2013, or any payments required to*
11 *be made in connection with the contract.*

12 *(2) UPDATING OF EXISTING CONTRACTS.—The*
13 *Secretary shall permit an owner or operator of land*
14 *subject to a contract entered into under subchapter B*
15 *of chapter 1 of subtitle D of title XII of the Food Se-*
16 *curity Act of 1985 (16 U.S.C. 3831 et seq.) before Oc-*
17 *tober 1, 2013, to update the contract to reflect the ac-*
18 *tivities and uses of land under contract permitted*
19 *under the terms and conditions of section 1233(b) of*
20 *that Act (as amended by section 2004), as determined*
21 *appropriate by the Secretary.*

1 “(A) *IN GENERAL.*—*The term ‘conservation*
2 *activities’ means conservation systems, practices,*
3 *or management measures.*

4 “(B) *INCLUSIONS.*—*The term ‘conservation*
5 *activities’ includes—*

6 “(i) *structural measures, vegetative*
7 *measures, and land management measures,*
8 *including agriculture drainage management*
9 *systems, as determined by the Secretary;*
10 *and*

11 “(ii) *planning needed to address a pri-*
12 *ority resource concern.*

13 “(3) *CONSERVATION STEWARDSHIP PLAN.*—*The*
14 *term ‘conservation stewardship plan’ means a plan*
15 *that—*

16 “(A) *identifies and inventories priority re-*
17 *source concerns;*

18 “(B) *establishes benchmark data and con-*
19 *servation objectives;*

20 “(C) *describes conservation activities to be*
21 *implemented, managed, or improved; and*

22 “(D) *includes a schedule and evaluation*
23 *plan for the planning, installation, and manage-*
24 *ment of the new and existing conservation activi-*
25 *ties.*

1 “(4) *ELIGIBLE LAND*.—

2 “(A) *IN GENERAL*.—*The term ‘eligible land’*
3 *means—*

4 “(i) *private or tribal land on which*
5 *agricultural commodities, livestock, or for-*
6 *est-related products are produced; and*

7 “(ii) *lands associated with the land de-*
8 *scribed in clause (i) on which priority re-*
9 *source concerns could be addressed through*
10 *a contract under the program.*

11 “(B) *INCLUSIONS*.—*The term ‘eligible land’*
12 *includes—*

13 “(i) *cropland;*

14 “(ii) *grassland;*

15 “(iii) *rangeland;*

16 “(iv) *pasture land;*

17 “(v) *nonindustrial private forest land;*

18 *and*

19 “(vi) *other agricultural areas (includ-*
20 *ing cropped woodland, marshes, and agri-*
21 *cultural land used or capable of being used*
22 *for the production of livestock), as deter-*
23 *mined by the Secretary.*

24 “(5) *PRIORITY RESOURCE CONCERN*.—*The term*
25 *‘priority resource concern’ means a natural resource*

1 concern or problem, as determined by the Secretary,
2 that—

3 “(A) is identified at the national, State, or
4 local level as a priority for a particular area of
5 a State;

6 “(B) represents a significant concern in a
7 State or region; and

8 “(C) is likely to be addressed successfully
9 through the implementation of conservation ac-
10 tivities under this program.

11 “(6) PROGRAM.—The term ‘program’ means the
12 conservation stewardship program established by this
13 subchapter.

14 “(7) STEWARDSHIP THRESHOLD.—The term
15 ‘stewardship threshold’ means the level of manage-
16 ment required, as determined by the Secretary, to
17 conserve and improve the quality and condition of a
18 natural resource.

19 **“SEC. 1238E. CONSERVATION STEWARDSHIP PROGRAM.**

20 “(a) ESTABLISHMENT AND PURPOSE.—During each of
21 fiscal years 2014 through 2018, the Secretary shall carry
22 out a conservation stewardship program to encourage pro-
23 ducers to address priority resource concerns in a com-
24 prehensive manner—

1 “(1) by undertaking additional conservation ac-
2 tivities; and

3 “(2) by improving, maintaining, and managing
4 existing conservation activities.

5 “(b) *EXCLUSIONS.*—

6 “(1) *LAND ENROLLED IN OTHER CONSERVATION*
7 *PROGRAMS.*—Subject to paragraph (2), the following
8 land (even if covered by the definition of eligible land)
9 is not eligible for enrollment in the program:

10 “(A) Land enrolled in the conservation re-
11 serve program, unless—

12 “(i) the conservation reserve contract
13 will expire at the end of the fiscal year in
14 which the land is to be enrolled in the pro-
15 gram; and

16 “(ii) conservation reserve program
17 payments for land enrolled in the program
18 cease before the first program payment is
19 made to the applicant under this sub-
20 chapter.

21 “(B) Land enrolled in a wetland easement
22 through the agricultural conservation easement
23 program.

24 “(C) Land enrolled in the conservation se-
25 curity program.

1 “(2) *CONVERSION TO CROPLAND.*—*Eligible land*
2 *used for crop production after October 1, 2013, that*
3 *had not been planted, considered to be planted, or de-*
4 *voted to crop production for at least 4 of the 6 years*
5 *preceding that date shall not be the basis for any pay-*
6 *ment under the program, unless the land does not*
7 *meet the requirement because—*

8 “(A) *the land had previously been enrolled*
9 *in the conservation reserve program;*

10 “(B) *the land has been maintained using*
11 *long-term crop rotation practices, as determined*
12 *by the Secretary; or*

13 “(C) *the land is incidental land needed for*
14 *efficient operation of the farm or ranch, as deter-*
15 *mined by the Secretary.*

16 **“SEC. 1238F. STEWARDSHIP CONTRACTS.**

17 “(a) *SUBMISSION OF CONTRACT OFFERS.*—*To be eligi-*
18 *ble to participate in the conservation stewardship program,*
19 *a producer shall submit to the Secretary a contract offer*
20 *for the agricultural operation that—*

21 “(1) *demonstrates to the satisfaction of the Sec-*
22 *retary that the producer, at the time of the contract*
23 *offer, meets or exceeds the stewardship threshold for at*
24 *least 2 priority resource concerns; and*

1 “(2) would, at a minimum, meet or exceed the
2 *stewardship threshold for at least 1 additional pri-*
3 *ority resource concern by the end of the stewardship*
4 *contract by—*

5 “(A) *installing and adopting additional*
6 *conservation activities; and*

7 “(B) *improving, maintaining, and man-*
8 *aging existing conservation activities across the*
9 *entire agricultural operation in a manner that*
10 *increases or extends the conservation benefits in*
11 *place at the time the contract offer is accepted by*
12 *the Secretary.*

13 “(b) *EVALUATION OF CONTRACT OFFERS.—*

14 “(1) *RANKING OF APPLICATIONS.—In evaluating*
15 *contract offers submitted under subsection (a), the*
16 *Secretary shall rank applications based on—*

17 “(A) *the level of conservation treatment on*
18 *all applicable priority resource concerns at the*
19 *time of application;*

20 “(B) *the degree to which the proposed con-*
21 *servation activities effectively increase conserva-*
22 *tion performance;*

23 “(C) *the number of applicable priority re-*
24 *source concerns proposed to be treated to meet or*

1 *exceed the stewardship threshold by the end of the*
2 *contract;*

3 “(D) *the extent to which other priority re-*
4 *source concerns will be addressed to meet or ex-*
5 *ceed the stewardship threshold by the end of the*
6 *contract period;*

7 “(E) *the extent to which the actual and an-*
8 *ticipated conservation benefits from the contract*
9 *are provided at the least cost relative to other*
10 *similarly beneficial contract offers; and*

11 “(F) *the extent to which priority resource*
12 *concerns will be addressed when transitioning*
13 *from the conservation reserve program to agri-*
14 *cultural production.*

15 “(2) *PROHIBITION.—The Secretary may not as-*
16 *sign a higher priority to any application because the*
17 *applicant is willing to accept a lower payment than*
18 *the applicant would otherwise be eligible to receive.*

19 “(3) *ADDITIONAL CRITERIA.—The Secretary may*
20 *develop and use such additional criteria that the Sec-*
21 *retary determines are necessary to ensure that na-*
22 *tional, State, and local priority resource concerns are*
23 *effectively addressed.*

24 “(c) *ENTERING INTO CONTRACTS.—After a determina-*
25 *tion that a producer is eligible for the program under sub-*

1 *section (a), and a determination that the contract offer*
2 *ranks sufficiently high under the evaluation criteria under*
3 *subsection (b), the Secretary shall enter into a conservation*
4 *stewardship contract with the producer to enroll the eligible*
5 *land to be covered by the contract.*

6 “(d) *CONTRACT PROVISIONS.*—

7 “(1) *TERM.*—*A conservation stewardship con-*
8 *tract shall be for a term of 5 years.*

9 “(2) *REQUIRED PROVISIONS.*—*The conservation*
10 *stewardship contract of a producer shall—*

11 “(A) *state the amount of the payment the*
12 *Secretary agrees to make to the producer for each*
13 *year of the conservation stewardship contract*
14 *under section 1238G(d);*

15 “(B) *require the producer—*

16 “(i) *to implement a conservation stew-*
17 *ardship plan that describes the program*
18 *purposes to be achieved through 1 or more*
19 *conservation activities;*

20 “(ii) *to maintain and supply informa-*
21 *tion as required by the Secretary to deter-*
22 *mine compliance with the conservation*
23 *stewardship plan and any other require-*
24 *ments of the program; and*

1 “(iii) not to conduct any activities on
2 the agricultural operation that would tend
3 to defeat the purposes of the program;

4 “(C) permit all economic uses of the eligible
5 land that—

6 “(i) maintain the agricultural nature
7 of the land; and

8 “(ii) are consistent with the conserva-
9 tion purposes of the conservation steward-
10 ship contract;

11 “(D) include a provision to ensure that a
12 producer shall not be considered in violation of
13 the contract for failure to comply with the con-
14 tract due to circumstances beyond the control of
15 the producer, including a disaster or related con-
16 dition, as determined by the Secretary;

17 “(E) include provisions requiring that upon
18 the violation of a term or condition of the con-
19 tract at any time the producer has control of the
20 land—

21 “(i) if the Secretary determines that
22 the violation warrants termination of the
23 contract—

1 “(I) the producer shall forfeit all
2 rights to receive payments under the
3 contract; and

4 “(II) the producer shall refund all
5 or a portion of the payments received
6 by the producer under the contract, in-
7 cluding any interest on the payments,
8 as determined by the Secretary; or

9 “(ii) if the Secretary determines that
10 the violation does not warrant termination
11 of the contract, the producer shall refund or
12 accept adjustments to the payments pro-
13 vided to the producer, as the Secretary de-
14 termines to be appropriate;

15 “(F) include provisions in accordance with
16 paragraphs (3) and (4) of this section; and

17 “(G) include any additional provisions the
18 Secretary determines are necessary to carry out
19 the program.

20 “(3) CHANGE OF INTEREST IN LAND SUBJECT TO
21 A CONTRACT.—

22 “(A) IN GENERAL.—At the time of applica-
23 tion, a producer shall have control of the eligible
24 land to be enrolled in the program. Except as
25 provided in subparagraph (B), a change in the

1 *interest of a producer in eligible land covered by*
2 *a contract under the program shall result in the*
3 *termination of the contract with regard to that*
4 *land.*

5 “(B) *TRANSFER OF DUTIES AND RIGHTS.*—
6 *Subparagraph (A) shall not apply if—*

7 “(i) *within a reasonable period of time*
8 *(as determined by the Secretary) after the*
9 *date of the change in the interest in eligible*
10 *land covered by a contract under the pro-*
11 *gram, the transferee of the land provides*
12 *written notice to the Secretary that all du-*
13 *ties and rights under the contract have been*
14 *transferred to, and assumed by, the trans-*
15 *feree for the portion of the land transferred;*

16 “(ii) *the transferee meets the eligibility*
17 *requirements of the program; and*

18 “(iii) *the Secretary approves the trans-*
19 *fer of all duties and rights under the con-*
20 *tract.*

21 “(4) *MODIFICATION AND TERMINATION OF CON-*
22 *TRACTS.*—

23 “(A) *VOLUNTARY MODIFICATION OR TERMI-*
24 *NATION.*—*The Secretary may modify or termi-*
25 *nate a contract with a producer if—*

1 “(i) the producer agrees to the modi-
2 fication or termination; and

3 “(ii) the Secretary determines that the
4 modification or termination is in the public
5 interest.

6 “(B) INVOLUNTARY TERMINATION.—The
7 Secretary may terminate a contract if the Sec-
8 retary determines that the producer violated the
9 contract.

10 “(5) REPAYMENT.—If a contract is terminated,
11 the Secretary may, consistent with the purposes of the
12 program—

13 “(A) allow the producer to retain payments
14 already received under the contract; or

15 “(B) require repayment, in whole or in
16 part, of payments received and assess liquidated
17 damages.

18 “(e) CONTRACT RENEWAL.—At the end of the initial
19 5-year contract period, the Secretary may allow the pro-
20 ducer to renew the contract for 1 additional 5-year period
21 if the producer—

22 “(1) demonstrates compliance with the terms of
23 the initial contract;

1 “(2) agrees to adopt and continue to integrate
2 conservation activities across the entire agricultural
3 operation, as determined by the Secretary; and

4 “(3) agrees, by the end of the contract period—

5 “(A) to meet the stewardship threshold of at
6 least two additional priority resource concerns
7 on the agricultural operation; or

8 “(B) to exceed the stewardship threshold of
9 two existing priority resource concerns that are
10 specified by the Secretary in the initial contract.

11 **“SEC. 1238G. DUTIES OF THE SECRETARY.**

12 “(a) *IN GENERAL.*—To achieve the conservation goals
13 of a contract under the conservation stewardship program,
14 the Secretary shall—

15 “(1) make the program available to eligible pro-
16 ducers on a continuous enrollment basis with 1 or
17 more ranking periods, one of which shall occur in the
18 first quarter of each fiscal year;

19 “(2) identify not less than 5 priority resource
20 concerns in a particular watershed or other appro-
21 priate region or area within a State; and

22 “(3) establish a science-based stewardship thresh-
23 old for each priority resource concern identified under
24 paragraph (2).

1 “(b) *ALLOCATION TO STATES.*—*The Secretary shall al-*
2 *locate acres to States for enrollment, based—*

3 “(1) *primarily on each State’s proportion of eli-*
4 *gible land to the total acreage of eligible land in all*
5 *States; and*

6 “(2) *also on consideration of—*

7 “(A) *the extent and magnitude of the con-*
8 *servation needs associated with agricultural pro-*
9 *duction in each State;*

10 “(B) *the degree to which implementation of*
11 *the program in the State is, or will be, effective*
12 *in helping producers address those needs; and*

13 “(C) *other considerations to achieve equi-*
14 *table geographic distribution of funds, as deter-*
15 *mined by the Secretary.*

16 “(c) *ACREAGE ENROLLMENT LIMITATION.*—*During*
17 *the period beginning on October 1, 2013, and ending on*
18 *September 30, 2021, the Secretary shall, to the maximum*
19 *extent practicable—*

20 “(1) *enroll in the program an additional*
21 *8,695,000 acres for each fiscal year; and*

22 “(2) *manage the program to achieve a national*
23 *average rate of \$18 per acre, which shall include the*
24 *costs of all financial assistance, technical assistance,*

1 *and any other expenses associated with enrollment or*
2 *participation in the program.*

3 *“(d) CONSERVATION STEWARDSHIP PAYMENTS.—*

4 *“(1) AVAILABILITY OF PAYMENTS.—The Sec-*
5 *retary shall provide annual payments under the pro-*
6 *gram to compensate the producer for—*

7 *“(A) installing and adopting additional*
8 *conservation activities; and*

9 *“(B) improving, maintaining, and man-*
10 *aging conservation activities in place at the ag-*
11 *ricultural operation of the producer at the time*
12 *the contract offer is accepted by the Secretary.*

13 *“(2) PAYMENT AMOUNT.—The amount of the*
14 *conservation stewardship annual payment shall be de-*
15 *termined by the Secretary and based, to the max-*
16 *imum extent practicable, on the following factors:*

17 *“(A) Costs incurred by the producer associ-*
18 *ated with planning, design, materials, installa-*
19 *tion, labor, management, maintenance, or train-*
20 *ing.*

21 *“(B) Income forgone by the producer.*

22 *“(C) Expected conservation benefits.*

23 *“(D) The extent to which priority resource*
24 *concerns will be addressed through the installa-*

1 *tion and adoption of conservation activities on*
2 *the agricultural operation.*

3 *“(E) The level of stewardship in place at*
4 *the time of application and maintained over the*
5 *term of the contract.*

6 *“(F) The degree to which the conservation*
7 *activities will be integrated across the entire ag-*
8 *ricultural operation for all applicable priority*
9 *resource concerns over the term of the contract.*

10 *“(G) Such other factors as determined ap-*
11 *propriate by the Secretary.*

12 *“(3) EXCLUSIONS.—A payment to a producer*
13 *under this subsection shall not be provided for—*

14 *“(A) the design, construction, or mainte-*
15 *nance of animal waste storage or treatment fa-*
16 *cilities or associated waste transport or transfer*
17 *devices for animal feeding operations; or*

18 *“(B) conservation activities for which there*
19 *is no cost incurred or income forgone to the pro-*
20 *ducer.*

21 *“(4) DELIVERY OF PAYMENTS.—In making pay-*
22 *ments under this subsection, the Secretary shall, to*
23 *the extent practicable—*

24 *“(A) prorate conservation performance over*
25 *the term of the contract so as to accommodate,*

1 *to the extent practicable, producers earning equal*
2 *annual payments in each fiscal year; and*

3 “(B) *make payments as soon as practicable*
4 *after October 1 of each fiscal year for activities*
5 *carried out in the previous fiscal year.*

6 “(e) *SUPPLEMENTAL PAYMENTS FOR RESOURCE-CON-*
7 *SERVING CROP ROTATIONS.—*

8 “(1) *AVAILABILITY OF PAYMENTS.—The Sec-*
9 *retary shall provide additional payments to producers*
10 *that, in participating in the program, agree to adopt*
11 *or improve resource-conserving crop rotations to*
12 *achieve beneficial crop rotations as appropriate for*
13 *the eligible land of the producers.*

14 “(2) *BENEFICIAL CROP ROTATIONS.—The Sec-*
15 *retary shall determine whether a resource-conserving*
16 *crop rotation is a beneficial crop rotation eligible for*
17 *additional payments under paragraph (1) based on*
18 *whether the resource-conserving crop rotation is de-*
19 *signed to provide natural resource conservation and*
20 *production benefits.*

21 “(3) *ELIGIBILITY.—To be eligible to receive a*
22 *payment described in paragraph (1), a producer shall*
23 *agree to adopt and maintain beneficial resource-con-*
24 *serving crop rotations for the term of the contract.*

1 “(4) *RESOURCE-CONSERVING CROP ROTATION.*—

2 *In this subsection, the term ‘resource-conserving crop*
3 *rotation’ means a crop rotation that—*

4 “(A) *includes at least 1 resource-conserving*
5 *crop (as defined by the Secretary);*

6 “(B) *reduces erosion;*

7 “(C) *improves soil fertility and tilth;*

8 “(D) *interrupts pest cycles; and*

9 “(E) *in applicable areas, reduces depletion*
10 *of soil moisture or otherwise reduces the need for*
11 *irrigation.*

12 “(f) *PAYMENT LIMITATIONS.*—*A person or legal entity*
13 *may not receive, directly or indirectly, payments under the*
14 *program that, in the aggregate, exceed \$200,000 under all*
15 *contracts entered into during fiscal years 2014 through*
16 *2018, excluding funding arrangements with Indian tribes,*
17 *regardless of the number of contracts entered into under the*
18 *program by the person or legal entity.*

19 “(g) *SPECIALTY CROP AND ORGANIC PRODUCERS.*—
20 *The Secretary shall ensure that outreach and technical as-*
21 *sistance are available, and program specifications are ap-*
22 *propriate to enable specialty crop and organic producers*
23 *to participate in the program.*

24 “(h) *COORDINATION WITH ORGANIC CERTIFI-*
25 *CATION.*—*The Secretary shall establish a transparent*

1 *means by which producers may initiate organic certifi-*
2 *cation under the Organic Foods Production Act of 1990 (7*
3 *U.S.C. 6501 et seq.) while participating in a contract under*
4 *the program.*

5 “(i) *REGULATIONS.—The Secretary shall promulgate*
6 *regulations that—*

7 “(1) *prescribe such other rules as the Secretary*
8 *determines to be necessary to ensure a fair and rea-*
9 *sonable application of the limitations established*
10 *under subsection (f); and*

11 “(2) *otherwise enable the Secretary to carry out*
12 *the program.”.*

13 (b) *EFFECTIVE DATE.—The amendment made by this*
14 *section shall take effect on October 1, 2013.*

15 (c) *EFFECT ON EXISTING CONTRACTS.—*

16 (1) *IN GENERAL.—The amendment made by this*
17 *section shall not affect the validity or terms of any*
18 *contract entered into by the Secretary of Agriculture*
19 *under subchapter B of chapter 2 of subtitle D of title*
20 *XII of the Food Security Act of 1985 (16 U.S.C.*
21 *3838d et seq.) before October 1, 2013, or any pay-*
22 *ments required to be made in connection with the*
23 *contract.*

24 (2) *CONSERVATION STEWARDSHIP PROGRAM.—*
25 *Funds made available under section 1241(a)(4) of the*

1 *Food Security Act of 1985 (16 U.S.C. 3841(a)(4)) (as*
2 *amended by section 2601(a) of this title) may be used*
3 *to administer and make payments to program par-*
4 *ticipants that enrolled into contracts during any of*
5 *fiscal years 2009 through 2013.*

6 ***Subtitle C—Environmental Quality***
7 ***Incentives Program***

8 ***SEC. 2201. PURPOSES.***

9 *Section 1240 of the Food Security Act of 1985 (16*
10 *U.S.C. 3839aa) is amended—*

11 *(1) in paragraph (3)—*

12 *(A) in subparagraph (A), by striking “and”*
13 *at the end;*

14 *(B) by redesignating subparagraph (B) as*
15 *subparagraph (C) and, in such subparagraph, by*
16 *inserting “and” after the semicolon; and*

17 *(C) by inserting after subparagraph (A) the*
18 *following new subparagraph:*

19 *“(B) developing and improving wildlife*
20 *habitat; and”;*

21 *(2) in paragraph (4), by striking “; and” and*
22 *inserting a period; and*

23 *(3) by striking paragraph (5).*

1 **SEC. 2202. ESTABLISHMENT AND ADMINISTRATION.**

2 *Section 1240B of the Food Security Act of 1985 (16*
3 *U.S.C. 3839aa-2) is amended—*

4 *(1) in subsection (a), by striking “2014” and in-*
5 *serting “2018”;*

6 *(2) in subsection (b), by striking paragraph (2)*
7 *and inserting the following new paragraph:*

8 *“(2) TERM.—A contract under the program shall*
9 *have a term that does not exceed 10 years.”;*

10 *(3) in subsection (d)(4)—*

11 *(A) in subparagraph (A), in the matter pre-*
12 *ceding clause (i), by inserting “, veteran farmer*
13 *or rancher (as defined in section 2501(e) of the*
14 *Food, Agriculture, Conservation, and Trade Act*
15 *of 1990 (7 U.S.C. 2279(e)),” before “or a begin-*
16 *ning farmer or rancher”; and*

17 *(B) by striking subparagraph (B) and in-*
18 *serting the following new subparagraph:*

19 *“(B) ADVANCE PAYMENTS.—*

20 *“(i) IN GENERAL.—Not more than 50*
21 *percent of the amount determined under*
22 *subparagraph (A) may be provided in ad-*
23 *vance for the purpose of purchasing mate-*
24 *rials or contracting.*

25 *“(ii) RETURN OF FUNDS.—If funds*
26 *provided in advance are not expended dur-*

1 *ing the 90-day period beginning on the date*
2 *of receipt of the funds, the funds shall be re-*
3 *turned within a reasonable time frame, as*
4 *determined by the Secretary.”;*

5 *(4) by striking subsection (f) and inserting the*
6 *following new subsection:*

7 *“(f) ALLOCATION OF FUNDING.—*

8 *“(1) LIVESTOCK.—For each of fiscal years 2014*
9 *through 2018, at least 60 percent of the funds made*
10 *available for payments under the program shall be*
11 *targeted at practices relating to livestock production.*

12 *“(2) WILDLIFE HABITAT.—For each of fiscal*
13 *years 2014 through 2018, 7.5 percent of the funds*
14 *made available for payments under the program shall*
15 *be targeted at practices benefitting wildlife habitat.”;*

16 *(5) in subsection (g)—*

17 *(A) in the subsection heading, by striking*
18 *“FEDERALLY RECOGNIZED NATIVE AMERICAN*
19 *INDIAN TRIBES AND ALASKA NATIVE CORPORA-*
20 *TIONS” and inserting “INDIAN TRIBES”;*

21 *(B) by striking “federally recognized Native*
22 *American Indian Tribes and Alaska Native Cor-*
23 *porations (including their affiliated membership*
24 *organizations)” and inserting “Indian tribes”;*
25 *and*

1 (C) by striking “or Native Corporation”;

2 and

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

4 “(j) *WILDLIFE HABITAT INCENTIVE PRACTICE.*—The
5 Secretary shall provide payments to producers under the
6 program for practices, including recurring practices for the
7 term of the contract, that support the restoration, develop-
8 ment, protection, and improvement of wildlife habitat on
9 eligible land, including—

10 “(1) upland wildlife habitat;

11 “(2) wetland wildlife habitat;

12 “(3) habitat for threatened and endangered spe-
13 cies;

14 “(4) fish habitat;

15 “(5) habitat on pivot corners and other irregular
16 areas of a field; and

17 “(6) other types of wildlife habitat, as deter-
18 mined appropriate by the Secretary.

19 “(k) *FUNDING FOR COMMUNITY IRRIGATION ASSOCIA-*
20 *TIONS.*—

21 “(1) *IN GENERAL.*—The Secretary may enter
22 into an alternative funding arrangement with an eli-
23 gible irrigation association if the Secretary deter-
24 mines that—

1 “(A) the purposes of the program will be
2 met by such an arrangement; and

3 “(B) statutory limitations regarding con-
4 tracts with individual producers will not be ex-
5 ceeded by any member of the irrigation associa-
6 tion.

7 “(2) *ELIGIBLE IRRIGATION ASSOCIATIONS.*—In
8 this subsection, the term ‘eligible irrigation associa-
9 tion’ means an irrigation association that is—

10 “(A) comprised of producers; and

11 “(B) a local government entity, but does not
12 have the authority to impose taxes or levies.”.

13 **SEC. 2203. EVALUATION OF APPLICATIONS.**

14 Section 1240C(b) of the Food Security Act of 1985 (16
15 U.S.C. 3839aa–3(b)) is amended—

16 (1) in paragraph (1), by striking “environ-
17 mental” and inserting “conservation”; and

18 (2) in paragraph (3), by striking “purpose of the
19 environmental quality incentives program specified in
20 section 1240(1)” and inserting “purposes of the pro-
21 gram”.

22 **SEC. 2204. DUTIES OF PRODUCERS.**

23 Section 1240D(2) of the Food Security Act of 1985 (16
24 U.S.C. 3839aa–4(2)) is amended by striking “farm, ranch,
25 or forest” and inserting “enrolled”.

1 **SEC. 2205. LIMITATION ON PAYMENTS.**

2 *Section 1240G of the Food Security Act of 1985 (16*
3 *U.S.C. 3839aa–7) is amended to read as follows:*

4 **“SEC. 1240G. LIMITATION ON PAYMENTS.**

5 *“A person or legal entity may not receive, directly or*
6 *indirectly, cost-share or incentive payments under this*
7 *chapter that, in aggregate, exceed \$450,000 for all contracts*
8 *entered into under this chapter by the person or legal entity*
9 *during the period of fiscal years 2014 through 2018, regard-*
10 *less of the number of contracts entered into under this chap-*
11 *ter by the person or legal entity.”.*

12 **SEC. 2206. CONSERVATION INNOVATION GRANTS AND PAY-**
13 **MENTS.**

14 *Section 1240H of the Food Security Act of 1985 (16*
15 *U.S.C. 3839aa–8) is amended—*

16 *(1) in subsection (a)(2)—*

17 *(A) in subparagraph (C), by striking “;*
18 *and” and inserting a semicolon;*

19 *(B) in subparagraph (D), by striking the*
20 *period and inserting a semicolon; and*

21 *(C) by adding at the end the following new*
22 *subparagraphs:*

23 *“(E) facilitate on-farm conservation re-*
24 *search and demonstration activities; and*

1 “(F) facilitate pilot testing of new tech-
2 nologies or innovative conservation practices.”;
3 and

4 (2) by striking subsection (b) and inserting the
5 following new subsection:

6 “(b) *REPORTING*.—Not later than December 31, 2014,
7 and every two years thereafter, the Secretary shall submit
8 to the Committee on Agriculture, Nutrition, and Forestry
9 of the Senate and the Committee on Agriculture of the
10 House of Representatives a report on the status of projects
11 funded under this section, including—

12 “(1) funding awarded;

13 “(2) project results; and

14 “(3) incorporation of project findings, such as
15 new technology and innovative approaches, into the
16 conservation efforts implemented by the Secretary.”.

17 **SEC. 2207. EFFECTIVE DATE.**

18 (a) *IN GENERAL*.—The amendments made by this sub-
19 title shall take effect on October 1, 2013.

20 (b) *EFFECT ON EXISTING CONTRACTS*.—The amend-
21 ments made by this subtitle shall not affect the validity or
22 terms of any contract entered into by the Secretary of Agri-
23 culture under chapter 4 of subtitle D of title XII of the Food
24 Security Act of 1985 (16 U.S.C. 3839aa et seq.) before Octo-

1 ber 1, 2013, or any payments required to be made in con-
2 nection with the contract.

3 **Subtitle D—Agricultural**
4 **Conservation Easement Program**

5 **SEC. 2301. AGRICULTURAL CONSERVATION EASEMENT PRO-**
6 **GRAM.**

7 (a) *ESTABLISHMENT.*—Title XII of the Food Security
8 Act of 1985 is amended by adding at the end the following
9 new subtitle:

10 **“Subtitle H—Agricultural**
11 **Conservation Easement Program**

12 **“SEC. 1265. ESTABLISHMENT AND PURPOSES.**

13 “(a) *ESTABLISHMENT.*—The Secretary shall establish
14 an agricultural conservation easement program for the con-
15 servation of eligible land and natural resources through
16 easements or other interests in land.

17 “(b) *PURPOSES.*—The purposes of the program are
18 to—

19 “(1) combine the purposes and coordinate the
20 functions of the wetlands reserve program established
21 under section 1237, the grassland reserve program es-
22 tablished under section 1238N, and the farmland pro-
23 tection program established under section 1238I, as
24 such sections were in effect on September 30, 2013;

1 “(2) restore, protect, and enhance wetlands on el-
2 igible land;

3 “(3) protect the agricultural use and related con-
4 servation values of eligible land by limiting non-
5 agricultural uses of that land; and

6 “(4) protect grazing uses and related conserva-
7 tion values by restoring and conserving eligible land.

8 **“SEC. 1265A. DEFINITIONS.**

9 *“In this subtitle:*

10 “(1) *AGRICULTURAL LAND EASEMENT.*—*The*
11 *term ‘agricultural land easement’ means an easement*
12 *or other interest in eligible land that—*

13 “(A) *is conveyed for the purpose of pro-*
14 *tecting natural resources and the agricultural*
15 *nature of the land; and*

16 “(B) *permits the landowner the right to*
17 *continue agricultural production and related*
18 *uses subject to an agricultural land easement*
19 *plan, as approved by the Secretary.*

20 “(2) *ELIGIBLE ENTITY.*—*The term ‘eligible enti-*
21 *ty’ means—*

22 “(A) *an agency of State or local government*
23 *or an Indian tribe (including a farmland protec-*
24 *tion board or land resource council established*
25 *under State law); or*

1 “(B) an organization that is—

2 “(i) organized for, and at all times
3 since the formation of the organization has
4 been operated principally for, 1 or more of
5 the conservation purposes specified in clause
6 (i), (ii), (iii), or (iv) of section 170(h)(4)(A)
7 of the Internal Revenue Code of 1986;

8 “(ii) an organization described in sec-
9 tion 501(c)(3) of that Code that is exempt
10 from taxation under section 501(a) of that
11 Code; or

12 “(iii) described in—

13 “(I) paragraph (1) or (2) of sec-
14 tion 509(a) of that Code; or

15 “(II) section 509(a)(3) of that
16 Code and is controlled by an organiza-
17 tion described in section 509(a)(2) of
18 that Code.

19 “(3) *ELIGIBLE LAND*.—The term ‘eligible land’
20 means private or tribal land that is—

21 “(A) in the case of an agricultural land
22 easement, agricultural land, including land on a
23 farm or ranch—

1 “(i) that is subject to a pending offer
2 for purchase of an agricultural land ease-
3 ment from an eligible entity;

4 “(ii) that—

5 “(I) has prime, unique, or other
6 productive soil;

7 “(II) contains historical or ar-
8 chaeological resources; or

9 “(III) the protection of which will
10 further a State or local policy con-
11 sistent with the purposes of the pro-
12 gram; and

13 “(iii) that is—

14 “(I) cropland;

15 “(II) rangeland;

16 “(III) grassland or land that con-
17 tains forbs, or shrubland for which
18 grazing is the predominate use;

19 “(IV) pastureland; or

20 “(V) nonindustrial private forest
21 land that contributes to the economic
22 viability of an offered parcel or serves
23 as a buffer to protect such land from
24 development;

1 “(B) in the case of a wetland easement, a
2 wetland or related area, including—

3 “(i) farmed or converted wetlands, to-
4 gether with adjacent land that is function-
5 ally dependent on that land, if the Sec-
6 retary determines it—

7 “(I) is likely to be successfully re-
8 stored in a cost-effective manner; and

9 “(II) will maximize the wildlife
10 benefits and wetland functions and
11 values, as determined by the Secretary
12 in consultation with the Secretary of
13 the Interior at the local level;

14 “(ii) cropland or grassland that was
15 used for agricultural production prior to
16 flooding from the natural overflow of—

17 “(I) a closed basin lake and adja-
18 cent land that is functionally depend-
19 ent upon it, if the State or other entity
20 is willing to provide 50 percent share
21 of the cost of an easement; and

22 “(II) a pothole and adjacent land
23 that is functionally dependent on it;

24 “(iii) farmed wetlands and adjoining
25 lands that—

1 “(I) are enrolled in the conserva-
2 tion reserve program;

3 “(II) have the highest wetland
4 functions and values, as determined by
5 the Secretary; and

6 “(III) are likely to return to pro-
7 duction after they leave the conserva-
8 tion reserve program;

9 “(iv) riparian areas that link wetlands
10 that are protected by easements or some
11 other device that achieves the same purpose
12 as an easement; or

13 “(v) other wetlands of an owner that
14 would not otherwise be eligible, if the Sec-
15 retary determines that the inclusion of such
16 wetlands in a wetland easement would sig-
17 nificantly add to the functional value of the
18 easement; or

19 “(C) in the case of either an agricultural
20 land easement or wetland easement, other land
21 that is incidental to land described in subpara-
22 graph (A) or (B), if the Secretary determines
23 that it is necessary for the efficient administra-
24 tion of the easements under this program.

1 “(4) *PROGRAM.*—*The term ‘program’ means the*
2 *agricultural conservation easement program estab-*
3 *lished by this subtitle.*

4 “(5) *WETLAND EASEMENT.*—*The term ‘wetland*
5 *easement’ means a reserved interest in eligible land*
6 *that—*

7 “(A) *is defined and delineated in a deed;*
8 *and*

9 “(B) *stipulates—*

10 “(i) *the rights, title, and interests in*
11 *land conveyed to the Secretary; and*

12 “(ii) *the rights, title, and interests in*
13 *land that are reserved to the landowner.*

14 **“SEC. 1265B. AGRICULTURAL LAND EASEMENTS.**

15 “(a) *AVAILABILITY OF ASSISTANCE.*—*The Secretary*
16 *shall facilitate and provide funding for—*

17 “(1) *the purchase by eligible entities of agricul-*
18 *tural land easements and other interests in eligible*
19 *land; and*

20 “(2) *technical assistance to provide for the con-*
21 *servation of natural resources pursuant to an agricul-*
22 *tural land easement plan.*

23 “(b) *COST-SHARE ASSISTANCE.*—

24 “(1) *IN GENERAL.*—*The Secretary shall protect*
25 *the agricultural use, including grazing, and related*

1 *conservation values of eligible land through cost-share*
2 *assistance to eligible entities for purchasing agricul-*
3 *tural land easements.*

4 “(2) *SCOPE OF ASSISTANCE AVAILABLE.*—

5 “(A) *FEDERAL SHARE.*—*An agreement de-*
6 *scribed in paragraph (4) shall provide for a Fed-*
7 *eral share determined by the Secretary of an*
8 *amount not to exceed 50 percent of the fair mar-*
9 *ket value of the agricultural land easement or*
10 *other interest in land, as determined by the Sec-*
11 *retary using—*

12 “(i) *the Uniform Standards of Profes-*
13 *sional Appraisal Practice;*

14 “(ii) *an area-wide market analysis or*
15 *survey; or*

16 “(iii) *another industry-approved meth-*
17 *od.*

18 “(B) *NON-FEDERAL SHARE.*—

19 “(i) *IN GENERAL.*—*Under the agree-*
20 *ment, the eligible entity shall provide a*
21 *share that is at least equivalent to that pro-*
22 *vided by the Secretary.*

23 “(ii) *SOURCE OF CONTRIBUTION.*—*An*
24 *eligible entity may include as part of its*
25 *share a charitable donation or qualified*

1 *conservation contribution (as defined by*
2 *section 170(h) of the Internal Revenue Code*
3 *of 1986) from the private landowner if the*
4 *eligible entity contributes its own cash re-*
5 *sources in an amount that is at least 50*
6 *percent of the amount contributed by the*
7 *Secretary.*

8 “(C) *EXCEPTION.*—*In the case of grassland*
9 *of special environmental significance, as deter-*
10 *mined by the Secretary, the Secretary may pro-*
11 *vide an amount not to exceed 75 percent of the*
12 *fair market value of the agricultural land ease-*
13 *ment.*

14 “(3) *EVALUATION AND RANKING OF APPLICA-*
15 *TIONS.*—

16 “(A) *CRITERIA.*—*The Secretary shall estab-*
17 *lish evaluation and ranking criteria to maximize*
18 *the benefit of Federal investment under the pro-*
19 *gram.*

20 “(B) *CONSIDERATIONS.*—*In establishing the*
21 *criteria, the Secretary shall emphasize support*
22 *for—*

23 “(i) *protecting agricultural uses and*
24 *related conservation values of the land; and*

1 “(ii) maximizing the protection of
2 areas devoted to agricultural use.

3 “(C) *BIDDING DOWN.*—If the Secretary de-
4 termines that 2 or more applications for cost-
5 share assistance are comparable in achieving the
6 purpose of the program, the Secretary shall not
7 assign a higher priority to any of those applica-
8 tions solely on the basis of lesser cost to the pro-
9 gram.

10 “(4) *AGREEMENTS WITH ELIGIBLE ENTITIES.*—

11 “(A) *IN GENERAL.*—The Secretary shall
12 enter into agreements with eligible entities to
13 stipulate the terms and conditions under which
14 the eligible entity is permitted to use cost-share
15 assistance provided under this section.

16 “(B) *LENGTH OF AGREEMENTS.*—An agree-
17 ment shall be for a term that is—

18 “(i) in the case of an eligible entity
19 certified under the process described in
20 paragraph (5), a minimum of five years;
21 and

22 “(ii) for all other eligible entities, at
23 least three, but not more than five years.

24 “(C) *MINIMUM TERMS AND CONDITIONS.*—
25 An eligible entity shall be authorized to use its

1 *own terms and conditions for agricultural land*
2 *easements so long as the Secretary determines*
3 *such terms and conditions—*

4 “(i) *are consistent with the purposes of*
5 *the program;*

6 “(ii) *permit effective enforcement of the*
7 *conservation purposes of such easements;*

8 “(iii) *include a right of enforcement*
9 *for the Secretary, that may be used only if*
10 *the terms of the easement are not enforced*
11 *by the holder of the easement;*

12 “(iv) *subject the land in which an in-*
13 *terest is purchased to an agricultural land*
14 *easement plan that—*

15 “(I) *describes the activities which*
16 *promote the long-term viability of the*
17 *land to meet the purposes for which the*
18 *easement was acquired;*

19 “(II) *requires the management of*
20 *grasslands according to a grasslands*
21 *management plan; and*

22 “(III) *includes a conservation*
23 *plan, where appropriate, and requires,*
24 *at the option of the Secretary, the con-*

1 *version of highly erodible cropland to*
2 *less intensive uses; and*

3 *“(v) include a limit on the impervious*
4 *surfaces to be allowed that is consistent with*
5 *the agricultural activities to be conducted.*

6 *“(D) SUBSTITUTION OF QUALIFIED*
7 *PROJECTS.—An agreement shall allow, upon mu-*
8 *tual agreement of the parties, substitution of*
9 *qualified projects that are identified at the time*
10 *of the proposed substitution.*

11 *“(E) EFFECT OF VIOLATION.—If a violation*
12 *occurs of a term or condition of an agreement*
13 *under this subsection—*

14 *“(i) the Secretary may terminate the*
15 *agreement; and*

16 *“(ii) the Secretary may require the eli-*
17 *gible entity to refund all or part of any*
18 *payments received by the entity under the*
19 *program, with interest on the payments as*
20 *determined appropriate by the Secretary.*

21 *“(5) CERTIFICATION OF ELIGIBLE ENTITIES.—*

22 *“(A) CERTIFICATION PROCESS.—The Sec-*
23 *retary shall establish a process under which the*
24 *Secretary may—*

1 “(i) directly certify eligible entities
2 that meet established criteria;

3 “(ii) enter into long-term agreements
4 with certified eligible entities; and

5 “(iii) accept proposals for cost-share
6 assistance for the purchase of agricultural
7 land easements throughout the duration of
8 such agreements.

9 “(B) CERTIFICATION CRITERIA.—In order
10 to be certified, an eligible entity shall dem-
11 onstrate to the Secretary that the entity will
12 maintain, at a minimum, for the duration of the
13 agreement—

14 “(i) a plan for administering ease-
15 ments that is consistent with the purpose of
16 this subtitle;

17 “(ii) the capacity and resources to
18 monitor and enforce agricultural land ease-
19 ments; and

20 “(iii) policies and procedures to en-
21 sure—

22 “(I) the long-term integrity of ag-
23 ricultural land easements on eligible
24 land;

1 “(II) *timely completion of acqui-*
2 *sitions of such easements; and*

3 “(III) *timely and complete eval-*
4 *uation and reporting to the Secretary*
5 *on the use of funds provided under the*
6 *program.*

7 “(C) *REVIEW AND REVISION.—*

8 “(i) *REVIEW.—The Secretary shall*
9 *conduct a review of eligible entities certified*
10 *under subparagraph (A) every three years*
11 *to ensure that such entities are meeting the*
12 *criteria established under subparagraph*
13 *(B).*

14 “(ii) *REVOCATION.—If the Secretary*
15 *finds that the certified eligible entity no*
16 *longer meets the criteria established under*
17 *subparagraph (B), the Secretary may—*

18 “(I) *allow the certified eligible en-*
19 *tity a specified period of time, at a*
20 *minimum 180 days, in which to take*
21 *such actions as may be necessary to*
22 *meet the criteria; and*

23 “(II) *revoke the certification of the*
24 *eligible entity, if, after the specified pe-*

1 *riod of time, the certified eligible entity*
2 *does not meet such criteria.*

3 “(c) *METHOD OF ENROLLMENT.—The Secretary shall*
4 *enroll eligible land under this section through the use of—*

5 “(1) *permanent easements; or*

6 “(2) *easements for the maximum duration al-*
7 *lowed under applicable State laws.*

8 “(d) *TECHNICAL ASSISTANCE.—The Secretary may*
9 *provide technical assistance, if requested, to assist in—*

10 “(1) *compliance with the terms and conditions of*
11 *easements; and*

12 “(2) *implementation of an agricultural land*
13 *easement plan.*

14 **“SEC. 1265C. WETLAND EASEMENTS.**

15 “(a) *AVAILABILITY OF ASSISTANCE.—The Secretary*
16 *shall provide assistance to owners of eligible land to restore,*
17 *protect, and enhance wetlands through—*

18 “(1) *wetland easements and related wetland ease-*
19 *ment plans; and*

20 “(2) *technical assistance.*

21 “(b) *EASEMENTS.—*

22 “(1) *METHOD OF ENROLLMENT.—The Secretary*
23 *shall enroll eligible land under this section through*
24 *the use of—*

25 “(A) *30-year easements;*

1 “(B) permanent easements;

2 “(C) easements for the maximum duration
3 allowed under applicable State laws; or

4 “(D) as an option for Indian tribes only,
5 30-year contracts (which shall be considered to be
6 30-year easements for the purposes of this sub-
7 title).

8 “(2) LIMITATIONS.—

9 “(A) INELIGIBLE LAND.—The Secretary
10 may not acquire easements on—

11 “(i) land established to trees under the
12 conservation reserve program, except in
13 cases where the Secretary determines it
14 would further the purposes of the program;
15 and

16 “(ii) farmed wetlands or converted wet-
17 lands where the conversion was not com-
18 menced prior to December 23, 1985.

19 “(B) CHANGES IN OWNERSHIP.—No wet-
20 land easement shall be created on land that has
21 changed ownership during the preceding 24-
22 month period unless—

23 “(i) the new ownership was acquired
24 by will or succession as a result of the death
25 of the previous owner;

1 “(ii)(I) *the ownership change occurred*
2 *because of foreclosure on the land; and*

3 “(II) *immediately before the fore-*
4 *closure, the owner of the land exercises a*
5 *right of redemption from the mortgage hold-*
6 *er in accordance with State law; or*

7 “(iii) *the Secretary determines that the*
8 *land was acquired under circumstances that*
9 *give adequate assurances that such land was*
10 *not acquired for the purposes of placing it*
11 *in the program.*

12 “(3) *EVALUATION AND RANKING OF OFFERS.—*

13 “(A) *CRITERIA.—The Secretary shall estab-*
14 *lish evaluation and ranking criteria to maximize*
15 *the benefit of Federal investment under the pro-*
16 *gram.*

17 “(B) *CONSIDERATIONS.—When evaluating*
18 *offers from landowners, the Secretary may con-*
19 *sider—*

20 “(i) *the conservation benefits of obtain-*
21 *ing a wetland easement, including the po-*
22 *tential environmental benefits if the land*
23 *was removed from agricultural production;*

1 “(ii) the cost-effectiveness of each wet-
2 land easement, so as to maximize the envi-
3 ronmental benefits per dollar expended;

4 “(iii) whether the landowner or an-
5 other person is offering to contribute finan-
6 cially to the cost of the wetland easement to
7 leverage Federal funds; and

8 “(iv) such other factors as the Sec-
9 retary determines are necessary to carry out
10 the purposes of the program.

11 “(C) *PRIORITY.*—The Secretary shall place
12 priority on acquiring wetland easements based
13 on the value of the wetland easement for pro-
14 tecting and enhancing habitat for migratory
15 birds and other wildlife.

16 “(4) *AGREEMENT.*—To be eligible to place eligi-
17 ble land into the program through a wetland ease-
18 ment, the owner of such land shall enter into an
19 agreement with the Secretary to—

20 “(A) grant an easement on such land to the
21 Secretary;

22 “(B) authorize the implementation of a wet-
23 land easement plan developed for the eligible
24 land under subsection (f);

1 “(C) create and record an appropriate deed
2 restriction in accordance with applicable State
3 law to reflect the easement agreed to;

4 “(D) provide a written statement of consent
5 to such easement signed by those holding a secu-
6 rity interest in the land;

7 “(E) comply with the terms and conditions
8 of the easement and any related agreements; and

9 “(F) permanently retire any existing base
10 history for the land on which the easement has
11 been obtained.

12 “(5) TERMS AND CONDITIONS OF EASEMENT.—

13 “(A) IN GENERAL.—A wetland easement
14 shall include terms and conditions that—

15 “(i) permit—

16 “(I) repairs, improvements, and
17 inspections on the land that are nec-
18 essary to maintain existing public
19 drainage systems; and

20 “(II) owners to control public ac-
21 cess on the easement areas while iden-
22 tifying access routes to be used for res-
23 toration activities and management
24 and easement monitoring;

25 “(ii) prohibit—

1 “(I) the alteration of wildlife
2 habitat and other natural features of
3 such land, unless specifically author-
4 ized by the Secretary;

5 “(II) the spraying of such land
6 with chemicals or the mowing of such
7 land, except where such spraying or
8 mowing is authorized by the Secretary
9 or is necessary—

10 “(aa) to comply with Federal
11 or State noxious weed control
12 laws;

13 “(bb) to comply with a Fed-
14 eral or State emergency pest treat-
15 ment program; or

16 “(cc) to meet habitat needs of
17 specific wildlife species;

18 “(III) any activities to be carried
19 out on the owner’s or successor’s land
20 that is immediately adjacent to, and
21 functionally related to, the land that is
22 subject to the easement if such activi-
23 ties will alter, degrade, or otherwise di-
24 minish the functional value of the eli-
25 gible land; and

1 “(IV) the adoption of any other
2 practice that would tend to defeat the
3 purposes of the program, as determined
4 by the Secretary;

5 “(iii) provide for the efficient and ef-
6 fective establishment of wildlife functions
7 and values; and

8 “(iv) include such additional provi-
9 sions as the Secretary determines are desir-
10 able to carry out the program or facilitate
11 the practical administration thereof.

12 “(B) VIOLATION.—On the violation of the
13 terms or conditions of a wetland easement, the
14 wetland easement shall remain in force and the
15 Secretary may require the owner to refund all or
16 part of any payments received by the owner
17 under the program, together with interest thereon
18 as determined appropriate by the Secretary.

19 “(C) COMPATIBLE USES.—Land subject to a
20 wetland easement may be used for compatible
21 economic uses, including such activities as hunt-
22 ing and fishing, managed timber harvest, or
23 periodic haying or grazing, if such use is specifi-
24 cally permitted by the wetland easement plan de-
25 veloped for the land under subsection (f) and is

1 *consistent with the long-term protection and en-*
2 *hancement of the wetland resources for which the*
3 *easement was established.*

4 “(D) *RESERVATION OF GRAZING RIGHTS.—*
5 *The Secretary may include in the terms and con-*
6 *ditions of a wetland easement a provision under*
7 *which the owner reserves grazing rights if—*

8 “(i) *the Secretary determines that the*
9 *reservation and use of the grazing rights—*

10 “(I) *is compatible with the land*
11 *subject to the easement;*

12 “(II) *is consistent with the histor-*
13 *ical natural uses of the land and the*
14 *long-term protection and enhancement*
15 *goals for which the easement was estab-*
16 *lished; and*

17 “(III) *complies with the wetland*
18 *easement plan developed for the land*
19 *under subsection (f); and*

20 “(ii) *the agreement provides for a com-*
21 *mensurate reduction in the easement pay-*
22 *ment to account for the grazing value, as*
23 *determined by the Secretary.*

24 “(6) *COMPENSATION.—*

25 “(A) *DETERMINATION.—*

1 “(i) *PERMANENT EASEMENTS.*—*The*
2 *Secretary shall pay as compensation for a*
3 *permanent wetland easement acquired*
4 *under the program an amount necessary to*
5 *encourage enrollment in the program, based*
6 *on the lowest of—*

7 “(I) *the fair market value of the*
8 *land, as determined by the Secretary,*
9 *using the Uniform Standards of Pro-*
10 *fessional Appraisal Practice or an*
11 *area-wide market analysis or survey;*

12 “(II) *the amount corresponding to*
13 *a geographical cap, as determined by*
14 *the Secretary in regulations; or*

15 “(III) *the offer made by the land-*
16 *owner.*

17 “(ii) *30-YEAR EASEMENTS.*—*Com-*
18 *penetration for a 30-year wetland easement*
19 *shall be not less than 50 percent, but not*
20 *more than 75 percent, of the compensation*
21 *that would be paid for a permanent wet-*
22 *land easement.*

23 “(B) *FORM OF PAYMENT.*—*Compensation*
24 *for a wetland easement shall be provided by the*

1 *Secretary in the form of a cash payment, in an*
2 *amount determined under subparagraph (A).*

3 *“(C) PAYMENT SCHEDULE.—*

4 *“(i) EASEMENTS VALUED AT \$500,000*
5 *OR LESS.—For wetland easements valued at*
6 *\$500,000 or less, the Secretary may provide*
7 *easement payments in not more than 10 an-*
8 *nual payments.*

9 *“(ii) EASEMENTS VALUED AT MORE*
10 *THAN \$500,000.—For wetland easements val-*
11 *ued at more than \$500,000, the Secretary*
12 *may provide easement payments in at least*
13 *5, but not more than 10 annual payments,*
14 *except that, if the Secretary determines it*
15 *would further the purposes of the program,*
16 *the Secretary may make a lump-sum pay-*
17 *ment for such an easement.*

18 *“(c) EASEMENT RESTORATION.—*

19 *“(1) IN GENERAL.—The Secretary shall provide*
20 *financial assistance to owners of eligible land to carry*
21 *out the establishment of conservation measures and*
22 *practices and protect wetland functions and values,*
23 *including necessary maintenance activities, as set*
24 *forth in a wetland easement plan developed for the el-*
25 *igible land under subsection (f).*

1 “(2) *PAYMENTS.*—*The Secretary shall—*

2 “(A) *in the case of a permanent wetland*
3 *easement, pay an amount that is not less than*
4 *75 percent, but not more than 100 percent, of the*
5 *eligible costs, as determined by the Secretary;*
6 *and*

7 “(B) *in the case of a 30-year wetland ease-*
8 *ment, pay an amount that is not less than 50*
9 *percent, but not more than 75 percent, of the eli-*
10 *gible costs, as determined by the Secretary.*

11 “(d) *TECHNICAL ASSISTANCE.*—

12 “(1) *IN GENERAL.*—*The Secretary shall assist*
13 *owners in complying with the terms and conditions*
14 *of wetland easements.*

15 “(2) *CONTRACTS OR AGREEMENTS.*—*The Sec-*
16 *retary may enter into 1 or more contracts with pri-*
17 *vate entities or agreements with a State, non-govern-*
18 *mental organization, or Indian tribe to carry out nec-*
19 *essary restoration, enhancement, or maintenance of a*
20 *wetland easement if the Secretary determines that the*
21 *contract or agreement will advance the purposes of*
22 *the program.*

23 “(e) *WETLAND ENHANCEMENT OPTION.*—*The Sec-*
24 *retary may enter into 1 or more agreements with a State*
25 *(including a political subdivision or agency of a State),*

1 *nongovernmental organization, or Indian tribe to carry out*
2 *a special wetland enhancement option that the Secretary*
3 *determines would advance the purposes of program.*

4 “(f) *ADMINISTRATION.*—

5 “(1) *WETLAND EASEMENT PLAN.*—*The Secretary*
6 *shall develop a wetland easement plan for eligible*
7 *lands subject to a wetland easement, which shall in-*
8 *clude practices and activities necessary to restore,*
9 *protect, enhance, and maintain the enrolled lands.*

10 “(2) *DELEGATION OF EASEMENT ADMINISTRA-*
11 *TION.*—*The Secretary may delegate—*

12 “(A) *any of the easement management,*
13 *monitoring, and enforcement responsibilities of*
14 *the Secretary to other Federal or State agencies*
15 *that have the appropriate authority, expertise,*
16 *and resources necessary to carry out such dele-*
17 *gated responsibilities; and*

18 “(B) *any of the easement management re-*
19 *sponsibilities of the Secretary to other conserva-*
20 *tion organizations if the Secretary determines*
21 *the organization has the appropriate expertise*
22 *and resources.*

23 “(3) *PAYMENTS.*—

1 “(A) *TIMING OF PAYMENTS.*—*The Secretary*
2 *shall provide payment for obligations incurred*
3 *by the Secretary under this section—*

4 “(i) *with respect to any easement res-*
5 *toration obligation under subsection (c), as*
6 *soon as possible after the obligation is in-*
7 *curring; and*

8 “(ii) *with respect to any annual ease-*
9 *ment payment obligation incurred by the*
10 *Secretary, as soon as possible after October*
11 *1 of each calendar year.*

12 “(B) *PAYMENTS TO OTHERS.*—*If an owner*
13 *who is entitled to a payment under this section*
14 *dies, becomes incompetent, is otherwise unable to*
15 *receive such payment, or is succeeded by another*
16 *person or entity who renders or completes the re-*
17 *quired performance, the Secretary shall make*
18 *such payment, in accordance with regulations*
19 *prescribed by the Secretary and without regard*
20 *to any other provision of law, in such manner*
21 *as the Secretary determines is fair and reason-*
22 *able in light of all of the circumstances.*

1 **“SEC. 1265D. ADMINISTRATION.**

2 “(a) *INELIGIBLE LAND.*—*The Secretary may not use*
3 *program funds for the purposes of acquiring an easement*
4 *on—*

5 “(1) *lands owned by an agency of the United*
6 *States, other than land held in trust for Indian tribes;*

7 “(2) *lands owned in fee title by a State, includ-*
8 *ing an agency or a subdivision of a State, or a unit*
9 *of local government;*

10 “(3) *land subject to an easement or deed restric-*
11 *tion which, as determined by the Secretary, provides*
12 *similar protection as would be provided by enrollment*
13 *in the program; or*

14 “(4) *lands where the purposes of the program*
15 *would be undermined due to on-site or off-site condi-*
16 *tions, such as risk of hazardous substances, proposed*
17 *or existing rights of way, infrastructure development,*
18 *or adjacent land uses.*

19 “(b) *PRIORITY.*—*In evaluating applications under the*
20 *program, the Secretary may give priority to land that is*
21 *currently enrolled in the conservation reserve program in*
22 *a contract that is set to expire within 1 year and—*

23 “(1) *in the case of an agricultural land ease-*
24 *ment, is grassland that would benefit from protection*
25 *under a long-term easement; and*

1 “(2) *in the case of a wetland easement, is a wet-*
2 *land or related area with the highest functions and*
3 *value and is likely to return to production after the*
4 *land leaves the conservation reserve program.*

5 “(c) *SUBORDINATION, EXCHANGE, MODIFICATION, AND*
6 *TERMINATION.—*

7 “(1) *IN GENERAL.—The Secretary may subordi-*
8 *nate, exchange, modify, or terminate any interest in*
9 *land, or portion of such interest, administered by the*
10 *Secretary, either directly or on behalf of the Com-*
11 *modity Credit Corporation under the program if the*
12 *Secretary determines that—*

13 “(A) *it is in the Federal Government’s in-*
14 *terest to subordinate, exchange, modify, or termi-*
15 *nate the interest in land;*

16 “(B) *the subordination, exchange, modifica-*
17 *tion, or termination action—*

18 “(i) *will address a compelling public*
19 *need for which there is no practicable alter-*
20 *native; or*

21 “(ii) *such action will further the prac-*
22 *tical administration of the program; and*

23 “(C) *the subordination, exchange, modifica-*
24 *tion, or termination action will result in com-*

1 *parable conservation value and equivalent or*
2 *greater economic value to the United States.*

3 “(2) *CONSULTATION.*—*The Secretary shall work*
4 *with the owner, and eligible entity if applicable, to*
5 *address any subordination, exchange, modification, or*
6 *termination of the interest, or portion of such interest,*
7 *in land.*

8 “(3) *NOTICE.*—*At least 90 days before taking*
9 *any termination action described in paragraph (1),*
10 *the Secretary shall provide written notice of such ac-*
11 *tion to the Committee on Agriculture of the House of*
12 *Representatives and the Committee on Agriculture,*
13 *Nutrition, and Forestry of the Senate.*

14 “(d) *LAND ENROLLED IN CONSERVATION RESERVE*
15 *PROGRAM.*—*The Secretary may terminate or modify a con-*
16 *tract entered into under section 1231(a) if eligible land that*
17 *is subject to such contract is transferred into the program.*

18 “(e) *ALLOCATION OF FUNDS FOR AGRICULTURAL*
19 *LAND EASEMENTS.*—*Of the funds made available under*
20 *section 1241 to carry out the program for a fiscal year,*
21 *the Secretary shall, to the extent practicable, use for agricul-*
22 *tural land easements—*

23 “(1) *no less than 40 percent in each of fiscal*
24 *years 2014 through 2017; and*

1 “(2) no less than 50 percent in fiscal year
2 2018.”.

3 **(b) COMPLIANCE WITH CERTAIN REQUIREMENTS.—**

4 *Before an eligible entity or owner of eligible land may re-*
5 *ceive assistance under subtitle H of title XII of the Food*
6 *Security Act of 1985, the eligible entity or person shall*
7 *agree, during the crop year for which the assistance is pro-*
8 *vided and in exchange for the assistance—*

9 (1) *to comply with applicable conservation re-*
10 *quirements under subtitle B of title XII of that Act*
11 *(16 U.S.C. 3811 et seq.); and*

12 (2) *to comply with applicable wetland protection*
13 *requirements under subtitle C of title XII of that Act*
14 *(16 U.S.C. 3821 et seq.).*

15 **(c) CROSS REFERENCE; CALCULATION.—***Section 1244*
16 *of the Food Security Act of 1985 (16 U.S.C. 3844) is*
17 *amended—*

18 (1) *in subsection (c)—*

19 (A) *in paragraph (1)—*

20 (i) *by inserting “and” at the end of*
21 *subparagraph (A);*

22 (ii) *by striking “and” at the end of*
23 *subparagraph (B); and*

24 (iii) *by striking subparagraph (C);*

1 (B) by redesignating paragraph (2) as
2 paragraph (3); and

3 (C) by inserting after paragraph (1) the fol-
4 lowing new paragraph:

5 “(2) the agricultural conservation easement pro-
6 gram established under subtitle H; and”;

7 (2) in subsection (f)—

8 (A) in paragraph (1)—

9 (i) in subparagraph (A), by striking
10 “programs administered under subchapters
11 B and C of chapter 1 of subtitle D” and in-
12 serting “conservation reserve program estab-
13 lished under subchapter B of chapter 1 of
14 subtitle D and wetland easements under sec-
15 tion 1265C”; and

16 (ii) in subparagraph (B), by striking
17 “an easement acquired under subchapter C
18 of chapter 1 of subtitle D” and inserting “a
19 wetland easement under section 1265C”;
20 and

21 (B) by adding at the end the following new
22 paragraph:

23 “(5) CALCULATION.—In calculating the percent-
24 ages described in paragraph (1), the Secretary shall
25 include any acreage that was included in calculations

1 of percentages made under such paragraph, as in ef-
2 fect on September 30, 2013, and that remains enrolled
3 when the calculation is made after that date under
4 paragraph (1).”.

5 (d) *EFFECTIVE DATE.*—The amendments made by this
6 section shall take effect on October 1, 2013.

7 ***Subtitle E—Regional Conservation***
8 ***Partnership Program***

9 ***SEC. 2401. REGIONAL CONSERVATION PARTNERSHIP PRO-***
10 ***GRAM.***

11 (a) *IN GENERAL.*—Title XII of the Food Security Act
12 of 1985 is amended by inserting after subtitle H, as added
13 by section 2301, the following new subtitle:

14 ***“Subtitle I—Regional Conservation***
15 ***Partnership Program***

16 ***“SEC. 1271. ESTABLISHMENT AND PURPOSES.***

17 “(a) *ESTABLISHMENT.*—The Secretary shall establish
18 a regional conservation partnership program to implement
19 eligible activities on eligible land through—

20 “(1) partnership agreements with eligible part-
21 ners; and

22 “(2) contracts with producers.

23 “(b) *PURPOSES.*—The purposes of the program are as
24 follows:

1 “(1) To use covered programs to accomplish pur-
2 poses and functions similar to those of the following
3 programs, as in effect on September 30, 2013:

4 “(A) The agricultural water enhancement
5 program established under section 1240I.

6 “(B) The Chesapeake Bay watershed pro-
7 gram established under section 1240Q.

8 “(C) The cooperative conservation partner-
9 ship initiative established under section 1243.

10 “(D) The Great Lakes basin program for
11 soil erosion and sediment control established
12 under section 1240P.

13 “(2) To further the conservation, restoration, and
14 sustainable use of soil, water, wildlife, and related
15 natural resources on eligible land on a regional or
16 watershed scale.

17 “(3) To encourage eligible partners to cooperate
18 with producers in—

19 “(A) meeting or avoiding the need for na-
20 tional, State, and local natural resource regu-
21 latory requirements related to production on eli-
22 gible land; and

23 “(B) implementing projects that will result
24 in the carrying out of eligible activities that af-
25 fect multiple agricultural or nonindustrial pri-

1 *vate forest operations on a local, regional, State,*
2 *or multistate basis.*

3 **“SEC. 1271A. DEFINITIONS.**

4 *“In this subtitle:*

5 *“(1) COVERED PROGRAM.—The term ‘covered*
6 *program’ means the following:*

7 *“(A) The agricultural conservation ease-*
8 *ment program.*

9 *“(B) The environmental quality incentives*
10 *program.*

11 *“(C) The conservation stewardship pro-*
12 *gram.*

13 *“(D) The healthy forests reserve program es-*
14 *tablished under section 501 of the Healthy For-*
15 *ests Restoration Act of 2003 (16 U.S.C. 6571).*

16 *“(2) ELIGIBLE ACTIVITY.—The term ‘eligible ac-*
17 *tivity’ means any of the following conservation activi-*
18 *ties:*

19 *“(A) Water quality or quantity conserva-*
20 *tion, restoration, or enhancement projects relat-*
21 *ing to surface water and groundwater resources,*
22 *including—*

23 *“(i) the conversion of irrigated crop-*
24 *land to the production of less water-inten-*

1 *sive agricultural commodities or dryland*
2 *farming; or*

3 “(ii) *irrigation system improvement*
4 *and irrigation efficiency enhancement.*

5 “(B) *Drought mitigation.*

6 “(C) *Flood prevention.*

7 “(D) *Water retention.*

8 “(E) *Air quality improvement.*

9 “(F) *Habitat conservation, restoration, and*
10 *enhancement.*

11 “(G) *Erosion control and sediment reduc-*
12 *tion.*

13 “(H) *Other related activities that the Sec-*
14 *retary determines will help achieve conservation*
15 *benefits.*

16 “(3) *ELIGIBLE LAND.—The term ‘eligible land’*
17 *means land on which agricultural commodities, live-*
18 *stock, or forest-related products are produced, includ-*
19 *ing—*

20 “(A) *cropland;*

21 “(B) *grassland;*

22 “(C) *rangeland;*

23 “(D) *pastureland;*

24 “(E) *nonindustrial private forest land; and*

1 “(F) other land incidental to agricultural
2 production (including wetlands and riparian
3 buffers) on which significant natural resource
4 issues could be addressed under the program.

5 “(4) *ELIGIBLE PARTNER*.—The term ‘eligible
6 partner’ means any of the following:

7 “(A) An agricultural or silvicultural pro-
8 ducer association or other group of producers.

9 “(B) A State or unit of local government.

10 “(C) An Indian tribe.

11 “(D) A farmer cooperative.

12 “(E) A water district, irrigation district,
13 rural water district or association, or other orga-
14 nization with specific water delivery authority to
15 producers on agricultural land.

16 “(F) An institution of higher education.

17 “(G) An organization or entity with an es-
18 tablished history of working cooperatively with
19 producers on agricultural land, as determined by
20 the Secretary, to address—

21 “(i) local conservation priorities re-
22 lated to agricultural production, wildlife
23 habitat development, or nonindustrial pri-
24 vate forest land management; or

1 “(ii) *critical watershed-scale soil ero-*
2 *sion, water quality, sediment reduction, or*
3 *other natural resource issues.*

4 “(5) *PARTNERSHIP AGREEMENT.*—*The term*
5 *‘partnership agreement’ means an agreement entered*
6 *into under section 1271B between the Secretary and*
7 *an eligible partner.*

8 “(6) *PROGRAM.*—*The term ‘program’ means the*
9 *regional conservation partnership program established*
10 *by this subtitle.*

11 “**SEC. 1271B. REGIONAL CONSERVATION PARTNERSHIPS.**

12 “(a) *PARTNERSHIP AGREEMENTS AUTHORIZED.*—*The*
13 *Secretary may enter into a partnership agreement with an*
14 *eligible partner to implement a project that will assist pro-*
15 *ducers with installing and maintaining an eligible activity*
16 *on eligible land.*

17 “(b) *LENGTH.*—*A partnership agreement shall be for*
18 *a period not to exceed 5 years, except that the Secretary*
19 *may extend the agreement one time for up to 12 months*
20 *when an extension is necessary to meet the objectives of the*
21 *program.*

22 “(c) *DUTIES OF PARTNERS.*—

23 “(1) *IN GENERAL.*—*Under a partnership agree-*
24 *ment, the eligible partner shall—*

1 “(A) define the scope of a project, includ-
2 ing—

3 “(i) the eligible activities to be imple-
4 mented;

5 “(ii) the potential agricultural or non-
6 industrial private forest land operations af-
7 fected;

8 “(iii) the local, State, multistate, or
9 other geographic area covered; and

10 “(iv) the planning, outreach, imple-
11 mentation, and assessment to be conducted;

12 “(B) conduct outreach to producers for po-
13 tential participation in the project;

14 “(C) at the request of a producer, act on be-
15 half of a producer participating in the project in
16 applying for assistance under section 1271C;

17 “(D) leverage financial or technical assist-
18 ance provided by the Secretary with additional
19 funds to help achieve the project objectives;

20 “(E) conduct an assessment of the project’s
21 effects; and

22 “(F) at the conclusion of the project, report
23 to the Secretary on its results and funds lever-
24 aged.

1 “(2) *CONTRIBUTION.*—*An eligible partner shall*
2 *provide a significant portion of the overall costs of the*
3 *scope of the project that is the subject of the agreement*
4 *entered into under subsection (a), as determined by*
5 *the Secretary.*

6 “(d) *APPLICATIONS.*—

7 “(1) *COMPETITIVE PROCESS.*—*The Secretary*
8 *shall conduct a competitive process to select applica-*
9 *tions for partnership agreements and may assess and*
10 *rank applications with similar conservation purposes*
11 *as a group.*

12 “(2) *CRITERIA USED.*—*In carrying out the proc-*
13 *ess described in paragraph (1), the Secretary shall*
14 *make public the criteria used in evaluating applica-*
15 *tions.*

16 “(3) *CONTENT.*—*An application to the Secretary*
17 *shall include a description of—*

18 “(A) *the scope of the project, as described in*
19 *subsection (c)(1)(A);*

20 “(B) *the plan for monitoring, evaluating,*
21 *and reporting on progress made toward achiev-*
22 *ing the project’s objectives;*

23 “(C) *the program resources requested for the*
24 *project, including the covered programs to be*

1 *used and estimated funding needed from the Sec-*
2 *retary;*

3 “(D) *eligible partners collaborating to*
4 *achieve project objectives, including their roles,*
5 *responsibilities, capabilities, and financial con-*
6 *tribution; and*

7 “(E) *any other elements the Secretary con-*
8 *siders necessary to adequately evaluate and com-*
9 *petitively select applications for funding under*
10 *the program.*

11 “(4) *PRIORITY TO CERTAIN APPLICATIONS.—The*
12 *Secretary may give a higher priority to applications*
13 *that—*

14 “(A) *assist producers in meeting or avoid-*
15 *ing the need for a natural resource regulatory re-*
16 *quirement;*

17 “(B) *have a high percentage of eligible pro-*
18 *ducers in the area to be covered by the agree-*
19 *ment;*

20 “(C) *significantly leverage non-Federal fi-*
21 *nancial and technical resources and coordinate*
22 *with other local, State, or national efforts;*

23 “(D) *deliver high percentages of applied*
24 *conservation to address conservation priorities or*

1 regional, State, or national conservation initia-
2 tives;

3 “(E) provide innovation in conservation
4 methods and delivery, including outcome-based
5 performance measures and methods; or

6 “(F) meet other factors that are important
7 for achieving the purposes of the program, as de-
8 termined by the Secretary.

9 **“SEC. 1271C. ASSISTANCE TO PRODUCERS.**

10 “(a) *IN GENERAL.*—The Secretary shall enter into con-
11 tracts with producers to provide financial and technical as-
12 sistance to—

13 “(1) producers participating in a project with
14 an eligible partner, as described in section 1271B; or

15 “(2) producers that fit within the scope of a
16 project described in section 1271B or a critical con-
17 servation area designated under section 1271F, but
18 who are seeking to implement an eligible activity on
19 eligible land independent of a partner.

20 “(b) *TERMS AND CONDITIONS.*—

21 “(1) *CONSISTENCY WITH PROGRAM RULES.*—Ex-
22 cept as provided in paragraph (2), the Secretary shall
23 ensure that the terms and conditions of a contract
24 under this section are consistent with the applicable
25 rules of the covered programs to be used as part of the

1 *project, as described in the application under section*
2 *1271B(d)(3)(C).*

3 “(2) *ADJUSTMENTS.—Except with respect to*
4 *statutory program requirements governing appeals,*
5 *payment limitations, and conservation compliance,*
6 *the Secretary may adjust the discretionary program*
7 *rules of a covered program—*

8 “(A) *to provide a simplified application*
9 *and evaluation process; and*

10 “(B) *to better reflect unique local cir-*
11 *cumstances and purposes if the Secretary deter-*
12 *mines such adjustments are necessary to achieve*
13 *the purposes of the program.*

14 “(c) *PAYMENTS.—*

15 “(1) *IN GENERAL.—In accordance with statutory*
16 *requirements of the covered programs involved, the*
17 *Secretary may make payments to a producer in an*
18 *amount determined by the Secretary to be necessary*
19 *to achieve the purposes of the program.*

20 “(2) *PAYMENTS TO PRODUCERS IN STATES WITH*
21 *WATER QUANTITY CONCERNS.—The Secretary may*
22 *provide payments to producers participating in a*
23 *project that addresses water quantity concerns for a*
24 *period of five years in an amount sufficient to en-*

1 *courage conversion from irrigated farming to dryland*
2 *farming.*

3 “(3) *WAIVER AUTHORITY.—To assist in the im-*
4 *plementation of the program, the Secretary may*
5 *waive the applicability of the limitation in section*
6 *1001D(b)(2) of this Act for participating producers if*
7 *the Secretary determines that the waiver is necessary*
8 *to fulfill the objectives of the program.*

9 **“SEC. 1271D. FUNDING.**

10 “(a) *AVAILABILITY OF FUNDS.—The Secretary shall*
11 *use \$100,000,000 of the funds of the Commodity Credit Cor-*
12 *poration for each of fiscal years 2014 through 2018 to carry*
13 *out the program.*

14 “(b) *DURATION OF AVAILABILITY.—Funds made*
15 *available under subsection (a) shall remain available until*
16 *expended.*

17 “(c) *ADDITIONAL FUNDING AND ACRES.—*

18 “(1) *IN GENERAL.—In addition to the funds*
19 *made available under subsection (a), the Secretary*
20 *shall reserve 6 percent of the funds and acres made*
21 *available for a covered program for each of fiscal*
22 *years 2014 through 2018 in order to ensure addi-*
23 *tional resources are available to carry out this pro-*
24 *gram.*

1 “(2) *UNUSED FUNDS AND ACRES.*—*Any funds or*
2 *acres reserved under paragraph (1) for a fiscal year*
3 *from a covered program that are not obligated under*
4 *this program by April 1 of that fiscal year shall be*
5 *returned for use under the covered program.*

6 “(d) *ALLOCATION OF FUNDING.*—*Of the funds and*
7 *acres made available for the program under subsections (a)*
8 *and (c), the Secretary shall allocate—*

9 “(1) *25 percent of the funds and acres to projects*
10 *based on a State competitive process administered by*
11 *the State Conservationist, with the advice of the State*
12 *technical committee established under subtitle G;*

13 “(2) *50 percent of the funds and acres to projects*
14 *based on a national competitive process to be estab-*
15 *lished by the Secretary; and*

16 “(3) *25 percent of the funds and acres to projects*
17 *for the critical conservation areas designated under*
18 *section 1271F.*

19 “(e) *LIMITATION ON ADMINISTRATIVE EXPENSES.*—
20 *None of the funds made available under the program may*
21 *be used to pay for the administrative expenses of eligible*
22 *partners.*

23 **“SEC. 1271E. ADMINISTRATION.**

24 “(a) *DISCLOSURE.*—*In addition to the criteria used*
25 *in evaluating applications as described in section*

1 1271B(d)(2), the Secretary shall make publicly available
2 information on projects selected through the competitive
3 process described in section 1271B(d)(1).

4 “(b) *REPORTING.*—Not later than December 31, 2014,
5 and every two years thereafter, the Secretary shall submit
6 to the Committee on Agriculture of the House of Representa-
7 tives and the Committee on Agriculture, Nutrition, and
8 Forestry of the Senate a report on the status of projects
9 funded under the program, including—

10 “(1) the number and types of eligible partners
11 and producers participating in the partnership agree-
12 ments selected;

13 “(2) the number of producers receiving assist-
14 ance; and

15 “(3) total funding committed to projects, includ-
16 ing from Federal and non-Federal resources.

17 **“SEC. 1271F. CRITICAL CONSERVATION AREAS.**

18 “(a) *IN GENERAL.*—In administering funds under sec-
19 tion 1271D(d)(3), the Secretary shall select applications for
20 partnership agreements and producer contracts within crit-
21 ical conservation areas designated under this section.

22 “(b) *CRITICAL CONSERVATION AREA DESIGNA-*
23 *TIONS.*—

24 “(1) *PRIORITY.*—In designating critical con-
25 servation areas under this section, the Secretary shall

1 *give priority to geographical areas based on the de-*
2 *gree to which the geographical area—*

3 *“(A) includes multiple States with signifi-*
4 *cant agricultural production;*

5 *“(B) is covered by an existing regional,*
6 *State, binational, or multistate agreement or*
7 *plan that has established objectives, goals, and*
8 *work plans and is adopted by a Federal, State,*
9 *or regional authority;*

10 *“(C) would benefit from water quality im-*
11 *provement, including through reducing erosion,*
12 *promoting sediment control, and addressing nu-*
13 *trient management activities affecting large bod-*
14 *ies of water of regional, national, or inter-*
15 *national significance;*

16 *“(D) would benefit from water quantity im-*
17 *provement, including improvement relating to—*

18 *“(i) groundwater, surface water, aqui-*
19 *fer, or other water sources; or*

20 *“(ii) a need to promote water retention*
21 *and flood prevention; or*

22 *“(E) contains producers that need assist-*
23 *ance in meeting or avoiding the need for a nat-*
24 *ural resource regulatory requirement that could*

1 *have a negative economic impact on agricultural*
2 *operations within the area.*

3 “(2) *LIMITATION.*—*The Secretary may not des-*
4 *ignate more than 8 geographical areas as critical con-*
5 *servation areas under this section.*

6 “(c) *ADMINISTRATION.*—

7 “(1) *IN GENERAL.*—*Except as provided in para-*
8 *graph (2), the Secretary shall administer any part-*
9 *nership agreement or producer contract under this*
10 *section in a manner that is consistent with the terms*
11 *of the program.*

12 “(2) *RELATIONSHIP TO EXISTING ACTIVITY.*—
13 *The Secretary shall, to the maximum extent prac-*
14 *ticable, ensure that eligible activities carried out in*
15 *critical conservation areas designated under this sec-*
16 *tion complement and are consistent with other Fed-*
17 *eral and State programs and water quality and*
18 *quantity strategies.*

19 “(3) *ADDITIONAL AUTHORITY.*—*For a critical*
20 *conservation area described in subsection (b)(1)(D),*
21 *the Secretary may use authorities under the Water-*
22 *shed Protection and Flood Prevention Act (16 U.S.C.*
23 *1001 et seq.), other than section 14 of such Act (16*
24 *U.S.C. 1012), to carry out projects for the purposes*
25 *of this section.”.*

1 (b) *EFFECTIVE DATE.*—*The amendment made by this*
2 *section shall take effect on October 1, 2013.*

3 ***Subtitle F—Other Conservation***
4 ***Programs***

5 ***SEC. 2501. CONSERVATION OF PRIVATE GRAZING LAND.***

6 *Section 1240M(e) of the Food Security Act of 1985 (16*
7 *U.S.C. 3839bb(e)) is amended by striking “2012” and in-*
8 *serting “2018”.*

9 ***SEC. 2502. GRASSROOTS SOURCE WATER PROTECTION PRO-***
10 ***GRAM.***

11 *Section 1240O(b) of the Food Security Act of 1985 (16*
12 *U.S.C. 3839bb–2) is amended to read as follows:*

13 “(b) *FUNDING.*—

14 “(1) *AUTHORIZATION OF APPROPRIATIONS.*—

15 *There is authorized to be appropriated to carry out*
16 *this section \$20,000,000 for each of fiscal years 2008*
17 *through 2018.*

18 “(2) *AVAILABILITY OF FUNDS.*—*In addition to*
19 *funds made available under paragraph (1), of the*
20 *funds of the Commodity Credit Corporation, the Sec-*
21 *retary shall use \$5,000,000, to remain available until*
22 *expended.”.*

1 **SEC. 2503. VOLUNTARY PUBLIC ACCESS AND HABITAT IN-**
2 **CENTIVE PROGRAM.**

3 (a) *FUNDING.*—Section 1240R(f)(1) of the Food Secu-
4 rity Act of 1985 (16 U.S.C. 3839bb–5(f)(1)) is amended by
5 inserting before the period at the end the following: “and
6 \$30,000,000 for the period of fiscal years 2014 through
7 2018”.

8 (b) *REPORT ON PROGRAM EFFECTIVENESS.*—Not later
9 than two years after the date of the enactment of this Act,
10 the Secretary of Agriculture shall submit to the Committee
11 on Agriculture of the House of Representatives and the
12 Committee on Agriculture, Nutrition, and Forestry of the
13 Senate a report evaluating the effectiveness of the voluntary
14 public access program established by section 1240R of the
15 Food Security Act of 1985 (16 U.S.C. 3839bb–5), includ-
16 ing—

17 (1) identifying cooperating agencies;

18 (2) identifying the number of land holdings and
19 total acres enrolled by each State and tribal govern-
20 ment;

21 (3) evaluating the extent of improved access on
22 eligible lands, improved wildlife habitat, and related
23 economic benefits; and

24 (4) any other relevant information and data re-
25 lating to the program that would be helpful to such
26 committees.

1 **SEC. 2504. AGRICULTURE CONSERVATION EXPERIENCED**
2 **SERVICES PROGRAM.**

3 (a) *FUNDING.*—*Subsection (c) of section 1252 of the*
4 *Food Security Act of 1985 (16 U.S.C. 3851) is amended*
5 *to read as follows:*

6 “(c) *FUNDING.*—

7 “(1) *IN GENERAL.*—*The Secretary may carry out*
8 *the ACES program using funds made available to*
9 *carry out each program under this title.*

10 “(2) *EXCLUSION.*—*Funds made available to*
11 *carry out the conservation reserve program may not*
12 *be used to carry out the ACES program.”.*

13 (b) *EFFECTIVE DATE.*—*The amendment made by this*
14 *section shall take effect on October 1, 2013.*

15 **SEC. 2505. SMALL WATERSHED REHABILITATION PROGRAM.**

16 (a) *AVAILABILITY OF FUNDS.*—*Section 14(h)(1) of the*
17 *Watershed Protection and Flood Prevention Act (16 U.S.C.*
18 *1012(h)(1)) is amended—*

19 (1) *in subparagraph (E), by striking “; and”*
20 *and inserting a semicolon;*

21 (2) *in subparagraph (F), by striking the period*
22 *and inserting a semicolon;*

23 (3) *in subparagraph (G), by striking the period*
24 *and inserting “; and”; and*

25 (4) *by adding at the end the following new sub-*
26 *paragraph:*

1 “(H) \$250,000,000 for fiscal year 2014, to
2 remain available until expended.”.

3 (b) *AUTHORIZATION OF APPROPRIATIONS.*—Section
4 *14(h)(2)(E) of the Watershed Protection and Flood Preven-*
5 *tion Act (16 U.S.C. 1012(h)(2)(E)) is amended by striking*
6 *“2012” and inserting “2018”.*

7 **SEC. 2506. AGRICULTURAL MANAGEMENT ASSISTANCE PRO-**
8 **GRAM.**

9 (a) *USES.*—Section 524(b)(2) of the Federal Crop In-
10 *surance Act (7 U.S.C. 1524(b)(2)) is amended—*

11 (1) *by striking subparagraph (B) and redesign-*
12 *ating subparagraphs (C) through (F) as subpara-*
13 *graphs (B) through (E), respectively; and*

14 (2) *in subparagraph (B) (as so redesignated)—*

15 (A) *in the matter preceding clause (i), by*
16 *striking “or resource conservation practices”;*
17 *and*

18 (B) *by striking clause (i) and redesignating*
19 *clauses (ii) through (iv) as clauses (i) through*
20 *(iii), respectively.*

21 (b) *COMMODITY CREDIT CORPORATION.*—

22 (1) *FUNDING.*—Section 524(b)(4)(B) of the Fed-
23 *eral Crop Insurance Act (7 U.S.C. 1524(b)(4)(B)) is*
24 *amended to read as follows:*

1 “(B) *FUNDING.*—*The Commodity Credit*
 2 *Corporation shall make available to carry out*
 3 *this subsection not less than \$10,000,000 for each*
 4 *fiscal year.*”.

5 (2) *CERTAIN USES.*—*Section 524(b)(4)(C) of the*
 6 *Federal Crop Insurance Act (7 U.S.C. 1524(b)(4)(C))*
 7 *is amended—*

8 (A) *in clause (i)—*

9 (i) *by striking “50” and inserting*
 10 *“30”; and*

11 (ii) *by striking “(A), (B), and (C)”*
 12 *and inserting “(A) and (B)”;* and

13 (B) *in clause (iii), by striking “40” and in-*
 14 *serting “60”.*

15 **SEC. 2507. EMERGENCY WATERSHED PROTECTION PRO-**
 16 **GRAM.**

17 *Section 403 of the Agricultural Credit Act of 1978 (16*
 18 *U.S.C. 2203) is amended by adding at the end the following*
 19 *new sentence: “In evaluating requests for assistance under*
 20 *this section, the Secretary shall give priority consideration*
 21 *to projects that address runoff retardation and soil-erosion*
 22 *preventive measures needed to mitigate the risks and reme-*
 23 *diate the effects of catastrophic wildfire on land that is the*
 24 *source of drinking water for landowners and land users.”.*

1 **Subtitle G—Funding and**
2 **Administration**

3 **SEC. 2601. FUNDING.**

4 (a) *IN GENERAL.*—Subsection (a) of section 1241 of
5 *the Food Security Act of 1985 (16 U.S.C. 3841) is amended*
6 *to read as follows:*

7 “(a) *ANNUAL FUNDING.*—For each of fiscal years 2014
8 *through 2018, the Secretary shall use the funds, facilities,*
9 *and authorities of the Commodity Credit Corporation to*
10 *carry out the following programs under this title (including*
11 *the provision of technical assistance):*

12 “(1) *The conservation reserve program under*
13 *subchapter B of chapter 1 of subtitle D, including, to*
14 *the maximum extent practicable, \$25,000,000 for the*
15 *period of fiscal years 2014 through 2018 to carry out*
16 *section 1235(f) to facilitate the transfer of land subject*
17 *to contracts from retired or retiring owners and oper-*
18 *ators to beginning farmers or ranchers and socially*
19 *disadvantaged farmers or ranchers.*

20 “(2) *The agriculture conservation easement pro-*
21 *gram under subtitle H, using, to the maximum extent*
22 *practicable—*

23 “(A) *\$425,000,000 in fiscal year 2014;*

24 “(B) *\$450,000,000 in fiscal year 2015;*

25 “(C) *\$475,000,000 in fiscal year 2016;*

1 “(D) \$500,000,000 in fiscal year 2017; and

2 “(E) \$200,000,000 in fiscal year 2018.

3 “(3) The conservation security program under
4 subchapter A of chapter 2 of subtitle D, using such
5 sums as are necessary to administer contracts entered
6 into before September 30, 2008.

7 “(4) The conservation stewardship program
8 under subchapter B of chapter 2 of subtitle D.

9 “(5) The environmental quality incentives pro-
10 gram under chapter 4 of subtitle D, using, to the
11 maximum extent practicable, \$1,750,000,000 for each
12 of fiscal years 2014 through 2018.”.

13 (b) *REGIONAL EQUITY; GUARANTEED AVAILABILITY*
14 *OF FUNDS.—Section 1241 of the Food Security Act of 1985*
15 *(16 U.S.C. 3841) is amended—*

16 (1) *by striking subsection (d);*

17 (2) *by redesignating subsections (b) and (c) as*
18 *subsections (c) and (d), respectively; and*

19 (3) *by inserting after subsection (a) the following*
20 *new subsection:*

21 “(b) *AVAILABILITY OF FUNDS.—Amounts made avail-*
22 *able by subsection (a) shall be used by the Secretary to carry*
23 *out the programs specified in such subsection for fiscal*
24 *years 2014 through 2018 and shall remain available until*
25 *expended. Amounts made available for the programs speci-*

1 *fied in such subsection during a fiscal year through modi-*
2 *fications, cancellations, terminations, and other related ad-*
3 *ministrative actions and not obligated in that fiscal year*
4 *shall remain available for obligation during subsequent fis-*
5 *cal years, but shall reduce the amount of additional funds*
6 *made available in the subsequent fiscal year by an amount*
7 *equal to the amount remaining unobligated.”.*

8 *(c) EFFECTIVE DATE.—The amendments made by this*
9 *section shall take effect on October 1, 2013.*

10 **SEC. 2602. TECHNICAL ASSISTANCE.**

11 *(a) IN GENERAL.—Subsection (c) of section 1241 of*
12 *the Food Security Act of 1985 (16 U.S.C. 3841), as redesi-*
13 *gnated by section 2601(b)(2) of this Act, is amended to read*
14 *as follows:*

15 *“(c) TECHNICAL ASSISTANCE.—*

16 *“(1) AVAILABILITY OF FUNDS.—Commodity*
17 *Credit Corporation funds made available for a fiscal*
18 *year for each of the programs specified in subsection*

19 *(a)—*

20 *“(A) shall be available for the provision of*
21 *technical assistance for the programs for which*
22 *funds are made available as necessary to imple-*
23 *ment the programs effectively; and*

24 *“(B) shall not be available for the provision*
25 *of technical assistance for conservation programs*

1 *specified in subsection (a) other than the pro-*
2 *gram for which the funds were made available.*

3 “(2) *REPORT.*—*Not later than December 31,*
4 *2013, the Secretary shall submit (and update as nec-*
5 *essary in subsequent years) to the Committee on Agri-*
6 *culture of the House of Representatives and the Com-*
7 *mittee on Agriculture, Nutrition, and Forestry of the*
8 *Senate a report—*

9 “(A) *detailing the amount of technical as-*
10 *sistance funds requested and apportioned in each*
11 *program specified in subsection (a) during the*
12 *preceding fiscal year; and*

13 “(B) *any other data relating to this sub-*
14 *section that would be helpful to such commit-*
15 *tees.”.*

16 “(b) *EFFECTIVE DATE.*—*The amendment made by this*
17 *section shall take effect on October 1, 2013.*

18 **SEC. 2603. RESERVATION OF FUNDS TO PROVIDE ASSIST-**
19 **ANCE TO CERTAIN FARMERS OR RANCHERS**
20 **FOR CONSERVATION ACCESS.**

21 “(a) *IN GENERAL.*—*Subsection (g) of section 1241 of*
22 *the Food Security Act of 1985 (16 U.S.C. 3841) is amend-*
23 *ed—*

24 “(1) *in paragraph (1) by striking “2012” and in-*
25 *serting “2018”; and*

1 (2) *by adding at the end the following new para-*
2 *graph:*

3 “(4) *PREFERENCE.—In providing assistance*
4 *under paragraph (1), the Secretary shall give pref-*
5 *erence to a veteran farmer or rancher (as defined in*
6 *section 2501(e) of the Food, Agriculture, Conserva-*
7 *tion, and Trade Act of 1990 (7 U.S.C. 2279(e)) that*
8 *qualifies under subparagraph (A) or (B) of para-*
9 *graph (1).”.*

10 (b) *EFFECTIVE DATE.—The amendments made by this*
11 *section shall take effect on October 1, 2013.*

12 **SEC. 2604. ANNUAL REPORT ON PROGRAM ENROLLMENTS**
13 **AND ASSISTANCE.**

14 (a) *IN GENERAL.—Subsection (h) of section 1241 of*
15 *the Food Security Act of 1985 (16 U.S.C. 3841) is amend-*
16 *ed—*

17 (1) *in paragraph (1), by striking “wetlands re-*
18 *serve program” and inserting “agricultural conserva-*
19 *tion easement program”;*

20 (2) *by striking paragraphs (2) and (3) and re-*
21 *designating paragraphs (4), (5), and (6) as para-*
22 *graphs (2), (3), and (4), respectively; and*

23 (3) *in paragraph (3) (as so redesignated)—*

1 (A) by striking “agricultural water en-
2 hancement program” and inserting “regional
3 conservation partnership program”; and

4 (B) by striking “1240I(g)” and inserting
5 “1271C(c)(3)”.

6 (b) *EFFECTIVE DATE.*—*The amendments made by this*
7 *section shall take effect on October 1, 2013.*

8 **SEC. 2605. REVIEW OF CONSERVATION PRACTICE STAND-**
9 **ARDS.**

10 *Section 1242(h)(1)(A) of the Food Security Act of 1985*
11 *(16 U.S.C. 3842(h)(1)(A)) is amended by striking “the*
12 *Food, Conservation, and Energy Act of 2008” and inserting*
13 *“the Federal Agriculture Reform and Risk Management Act*
14 *of 2013”.*

15 **SEC. 2606. ADMINISTRATIVE REQUIREMENTS APPLICABLE**
16 **TO ALL CONSERVATION PROGRAMS.**

17 (a) *IN GENERAL.*—*Section 1244 of the Food Security*
18 *Act of 1985 (16 U.S.C. 3844) is amended—*

19 (1) *in subsection (a)(2), by adding at the end the*
20 *following new subparagraph:*

21 “(E) *Veteran farmers or ranchers (as de-*
22 *finied in section 2501(e) of the Food, Agriculture,*
23 *Conservation, and Trade Act of 1990 (7 U.S.C.*
24 *2279(e)).”;*

1 (2) in subsection (d), by inserting “, H, and I”
2 before the period at the end;

3 (3) in subsection (f)—

4 (A) in paragraph (1)(B), by striking “coun-
5 try” and inserting “county”; and

6 (B) in paragraph (3), by striking “sub-
7 section (c)(2)(B) or (f)(4)” and inserting “sub-
8 section (c)(2)(A)(ii) or (f)(2)”;

9 (4) in subsection (h)(2), by inserting “, includ-
10 ing, to the extent practicable, practices that maximize
11 benefits for honey bees” after “pollinators”; and

12 (5) by adding at the end the following new sub-
13 sections:

14 “(j) *IMPROVED ADMINISTRATIVE EFFICIENCY AND EF-*
15 *ECTIVENESS.*—*In administrating a conservation program*
16 *under this title, the Secretary shall, to the maximum extent*
17 *practicable—*

18 “(1) *seek to reduce administrative burdens and*
19 *costs to producers by streamlining conservation plan-*
20 *ning and program resources; and*

21 “(2) *take advantage of new technologies to en-*
22 *hance efficiency and effectiveness.*

23 “(k) *RELATION TO OTHER PAYMENTS.*—*Any payment*
24 *received by an owner or operator under this title, including*
25 *an easement payment or rental payment, shall be in addi-*

1 tion to, and not affect, the total amount of payments that
2 the owner or operator is otherwise eligible to receive under
3 any of the following:

4 “(1) This Act.

5 “(2) The Agricultural Act of 1949 (7 U.S.C.
6 1421 *et seq.*).

7 “(3) The Federal Agriculture Reform and Risk
8 Management Act of 2013.

9 “(4) Any law that succeeds a law specified in
10 paragraph (1), (2), or (3).”

11 (b) *EFFECTIVE DATE.*—The amendments made by this
12 section shall take effect on October 1, 2013.

13 **SEC. 2607. STANDARDS FOR STATE TECHNICAL COMMIT-**
14 **TEES.**

15 Section 1261(b) of the Food Security Act of 1985 (16
16 U.S.C. 3861(b)) is amended by striking “Not later than 180
17 days after the date of enactment of the Food, Conservation,
18 and Energy Act of 2008, the Secretary shall develop” and
19 inserting “The Secretary shall review and update as nec-
20 essary”.

21 **SEC. 2608. RULEMAKING AUTHORITY.**

22 Subtitle E of title XII of the Food Security Act of 1985
23 (16 U.S.C. 3841 *et seq.*) is amended by adding at the end
24 the following new section:

1 **“SEC. 1246. REGULATIONS.**

2 “(a) *IN GENERAL.*—*The Secretary shall promulgate*
3 *such regulations as are necessary to implement programs*
4 *under this title, including such regulations as the Secretary*
5 *determines to be necessary to ensure a fair and reasonable*
6 *application of the limitations established under section*
7 *1244(f).*

8 “(b) *RULEMAKING PROCEDURE.*—*The promulgation of*
9 *regulations and administration of programs under this*
10 *title—*

11 “(1) *shall be carried out without regard to—*

12 “(A) *the Statement of Policy of the Sec-*
13 *retary effective July 24, 1971 (36 Fed. Reg.*
14 *13804), relating to notices of proposed rule-*
15 *making and public participation in rulemaking;*
16 *and*

17 “(B) *chapter 35 of title 44, United States*
18 *Code (commonly known as the Paperwork Re-*
19 *duction Act); and*

20 “(2) *shall be made pursuant to section 553 of*
21 *title 5, United States Code, including by interim*
22 *rules effective on publication under the authority pro-*
23 *vided in subparagraph (B) of subsection (b) of such*
24 *section if the Secretary determines such interim rules*
25 *to be needed and final rules, with an opportunity for*
26 *notice and comment, no later than 21 months after*

1 *the date of the enactment of the Federal Agriculture*
2 *Reform and Risk Management Act of 2013.”.*

3 **SEC. 2609. WETLANDS MITIGATION.**

4 *Section 1222 of the Food Security Act of 1985 (16*
5 *U.S.C. 3822) is amended—*

6 *(1) in subsection (f)—*

7 *(A) in paragraph (2)(D), by striking “un-*
8 *less more acreage is needed to provide equivalent*
9 *functions and values that will be lost as a result*
10 *of the wetland conversion to be mitigated”; and*

11 *(B) in paragraph (2)(E)—*

12 *(i) by inserting “not” before “greater*
13 *than”; and*

14 *(ii) by striking “if more acreage is*
15 *needed to provide equivalent functions and*
16 *values that will be lost as a result of the*
17 *wetland conversion that is mitigated”; and*

18 *(2) by striking subsection (g).*

19 **SEC. 2610. LESSER PRAIRIE-CHICKEN CONSERVATION RE-**
20 **PORT.**

21 *(a) IN GENERAL.—Not later than 90 days after the*
22 *date of enactment of this Act, the Secretary shall submit*
23 *to the Committee on Agriculture of the House of Representa-*
24 *tives and the Committee on Agriculture, Nutrition, and*
25 *Forestry of the Senate a report containing the results of*

1 *a review and analysis of each of the programs administered*
2 *by the Secretary that pertain to the conservation of the less-*
3 *er prairie-chicken, including the conservation reserve pro-*
4 *gram, the environmental quality incentives program, the*
5 *wildlife habitat incentive program, and the Lesser Prairie-*
6 *Chicken Initiative.*

7 (b) *CONTENTS.*—*The Secretary shall include in the re-*
8 *port required by this section, at a minimum—*

9 (1) *with respect to each program described in*
10 *subsection (a) as it relates to the conservation of the*
11 *lesser prairie-chicken, findings regarding—*

12 (A) *the cost of the program to the Federal*
13 *Government, impacted State governments, and*
14 *the private sector;*

15 (B) *the conservation effectiveness of the pro-*
16 *gram; and*

17 (C) *the cost-effectiveness of the program;*
18 *and*

19 (2) *a ranking of the programs described in sub-*
20 *section (a) based on their relative cost-effectiveness.*

1 ***Subtitle H—Repeal of Superseded***
2 ***Program Authorities and Tran-***
3 ***sitional Provisions; Technical***
4 ***Amendments***

5 ***SEC. 2701. COMPREHENSIVE CONSERVATION ENHANCE-***
6 ***MENT PROGRAM.***

7 (a) *REPEAL.*—Section 1230 of the Food Security Act
8 of 1985 (16 U.S.C. 3830) is repealed.

9 (b) *CONFORMING AMENDMENT.*—The heading of chap-
10 ter 1 of subtitle D of title XII of the Food Security Act
11 of 1985 (16 U.S.C. 3830 et seq.) is amended to read as fol-
12 lows: “**CONSERVATION RESERVE**”.

13 ***SEC. 2702. EMERGENCY FORESTRY CONSERVATION RE-***
14 ***SERVE PROGRAM.***

15 (a) *REPEAL.*—Section 1231A of the Food Security Act
16 of 1985 (16 U.S.C. 3831a) is repealed.

17 (b) *TRANSITIONAL PROVISIONS.*—

18 (1) *EFFECT ON EXISTING CONTRACTS.*—The
19 amendment made by this section shall not affect the
20 validity or terms of any contract entered into by the
21 Secretary of Agriculture under section 1231A of the
22 Food Security Act of 1985 (16 U.S.C. 3831a) before
23 October 1, 2013, or any payments required to be
24 made in connection with the contract.

1 (2) *FUNDING.*—*The Secretary may use funds*
2 *made available to carry out the conservation reserve*
3 *program under subchapter B of chapter 1 of subtitle*
4 *D of title XII of the Food Security Act of 1985 (16*
5 *U.S.C. 3831 et seq.) to continue to carry out contracts*
6 *referred to in paragraph (1) using the provisions of*
7 *law and regulation applicable to such contracts as*
8 *they existed on September 30, 2013.*

9 (c) *EFFECTIVE DATE.*—*The amendment made by this*
10 *section shall take effect on October 1, 2013.*

11 **SEC. 2703. WETLANDS RESERVE PROGRAM.**

12 (a) *REPEAL.*—*Subchapter C of chapter 1 of subtitle*
13 *D of title XII of the Food Security Act of 1985 (16 U.S.C.*
14 *3837 et seq.) is repealed.*

15 (b) *TRANSITIONAL PROVISIONS.*—

16 (1) *EFFECT ON EXISTING CONTRACTS.*—*The*
17 *amendment made by this section shall not affect the*
18 *validity or terms of any contract entered into by the*
19 *Secretary of Agriculture under subchapter C of chap-*
20 *ter 1 of subtitle D of title XII of the Food Security*
21 *Act of 1985 (16 U.S.C. 3837 et seq.) before October 1,*
22 *2013, or any payments required to be made in con-*
23 *nection with the contract.*

24 (2) *FUNDING.*—*The Secretary may use funds*
25 *made available to carry out the agricultural conserva-*

1 *tion easement program under subtitle H of title XII*
2 *of the Food Security Act of 1985, as added by section*
3 *2301 of this Act, to continue to carry out contracts*
4 *referred to in paragraph (1) using the provisions of*
5 *law and regulation applicable to such contracts as*
6 *they existed on September 30, 2013.*

7 *(c) EFFECTIVE DATE.—The amendment made by this*
8 *section shall take effect on October 1, 2013.*

9 **SEC. 2704. FARMLAND PROTECTION PROGRAM AND FARM**
10 **VIABILITY PROGRAM.**

11 *(a) REPEAL.—Subchapter C of chapter 2 of subtitle*
12 *D of title XII of the Food Security Act of 1985 (16 U.S.C.*
13 *3838h et seq.) is repealed.*

14 *(b) CONFORMING AMENDMENT.—The heading of chap-*
15 *ter 2 of subtitle D of title XII of the Food Security Act*
16 *of 1985 (16 U.S.C. 3838 et seq.) is amended by striking*
17 **“AND FARMLAND PROTECTION”.**

18 *(c) TRANSITIONAL PROVISIONS.—*

19 *(1) EFFECT ON EXISTING CONTRACTS.—The*
20 *amendments made by this section shall not affect the*
21 *validity or terms of any contract entered into by the*
22 *Secretary of Agriculture under subchapter C of chap-*
23 *ter 2 of subtitle D of title XII of the Food Security*
24 *Act of 1985 (16 U.S.C. 3838h et seq.) before October*

1 1, 2013, or any payments required to be made in con-
2 nection with the contract.

3 (2) *FUNDING.*—The Secretary may use funds
4 made available to carry out the agricultural conserva-
5 tion easement program under subtitle H of title XII
6 of the Food Security Act of 1985, as added by section
7 2301 of this Act, to continue to carry out contracts
8 referred to in paragraph (1) using the provisions of
9 law and regulation applicable to such contracts as
10 they existed on September 30, 2013.

11 (d) *EFFECTIVE DATE.*—The amendments made by this
12 section shall take effect on October 1, 2013.

13 **SEC. 2705. GRASSLAND RESERVE PROGRAM.**

14 (a) *REPEAL.*—Subchapter D of chapter 2 of subtitle
15 D of title XII of the Food Security Act of 1985 (16 U.S.C.
16 3838n et seq.) is repealed.

17 (b) *TRANSITIONAL PROVISIONS.*—

18 (1) *EFFECT ON EXISTING CONTRACTS.*—The
19 amendment made by this section shall not affect the
20 validity or terms of any contract entered into by the
21 Secretary of Agriculture under subchapter D of chap-
22 ter 2 of subtitle D of title XII of the Food Security
23 Act of 1985 (16 U.S.C. 3838n et seq.) before October
24 1, 2013, or any payments required to be made in con-
25 nection with the contract.

1 *the Food Security Act of 1985, as added by section*
2 *2401 of this Act, to continue to carry out contracts*
3 *referred to in paragraph (1) using the provisions of*
4 *law and regulation applicable to such contracts as*
5 *they existed on September 30, 2013.*

6 *(c) EFFECTIVE DATE.—The amendment made by this*
7 *section shall take effect on October 1, 2013.*

8 **SEC. 2707. WILDLIFE HABITAT INCENTIVE PROGRAM.**

9 *(a) REPEAL.—Section 1240N of the Food Security Act*
10 *of 1985 (16 U.S.C. 3839bb–1) is repealed.*

11 *(b) TRANSITIONAL PROVISIONS.—*

12 *(1) EFFECT ON EXISTING CONTRACTS.—The*
13 *amendment made by this section shall not affect the*
14 *validity or terms of any contract entered into by the*
15 *Secretary of Agriculture under section 1240N of the*
16 *Food Security Act of 1985 (16 U.S.C. 3839bb–1) be-*
17 *fore October 1, 2013, or any payments required to be*
18 *made in connection with the contract.*

19 *(2) FUNDING.—The Secretary may use funds*
20 *made available to carry out the environmental qual-*
21 *ity incentives program under chapter 4 of subtitle D*
22 *of title XII of the Food Security Act of 1985 (16*
23 *U.S.C. 3839aa et seq.) to continue to carry out con-*
24 *tracts referred to in paragraph (1) using the provi-*

1 *sions of law and regulation applicable to such con-*
2 *tracts as they existed on September 30, 2013.*

3 *(c) EFFECTIVE DATE.—The amendment made by this*
4 *section shall take effect on October 1, 2013.*

5 **SEC. 2708. GREAT LAKES BASIN PROGRAM.**

6 *(a) REPEAL.—Section 1240P of the Food Security Act*
7 *of 1985 (16 U.S.C. 3839bb–3) is repealed.*

8 *(b) EFFECTIVE DATE.—The amendment made by this*
9 *section shall take effect on October 1, 2013.*

10 **SEC. 2709. CHESAPEAKE BAY WATERSHED PROGRAM.**

11 *(a) REPEAL.—Section 1240Q of the Food Security Act*
12 *of 1985 (16 U.S.C. 3839bb–4) is repealed.*

13 *(b) TRANSITIONAL PROVISIONS.—*

14 *(1) EFFECT ON EXISTING CONTRACTS.—The*
15 *amendment made by this section shall not affect the*
16 *validity or terms of any contract entered into by the*
17 *Secretary of Agriculture under section 1240Q of the*
18 *Food Security Act of 1985 (16 U.S.C. 3839bb–4) be-*
19 *fore October 1, 2013, or any payments required to be*
20 *made in connection with the contract.*

21 *(2) FUNDING.—The Secretary may use funds*
22 *made available to carry out the regional conservation*
23 *partnership program under subtitle I of title XII of*
24 *the Food Security Act of 1985, as added by section*
25 *2401 of this Act, to continue to carry out contracts*

1 referred to in paragraph (1) using the provisions of
2 law and regulation applicable to such contracts as
3 they existed on September 30, 2013.

4 (c) *EFFECTIVE DATE.*—The amendment made by this
5 section shall take effect on October 1, 2013.

6 **SEC. 2710. COOPERATIVE CONSERVATION PARTNERSHIP**
7 **INITIATIVE.**

8 (a) *REPEAL.*—Section 1243 of the Food Security Act
9 of 1985 (16 U.S.C. 3843) is repealed.

10 (b) *TRANSITIONAL PROVISIONS.*—

11 (1) *EFFECT ON EXISTING CONTRACTS.*—The
12 amendment made by this section shall not affect the
13 validity or terms of any contract entered into by the
14 Secretary of Agriculture under section 1243 of the
15 Food Security Act of 1985 (16 U.S.C. 3843) before
16 October 1, 2013, or any payments required to be
17 made in connection with the contract.

18 (2) *FUNDING.*—The Secretary may use funds
19 made available to carry out the regional conservation
20 partnership program under subtitle I of title XII of
21 the Food Security Act of 1985, as added by section
22 2401 of this Act, to continue to carry out contracts
23 referred to in paragraph (1) using the provisions of
24 law and regulation applicable to such contracts as
25 they existed on September 30, 2013.

1 (c) *EFFECTIVE DATE.*—The amendment made by this
2 section shall take effect on October 1, 2013.

3 **SEC. 2711. ENVIRONMENTAL EASEMENT PROGRAM.**

4 Chapter 3 of subtitle D of title XII of the Food Security
5 Act of 1985 (16 U.S.C. 3839 et seq.) is repealed.

6 **SEC. 2712. TECHNICAL AMENDMENTS.**

7 (a) *DEFINITIONS.*—Section 1201(a) of the Food Secu-
8 rity Act of 1985 (16 U.S.C. 3801(a)) is amended in the
9 matter preceding paragraph (1) by striking “E” and insert-
10 ing “I”.

11 (b) *PROGRAM INELIGIBILITY.*—Section 1211(a) of the
12 Food Security Act of 1985 (16 U.S.C. 3811(a)) is amended
13 by striking “predominate” each place it appears and insert-
14 ing “predominant”.

15 (c) *SPECIALTY CROP PRODUCERS.*—Section 1242(i) of
16 the Food Security Act of 1985 (16 U.S.C. 3842(i)) is
17 amended in the header by striking “SPECIALITY” and in-
18 serting “SPECIALTY”.

19 **TITLE III—TRADE**
20 **Subtitle A—Food for Peace Act**

21 **SEC. 3001. GENERAL AUTHORITY.**

22 Section 201 of the Food for Peace Act (7 U.S.C. 1721)
23 is amended—

1 (1) *in the matter preceding paragraph (1), by*
2 *inserting “(to be implemented by the Administrator)”*
3 *after “under this title”; and*

4 (2) *by striking paragraph (7) and the second*
5 *sentence and inserting the following new paragraph:*

6 “*(7) build resilience to mitigate and prevent food*
7 *crises and reduce the future need for emergency aid.*”.

8 **SEC. 3002. SUPPORT FOR ORGANIZATIONS THROUGH**
9 **WHICH ASSISTANCE IS PROVIDED.**

10 *Section 202(e)(1) of the Food for Peace Act (7 U.S.C.*
11 *1722(e)(1)) is amended by striking “13 percent” and insert-*
12 *ing “11 percent”.*

13 **SEC. 3003. FOOD AID QUALITY.**

14 *Section 202(h) of the Food for Peace Act (7 U.S.C.*
15 *1722(h)) is amended—*

16 (1) *in paragraph (1)—*

17 (A) *in the matter preceding subparagraph*

18 (A)—

19 (i) *by striking “The Administrator*
20 *shall use funds made available for fiscal*
21 *year 2009” and inserting “In consultation*
22 *with the Secretary, the Administrator shall*
23 *use funds made available for fiscal year*
24 *2013”; and*

1 (ii) by inserting “to establish a mecha-
2 nism” after “this title”;

3 (B) by striking “and” at the end of sub-
4 paragraph (B); and

5 (C) by striking subparagraph (C) and in-
6 serting the following new subparagraphs:

7 “(C) to evaluate, as necessary, the use of
8 current and new agricultural commodities and
9 products thereof in different program settings
10 and for particular recipient groups, including
11 the testing of prototypes;

12 “(D) to establish and implement appro-
13 priate protocols for quality assurance of food
14 products procured by the Secretary for food aid
15 programs; and

16 “(E) to periodically update program guide-
17 lines on the recommended use of agricultural
18 commodities and food products in food aid pro-
19 grams to reflect findings from the implementa-
20 tion of this subsection and other relevant infor-
21 mation.”;

22 (2) in paragraph (2), by striking “The Adminis-
23 trator” and inserting “In consultation with the Sec-
24 retary, the Administrator”; and

1 (3) in paragraph (3), by striking “section
2 207(f)” and all that follows through the period at the
3 end and inserting the following: “section 207(f)—

4 “(A) for fiscal years 2009 through 2013, not
5 more than \$4,500,000 may be used to carry out
6 this subsection; and

7 “(B) for fiscal years 2014 through 2018, not
8 more than \$1,000,000 may be used to carry out
9 this subsection.”.

10 **SEC. 3004. MINIMUM LEVELS OF ASSISTANCE.**

11 Section 204(a) of the Food for Peace Act (7 U.S.C.
12 1724(a)) is amended—

13 (1) in paragraph (1), by striking “2012” and in-
14 serting “2018”; and

15 (2) in paragraph (2), by striking “2012” and in-
16 serting “2018”.

17 **SEC. 3005. FOOD AID CONSULTATIVE GROUP.**

18 (a) **MEMBERSHIP.**—Section 205(b) of the Food for
19 Peace Act (7 U.S.C. 1725(b)) is amended—

20 (1) by striking “and” at the end of paragraph
21 (6);

22 (2) by redesignating paragraph (7) as para-
23 graph (8); and

24 (3) by inserting after paragraph (6) the fol-
25 lowing new paragraph:

1 “(7) representatives from the United States agri-
2 cultural processing sector involved in providing agri-
3 cultural commodities for programs under this Act;
4 and”.

5 (b) CONSULTATION.—Section 205(d) of the Food for
6 Peace Act (7 U.S.C. 1725(d)) is amended—

7 (1) by striking the first sentence and inserting
8 the following:

9 “(1) CONSULTATION IN ADVANCE OF ISSUANCE
10 OF IMPLEMENTATION REGULATIONS, HANDBOOKS, AND
11 GUIDELINES.—Not later than 45 days before a pro-
12 posed regulation, handbook, or guideline imple-
13 menting this title, or a proposed significant revision
14 to a regulation, handbook, or guideline implementing
15 this title, becomes final, the Administrator shall pro-
16 vide the proposal to the Group for review and com-
17 ment.”; and

18 (2) by adding at the end the following new para-
19 graph:

20 “(2) CONSULTATION REGARDING FOOD AID QUAL-
21 ITY EFFORTS.—The Administrator shall seek input
22 from and consult with the Group on the implementa-
23 tion of section 202(h).”.

1 (c) *REAUTHORIZATION*.—Section 205(f) of the Food for
2 *Peace Act* (7 U.S.C. 1725(f)) is amended by striking “2012”
3 and inserting “2018”.

4 **SEC. 3006. OVERSIGHT, MONITORING, AND EVALUATION.**

5 (a) *REGULATIONS AND GUIDANCE*.—Section 207(c) of
6 the *Food for Peace Act* (7 U.S.C. 1726a(c)) is amended—

7 (1) in the subsection heading, by inserting “AND
8 *GUIDANCE*” after “*REGULATIONS*”;

9 (2) in paragraph (1), by adding at the end the
10 following new sentence: “Not later than 270 days
11 after the date of the enactment of the *Federal Agri-
12 culture Reform and Risk Management Act of 2013*,
13 the Administrator shall issue all regulations and revi-
14 sions to agency guidance necessary to implement the
15 amendments made to this title by such Act.”; and

16 (3) in paragraph (2), by inserting “and guid-
17 ance” after “develop regulations”.

18 (b) *FUNDING*.—Section 207(f) of the *Food for Peace*
19 *Act* (7 U.S.C. 1726a(f)) is amended—

20 (1) in paragraph (2)—

21 (A) by inserting “and” at the end of sub-
22 paragraph (D);

23 (B) by striking “; and” at the end of sub-
24 paragraph (E) and inserting the period; and

25 (C) by striking subparagraph (F);

1 (2) *by striking paragraphs (3) and (4); and*

2 (3) *by redesignating paragraphs (5) and (6) as*
3 *paragraphs (3) and (4), respectively; and*

4 (4) *in paragraph (4) (as so redesignated)—*

5 (A) *in subparagraph (A), by striking*
6 *“2012” and all that follows through the period at*
7 *the end and inserting “2013, and up to*
8 *\$10,000,000 of such funds for each of fiscal years*
9 *2014 through 2018.”; and*

10 (B) *in subparagraph (B)(i), by striking*
11 *“2012” and inserting “2018”.*

12 (c) *IMPLEMENTATION REPORTS.—Not later than 270*
13 *days after the date of the enactment of this Act, the Admin-*
14 *istrator of the Agency for International Development shall*
15 *submit to the Committee on Agriculture, Nutrition, and*
16 *Forestry of the Senate and the Committees on Agriculture*
17 *and Foreign Affairs of the House of Representatives a re-*
18 *port describing—*

19 (1) *the implementation of section 207(c) of the*
20 *Food for Peace Act (7 U.S.C. 1726a(e));*

21 (2) *the surveys, studies, monitoring, reporting,*
22 *and audit requirements for programs conducted under*
23 *title II of such Act (7 U.S.C. 1721 et seq.) by an eligi-*
24 *ble organization that is a nongovernmental organiza-*

1 *tion (as such term is defined in section 402 of such*
2 *Act (7 U.S.C. 1732)); and*

3 *(3) the surveys, studies, monitoring, reporting,*
4 *and audit requirements for such programs by an eli-*
5 *gible organization that is an intergovernmental orga-*
6 *nization, such as the World Food Program or other*
7 *multilateral organization.*

8 **SEC. 3007. ASSISTANCE FOR STOCKPILING AND RAPID**
9 **TRANSPORTATION, DELIVERY, AND DIS-**
10 **TRIBUTION OF SHELF-STABLE PREPACKAGED**
11 **FOODS.**

12 *Section 208(f) of the Food for Peace Act (7 U.S.C.*
13 *1726b(f)) is amended by striking “2012” and inserting*
14 *“2018”.*

15 **SEC. 3008. GENERAL PROVISIONS.**

16 *(a) IMPACT ON LOCAL FARMERS AND ECONOMY.—Sec-*
17 *tion 403(b) of the Food for Peace Act (7 U.S.C. 1733(b))*
18 *is amended by adding at the end the following new sentence:*
19 *“The Secretary or the Administrator, as appropriate, shall*
20 *seek information, as part of the regular proposal and sub-*
21 *mission process, from implementing agencies on the poten-*
22 *tial benefits to the local economy of sales of agricultural*
23 *commodities within the recipient country.”.*

1 **(b) PREVENTION OF PRICE DISRUPTIONS.**—Section
2 403(e) of the Food for Peace Act (7 U.S.C. 1733(e)) is
3 amended—

4 (1) in paragraph (2), by striking “reasonable
5 market price” and inserting “fair market value”; and

6 (2) by adding at the end the following new para-
7 graph:

8 “(3) **COORDINATION ON ASSESSMENTS.**—The
9 Secretary and the Administrator shall coordinate in
10 assessments to carry out paragraph (1) and in the de-
11 velopment of approaches to be used by implementing
12 agencies for determining the fair market value de-
13 scribed in paragraph (2).”.

14 **(c) REPORT ON USE OF FUNDS.**—Section 403 of the
15 Food for Peace Act (7 U.S.C. 1733) is amended by adding
16 at the end the following new subsection:

17 “(m) **REPORT ON USE OF FUNDS.**—Not later than 180
18 days after the date of the enactment of the Federal Agri-
19 culture Reform and Risk Management Act of 2013, and an-
20 nually thereafter, the Administrator shall submit to Con-
21 gress a report—

22 “(1) specifying the amount of funds (including
23 funds for administrative costs, indirect cost recovery,
24 and internal transportation, storage and handling,
25 and associated distribution costs) provided to each eli-

1 *gible organization that received assistance under this*
2 *Act in the previous fiscal year; and*

3 *“(2) describing how those funds were used by the*
4 *eligible organization.”.*

5 **SEC. 3009. PREPOSITIONING OF AGRICULTURAL COMMOD-**
6 **ITIES.**

7 *Section 407(c)(4) of the Food for Peace Act (7 U.S.C.*
8 *1736a(c)(4)) is amended—*

9 *(1) in subparagraph (A)—*

10 *(A) by striking “2012” and inserting*
11 *“2018”; and*

12 *(B) by striking “for each such fiscal year*
13 *not more than \$10,000,000 of such funds” and*
14 *inserting “for each of fiscal years 2001 through*
15 *2013 not more than \$10,000,000 of such funds*
16 *and for each of fiscal years 2014 through 2018*
17 *not more than \$15,000,000 of such funds”; and*

18 *(2) by striking subparagraph (B) and inserting*
19 *the following new subparagraph:*

20 *“(B) ADDITIONAL PREPOSITIONING*
21 *SITES.—The Administrator may establish addi-*
22 *tional sites for prepositioning in foreign coun-*
23 *tries or change the location of current sites for*
24 *prepositioning in foreign countries after con-*
25 *ducting, and based on the results of, assessments*

1 *of need, the availability of appropriate tech-*
2 *nology for long-term storage, feasibility, and*
3 *cost.”.*

4 **SEC. 3010. ANNUAL REPORT REGARDING FOOD AID PRO-**
5 **GRAMS AND ACTIVITIES.**

6 *Section 407(f)(1) of the Food for Peace Act (7 U.S.C.*
7 *1736a(f)(1)) is amended—*

8 (1) *in the paragraph heading, by striking “AGRI-*
9 *CULTURAL TRADE” and inserting “FOOD AID”;*

10 (2) *in subparagraph (B)(ii), by inserting before*
11 *the semicolon at the end the following: “and the total*
12 *number of beneficiaries of the project and the activi-*
13 *ties carried out through such project”;* and

14 (3) *in subparagraph (B)(iii)—*

15 (A) *in the matter preceding subclause (I),*
16 *by inserting “, and the total number of bene-*
17 *ficiaries in,” after “commodities made available*
18 *to”;*

19 (B) *by striking “and” at the end of sub-*
20 *clause (I);*

21 (C) *by inserting “and” at the end of sub-*
22 *clause (II); and*

23 (D) *by inserting after subclause (II) the fol-*
24 *lowing new subclause:*

1 “(III) the McGovern-Dole Inter-
2 national Food for Education and Child
3 Nutrition Program established by sec-
4 tion 3107 of the Farm Security and
5 Rural Investment Act of 2002 (7
6 U.S.C. 1736o-1);”.

7 **SEC. 3011. DEADLINE FOR AGREEMENTS TO FINANCE SALES**
8 **OR TO PROVIDE OTHER ASSISTANCE.**

9 Section 408 of the Food for Peace Act (7 U.S.C. 1736b)
10 is amended by striking “2012” and inserting “2018”.

11 **SEC. 3012. AUTHORIZATION OF APPROPRIATIONS.**

12 (a) **AUTHORIZATION OF APPROPRIATIONS.**—Section
13 412(a)(1) of the Food for Peace Act (7 U.S.C. 1736f(a)(1))
14 is amended by striking “for fiscal year 2008 and each fiscal
15 year thereafter, \$2,500,000,000” and inserting
16 “\$2,500,000,000 for each of fiscal years 2008 through 2013
17 and \$2,000,000,000 for each of fiscal years 2014 through
18 2018”.

19 (b) **MINIMUM LEVEL OF NONEMERGENCY FOOD AS-**
20 **SISTANCE.**—Paragraph (1) of section 412(e) of the Food for
21 Peace Act (7 U.S.C. 1736f(e)) is amended to read as follows:

22 “(1) **FUNDS AND COMMODITIES.**—For each of fis-
23 cal years 2014 through 2018, of the amounts made
24 available to carry out emergency and nonemergency
25 food assistance programs under title II, not less than

1 ***Subtitle B—Agricultural Trade Act***
2 ***of 1978***

3 ***SEC. 3101. FUNDING FOR EXPORT CREDIT GUARANTEE PRO-***
4 ***GRAM.***

5 *Section 211(b) of the Agricultural Trade Act of 1978*
6 *(7 U.S.C. 5641(b)) is amended by striking “2012” and in-*
7 *serting “2018”.*

8 ***SEC. 3102. FUNDING FOR MARKET ACCESS PROGRAM.***

9 *Section 211(c)(1)(A) of the Agricultural Trade Act of*
10 *1978 (7 U.S.C. 5641(c)(1)(A)) is amended by striking*
11 *“2012” and inserting “2018”.*

12 ***SEC. 3103. FOREIGN MARKET DEVELOPMENT COOPERATOR***
13 ***PROGRAM.***

14 *Section 703(a) of the Agricultural Trade Act of 1978*
15 *(7 U.S.C. 5723(a)) is amended by striking “2012” and in-*
16 *serting “2018”.*

17 ***Subtitle C—Other Agricultural***
18 ***Trade Laws***

19 ***SEC. 3201. FOOD FOR PROGRESS ACT OF 1985.***

20 *(a) EXTENSION.—The Food for Progress Act of 1985*
21 *(7 U.S.C. 1736o) is amended—*

22 *(1) in subsection (f)(3), by striking “2012” and*
23 *inserting “2018”;*

24 *(2) in subsection (g), by striking “2012” and in-*
25 *serting “2018”;*

1 (3) in subsection (k), by striking “2012” and in-
2 serting “2018”; and

3 (4) in subsection (l)(1), by striking “2012” and
4 inserting “2018”.

5 (b) *REPEAL OF COMPLETED PROJECT.*—Subsection (f)
6 of the Food for Progress Act of 1985 (7 U.S.C. 1736o) is
7 amended by striking paragraph (6).

8 **SEC. 3202. BILL EMERSON HUMANITARIAN TRUST ACT.**

9 Section 302 of the Bill Emerson Humanitarian Trust
10 Act (7 U.S.C. 1736f–1) is amended—

11 (1) in subsection (b)(2)(B)(i), by striking “2012”
12 both places it appears and inserting “2018”; and

13 (2) in subsection (h), by striking “2012” both
14 places it appears and inserting “2018”.

15 **SEC. 3203. PROMOTION OF AGRICULTURAL EXPORTS TO**
16 **EMERGING MARKETS.**

17 (a) *DIRECT CREDITS OR EXPORT CREDIT GUARAN-*
18 *TEES.*—Section 1542(a) of the Food, Agriculture, Conserva-
19 tion, and Trade Act of 1990 (Public Law 101–624; 7 U.S.C.
20 5622 note) is amended by striking “2012” and inserting
21 “2018”.

22 (b) *DEVELOPMENT OF AGRICULTURAL SYSTEMS.*—
23 Section 1542(d)(1)(A)(i) of the Food, Agriculture, Con-
24 servation, and Trade Act of 1990 (Public Law 101–624;

1 7 U.S.C. 5622 note) is amended by striking “2012” and
2 inserting “2018”.

3 **SEC. 3204. MCGOVERN-DOLE INTERNATIONAL FOOD FOR**
4 **EDUCATION AND CHILD NUTRITION PRO-**
5 **GRAM.**

6 (a) *REAUTHORIZATION.*—Section 3107(l)(2) of the
7 *Farm Security and Rural Investment Act of 2002* (7 U.S.C.
8 17360–1(l)(2)) is amended by striking “2012” and insert-
9 ing “2018”.

10 (b) *TECHNICAL CORRECTION.*—Section 3107(d) of the
11 *Farm Security and Rural Investment Act of 2002* (7 U.S.C.
12 17360–1(d)) is amended by striking “to” in the matter pre-
13 ceding paragraph (1).

14 **SEC. 3205. TECHNICAL ASSISTANCE FOR SPECIALTY CROPS.**

15 (a) *PURPOSE.*—Section 3205(b) of the *Farm Security*
16 *and Rural Investment Act of 2002* (7 U.S.C. 5680(b)) is
17 amended by striking “related barriers to trade” and insert-
18 ing “technical barriers to trade”.

19 (b) *FUNDING.*—Section 3205(e)(2) of the *Farm Secu-*
20 *rity and Rural Investment Act of 2002* (7 U.S.C.
21 5680(e)(2)) is amended—

22 (1) by inserting “and” at the end of subpara-
23 graph (C); and

24 (2) by striking subparagraphs (D) and (E) and
25 inserting the following new subparagraph:

1 “(D) \$9,000,000 for each of fiscal years
2 2011 through 2018.”.

3 (c) *U.S. ATLANTIC SPINY DOGFISH STUDY.*—Not later
4 than 90 days after the date of the enactment of this Act,
5 the Secretary shall conduct an economic study on the exist-
6 ing market in the United States for U.S. Atlantic Spiny
7 Dogfish.

8 **SEC. 3206. GLOBAL CROP DIVERSITY TRUST.**

9 Section 3202(c) of the Food, Conservation, and Energy
10 Act of 2008 (Public Law 110–246; 22 U.S.C. 2220a note)
11 is amended by striking “section” and all that follows
12 through the period and inserting the following: “section—

13 “(1) \$60,000,000 for the period of fiscal years
14 2008 through 2013; and

15 “(2) \$50,000,000 for the period of fiscal years
16 2014 through 2018.”.

17 **SEC. 3207. UNDER SECRETARY OF AGRICULTURE FOR FOR-**
18 **EIGN AGRICULTURAL SERVICES.**

19 (a) *IN GENERAL.*—Subtitle B of the Department of Ag-
20 riculture Reorganization Act of 1994 is amended by insert-
21 ing after section 225 (7 U.S.C. 6931) the following new sec-
22 tion:

1 **“SEC. 225A. UNDER SECRETARY OF AGRICULTURE FOR FOR-**
2 **EIGN AGRICULTURAL SERVICES.**

3 *“(a) AUTHORIZATION.—The Secretary is authorized to*
4 *establish in the Department the position of Under Secretary*
5 *of Agriculture for Foreign Agricultural Services.*

6 *“(b) CONFIRMATION REQUIRED.—If the Secretary es-*
7 *tablishes the position of Under Secretary of Agriculture for*
8 *Foreign Agricultural Services under subsection (a), the*
9 *Under Secretary shall be appointed by the President, by*
10 *and with the advice and consent of the Senate.*

11 *“(c) FUNCTIONS OF UNDER SECRETARY.—*

12 *“(1) PRINCIPAL FUNCTIONS.—Upon establish-*
13 *ment, the Secretary shall delegate to the Under Sec-*
14 *retary of Agriculture for Foreign Agricultural Serv-*
15 *ices those functions under the jurisdiction of the De-*
16 *partment that are related to foreign agricultural serv-*
17 *ices.*

18 *“(2) ADDITIONAL FUNCTIONS.—The Under Sec-*
19 *retary of Agriculture for Foreign Agricultural Serv-*
20 *ices shall perform such other functions as may be re-*
21 *quired by law or prescribed by the Secretary.*

22 *“(d) SUCCESSION.—Any official who is serving as*
23 *Under Secretary of Agriculture for Farm and Foreign Agri-*
24 *cultural Services on the date of the enactment of this section*
25 *and who was appointed by the President, by and with the*
26 *advice and consent of the Senate, shall not be required to*

1 *be reappointed under subsection (b) or section 225(b) to the*
2 *successor position authorized under subsection (a) or section*
3 *225(a) if the Secretary establishes the position, and the offi-*
4 *cial occupies the new position, with 180 days after the date*
5 *of the enactment of this section (or such later date set by*
6 *the Secretary if litigation delays rapid succession).”.*

7 *(b) CONFORMING AMENDMENTS.—Section 225 of the*
8 *Department of Agriculture Reorganization Act of 1994 (7*
9 *U.S.C. 6931) is amended—*

10 *(1) by striking “Under Secretary of Agriculture*
11 *for Farm and Foreign Agricultural Services” each*
12 *place it appears and inserting “Under Secretary of*
13 *Agriculture for Farm Services”; and*

14 *(2) in subsection (c)(1), by striking “and foreign*
15 *agricultural”.*

16 *(c) PERMANENT AUTHORITY.—Section 296(b) of the*
17 *Department of Agriculture Reorganization Act of 1994 (7*
18 *U.S.C. 7014(b)) is amended—*

19 *(1) in paragraph (6)(C), by striking “or” at the*
20 *end;*

21 *(2) in paragraph (7), by striking the period at*
22 *the end and inserting a semicolon; and*

23 *(3) by adding at the end the following new para-*
24 *graph:*

1 “(8) the authority of the Secretary to establish in
2 the Department the position of Under Secretary of
3 Agriculture for Foreign Agricultural Services in ac-
4 cordance with section 225A;”.

5 **SEC. 3208. DEPARTMENT OF AGRICULTURE CERTIFICATES**
6 **OF ORIGIN.**

7 The Secretary of Agriculture shall seek to ensure that
8 Department of Agriculture certificates of origin are accept-
9 ed by any country with respect to which the United States
10 has entered into a free trade agreement providing for pref-
11 erential duty treatment.

12 **TITLE IV—SUPPLEMENTAL NU-**
13 **TRITION ASSISTANCE PRO-**
14 **GRAM**

15 **SEC. 4000. SHORT TITLE.**

16 This title may be cited as the “Nutrition Reform and
17 Work Opportunity Act of 2013”.

18 **SEC. 4001. PREVENTING PAYMENT OF CASH TO RECIPIENTS**
19 **OF SUPPLEMENTAL NUTRITION ASSISTANCE**
20 **BENEFITS FOR THE RETURN OF EMPTY BOT-**
21 **TLES AND CANS USED TO CONTAIN FOOD**
22 **PURCHASED WITH BENEFITS PROVIDED**
23 **UNDER THE PROGRAM.**

24 Section 3(k)(1) of the Food and Nutrition Act of 2008
25 (7 U.S.C. 2012(k)(1)) is amended—

1 (1) *by striking “and hot foods” and inserting*
2 *“hot foods”; and*

3 (2) *by adding at the end the following: “and any*
4 *deposit fee in excess of amount of the State fee reim-*
5 *bursement (if any) required to purchase any food or*
6 *food product contained in a returnable bottle or can,*
7 *regardless of whether such fee is included in the shelf*
8 *price posted for such food or food product,”.*

9 **SEC. 4002. RETAILERS.**

10 (a) *DEFINITION OF RETAIL FOOD STORE.—Section*
11 *3(p)(1)(A) of the Food and Nutrition Act of 2008 (7 U.S.C.*
12 *2012(p)(1)(A)) is amended by striking “at least 2” and in-*
13 *serting “at least 3”.*

14 (b) *ALTERNATIVE BENEFIT DELIVERY.—Section 7(f)*
15 *of the Food and Nutrition Act of 2008 (7 U.S.C. 2016(f))*
16 *is amended—*

17 (1) *by striking paragraph (2) and inserting the*
18 *following:*

19 “(2) *IMPOSITION OF COSTS.—*

20 “(A) *IN GENERAL.—Except as provided in*
21 *subparagraph (B), the Secretary shall require*
22 *participating retailers (including restaurants*
23 *participating in a State option restaurant pro-*
24 *gram intended to serve the elderly, disabled, and*
25 *homeless) to pay 100 percent of the costs of ac-*

1 quiring, and arrange for the implementation of,
2 electronic benefit transfer point-of-sale equipment
3 and supplies.

4 “(B) *EXEMPTIONS.*—The Secretary may ex-
5 empt from subparagraph (A)—

6 “(i) farmers’ markets and other direct-
7 to-consumer markets, military com-
8 missaries, nonprofit food buying coopera-
9 tives, and establishments, organizations,
10 programs, or group living arrangements de-
11 scribed in paragraphs (5), (7), and (8) of
12 section 3(k); and

13 “(ii) establishments described in para-
14 graphs (3), (4), and (9) of section 3(k),
15 other than restaurants participating in a
16 State option restaurant program.”; and

17 (2) by adding at the end the following:

18 “(4) *TERMINATION OF MANUAL VOUCHERS.*—

19 “(A) *IN GENERAL.*—Effective beginning on
20 the effective date of this paragraph, except as
21 provided in subparagraph (B), no State shall
22 issue manual vouchers to a household that re-
23 ceives supplemental nutrition assistance under
24 this Act or allow retailers to accept manual
25 vouchers as payment, unless the Secretary deter-

1 *mines that the manual vouchers are necessary,*
2 *such as in the event of an electronic benefit*
3 *transfer system failure or a disaster situation.*

4 *“(B) EXEMPTIONS.—The Secretary may ex-*
5 *empt categories of retailers or individual retail-*
6 *ers from subparagraph (A) based on criteria es-*
7 *tablished by the Secretary.*

8 *“(5) UNIQUE IDENTIFICATION NUMBER RE-*
9 *QUIRED.—In an effort to enhance the antifraud pro-*
10 *tections of the program, the Secretary shall require all*
11 *parties providing electronic benefit transfer services to*
12 *provide for and maintain a unique business identi-*
13 *fication and a unique terminal identification number*
14 *information through the supplemental nutrition as-*
15 *sistance program electronic benefit transfer trans-*
16 *action routing system. In developing the regulations*
17 *implementing this paragraph, the Secretary shall con-*
18 *sider existing commercial practices for other point-of-*
19 *sale debit transactions. The Secretary shall issue pro-*
20 *posed regulations implementing this paragraph not*
21 *earlier than 2 years after the date of enactment of this*
22 *paragraph.”.*

23 *(c) ELECTRONIC BENEFIT TRANSFERS.—Section*
24 *7(h)(3)(B) of the Food and Nutrition Act of 2008 (7 U.S.C.*
25 *2016(h)(3)(B)) is amended by striking “is operational—”*

1 *and all that follows through “(ii) in the case of other par-*
 2 *ticipating stores,” and inserting “is operational”.*

3 *(d) APPROVAL OF RETAIL FOOD STORES AND WHOLE-*
 4 *SALE FOOD CONCERNS.—Section 9 of the Food and Nutri-*
 5 *tion Act of 2008 (7 U.S.C. 2018) is amended—*

6 *(1) in the 2d sentence of subsection (a)(1) by*
 7 *striking “; and (C)” and inserting “; (C) whether the*
 8 *applicant is located in an area with significantly*
 9 *limited access to food; and (D)”;* and

10 *(2) by adding at the end the following:*

11 *“(g) EBT SERVICE REQUIREMENT.—An approved re-*
 12 *tail food store shall provide adequate EBT service as de-*
 13 *scribed in section 7(h)(3)(B).”.*

14 **SEC. 4003. ENHANCING SERVICES TO ELDERLY AND DIS-**
 15 **ABLED SUPPLEMENTAL NUTRITION ASSIST-**
 16 **ANCE PROGRAM PARTICIPANTS.**

17 *(a) ENHANCING SERVICES TO ELDERLY AND DIS-*
 18 *ABLED PROGRAM PARTICIPANTS.—Section 3(p) of the Food*
 19 *and Nutrition Act of 2008 (7 U.S.C. 2012(p)) is amended—*

20 *(1) in paragraph (3) by striking “and” at the*
 21 *end;*

22 *(2) in paragraph (4) by striking the period at*
 23 *the end and inserting “; and”;* and

24 *(3) by inserting after paragraph (4) the fol-*
 25 *lowing:*

1 “(5) a governmental or private nonprofit food
2 purchasing and delivery service that—

3 “(A) purchases food for, and delivers such
4 food to, individuals who are—

5 “(i) unable to shop for food; and

6 “(ii)(I) not less than 60 years of age;

7 or

8 “(II) physically or mentally handi-
9 capped or otherwise disabled;

10 “(B) clearly notifies the participating
11 household at the time such household places a
12 food order—

13 “(i) of any delivery fee associated with
14 the food purchase and delivery provided to
15 such household by such service; and

16 “(ii) that a delivery fee cannot be paid
17 with benefits provided under supplemental
18 nutrition assistance program; and

19 “(C) sells food purchased for such household
20 at the price paid by such service for such food
21 and without any additional cost markup.”.

22 (b) IMPLEMENTATION.—

23 (1) ISSUANCE OF RULES.—The Secretary of Ag-
24 riculture shall issue regulations that—

1 (A) establish criteria to identify a food pur-
2 chasing and delivery service referred to in sec-
3 tion 3(p)(5) of the Food and Nutrition Act of
4 2008 as amended by this Act; and

5 (B) establish procedures to ensure that such
6 service—

7 (i) does not charge more for a food
8 item than the price paid by the such service
9 for such food item;

10 (ii) offers food delivery service at no or
11 low cost to households under such Act;

12 (iii) ensures that benefits provided
13 under the supplemental nutrition assistance
14 program are used only to purchase food, as
15 defined in section 3 of such Act;

16 (iv) limits the purchase of food, and
17 the delivery of such food, to households eligi-
18 ble to receive services described in section
19 3(p)(5) of such Act as so amended;

20 (v) has established adequate safeguards
21 against fraudulent activities, including un-
22 authorized use of electronic benefit cards
23 issued under such Act; and

24 (vi) such other requirements as the Sec-
25 retary deems to be appropriate.

1 (2) *LIMITATION.*—*Before the issuance of rules*
2 *under paragraph (1), the Secretary of Agriculture*
3 *may not approve more than 20 food purchasing and*
4 *delivery services referred to in section 3(p)(5) of the*
5 *Food and Nutrition Act of 2008 as amended by this*
6 *Act, to participate as retail food stores under the sup-*
7 *plemental nutrition assistance program.*

8 **SEC. 4004. FOOD DISTRIBUTION PROGRAM ON INDIAN RES-**
9 **ERVATIONS.**

10 *Section 4(b)(6)(F) of the Food and Nutrition Act of*
11 *2008 (7 U.S.C. 2013(b)(6)(F)) is amended by striking*
12 *“2012” and inserting “2016”.*

13 **SEC. 4005. UPDATING PROGRAM ELIGIBILITY.**

14 *Section 5 of the Food and Nutrition Act of 2008 (7*
15 *U.S.C. 2014) is amended—*

16 *(1) in the 2d sentence of subsection (a) by strik-*
17 *ing “households in which each member receives bene-*
18 *fits” and inserting “households in which each member*
19 *receives cash assistance”; and*

20 *(2) in subsection (j) by striking “or who receives*
21 *benefits under a State program” and inserting “or*
22 *who receives cash assistance under a State program”.*

1 **SEC. 4006. EXCLUSION OF MEDICAL MARIJUANA FROM EX-**
 2 **CESS MEDICAL EXPENSE DEDUCTION.**

3 *Section 5(e)(5) of the Food and Nutrition Act of 2008*
 4 *(7 U.S.C. 2014(e)(5)) is amended by adding at the end the*
 5 *following:*

6 “(C) *EXCLUSION OF MEDICAL MARI-*
 7 *JUANA.—The Secretary shall promulgate rules to*
 8 *ensure that medical marijuana is not treated as*
 9 *a medical expense for purposes of this para-*
 10 *graph.”.*

11 **SEC. 4007. STANDARD UTILITY ALLOWANCES BASED ON**
 12 **THE RECEIPT OF ENERGY ASSISTANCE PAY-**
 13 **MENTS.**

14 *(a) STANDARD UTILITY ALLOWANCES IN THE SUPPLE-*
 15 *MENTAL NUTRITION ASSISTANCE PROGRAM.—Section*
 16 *5(e)(6)(C) of the Food and Nutrition Act of 2008 (7 U.S.C.*
 17 *2014(e)(6)(C)) is amended—*

18 *(1) in clause (i) by inserting “, subject to clause*
 19 *(iv)” after “Secretary”; and*

20 *(2) by striking subclause (I) of clause (iv) and*
 21 *inserting the following:*

22 “(I) *IN GENERAL.—Subject to*
 23 *subclause (II), if a State agency elects*
 24 *to use a standard utility allowance*
 25 *that reflects heating and cooling costs,*
 26 *the standard utility allowance shall be*

1 *made available to households that re-*
2 *ceived a payment, or on behalf of*
3 *which a payment was made, under the*
4 *Low-Income Home Energy Assistance*
5 *Act of 1981 (42 U.S.C. 8621 et seq.) or*
6 *other similar energy assistance pro-*
7 *gram, if in the current month or in the*
8 *immediately preceding 12 months, the*
9 *household either received such pay-*
10 *ment, or such payment was made on*
11 *behalf of the household, that was great-*
12 *er than \$20 annually, as determined*
13 *by the Secretary.”; and*

14 **(b) CONFORMING AMENDMENT.**—*Section 2605(f)(2)(A)*
15 *of the Low-Income Home Energy Assistance Act of 1981*
16 *(42 U.S.C. 8624(f)(2)(A)) is amended by inserting before*
17 *the semicolon the following: “, except that, for purposes of*
18 *the supplemental nutrition assistance program established*
19 *under the Food and Nutrition Act of 2008 (7 U.S.C. 2011*
20 *et seq.), such payments or allowances were greater than \$20*
21 *annually, consistent with section 5(e)(6)(C)(iv)(I) of that*
22 *Act (7 U.S.C. 2014(e)(6)(C)(iv)(I)), as determined by the*
23 *Secretary of Agriculture”.*

24 **(c) EFFECTIVE DATE AND IMPLEMENTATION.**—

1 (1) *IN GENERAL.*—*Except as provided in para-*
2 *graph (2), this section and the amendments made by*
3 *this section shall take effect on October 1, 2013, and*
4 *shall apply with respect to certification periods that*
5 *begin after such date.*

6 (2) *STATE OPTION TO DELAY IMPLEMENTATION*
7 *FOR CURRENT RECIPIENTS.*—*A State may, at the op-*
8 *tion of the State, implement a policy that eliminates*
9 *or reduces the effect of the amendments made by this*
10 *section on households that received a standard utility*
11 *allowance as of the date of enactment of this Act, for*
12 *not more than a 180-day period that begins on the*
13 *date on which such amendments would otherwise*
14 *apply to the respective household.*

15 **SEC. 4008. ELIGIBILITY DISQUALIFICATIONS.**

16 *Section 6(e)(3)(B) of Food and Nutrition Act of 2008*
17 *(7 U.S.C. 2015(e)(3)(B)) is amended by striking “section;”*
18 *and inserting the following:*

19 *“section, subject to the condition that the*
20 *course or program of study—*

21 *“(i) is part of a program of career and*
22 *technical education (as defined in section 3*
23 *of the Carl D. Perkins Career and Technical*
24 *Education Act of 2006 (20 U.S.C. 2302))*
25 *that may be completed in not more than 4*

1 *years at an institution of higher education*
2 *(as defined in section 102 of the Higher*
3 *Education Act of 1965 (20 U.S.C. 1002));*

4 *or*

5 *“(ii) is limited to remedial courses,*
6 *basic adult education, literacy, or English*
7 *as a second language;”.*

8 **SEC. 4009. REPEAL OF STATE WORK PROGRAM WAIVER AU-**
9 **THORITY.**

10 *Section 6(o) of the Food and Nutrition Act of 2008*
11 *(7 U.S.C. 2015(o)) is amended—*

12 *(1) in paragraph (2)(D) by striking “(5), or (6)”*
13 *and inserting “or (5)”;*

14 *(2) by striking paragraph (4);*

15 *(3) in paragraph (6)—*

16 *(A) in subparagraph (A)(ii)—*

17 *(i) by striking subclause (II);*

18 *(ii) in subclause (V) by striking “(5)”*

19 *and inserting “(4)”;* *and*

20 *(iii) by redesignating subclauses (III),*

21 *(IV), and (V) as subclauses (II), (III), and*

22 *(IV), respectively;*

23 *(B) in subparagraph (B) by striking “(G)”*

24 *and inserting “(H)”;*

1 (C) in subparagraph (D) by striking “and
2 each subsequent fiscal year” and inserting
3 “through fiscal year 2013”;

4 (D) in subparagraph (F) by striking “and
5 each subsequent fiscal year” and inserting
6 “through fiscal year 2013”; and

7 (E) by adding at the end the following:

8 “(H) FISCAL YEAR 2014 AND THERE-
9 AFTER.—Subject to subparagraph (G), for fiscal
10 year 2014 and each subsequent fiscal year, a
11 State agency may provide a number of exemp-
12 tions such that the average monthly number of
13 the exemptions in effect during the fiscal year
14 does not exceed 15 percent of the number of indi-
15 viduals identified as ‘Nondisabled Adults Age
16 18–49 in Childless Households’ in the table ‘B.5
17 Distribution of Participating Households by
18 Household Composition and by State’ of the re-
19 port entitled *Characteristics of Supplemental
20 Nutrition Assistance Program Households: Fiscal
21 Year 2011 (Supplemental Nutrition Assistance
22 Program Report No. SNAP–12–CHAR)* pre-
23 pared for and published by the Office of Research
24 and Analysis of the Food and Nutrition Service

1 *of the Department of Agriculture in November*
2 *2012.”; and*
3 *(4) by redesignating paragraphs (5), (6), and (7)*
4 *as paragraphs (4), (5), and (6), respectively.*

5 **SEC. 4010. ENDING SUPPLEMENTAL NUTRITION ASSIST-**
6 **ANCE PROGRAM BENEFITS FOR LOTTERY OR**
7 **GAMBLING WINNERS.**

8 *(a) IN GENERAL.—Section 6 of the Food and Nutri-*
9 *tion Act of 2008 (7 U.S.C. 2015) is amended by adding*
10 *at the end the following:*

11 *“(r) INELIGIBILITY FOR BENEFITS DUE TO RECEIPT*
12 *OF SUBSTANTIAL LOTTERY OR GAMBLING WINNINGS.—*

13 *“(1) IN GENERAL.—Any household in which a*
14 *member receives substantial lottery or gambling*
15 *winnings, as determined by the Secretary, shall lose*
16 *eligibility for benefits immediately upon receipt of the*
17 *winnings.*

18 *“(2) DURATION OF INELIGIBILITY.—A household*
19 *described in paragraph (1) shall remain ineligible for*
20 *participation until the household meets the allowable*
21 *financial resources and income eligibility require-*
22 *ments under subsections (c), (d), (e), (f), (g), (i), (k),*
23 *(l), (m), and (n) of section 5.*

24 *“(3) AGREEMENTS.—As determined by the Sec-*
25 *retary, each State agency, to the maximum extent*

1 *practicable, shall establish agreements with entities*
 2 *responsible for the regulation or sponsorship of gam-*
 3 *ing in the State to determine whether individuals*
 4 *participating in the supplemental nutrition assist-*
 5 *ance program have received substantial lottery or*
 6 *gambling winnings.”.*

7 **(b) CONFORMING AMENDMENTS.**—*Section 5(a) of the*
 8 *Food and Nutrition Act of 2008 (7 U.S.C. 2014(a)) is*
 9 *amended in the 2d sentence by striking “sections 6(b),*
 10 *6(d)(2), and 6(g)” and inserting “subsections (b), (d)(2),*
 11 *(g), and (r) of section 6”.*

12 **SEC. 4011. IMPROVING SECURITY OF FOOD ASSISTANCE.**

13 *Section 7(h)(8) of the Food and Nutrition Act of 2008*
 14 *(7 U.S.C. 2016(h)(8)) is amended—*

15 *(1) in the heading by striking “CARD FEE” and*
 16 *inserting “OF CARDS”;*

17 *(2) by striking “A State” and inserting the fol-*
 18 *lowing:*

19 *“(A) FEES.—A State”; and*

20 *(3) by adding after subparagraph (A) (as so des-*
 21 *ignated by paragraph (2)) the following:*

22 *“(B) PURPOSEFUL LOSS OF CARDS.—*

23 *“(i) IN GENERAL.—Subject to terms*
 24 *and conditions established by the Secretary*
 25 *in accordance with clause (ii), if a house-*

1 *hold makes excessive requests for replace-*
2 *ment of the electronic benefit transfer card*
3 *of the household, the Secretary may require*
4 *a State agency to decline to issue a replace-*
5 *ment card to the household unless the house-*
6 *hold, upon request of the State agency, pro-*
7 *vides an explanation for the loss of the card.*

8 “(ii) *REQUIREMENTS.—The terms and*
9 *conditions established by the Secretary shall*
10 *provide that—*

11 “(I) *the household be given the op-*
12 *portunity to provide the requested ex-*
13 *planation and meet the requirements*
14 *under this paragraph promptly;*

15 “(II) *after an excessive number of*
16 *lost cards, the head of the household*
17 *shall be required to review program*
18 *rights and responsibilities with State*
19 *agency personnel authorized to make*
20 *determinations under section 5(a); and*

21 “(III) *any action taken, including*
22 *actions required under section 6(b)(2),*
23 *other than the withholding of the elec-*
24 *tronic benefit transfer card until an*
25 *explanation described in subclause (I)*

1 *is provided, shall be consistent with the*
 2 *due process protections under section*
 3 *6(b) or 11(e)(10), as appropriate.*

4 “(C) *PROTECTING VULNERABLE PERSONS.—*
 5 *In implementing this paragraph, a State agency*
 6 *shall act to protect homeless persons, persons*
 7 *with disabilities, victims of crimes, and other*
 8 *vulnerable persons who lose electronic benefit*
 9 *transfer cards but are not intentionally commit-*
 10 *ting fraud.*

11 “(D) *EFFECT ON ELIGIBILITY.—While a*
 12 *State may decline to issue an electronic benefits*
 13 *transfer card until a household satisfies the re-*
 14 *quirements under this paragraph, nothing in*
 15 *this paragraph shall be considered a denial of, or*
 16 *limitation on, the eligibility for benefits under*
 17 *section 5.”.*

18 **SEC. 4012. DEMONSTRATION PROJECTS ON ACCEPTANCE**
 19 **OF BENEFITS OF MOBILE TRANSACTIONS.**

20 *Section 7(h) of the Food and Nutrition Act of 2008*
 21 *(7 U.S.C. 2016(h)) is amended by adding at the end the*
 22 *following:*

23 “(14) *DEMONSTRATION PROJECTS ON ACCEPT-*
 24 *ANCE OF BENEFITS OF MOBILE TRANSACTIONS.—*

1 “(A) *IN GENERAL.*—*The Secretary shall*
2 *pilot the use of mobile technologies determined by*
3 *the Secretary to be appropriate to test the feasi-*
4 *bility and implications for program integrity, by*
5 *allowing retail food stores, farmers markets, and*
6 *other direct producer-to-consumer marketing out-*
7 *lets to accept benefits from recipients of supple-*
8 *mental nutrition assistance through mobile*
9 *transactions.*

10 “(B) *DEMONSTRATION PROJECTS.*—*To be*
11 *eligible to participate in a demonstration project*
12 *under subsection (a), a retail food store, farmers*
13 *market, or other direct producer-to-consumer*
14 *marketing outlet shall submit to the Secretary*
15 *for approval a plan that includes—*

16 “(i) *a description of the technology;*

17 “(ii) *the manner by which the retail*
18 *food store, farmers market or other direct*
19 *producer-to-consumer marketing outlet will*
20 *provide proof of the transaction to house-*
21 *holds;*

22 “(iii) *the provision of data to the Sec-*
23 *retary, consistent with requirements estab-*
24 *lished by the Secretary, in a manner that*
25 *allows the Secretary to evaluate the impact*

1 of the demonstration on participant access,
2 ease of use, and program integrity; and

3 “(iv) such other criteria as the Sec-
4 retary may require.

5 “(C) *DATE OF COMPLETION.*—The dem-
6 onstration projects under this paragraph shall be
7 completed and final reports submitted to the Sec-
8 retary by not later than July 1, 2016.

9 “(D) *REPORT TO CONGRESS.*—The Sec-
10 retary shall submit a report to the Committee on
11 Agriculture of the House of Representatives and
12 the Committee on Agriculture, Nutrition, and
13 Forestry of the Senate that includes a finding,
14 based on the data provided under subparagraph
15 (C) whether or not implementation in all States
16 is in the best interest of the supplemental nutri-
17 tion assistance program.”.

18 **SEC. 4013. USE OF BENEFITS FOR PURCHASE OF COMMU-**
19 **NITY-SUPPORTED AGRICULTURE SHARE.**

20 Section 10 of the Food and Nutrition Act of 2008 (7
21 U.S.C. 2019) is amended in the 1st sentence by inserting
22 “agricultural producers who market agricultural products
23 directly to consumers shall be authorized to redeem benefits
24 for the initial cost of the purchase of a community-sup-
25 ported agriculture share,” after “food so purchased,”.

1 **SEC. 4014. RESTAURANT MEALS PROGRAM.**

2 (a) *IN GENERAL.*—Section 11(e) of the Food and Nu-
3 trition Act of 2008 (7 U.S.C. 2020(e)) is amended—

4 (1) in paragraph (22) by striking “and” at the
5 end;

6 (2) in paragraph (23)(C) by striking the period
7 at the end and inserting “; and”; and

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

9 “(24) if the State elects to carry out a program
10 to contract with private establishments to offer meals
11 at concessional prices, as described in paragraphs (3),
12 (4), and (9) of section 3(k)—

13 “(A) the plans of the State agency for oper-
14 ating the program, including—

15 “(i) documentation of a need that eli-
16 gible homeless, elderly, and disabled clients
17 are underserved in a particular geographic
18 area;

19 “(ii) the manner by which the State
20 agency will limit participation to only
21 those private establishments that the State
22 determines necessary to meet the need iden-
23 tified in clause (i); and

24 “(iii) any other conditions the Sec-
25 retary may prescribe, such as the level of se-

1 *curity necessary to ensure that only eligible*
2 *recipients participate in the program; and*

3 “(B) a report by the State agency to the
4 Secretary annually, the schedule of which shall
5 be established by the Secretary, that includes—

6 “(i) the number of households and in-
7 dividual recipients authorized to partici-
8 pate in the program, including any infor-
9 mation on whether the individual recipient
10 is elderly, disabled, or homeless; and

11 “(ii) an assessment of whether the pro-
12 gram is meeting an established need, as doc-
13 umented under subparagraph (A)(i).”.

14 (b) *APPROVAL OF RETAIL FOOD STORES AND WHOLE-*
15 *SALE FOOD CONCERNS.*—Section 9 of the Food and Nutri-
16 tion Act of 2008 (7 U.S.C. 2018) is amended by adding
17 at the end the following:

18 “(h) *PRIVATE ESTABLISHMENTS.*—

19 “(1) *IN GENERAL.*—Subject to paragraph (2), no
20 private establishment that contracts with a State
21 agency to offer meals at concessional prices as de-
22 scribed in paragraphs (3), (4), and (9) of section 3(k)
23 may be authorized to accept and redeem benefits un-
24 less the Secretary determines that the participation of

1 *the private establishment is required to meet a docu-*
2 *mented need in accordance with section 11(e)(24).*

3 “(2) *EXISTING CONTRACTS.*—

4 “(A) *IN GENERAL.*—*If, on the day before the*
5 *effective date of this subsection, a State has en-*
6 *tered into a contract with a private establish-*
7 *ment described in paragraph (1) and the Sec-*
8 *retary has not determined that the participation*
9 *of the private establishment is necessary to meet*
10 *a documented need in accordance with section*
11 *11(e)(24), the Secretary shall allow the operation*
12 *of the private establishment to continue without*
13 *that determination of need for a period not to*
14 *exceed 180 days from the date on which the Sec-*
15 *retary establishes determination criteria, by reg-*
16 *ulation, under section 11(e)(24).*

17 “(B) *JUSTIFICATION.*—*If the Secretary de-*
18 *termines to terminate a contract with a private*
19 *establishment that is in effect on the effective*
20 *date of this subsection, the Secretary shall pro-*
21 *vide justification to the State in which the pri-*
22 *rate establishment is located for that termi-*
23 *nation.*

24 “(3) *REPORT TO CONGRESS.*—*Not later than 90*
25 *days after September 30, 2014, and 90 days after the*

1 **SEC. 4016. DATA EXCHANGE STANDARDIZATION FOR IM-**
2 **PROVED INTEROPERABILITY.**

3 (a) *DATA EXCHANGE STANDARDIZATION.*—Section 11
4 of the Food and Nutrition Act of 2008 (7 U.S.C. 2020) is
5 amended by adding at the end the following:

6 “(v) *DATA EXCHANGE STANDARDS FOR IMPROVED*
7 *INTEROPERABILITY.*—

8 “(1) *DESIGNATION.*—The Secretary shall, in con-
9 sultation with an interagency work group established
10 by the Office of Management and Budget, and consid-
11 ering State government perspectives, designate data
12 exchange standards to govern, under this part—

13 “(A) necessary categories of information
14 that State agencies operating such programs are
15 required under applicable law to electronically
16 exchange with another State agency; and

17 “(B) Federal reporting and data exchange
18 required under applicable law.

19 “(2) *REQUIREMENTS.*—The data exchange stand-
20 ards required by paragraph (1) shall, to the extent
21 practicable—

22 “(A) incorporate a widely accepted, non-
23 proprietary, searchable, computer-readable for-
24 mat, such as the eXtensible Markup Language;

25 “(B) contain interoperable standards devel-
26 oped and maintained by intergovernmental part-

1 *nerships, such as the National Information Ex-*
2 *change Model;*

3 *“(C) incorporate interoperable standards*
4 *developed and maintained by Federal entities*
5 *with authority over contracting and financial*
6 *assistance;*

7 *“(D) be consistent with and implement ap-*
8 *plicable accounting principles;*

9 *“(E) be implemented in a manner that is*
10 *cost-effective and improves program efficiency*
11 *and effectiveness; and*

12 *“(F) be capable of being continually up-*
13 *graded as necessary.*

14 *“(3) RULES OF CONSTRUCTION.—Nothing in this*
15 *subsection shall be construed to require a change to*
16 *existing data exchange standards for Federal report-*
17 *ing found to be effective and efficient.”.*

18 *(b) EFFECTIVE DATE.—The Secretary shall issue a*
19 *proposed rule within 24 months after the date of the enact-*
20 *ment of this Act. The rule shall identify federally required*
21 *data exchanges, include specification and timing of ex-*
22 *changes to be standardized, and address the factors used in*
23 *determining whether and when to standardize data ex-*
24 *changes. It should also specify state implementation options*
25 *and describe future milestones.*

1 **SEC. 4017. PILOT PROJECTS TO IMPROVE FEDERAL-STATE**
2 **COOPERATION IN IDENTIFYING AND REDUC-**
3 **ING FRAUD IN THE SUPPLEMENTAL NUTRI-**
4 **TION ASSISTANCE PROGRAM.**

5 *Section 12 of the Food and Nutrition Act of 2008 (7*
6 *U.S.C. 2021) is amended by adding at the end the following:*

7 *“(i) PILOT PROJECTS TO IMPROVE FEDERAL-STATE*
8 *COOPERATION IN IDENTIFYING AND REDUCING FRAUD IN*
9 *THE SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM.—*

10 *“(1) IN GENERAL.—The Secretary shall carry*
11 *out, under such terms and conditions as determined*
12 *by the Secretary, pilot projects to test innovative Fed-*
13 *eral-State partnerships to identify, investigate, and*
14 *reduce retailer fraud in the supplemental nutrition*
15 *assistance program, including allowing States to op-*
16 *erate retail Food Store investigation programs. At*
17 *least 1 such pilot project shall be carried out in an*
18 *urban area that is among the 10 largest urban areas*
19 *in the United States (based on population) if the sup-*
20 *plemental nutrition assistance program is separately*
21 *administered in such area and if the administration*
22 *of such program in such area complies with the other*
23 *applicable requirements of such program.*

24 *“(2) SELECTION CRITERIA.—Pilot projects shall*
25 *be selected based on criteria the Secretary establishes,*
26 *which shall include—*

1 “(A) enhancing existing efforts by the Sec-
2 retary to reduce retailer fraud;

3 “(B) requiring participant States to main-
4 tain their overall level of effort at addressing re-
5 cipient fraud, as determined by the Secretary,
6 prior to participation in the pilot project;

7 “(C) collaborating with other law enforce-
8 ment authorities as necessary to carry out an ef-
9 fective pilot project;

10 “(D) commitment of the participant State
11 agency to follow Federal rules and procedures
12 with respect to retailer investigations; and

13 “(E) the extent to which a State has com-
14 mitted resources to recipient fraud and the rel-
15 ative success of those efforts.

16 “(3) EVALUATION.—

17 “(A) The Secretary shall evaluate the
18 projects selected under this subsection to measure
19 the impact of the pilot projects.

20 “(B) Such evaluation shall include—

21 “(i) each pilot project’s impact on in-
22 creasing the Secretary’s capacity to address
23 retailer fraud;

1 “(ii) the effectiveness of the pilot
2 projects in identifying, preventing and re-
3 ducing retailer fraud; and

4 “(iii) the cost effectiveness of such pilot
5 projects.

6 “(4) *REPORT TO CONGRESS.*—Not later than
7 September 30, 2017, the Secretary shall submit to the
8 Committee on Agriculture of the House of Representa-
9 tives and the Committee on Agriculture, Nutrition
10 and Forestry of the Senate, a report that includes a
11 description of the results of each pilot project, includ-
12 ing an evaluation of the impact of the project on re-
13 tailer fraud and the costs associated with each pilot
14 project.

15 “(5) *FUNDING.*—Any costs incurred by the State
16 to operate the pilot projects in excess of the amount
17 expended under this Act for retailer fraud in the re-
18 spective State in the previous fiscal year shall not be
19 eligible for Federal reimbursement under this Act.”.

20 **SEC. 4018. PROHIBITING GOVERNMENT-SPONSORED RE-**
21 **CRUITMENT ACTIVITIES.**

22 (a) *ADMINISTRATIVE COST-SHARING AND QUALITY*
23 *CONTROL.*—Section 16(a)(4) of the Food and Nutrition Act
24 of 2008 (7 U.S.C. 2025(a)(4)) is amended by inserting after
25 “recruitment activities” the following: “designed to per-

1 *suade an individual to apply for program benefits or that*
2 *promote the program via television, radio, or billboard ad-*
3 *vertisements”.*

4 *(b) LIMITATION ON USE OF FUNDS AUTHORIZED TO*
5 *BE APPROPRIATED UNDER ACT.—Section 18 of the Food*
6 *and Nutrition Act of 2008 (7 U.S.C. 2027) is amended by*
7 *adding at the end the following:*

8 *“(g) BAN ON RECRUITMENT AND PROMOTION ACTIVI-*
9 *TIES.—(1) Except as provided in paragraph (2), no funds*
10 *authorized to be appropriated under this Act shall be used*
11 *by the Secretary for—*

12 *“(A) recruitment activities designed to persuade*
13 *an individual to apply for supplemental nutrition as-*
14 *sistance program benefits;*

15 *“(B) television, radio, or billboard advertise-*
16 *ments that are designed to promote supplemental nu-*
17 *trition assistance program benefits and enrollment; or*

18 *“(C) any agreements with foreign governments*
19 *designed to promote supplemental nutrition assistance*
20 *program benefits and enrollment.*

21 *“(2) Paragraph (1)(B) shall not apply to pro-*
22 *grammatic activities undertaken with respect to benefits*
23 *made available in response to a natural disaster.”.*

24 *(c) BAN ON RECRUITMENT ACTIVITIES BY ENTITIES*
25 *THAT RECEIVE FUNDS.—Section 18 of the Food and Nutri-*

1 *tion Act of 2008 (7 U.S.C. 2027) is amended by adding*
2 *at the end the following:*

3 “(h) **BAN ON RECRUITMENT BY ENTITIES THAT RE-**
4 **CEIVE FUNDS.**—*The Secretary shall issue regulations that*
5 *forbid entities that receive funds under this Act to com-*
6 *pensate any person for conducting outreach activities relat-*
7 *ing to participation in, or for recruiting individuals to*
8 *apply to receive benefits under, the supplemental nutrition*
9 *assistance program if the amount of such compensation*
10 *would be based on the number of individuals who apply*
11 *to receive such benefits.”.*

12 **SEC. 4019. REPEAL OF BONUS PROGRAM.**

13 *Section 16(d) of the Food and Nutrition Act of 2008*
14 *(7 U.S.C. 2025(d)) is repealed.*

15 **SEC. 4020. FUNDING OF EMPLOYMENT AND TRAINING PRO-**
16 **GRAMS.**

17 *Section 16(h)(1)(A) of the Food and Nutrition Act of*
18 *2008 (7 U.S.C. 2025(h)(1)(A)) is amended by striking*
19 *“\$90,000,000” and all that follows through “\$79,000,000”,*
20 *and inserting “\$79,000,000 for each fiscal year”.*

21 **SEC. 4021. MONITORING EMPLOYMENT AND TRAINING PRO-**
22 **GRAMS.**

23 (a) **REPORTING MEASURES.**—*Section 16(h)(5) of the*
24 *Food and Nutrition Act of 2008 (7 U.S.C. 2025(h)(5)) is*
25 *amended to read:*

1 “(5)(A) *IN GENERAL.*—*The Secretary shall mon-*
2 *itor the employment and training programs carried*
3 *out by State agencies under section 6(d)(4) and assess*
4 *their effectiveness in—*

5 “(i) *preparing members of households par-*
6 *ticipating in the supplemental nutrition assist-*
7 *ance program for employment, including the ac-*
8 *quisition of basic skills necessary for employ-*
9 *ment; and*

10 “(ii) *increasing the numbers of household*
11 *members who obtain and retain employment sub-*
12 *sequent to their participation in such employ-*
13 *ment and training programs.*

14 “(B) *REPORTING MEASURES.*—*The Secretary, in*
15 *consultation with the Secretary of Labor, shall de-*
16 *velop reporting measures that identify improvements*
17 *in the skills, training education or work experience of*
18 *members of households participating in the supple-*
19 *mental nutrition assistance program. Measures shall*
20 *be based on common measures of performance for fed-*
21 *eral workforce training programs, so long as they re-*
22 *fect the challenges facing the types of members of*
23 *households participating in the supplemental nutri-*
24 *tion assistance program who participate in a specific*
25 *employment and training component. The Secretary*

1 shall require that each State employment and train-
2 ing plan submitted under section 11(e)(19) identify
3 appropriate reporting measures for each of their pro-
4 posed components that serve at least 100 people. Such
5 measures may include:

6 “(i) the percentage and number of program
7 participants who received employment and
8 training services and are in unsubsidized em-
9 ployment subsequent to the receipt of those serv-
10 ices;

11 “(ii) the percentage and number of program
12 participants who obtain a recognized postsec-
13 ondary credential, including a registered ap-
14 prenticeship, or a regular secondary school di-
15 ploma or its recognized equivalent, while partici-
16 pating in or within 1 year after receiving em-
17 ployment and training services;

18 “(iii) the percentage and number of pro-
19 gram participants who are in an education or
20 training program that is intended to lead to a
21 recognized postsecondary credential, including a
22 registered apprenticeship or on-the-job training
23 program, a regular secondary school diploma or
24 its recognized equivalent, or unsubsidized em-
25 ployment;

1 “(iv) subject to the terms and conditions set
2 by the Secretary, measures developed by each
3 State agency to assess the skills acquisition of
4 employment and training program participants
5 that reflect the goals of their specific employment
6 and training program components, which may
7 include, but are not limited to—

8 “(I) the percentage and number of pro-
9 gram participants who are meeting pro-
10 gram requirements in each component of the
11 State’s education and training program;
12 and

13 “(II) the percentage and number of
14 program participants who are gaining
15 skills likely to lead to employment as meas-
16 ured through testing, quantitative or quali-
17 tative assessment or other method; and

18 “(v) other indicators as approved by the
19 Secretary.

20 “(C) STATE REPORT.—Each State agency shall
21 annually prepare and submit to the Secretary a re-
22 port on the State’s employment and training program
23 that includes the numbers of supplemental nutrition
24 assistance program participants who have gained
25 skills, training, work or experience that will increase

1 *their ability to obtain regular employment using*
2 *measures identified in subparagraph (B).*

3 “(D) *MODIFICATIONS TO THE STATE EMPLOY-*
4 *MENT AND TRAINING PLAN.*—*Subject to the terms and*
5 *conditions established by the Secretary, if the Sec-*
6 *retary determines that the state agency’s performance*
7 *with respect to employment and training outcomes is*
8 *inadequate, the Secretary may require the State agen-*
9 *cy to make modifications to their employment and*
10 *training plan to improve such outcomes.*

11 “(E) *PERIODIC EVALUATION.*—

12 “(i) *IN GENERAL.*—*Subject to terms and*
13 *conditions established by the Secretary, not later*
14 *than October 1, 2016, and not less frequently*
15 *than once every 5 years thereafter, the Secretary*
16 *shall conduct a study to review existing practice*
17 *and research to identify employment and train-*
18 *ing program components and practices that—*

19 “(I) *effectively assist members of house-*
20 *holds participating in the supplemental nu-*
21 *trition assistance program in gaining skills,*
22 *training, work, or experience that will in-*
23 *crease their ability to obtain regular em-*
24 *ployment, and*

1 *cooperate with officials and contractors acting on behalf of*
2 *the Secretary in the conduct of evaluations and studies*
3 *under this Act and shall submit information at such time*
4 *and in such manner as the Secretary may require.”.*

5 **SEC. 4023. PILOT PROJECTS TO REDUCE DEPENDENCY AND**
6 **INCREASE WORK EFFORT IN THE SUPPLE-**
7 **MENTAL NUTRITION ASSISTANCE PROGRAM.**

8 *Section 17 of the Food and Nutrition Act of 2008 (7*
9 *U.S.C. 2026), as amended by section 121, is amended by*
10 *adding at the end the following:*

11 *“(m) PILOT PROJECTS TO REDUCE DEPENDENCY AND*
12 *INCREASE WORK EFFORT IN THE SUPPLEMENTAL NUTRI-*
13 *TION ASSISTANCE PROGRAM.—*

14 *“(1) IN GENERAL.—The Secretary shall carry*
15 *out, under such terms and conditions as the Secretary*
16 *considers to be appropriate, pilot projects to identify*
17 *best practices for employment and training programs*
18 *under this Act to raise the number of work registrants*
19 *who obtain unsubsidized employment, increase their*
20 *earned income, and reduce their reliance on public*
21 *assistance, including but not limited to the supple-*
22 *mental nutrition assistance program.*

23 *“(2) SELECTION CRITERIA.—Pilot projects shall*
24 *be selected based on criteria the Secretary establishes,*
25 *that shall include—*

1 “(A) enhancing existing employment and
2 training programs in the State;

3 “(B) agreeing to participate in the evalua-
4 tion described in paragraph (3), including mak-
5 ing available data on participants’ employment
6 activities and post-participation employment,
7 earnings, and public benefit receipt;

8 “(C) collaborating with the State workforce
9 board and other job training programs in the
10 State and local area;

11 “(D) the extent to which the pilot project’s
12 components can be easily replicated by other
13 States or political subdivisions; and

14 “(E) such additional criteria that ensure
15 that the pilot projects—

16 “(i) target a variety of populations of
17 work registrants, including childless adults,
18 parents, and individuals with low skills or
19 limited work experience;

20 “(ii) are selected from a range of exist-
21 ing employment and training programs in-
22 cluding programs that provide—

23 “(I) section 20 workfare;

1 “(II) skills development for work
2 registrants with limited employment
3 history;

4 “(III) post-employment support
5 services necessary for maintaining em-
6 ployment; and

7 “(IV) education leading to a rec-
8 ognized postsecondary credential, reg-
9 istered apprenticeship, or secondary
10 school diploma or its equivalent;

11 “(iii) are located in a range of geo-
12 graphic areas, including rural, urban, and
13 Indian reservations; and

14 “(iv) include participants who are ex-
15 empt and not exempt under section
16 (6)(d)(2).

17 “(3) EVALUATION.—The Secretary shall provide
18 for an independent evaluation of projects selected
19 under this subsection to measure the impact of the
20 pilot projects on the ability of each pilot project target
21 population to find and retain employment that leads
22 to increased household income and reduced depend-
23 ency, compared to what would have occurred in the
24 absence of the pilot project.

1 “(4) *REPORT TO CONGRESS.*—By September 30,
2 2017, the Secretary shall submit, to the Committee on
3 *Agriculture of the House of Representatives and the*
4 *Committee on Agriculture, Nutrition, and Forestry of*
5 *the Senate, a report that includes a description of—*

6 “(A) *the results of each pilot project, includ-*
7 *ing an evaluation of the impact of the project on*
8 *the employment, income, and public benefit re-*
9 *ceipt of the targeted population of work reg-*
10 *istrants;*

11 “(B) *the Federal, State, and other costs of*
12 *each pilot project;*

13 “(C) *the planned dissemination of the re-*
14 *ports’ findings with State agencies; and*

15 “(D) *the steps and funding necessary to in-*
16 *corporate components of pilot projects that dem-*
17 *onstrate increased employment and earnings into*
18 *State employment and training programs.*

19 “(5) *FUNDING.*—From amounts made available
20 under section 18(a)(1), the Secretary shall make
21 \$10,000,000 available for each of the fiscal years
22 2014, 2015, and 2016 to carry out this subsection.
23 Such amounts shall remain available until expended.

24 “(6) *USE OF FUNDS.*—

1 “(A) Funds provided under this subsection
2 for pilot projects shall be used only for—

3 “(i) pilot projects that comply with the
4 provisions of this Act;

5 “(ii) the costs and administration of
6 the pilot projects;

7 “(iii) the costs incurred in providing
8 information and data to the independent
9 evaluation under paragraph (3); and

10 “(iv) the costs of the evaluation under
11 paragraph (3).

12 “(B) Funds made available under this sub-
13 section may not be used to supplant non-Federal
14 funds used for existing employment and training
15 activities.”.

16 **SEC. 4024. AUTHORIZATION OF APPROPRIATIONS.**

17 Section 18(a)(1) of the Food and Nutrition Act of 2008
18 (7 U.S.C. 2027(a)(1)) is amended in the 1st sentence by
19 striking “2012” and inserting “2016”.

20 **SEC. 4025. LIMITATION ON USE OF BLOCK GRANT TO PUER-**
21 **TO RICO.**

22 Section 19(a)(2)(B) of the Food and Nutrition Act of
23 2008 (7 U.S.C. 2028(a)(2)(B)) is amended by adding at
24 the end the following:

1 “(iii) *LIMITATION ON USE OF*
 2 *FUNDS.—None of the funds made available*
 3 *to the Commonwealth of Puerto Rico under*
 4 *this subparagraph may be used to provide*
 5 *nutrition assistance in the form of cash ben-*
 6 *efits.”.*

7 **SEC. 4026. ASSISTANCE FOR COMMUNITY FOOD PROJECTS.**

8 (a) *DEFINITION.—Section 25(a)(1)(B)(i) of the Food*
 9 *and Nutrition Act of 2008 (7 U.S.C. 2034(a)(1)(B)(i)) is*
 10 *amended—*

11 (1) *in subclause (II) by striking “and” at the*
 12 *end;*

13 (2) *in subclause (III) by striking “or” at the end*
 14 *and inserting “and”; and*

15 (3) *by adding at the end the following:*

16 “(IV) *to provide incentives for the con-*
 17 *sumption of fruits and vegetables among*
 18 *low-income individuals; or”.*

19 (b) *ADDITIONAL FUNDING.—Section 25(b) of the Food*
 20 *and Nutrition Act of 2008 (7 U.S.C. 2034) is amended by*
 21 *adding at the end the following:*

22 “(3) *FUNDING.—*

23 “(A) *IN GENERAL.—Out of any funds in the*
 24 *Treasury not otherwise appropriated, the Sec-*
 25 *retary of the Treasury shall transfer to the Sec-*

1 retary to carry out this section not less than
2 \$10,000,000 for fiscal year 2014 and each fiscal
3 year thereafter. Of the amount made available
4 under this subparagraph for each such fiscal
5 year, \$5,000,000 shall be available to carry out
6 subsection (a)(1)(B)(I)(IV).

7 “(B) RECEIPT AND ACCEPTANCE.—The Sec-
8 retary shall be entitled to receive, shall accept,
9 and shall use to carry out this section, the funds
10 transferred under subparagraph (A) without fur-
11 ther appropriation.

12 “(C) MAINTENANCE OF FUNDING.—The
13 funding provided under subparagraph (A) shall
14 supplement (and not supplant) other Federal
15 funding made available to the Secretary to carry
16 out this section.”.

17 **SEC. 4027. EMERGENCY FOOD ASSISTANCE.**

18 (a) PURCHASE OF COMMODITIES.—Section 27(a) of
19 the Food and Nutrition Act of 2008 (7 U.S.C. 2036(a)) is
20 amended—

21 (1) in paragraph (1) by striking “2008 through
22 2012” and inserting “2013 through 2016”;

23 (2) in paragraph (2) by striking subparagraphs
24 (A), (B), and (C), and inserting the following:

25 “(A) for fiscal year 2013, \$265,750,000;

1 “(B) for fiscal year 2014, the dollar amount
2 of commodities specified in subparagraph (A)
3 adjusted by the percentage by which the thrifty
4 food plan has been adjusted under section
5 3(u)(4) between June 30, 2012 and June 30,
6 2013, and increased by \$70,000,000;

7 “(C) for fiscal year 2015, the dollar amount
8 of commodities determined for fiscal year 2014
9 under subparagraph (B) adjusted by the percent-
10 age by which the thrifty food plan has been ad-
11 justed under section 3(u)(4) between June 30,
12 2013 and June 30, 2014;

13 “(D) for fiscal year 2016, the dollar amount
14 of commodities determined for fiscal year 2015
15 under subparagraph (C) adjusted by the percent-
16 age by which the thrifty food plan has been ad-
17 justed under section 3(u)(4) between June 30,
18 2014 and June 30, 2015, and reduced by
19 \$50,000,000; and

20 “(E) for each subsequent fiscal year, the dol-
21 lar amount of commodities determined for the
22 preceding fiscal year adjusted to reflect the per-
23 centage by which the thrifty food plan has been
24 adjusted under section 3(u)(4) for the 12-month
25 period ending on the preceding June 30.”; and

1 (3) *by adding at the end the following:*

2 “(3) *FUNDS AVAILABILITY.*—*For purposes of the*
3 *funds described in this subsection, the Secretary*
4 *shall—*

5 “(A) *make the funds available for 2 fiscal*
6 *years; and*

7 “(B) *allow States to carry over unexpended*
8 *balances to the next fiscal year pursuant to such*
9 *terms and conditions as are determined by the*
10 *Secretary.”.*

11 (b) *EMERGENCY FOOD PROGRAM INFRASTRUCTURE*
12 *GRANTS.*—*Section 209(d) of the Emergency Food Assist-*
13 *ance Act of 1983 (7 U.S.C. 7511a(d)) is amended by strik-*
14 *ing “2012” and inserting “2016”.*

15 **SEC. 4028. NUTRITION EDUCATION.**

16 *Section 28 of the Food and Nutrition Act of 2008 (7*
17 *U.S.C. 2036a) is amended—*

18 (1) *in subsection (b) by inserting “and physical*
19 *activity” after “healthy food choices”; and*

20 (2) *in subsection (d)(1)—*

21 (A) *in subparagraph (D) by striking*
22 *“\$401,000,000;” and inserting “\$372,000,000;*
23 *and”;*

24 (B) *by striking subparagraph (E); and*

1 (C) in subparagraph (F) by striking “(F)
2 for fiscal year 2016” and inserting “(E) for fis-
3 cal year 2015”.

4 **SEC. 4029. RETAILER TRAFFICKING.**

5 *The Food and Nutrition Act of 2008 (7 U.S.C. 2011*
6 *et seq.) is amended by adding at the end the following:*

7 **“SEC. 29. RETAILER TRAFFICKING.**

8 “(a) *PURPOSE.*—*The purpose of this section is to pro-*
9 *vide the Department of Agriculture with additional re-*
10 *sources to prevent trafficking in violation of this Act by*
11 *strengthening recipient and retailer program integrity. Ad-*
12 *ditional funds are provided to supplement the Department’s*
13 *payment accuracy, and retailer and recipient integrity ac-*
14 *tivities.*

15 “(b) *FUNDING.*—

16 “(1) *IN GENERAL.*—*Out of any funds in the*
17 *Treasury not otherwise appropriated, the Secretary of*
18 *the Treasury shall transfer to the Secretary to carry*
19 *out this section not less than \$5,000,000 for fiscal*
20 *year 2014 and each fiscal year thereafter.*

21 “(2) *RECEIPT AND ACCEPTANCE.*—*The Secretary*
22 *shall be entitled to receive, shall accept, and shall use*
23 *to carry out this section the funds transferred under*
24 *paragraph (1) without further appropriation.*

1 “(3) *MAINTENANCE OF FUNDING.*—*The funding*
2 *provided under paragraph (1) shall supplement (and*
3 *not supplant) other Federal funding for programs*
4 *carried out under this Act.*”.

5 **SEC. 4030. TECHNICAL AND CONFORMING AMENDMENTS.**

6 (a) *Section 3 of the Food and Nutrition Act of 2008*
7 *(7 U.S.C. 2012) is amended—*

8 (1) *in subsection (g) by striking “coupon,” the*
9 *last place it appears and inserting “coupon”;*

10 (2) *in subsection (k)(7) by striking “or are” and*
11 *inserting “and”;*

12 (3) *by striking subsection (l);*

13 (4) *by redesignating subsections (m) through (t)*
14 *as subsections (l) through (s), respectively; and*

15 (5) *by inserting after subsection (s) (as so red-*
16 *ignated) the following:*

17 “(t) ‘*Supplemental nutritional assistance program*
18 *means the program operated pursuant to this Act.*”.

19 (b) *Section 4(a) of the Food and Nutrition Act of 2008*
20 *(7 U.S.C. 2013(a)) is amended by striking “benefits” the*
21 *last place it appears and inserting “Benefits”.*

22 (c) *Section 5 of the Food and Nutrition Act of 2008*
23 *(7 U.S.C. 2014) is amended—*

1 (1) *in the last sentence of subsection (i)(2)(D) by*
2 *striking “section 13(b)(2)” and inserting “section*
3 *13(b)”*; and

4 (2) *in subsection (k)(4)(A) by striking “para-*
5 *graph (2)(H)” and inserting “paragraph (2)(G)”*.

6 (d) *Section 6(d)(4) of the Food and Nutrition Act of*
7 *2008 (7 U.S.C. 2015(d)(4)) is amended—*

8 (1) *in subparagraph (B)(vii) by moving the left*
9 *margin 4 ems to the left, and*

10 (2) *in subparagraph (F)(iii) by moving the left*
11 *margin 6 ems to the left.*

12 (e) *Section 7(h) of the Food and Nutrition Act of 2008*
13 *(7 U.S.C. 2016(h)) is amended by redesignating the 2d*
14 *paragraph (12) as paragraph (13).*

15 (f) *Section 12 of the Food and Nutrition Act of 2008*
16 *(7 U.S.C. 2021) is amended—*

17 (1) *in subsection (b)(3)(C) by striking “civil*
18 *money penalties” and inserting “civil penalties”; and*

19 (2) *in subsection (g)(1) by striking “(7 U.S.C.*
20 *1786)” and inserting “(42 U.S.C. 1786)”*.

21 (g) *Section 15(b)(1) of the Food and Nutrition Act of*
22 *2008 (7 U.S.C. 2024(b)(1)) is amended in the 1st sentence*
23 *by striking “an benefit” both places it appears and insert-*
24 *ing “a benefit”*.

1 (h) Section 16(a) of the Food and Nutrition Act of
2 2008 (7 U.S.C. 2025(a)) is amended in the proviso fol-
3 lowing paragraph (8) by striking “, as amended.”.

4 (i) Section 18(e) of the Food and Nutrition Act of 2008
5 (7 U.S.C. 2027(e)) is amended in the 1st sentence by strik-
6 ing “sections 7(f)” and inserting “section 7(f)”.

7 (j) Section 22(b)(10)(B)(i) of the Food and Nutrition
8 Act of 2008 (7 U.S.C. 2031(b)(10)(B)(i)) is amended in the
9 last sentence by striking “Food benefits” and inserting
10 “Benefits”.

11 (k) Section 26(f)(3)(C) of the Food and Nutrition Act
12 of 2008 (7 U.S.C. 2035(f)(3)(C)) is amended by striking
13 “subsection” and inserting “subsections”.

14 (l) Section 27(a)(1) of the Food and Nutrition Act of
15 2008 (7 U.S.C. 2036(a)(1)) is amended by striking “(Public
16 Law 98–8; 7 U.S.C. 612c note)” and inserting “(7 U.S.C.
17 7515)”.

18 (m) Section 509 of the Older Americans Act of 1965
19 (42 U.S.C. 3056g) is amended in the section heading by
20 striking “**FOOD STAMP PROGRAMS**” and inserting
21 “**SUPPLEMENTAL NUTRITION ASSISTANCE PRO-**
22 **GRAM**”.

23 (n) Section 4115(c)(2)(H) of the Food, Conservation,
24 and Energy Act of 2008 (Public Law 110–246; 122 Stat.
25 1871) is amended by striking “531” and inserting “454”.

1 (o) *Section 3803(c)(2)(C)(vii) of title 31 of the United*
2 *States Code is amended by striking “section 3(l)” and in-*
3 *serting “section 3(s)”.*

4 (p) *Section 115 of the Personal Responsibility and*
5 *Work Opportunity Reconciliation Act of 1996 (Public Law*
6 *104–193) is amended—*

7 (1) *in subsection (a)(2) by striking “section 3(l)”*
8 *and inserting “section 3(s)”;*

9 (2) *in subsection (b)(2) by striking “section 3(l)”*
10 *and inserting “section 3(s)”;* and

11 (3) *in subsection (e)(2) by striking “section 3(l)”*
12 *and inserting “section 3(s)”.*

13 (q) *The Agriculture and Consumer Protection Act of*
14 *1973 (7 U.S.C. 612c) is amended—*

15 (1) *in section 4(a) by striking “Food Stamp Act*
16 *of 1977” and inserting “Food and Nutrition Act of*
17 *2008”;* and

18 (2) *in section 5—*

19 (A) *in subsection (i)(1) by striking “Food*
20 *Stamp Act of 1977” and inserting “Food and*
21 *Nutrition Act of 2008”;* and

22 (B) *in subsection (l)(2)(B) by striking*
23 *“Food Stamp Act of 1977” and inserting “Food*
24 *and Nutrition Act of 2008”.*

1 (r) *The Social Security Act (42 U.S.C. 301 et seq.)*
2 *is amended—*

3 (1) *in the heading of section 453(j)(10) by strik-*
4 *ing “FOOD STAMP” and inserting “SUPPLEMENTAL*
5 *NUTRITION ASSISTANCE”;*

6 (2) *in section 1137—*

7 (A) *in subsection (a)(5)(B) by striking*
8 *“food stamp” and inserting “supplemental nu-*
9 *trition assistance”; and*

10 (B) *in subsection (b)(4) by striking “food*
11 *stamp program under the Food Stamp Act of*
12 *1977” and inserting “supplemental nutrition as-*
13 *sistance program under the Food and Nutrition*
14 *Act of 2008”; and*

15 (3) *in the heading of section 1631(n) by striking*
16 *“FOOD STAMP” and inserting “SUPPLEMENTAL NU-*
17 *TRITION ASSISTANCE”.*

18 **SEC. 4031. TOLERANCE LEVEL FOR EXCLUDING SMALL ER-**

19 **RORS.**

20 *The Secretary shall set the tolerance level for excluding*
21 *small errors for the purposes of section 16(c) of the Food*
22 *and Nutrition Act of 2008 (7 U.S.C. 2025(c))—*

23 (1) *for fiscal year 2014 at an amount no greater*
24 *than \$25; and*

1 (2) *for each fiscal year thereafter, the amount*
2 *specified in paragraph (1) adjusted by the percentage*
3 *by which the thrifty food plan is adjusted under sec-*
4 *tion 3(u)(4) of such Act between June 30, 2012, and*
5 *June 30 of the immediately preceding fiscal year.*

6 **SEC. 4032. COMMONWEALTH OF THE NORTHERN MARIANA**
7 **ISLANDS PILOT PROGRAM.**

8 (a) *STUDY.—*

9 (1) *IN GENERAL.—Prior to establishing the pilot*
10 *program under subsection (b), the Secretary shall con-*
11 *duct a study to be completed not later than 2 years*
12 *after the effective date of this section to assess—*

13 (A) *the capabilities of the Commonwealth of*
14 *the Northern Mariana Islands to operate the*
15 *supplemental nutrition assistance program in*
16 *the same manner in which the program is oper-*
17 *ated in the States (as defined in section 3 of the*
18 *Food and Nutrition Act (7 U.S.C. 2011 et seq.));*
19 *and*

20 (B) *alternative models of the supplemental*
21 *nutrition assistance program operation and ben-*
22 *efit delivery that best meet the nutrition assist-*
23 *ance needs of the Commonwealth of the Northern*
24 *Mariana Islands.*

1 (2) *SCOPE.*—*The study conducted under para-*
2 *graph (1)(A) will assess the capability of the Com-*
3 *monwealth to fulfill the responsibilities of a State*
4 *agency, including—*

5 (A) *extending and limiting participation to*
6 *eligible households, as prescribed by sections 5*
7 *and 6 of the Act;*

8 (B) *issuing benefits through EBT cards, as*
9 *prescribed by section 7 of the Act;*

10 (C) *maintaining the integrity of the pro-*
11 *gram, including operation of a quality control*
12 *system, as prescribed by section 16(c) of the Act;*

13 (D) *implementing work requirements, in-*
14 *cluding operating an employment and training*
15 *program, as prescribed by section 6(d) of the Act;*
16 *and*

17 (E) *paying a share of administrative costs*
18 *with non-Federal funds, as prescribed by section*
19 *16(a) of the Act.*

20 (b) *ESTABLISHMENT.*—*If the Secretary determines*
21 *that a pilot program is feasible, the Secretary shall establish*
22 *a pilot program for the Commonwealth of the Northern*
23 *Mariana Islands to operate the supplemental nutrition as-*
24 *sistance program in the same manner in which the program*
25 *is operated in the States.*

1 (c) *SCOPE.*—*The Secretary shall utilize the informa-*
2 *tion obtained from the study conducted under subsection (a)*
3 *to establish the scope of the pilot program established under*
4 *subsection (b).*

5 (d) *REPORT.*—*Not later than June 30, 2019, the Sec-*
6 *retary shall submit to the Committee on Agriculture of the*
7 *House of Representatives and the Committee on Agri-*
8 *culture, Nutrition, and Forestry of the Senate a report on*
9 *the pilot program carried out under this section, including*
10 *an analysis of the feasibility of operating in the Common-*
11 *wealth of the Northern Mariana Islands the supplemental*
12 *nutrition assistance program as it is operated in the States.*

13 (e) *FUNDING.*—

14 (1) *STUDY.*—*Of the funds made available under*
15 *section 18(a)(1) of the Food and Nutrition Act of*
16 *2008, the Secretary may use not more than*
17 *\$1,000,000 in each of fiscal years 2014 and 2015 to*
18 *conduct the study described in subsection (a).*

19 (2) *PILOT PROGRAM.*—*Of the funds made avail-*
20 *able under section 18(a)(1) of the Food and Nutrition*
21 *Act of 2008, for the purposes of establishing and car-*
22 *rying out the pilot program established under sub-*
23 *section (b) of this section, including the Federal costs*
24 *for providing technical assistance to the Common-*
25 *wealth, authorizing and monitoring retail food stores,*

1 *and assessing pilot operations, the Secretary may use*
2 *not more than—*

3 (A) \$13,500,000 in fiscal year 2016; and

4 (B) \$8,500,000 in each of fiscal years 2017
5 and 2018.

6 **SEC. 4033. ANNUAL STATE REPORT ON VERIFICATION OF**
7 **SNAP PARTICIPATION.**

8 (a) *ANNUAL REPORT.*—*Not later 1 year after the date*
9 *specified by the Secretary in the 180-day period beginning*
10 *on the date of the enactment of this Act, and annually there-*
11 *after, each State agency that carries out the supplemental*
12 *nutrition assistance program shall submit to the Secretary*
13 *a report containing sufficient information for the Secretary*
14 *to determine whether the State agency has, for the then most*
15 *recently concluded fiscal year preceding such annual date,*
16 *verified that households to which such State agency pro-*
17 *vided such assistance in such fiscal year—*

18 (1) *did not obtain benefits attributable to a de-*
19 *ceased individual;*

20 (2) *did not include an individual who was si-*
21 *multaneously included in a household receiving such*
22 *assistance in another State; and*

23 (3) *did not include, during the time benefits were*
24 *provided, an individual who was then disqualified*
25 *from receiving benefits.*

1 (b) *PENALTY FOR NONCOMPLIANCE.*—*For any fiscal*
2 *year for which a State agency fails to comply with sub-*
3 *section (a), the Secretary shall reduce by 50 percent the*
4 *amount otherwise payable to such State agency under sec-*
5 *tion 16(a) of the Food and Nutrition Act of 2008 with re-*
6 *spect to such fiscal year.*

7 **SEC. 4034. TERMINATION OF EXISTING AGREEMENT.**

8 *Effective on the date of the enactment of this Act, the*
9 *memorandum of understanding entered into on July 22,*
10 *2004, by the Secretary of Agriculture of the United States*
11 *Department of Agriculture and the Secretary of Foreign Af-*
12 *airs of the Republic of Mexico and known as the “Partner-*
13 *ship for Nutrition Assistance Initiative” is null and void.*

14 **SEC. 4035. SERVICE OF TRADITIONAL FOODS IN PUBLIC FA-**
15 **CILITIES.**

16 (a) *DEFINITIONS.*—*In this section:*

17 (1) *FOOD SERVICE PROGRAM.*—*The term “food*
18 *service program” includes—*

19 (A) *food service at a residential child care*
20 *facility with a license from an appropriate State*
21 *agency;*

22 (B) *a child nutrition program (as defined*
23 *in section 25(b) of the Richard B. Russell Na-*
24 *tional School Lunch Act (42 U.S.C. 1769f(b));*

1 (C) *food service at a hospital or clinic or*
2 *long term care facility; and*

3 (D) *a senior meal program.*

4 (2) *INDIAN; INDIAN TRIBE; INDIAN TRIBAL ORGA-*
5 *NIZATION.—The terms “Indian”; “Indian tribe”; and*
6 *“Indian Tribal Organization” have the meanings*
7 *given those terms in section 4 of the Indian Self-De-*
8 *termination and Education Assistance Act (25 U.S.C.*
9 *450b).*

10 (3) *TRADITIONAL FOOD.—*

11 (A) *IN GENERAL.—The term “traditional*
12 *food” means food that has traditionally been pre-*
13 *pared and consumed by an Indian tribe.*

14 (B) *INCLUSIONS.—The term “traditional*
15 *food” includes—*

16 (i) *wild game meat;*

17 (ii) *fish;*

18 (iii) *seafood;*

19 (iv) *marine mammals;*

20 (v) *plants; and*

21 (vi) *berries.*

22 (b) *PROGRAM.—Notwithstanding any other provision*
23 *of law, the Secretary shall allow the donation to and serving*
24 *of traditional food through a food service program at a pub-*
25 *lic facility, nonprofit facility, including facilities operated*

1 *by an Indian tribe or tribal organization that primarily*
2 *serves Indians if the operator of the food service program—*

3 *(1) ensures that the food is received whole, gut-*
4 *ted, gilled, as quarters, or as a roast, without further*
5 *processing;*

6 *(2) makes a reasonable determination that—*

7 *(A) the animal was not diseased;*

8 *(B) the food was butchered, dressed, trans-*
9 *ported, and stored to prevent contamination, un-*
10 *desirable microbial growth, or deterioration; and*

11 *(C) the food will not cause a significant*
12 *health hazard or potential for human illness;*

13 *(3) carries out any further preparation or proc-*
14 *essing of the food at a different time or in a different*
15 *space from the preparation or processing of other food*
16 *for the applicable program to prevent cross-contami-*
17 *nation;*

18 *(4) cleans and sanitizes food-contact surfaces of*
19 *equipment and utensils after processing the tradi-*
20 *tional food; and*

21 *(5) labels donated traditional food with the name*
22 *of the food and stores the traditional food separately*
23 *from other food for the applicable program, including*
24 *through storage in a separate freezer or refrigerator or*

1 *ance program on the basis of the positive result*
2 *of the testing conducted by the State under such*
3 *legislation.*

4 “(2) *For purposes of this subsection, term ‘con-*
5 *trolled substance’ has the meaning given such term in*
6 *section 102 of the Controlled Substances Act ((21*
7 *U.S.C. 802).”.*

8 **SEC. 4037. ELIGIBILITY DISQUALIFICATIONS FOR CERTAIN**
9 **CONVICTED FELONS.**

10 *(a) AMENDMENT.—Section 6 of the Food and Nutri-*
11 *tion Act of 2008 (7 U.S.C. 2015), as amended by sections*
12 *109 and 135, is amended by adding at the end the fol-*
13 *lowing:*

14 “(t) *DISQUALIFICATION FOR CERTAIN CONVICTED*
15 *FELONS.—*

16 “(1) *IN GENERAL.—An individual shall not be*
17 *eligible for benefits under this Act if the individual is*
18 *convicted of—*

19 “(A) *aggravated sexual abuse under section*
20 *2241 of title 18, United States Code;*

21 “(B) *murder under section 1111 of title 18,*
22 *United States Code;*

23 “(C) *an offense under chapter 110 of title*
24 *18, United States Code;*

1 “(D) a Federal or State offense involving
2 sexual assault, as defined in 40002(a) of the Vio-
3 lence Against Women Act of 1994 (42 U.S.C.
4 13925(a)); or

5 “(E) an offense under State law determined
6 by the Attorney General to be substantially simi-
7 lar to an offense described in subparagraph (A),
8 (B), or (C).

9 “(2) *EFFECTS ON ASSISTANCE AND BENEFITS*
10 *FOR OTHERS.*—The amount of benefits otherwise re-
11 quired to be provided to an eligible household under
12 this Act shall be determined by considering the indi-
13 vidual to whom paragraph (1) applies not to be a
14 member of such household, except that the income and
15 resources of the individual shall be considered to be
16 income and resources of the household.

17 “(3) *ENFORCEMENT.*—Each State shall require
18 each individual applying for benefits under this Act,
19 during the application process, to state, in writing,
20 whether the individual, or any member of the house-
21 hold of the individual, has been convicted of a crime
22 described in paragraph (1).”.

23 (b) *CONFORMING AMENDMENT.*—Section 5(a) of the
24 *Food and Nutrition Act of 2008 (7 U.S.C. 2014(a)), as*

1 amended by section 109, is amended in the 2d sentence by
2 striking “and (r)” and inserting “, (r), and (t)”.

3 (c) *INAPPLICABILITY TO CONVICTIONS OCCURRING ON*
4 *OR BEFORE ENACTMENT.*—The amendments made by this
5 section shall not apply to a conviction if the conviction is
6 for conduct occurring on or before the date of the enactment
7 of this Act.

8 **SEC. 4038. EXPUNGEMENT OF UNUSED SUPPLEMENTAL NU-**
9 **TRITION ASSISTANCE PROGRAM BENEFITS.**

10 Section 11 of the Food and Nutrition Act of 2008 (7
11 U.S.C. 2020), as amended by section 115, is amended by
12 adding at the end the following:

13 “(w) *EXPUNGEMENT OF UNUSED BENEFITS.*—The
14 State agency shall expunge from the EBT account of a
15 household benefits that are not used before the expiration
16 of the 60-day period beginning on the date such benefits
17 are posted to such account.”.

18 **SEC. 4039. PILOT PROJECTS TO PROMOTE WORK AND IN-**
19 **CREASE STATE ACCOUNTABILITY IN THE SUP-**
20 **PLEMENTAL NUTRITION ASSISTANCE PRO-**
21 **GRAM.**

22 (a) *PILOT PROJECTS.*—Section 17 of the Food and Nu-
23 trition Act of 2008 (7 U.S.C. 2026), as amended by sections
24 122 and 123, is amended by adding at the end the fol-
25 lowing:

1 “(n) *PILOT PROJECTS TO PROMOTE WORK AND IN-*
2 *CREASE STATE ACCOUNTABILITY IN THE SUPPLEMENTAL*
3 *NUTRITION ASSISTANCE PROGRAM.*—

4 “(1) *IN GENERAL.*—*The Secretary shall carry*
5 *out pilot projects to develop and test methods allowing*
6 *States to run a work program with certain features*
7 *comparable to the State program funded under part*
8 *A of title IV of the Social Security Act (42 U.S.C.*
9 *601 et seq.), with the intent of increasing employment*
10 *and self-sufficiency through increased State account-*
11 *ability and thereby reducing the need for supple-*
12 *mental nutrition assistance benefits.*

13 “(2) *AGREEMENTS.*—

14 “(A) *IN GENERAL.*—*In carrying out this*
15 *subsection, the Secretary shall enter into cooper-*
16 *ative agreements with States in accordance with*
17 *pilot projects that meet the criteria required*
18 *under this subsection.*

19 “(B) *APPLICATION.*—*To be eligible to enter*
20 *into a cooperative agreement to operate a pilot*
21 *project under this subsection, a State shall*
22 *amend its State plan under section 11(d) to in-*
23 *clude a description of its pilot project and expla-*
24 *nations of how such project meets the criteria re-*
25 *quired under this subsection. The Secretary may*

1 *not disapprove a pilot project which meets the*
2 *requirements under this subsection.*

3 “(C) *ASSURANCES.*—*A State shall include*
4 *in its plan assurances that its pilot project*
5 *will—*

6 “(i) *operate for at least three 12-month*
7 *periods but not more than five 12-month pe-*
8 *riods;*

9 “(ii) *have a robust data collection sys-*
10 *tem for program administration that is de-*
11 *signed and shared with project evaluators to*
12 *ensure proper and timely evaluation; and*

13 “(iii) *intend to offer a work activity*
14 *described in paragraph (3) to adults as-*
15 *signed and required to participate under*
16 *paragraph (4)(A) and who are not exempt*
17 *under paragraph (4)(B).*

18 “(D) *NUMBER OF PILOT PROJECTS.*—*Any*
19 *State may carry out a pilot project that meets*
20 *the requirements of this subsection.*

21 “(E) *EXTENT OF PILOT PROJECTS.*—*Pilot*
22 *projects shall cover no less than the entire State.*

23 “(3) *WORK ACTIVITY.*—(A) *For purposes of this*
24 *subsection, the term ‘work activity’ means any of the*
25 *following:*

1 “(i) *Employment in the public or private*
2 *sector that is not subsidized by any public pro-*
3 *gram.*

4 “(ii) *Employment in the private sector for*
5 *which the employer receives a subsidy from pub-*
6 *lic funds to offset some or all of the wages and*
7 *costs of employing an adult.*

8 “(iii) *Employment in the public sector for*
9 *which the employer receives a subsidy from pub-*
10 *lic funds to offset some or all of the wages and*
11 *costs of employing an adult.*

12 “(iv) *A work activity that—*

13 “(I) *is performed in return for public*
14 *benefits;*

15 “(II) *provides an adult with an oppor-*
16 *tunity to acquire the general skills, knowl-*
17 *edge, and work habits necessary to obtain*
18 *employment;*

19 “(III) *is designed to improve the em-*
20 *ployability of those who cannot find unsub-*
21 *sidized employment; and*

22 “(IV) *is supervised by an employer,*
23 *work site sponsor, or other responsible party*
24 *on an ongoing basis.*

1 “(v) *Training in the public or private sec-*
2 *tor that is given to a paid employee while he or*
3 *she is engaged in productive work and that pro-*
4 *vides knowledge and skills essential to the full*
5 *and adequate performance of the job.*

6 “(vi) *Job search, obtaining employment, or*
7 *preparation to seek or obtain employment, in-*
8 *cluding—*

9 “(I) *life skills training;*

10 “(II) *substance abuse treatment or*
11 *mental health treatment, determined to be*
12 *necessary and documented by a qualified*
13 *medical, substance abuse, or mental health*
14 *professional; or*

15 “(III) *rehabilitation activities,*
16 *supervised by a public agency or other respon-*
17 *sible party on an ongoing basis.*

18 “(vii) *Structured programs and embedded*
19 *activities—*

20 “(I) *in which adults perform work for*
21 *the direct benefit of the community under*
22 *the auspices of public or nonprofit organi-*
23 *zations;*

24 “(II) *that are limited to projects that*
25 *serve useful community purposes in fields*

1 *such as health, social service, environmental*
2 *protection, education, urban and rural rede-*
3 *velopment, welfare, recreation, public facili-*
4 *ties, public safety, and child care;*

5 *“(III) that are designed to improve the*
6 *employability of adults not otherwise able to*
7 *obtain unsubsidized employment; and*

8 *“(IV) that are supervised on an ongo-*
9 *ing basis; and*

10 *“(V) with respect to which a State*
11 *agency takes into account, to the extent pos-*
12 *sible, the prior training, experience, and*
13 *skills of a recipient in making appropriate*
14 *community service assignments.*

15 *“(viii) Career and technical training pro-*
16 *grams (not to exceed 12 months with respect to*
17 *any adult) that are directly related to the prepa-*
18 *ration of adults for employment in current or*
19 *emerging occupations and that are supervised on*
20 *an ongoing basis.*

21 *“(ix) Training or education for job skills*
22 *that are required by an employer to provide an*
23 *adult with the ability to obtain employment or*
24 *to advance or adapt to the changing demands of*

1 *the workplace and that are supervised on an on-*
2 *going basis.*

3 “(x) *Education that is related to a specific*
4 *occupation, job, or job offer and that is super-*
5 *vised on an ongoing basis.*

6 “(xi) *In the case of an adult who has not*
7 *completed secondary school or received such a*
8 *certificate of general equivalence, regular attend-*
9 *ance—*

10 “(I) *in accordance with the require-*
11 *ments of the secondary school or course of*
12 *study, at a secondary school or in a course*
13 *of study leading to such certificate; and*

14 “(II) *supervised on an ongoing basis.*

15 “(xii) *Providing child care to enable an-*
16 *other recipient of public benefits to participate*
17 *in a community service program that—*

18 “(I) *does not provide compensation for*
19 *such community service;*

20 “(II) *is a structured program designed*
21 *to improve the employability of adults who*
22 *participate in such program; and*

23 “(III) *is supervised on an ongoing*
24 *basis.*

1 “(B) *PROTECTIONS.*—*Work activities under this*
2 *subsection shall be subject to all applicable health and*
3 *safety standards. Except as described in clauses (i),*
4 *(ii), and (iii) of subparagraph (A), the term ‘work ac-*
5 *tivity’ shall be considered work preparation and not*
6 *defined as employment for purposes of other law.*

7 “(4) *PILOT PROJECTS.*—*Pilot projects carried*
8 *out under this subsection shall include interventions*
9 *to which adults are assigned that are designed to re-*
10 *duce unnecessary dependence, promote self-sufficiency,*
11 *increase work levels, increase earned income, and re-*
12 *duce supplemental nutrition assistance benefit ex-*
13 *penditures among households eligible for, applying*
14 *for, or participating in the supplemental nutrition*
15 *assistance program.*

16 “(A) *Adults assigned to interventions by the*
17 *State shall—*

18 “(i) *be subject to mandatory participa-*
19 *tion in work activities specified in para-*
20 *graph (3);*

21 “(ii) *participate in work activities*
22 *specified in paragraph (3) for a minimum*
23 *of 20 hours per week per household;*

1 “(iii) be a maximum age of not less
2 than 50 and not more than 60, as defined
3 by the State;

4 “(iv) be subject to penalties during a
5 period of nonparticipation without good
6 cause ranging from, at State option, a min-
7 imum of the removal of the adults from the
8 household benefit amount, up to a max-
9 imum of the discontinuance of the entire
10 household benefit amount; and

11 “(v) not be penalized for nonparticipa-
12 tion if child care is not available for 1 or
13 more children under 6 years of age.

14 “(B) The State shall allow certain individ-
15 uals to be exempt from work requirements—

16 “(i) those participating in work pro-
17 grams under a State program funded under
18 part A of title IV of the Social Security Act
19 (42 U.S.C. 601 et seq.) for an equal or
20 greater number of hours;

21 “(ii) those with 1 or more dependent
22 children under 1 year of age;

23 “(iii) 1 adult family member per
24 household who is needed in the home to care
25 for a disabled family member;

1 “(iv) an adult who is receiving tem-
2 porary or permanent disability benefits pro-
3 vided by a governmental entity; and

4 “(v) those with a good cause reason for
5 nonparticipation, such as victims of domes-
6 tic violence, as defined by the State.

7 “(5) *EVALUATION AND REPORTING.*—

8 “(A) *EVALUATION.*—

9 “(i) *INDEPENDENT EVALUATION.*—

10 “(I) *IN GENERAL.*—*The Secretary*
11 *shall provide for each State that enters*
12 *into a cooperative agreement under*
13 *paragraph (2) an independent, longi-*
14 *tudinal evaluation of its pilot project*
15 *under this subsection to determine total*
16 *program savings over the entire course*
17 *of the pilot project with results re-*
18 *ported in consecutive 12-month incre-*
19 *ments.*

20 “(II) *PURPOSE.*—*The purpose of*
21 *the evaluation is to measure the im-*
22 *act of interventions provided by the*
23 *State under the pilot project on the*
24 *ability of adults in households eligible*
25 *for, applying for, or participating in*

1 *the supplemental nutrition assistance*
2 *program to find and retain employ-*
3 *ment that leads to increased household*
4 *income and reduced dependency.*

5 “(III) *REQUIREMENT.*—*The inde-*
6 *pendent evaluation under subclause (I)*
7 *shall use valid statistical methods*
8 *which can determine the difference be-*
9 *tween supplemental nutrition assist-*
10 *ance benefit expenditures, if any, as a*
11 *result of the interventions as compared*
12 *to a control group that—*

13 “(aa) *is not subject to the*
14 *interventions provided by the*
15 *State under the pilot project*
16 *under this subsection; and*

17 “(bb) *maintains services pro-*
18 *vided under 16(h) in the year*
19 *prior to the start of the pilot*
20 *project under this subsection.*

21 “(IV) *OPTION.*—*States shall have*
22 *the option to evaluate pilot projects by*
23 *matched counties or matched geo-*
24 *graphical areas using a constructed*
25 *control group design to isolate the ef-*

1 *fects of the intervention of the pilot*
2 *project.*

3 “(V) *DEFINITION.—Constructed*
4 *control group means there is no ran-*
5 *dom assignment, and instead program*
6 *participants (those subject to interven-*
7 *tions) and non-participants (control*
8 *described in subclause (III)) are equat-*
9 *ed using matching or statistical proce-*
10 *dures on characteristics that may be*
11 *associated with program outcomes.*

12 “(B) *REPORTING.—Not later than 90 days*
13 *after the end of fiscal year 2014 and of each fis-*
14 *cal year thereafter, until the completion of the*
15 *last evaluation under subparagraph (A), the Sec-*
16 *retary shall submit to the Committee on Agri-*
17 *culture of the House of Representatives and the*
18 *Committee on Agriculture, Nutrition, and For-*
19 *estry of the Senate, a report that includes a de-*
20 *scription of—*

21 *“(i) the status of each pilot project car-*
22 *ried out under this subsection;*

23 *“(ii) the results of the evaluation com-*
24 *pleted during the previous fiscal year; and*

1 “(iii) to the maximum extent prac-
2 ticable—

3 “(I) baseline information relevant
4 to the stated goals and desired out-
5 comes of the pilot project;

6 “(II) the impact of the interven-
7 tions on appropriate employment, in-
8 come, and public benefit receipt out-
9 comes among households participating
10 in the pilot project;

11 “(III) equivalent information
12 about similar or identical measures for
13 control groups;

14 “(IV) the planned dissemination
15 of the report findings to State agencies;
16 and

17 “(V) the steps and funding nec-
18 essary to incorporate into State em-
19 ployment and training programs the
20 components of pilot projects that dem-
21 onstrate increased employment and
22 earnings.

23 “(C) PUBLIC DISSEMINATION.—In addition
24 to the reporting requirements under subpara-
25 graph (B), evaluation results shall be shared

1 broadly to inform policy makers, service pro-
2 viders, other partners, and the public in order to
3 promote wide use of successful strategies, includ-
4 ing by posting evaluation results on the Internet
5 website of the Department of Agriculture.

6 “(6) FUNDING.—

7 “(A) ADDITIONAL AVAILABLE FUNDS.—
8 From amounts made available under section
9 18(a)(1), the Secretary shall make available—

10 “(i) up to \$1,000,000 for each of the
11 fiscal years 2014 through 2017 for evalua-
12 tions described in paragraph (5) to carry
13 out this subsection, with such amounts to
14 remain available until expended; and

15 “(ii) amounts equal to one-half of the
16 accumulated supplemental nutrition assist-
17 ance benefit dollars saved over each consecu-
18 tive 12-month period according to the eval-
19 uation under paragraph (5) for bonus
20 grants to States under paragraph (7)(B).

21 “(B) ADMINISTRATIVE EXPENSES.—

22 “(i) REIMBURSEMENT.—Except as
23 provided in clause (ii)—

24 “(I) if, in carrying out a pilot
25 project under this subsection during a

1 *fiscal year, a State incurs costs that*
2 *exceed the amount allocated to the*
3 *State agency under section 16(h)(1),*
4 *the Secretary shall pay such State an*
5 *amount equal to 50 percent of such*
6 *costs; and*

7 “(II) *the Secretary shall also re-*
8 *imburse the State in an amount equal*
9 *to 50 percent of the total amount of*
10 *payments made or costs incurred by*
11 *the State agency in connection with*
12 *transportation costs and other expenses*
13 *reasonably necessary and directly re-*
14 *lated to participation in a pilot project*
15 *under this subsection, except that the*
16 *amount of the reimbursement for de-*
17 *pendent care expenses shall not exceed*
18 *an amount equal to the payment made*
19 *under section 6(d)(4)(I)(i)(II) but not*
20 *more than the applicable local market*
21 *rate, and such reimbursement shall not*
22 *be made out of funds allocated under*
23 *section 16(h)(1).*

24 “(ii) *LIMITATION.—For any fiscal*
25 *year, the Secretary may not pay under*

1 *clause (i) to a State an amount the exceeds*
2 *the amount equal to the product of—*

3 *“(I) the amount of administrative*
4 *expenses that would be reimbursable*
5 *for such fiscal year to such State under*
6 *clause (i) without regard to this clause;*
7 *and*

8 *“(II) \$277,000,000 (plus the*
9 *amount carried over, if any, under*
10 *clause (iii)), divided by the aggregate*
11 *amount of administrative expenses that*
12 *would be reimbursable for such fiscal*
13 *year to all of the States under clause*
14 *(i) without regard to this clause.*

15 *“(iii) CARRYOVER.—The amount by*
16 *which \$277,000,000 exceeds the aggregate*
17 *amount paid under clause (i) for a par-*
18 *ticular fiscal year shall remain available*
19 *for payments under such clause for any sub-*
20 *sequent fiscal year.*

21 *“(C) OTHER FUNDS.—Any additional funds*
22 *required by a State to carry out a pilot project*
23 *under this subsection may be provided by the*
24 *State from funds made available to the State for*

1 *such purpose and in accordance with State and*
2 *other Federal laws, including the following:*

3 *“(i) Section 403 of the Social Security*
4 *Act (42 U.S.C. 603).*

5 *“(ii) The Workforce Investment Act of*
6 *1998 (29 U.S.C. 9201 et seq.).*

7 *“(iii) The Child Care and Development*
8 *Block Grant Act of 1990 (42 U.S.C. 9858 et*
9 *seq.) and section 418 of the Social Security*
10 *Act (42 U.S.C. 618).*

11 *“(iv) The social services block grant*
12 *under subtitle A of title XX of the Social*
13 *Security Act (42 U.S.C. 1397 et seq.).*

14 “(7) *USE OF FUNDS.—*

15 “(A) *SPECIFIC USES.—Funds provided*
16 *under this subsection for evaluation of pilot*
17 *projects under paragraph (6)(A)(i) shall be used*
18 *only for—*

19 *“(i) pilot projects that comply with*
20 *this subsection;*

21 *“(ii) the costs incurred in gathering*
22 *and providing information and data used*
23 *to conduct the independent evaluation*
24 *under paragraph (5); and*

1 “(iii) the costs of the evaluation under
2 paragraph (5).

3 “(B) *LIMITATION.*—Funds provided for
4 bonus grants to States for pilot projects under
5 subparagraph (6)(A)(i) shall be used only for—

6 “(i) pilot projects that comply with
7 this subsection; and

8 “(ii) any State purpose, not to be re-
9 stricted to the supplemental nutrition as-
10 sistance program or its beneficiary popu-
11 lation.”.

12 (b) *CONFORMING AMENDMENTS.*—The Food and Nu-
13 trition Act of 2008 (7 U.S.C. 2011 et seq.) is amended—

14 (1) in section 16, as amended by section 121 of
15 this Act—

16 (A) in subsection (a) by striking “subsection
17 (k)” and inserting “subsections (k) and (h) and
18 section 20”; and

19 (B) in subsection (h)—

20 (i) in paragraph (1)—

21 (I) in subparagraph (A) by in-
22 serting “under sections 6(d)(4) and
23 17(n)” after “programs”; and

24 (II) by striking subparagraph
25 (E);

1 (ii) by striking paragraphs (2) and
2 (3), and inserting the following:

3 “(2) *EXCLUSION OF REIMBURSEMENT FOR AD-*
4 *MINISTRATIVE COSTS.—No funds may be paid under*
5 *subsection (a) to a State agency for administrative*
6 *costs incurred to carry out any of such programs in*
7 *such fiscal year.”;*

8 (iii) in paragraph (4) by inserting “or
9 17(n)” after “section 6(d)(4)”; and

10 (iv) by redesignating paragraphs (4)
11 and (5) as paragraphs (3) and (4), respec-
12 tively;

13 (2) in section 20 by amending subsection (g) to
14 read as follows:

15 “(g) *EXCLUSION OF REIMBURSEMENT FOR ADMINIS-*
16 *TRATIVE COSTS.—No funds may be paid under this section*
17 *to a State agency for administrative costs incurred to carry*
18 *out a workfare program operated under this section.”; and*

19 (3) in section 22(d)(1)(B)(ii) by striking “, (g),
20 (h)(2), and (h)(3)” and inserting “and (g)”.

21 **SEC. 4040. IMPROVED WAGE VERIFICATION USING THE NA-**
22 **TIONAL DIRECTORY OF NEW HIRES.**

23 *Effective October 1, 2013, section 11(e) of the Food and*
24 *Nutrition Act of 2008 (7 U.S.C. 2020(e)) is amended—*

1 (1) in paragraph (3) by inserting “and after
2 compliance with the requirement specified in para-
3 graph (24)” after “section 16(e) of this Act”,

4 (2) in paragraph (22) by striking “and” at the
5 end,

6 (3) in paragraph (23) by striking the period at
7 the end and inserting “; and”, and

8 (4) by adding at the end the following:

9 “(24) that the State agency shall request wage
10 data directly from the National Directory of New
11 Hires established under section 453(i) of the Social
12 Security Act (42 U.S.C. 653(i)) relevant to deter-
13 mining eligibility to receive supplemental nutrition
14 assistance program benefits and determining the cor-
15 rect amount of such benefits.”.

16 **SEC. 4041. FEASIBILITY STUDY FOR INDIAN TRIBES.**

17 Section 4 of the Food and Nutrition Act of 2008 (7
18 U.S.C. 2013) is amended by adding at the end the following:

19 “(d) **FEASIBILITY STUDY FOR INDIAN TRIBES.**—

20 “(1) **STUDY.**—Subject to the availability of ap-
21 propriations to carry out this subsection, the Sec-
22 retary shall conduct a study to determine the feasi-
23 bility of a tribal demonstration project for tribes to
24 administer all Federal food assistance programs, serv-

1 *ices, functions, and activities (or portions thereof) of*
2 *the agency.*

3 “(2) *CONSIDERATIONS.—In conducting the*
4 *study, the Secretary shall consider—*

5 “(A) *the probable effects on specific pro-*
6 *grams and program beneficiaries of such a dem-*
7 *onstration project;*

8 “(B) *statutory, regulatory, or other impedi-*
9 *ments to implementation of such a demonstra-*
10 *tion project;*

11 “(C) *strategies for implementing such a*
12 *demonstration project;*

13 “(D) *probable costs or savings associated*
14 *with such a demonstration project;*

15 “(E) *methods to assure quality and ac-*
16 *countability in such a demonstration project;*
17 *and*

18 “(F) *such other issues that may be deter-*
19 *mined by the Secretary or developed through*
20 *consultation with pursuant to paragraph (4).*

21 “(3) *REPORT.—Not later than 18 months after*
22 *the effective date of this subsection, the Secretary shall*
23 *submit a report to the Committee on Agriculture, Nu-*
24 *trition and Forestry of the Senate and the Committee*

1 *on Agriculture of the House of Representatives. The*
2 *report shall contain—*

3 *“(A) the results of the study under this sub-*
4 *section;*

5 *“(B) a list of programs, services, functions,*
6 *and activities (or portions thereof) within each*
7 *agency with respect to which it would be feasible*
8 *to include in a tribal demonstration project;*

9 *“(C) a list of programs, services, functions,*
10 *and activities (or portions thereof) included in*
11 *the list provided pursuant to subparagraph (B)*
12 *that could be included in a tribal demonstration*
13 *project without amending a statute, or waiving*
14 *regulations that the Secretary may not waiver;*
15 *and*

16 *“(D) a list of legislative actions required in*
17 *order to include those programs, services, func-*
18 *tion, and activities (or portions thereof) included*
19 *in the list provided pursuant to subparagraph*
20 *(B) but not included in the list provided pursu-*
21 *ant to subparagraph (C), in a tribal demonstra-*
22 *tion project.*

23 *“(4) CONSULTATION WITH INDIAN TRIBES.—The*
24 *Secretary shall consult with Indian tribes to deter-*
25 *mine a protocol for consultation under paragraph (1)*

1 *prior to consultation under such paragraph with the*
2 *other entities described in such paragraph. The pro-*
3 *ocol shall require, at a minimum, that—*

4 “(A) *the government-to-government relation-*
5 *ship with Indian tribes forms the basis for the*
6 *consultation process;*

7 “(B) *the Indian tribes and the Secretary*
8 *jointly conduct the consultations required by this*
9 *subsection; and*

10 “(C) *the consultation process allows for sep-*
11 *arate and direct recommendations from the In-*
12 *dian tribes and other entities described in para-*
13 *graph (1).*

14 “(5) *AUTHORIZATION OF APPROPRIATIONS.—*
15 *There is authorized to be appropriated to carry out*
16 *this subsection \$1,000,000.”.*

17 **SEC. 4042. COMMODITY DISTRIBUTION PROGRAM.**

18 *Section 4(a) of the Agriculture and Consumer Protec-*
19 *tion Act of 1973 (7 U.S.C. 612c note; Public Law 93–86)*
20 *is amended in the 1st sentence by striking “2012” and in-*
21 *serting “2016”.*

22 **SEC. 4043. COMMODITY SUPPLEMENTAL FOOD PROGRAM.**

23 *Section 5 of the Agriculture and Consumer Protection*
24 *Act of 1973 (7 U.S.C. 612c note; Public Law 93–86) is*
25 *amended—*

1 (1) *in paragraphs (1) and (2)(B) of subsection*
2 *(a) by striking “2012” each place it appears and in-*
3 *serting “2016”;*

4 (2) *in the 1st sentence of subsection (d)(2) by*
5 *striking “2012” and inserting “2016”;*

6 (3) *by striking subsection (g) and inserting the*
7 *following:*

8 “*(g) ELIGIBILITY.—Except as provided in subsection*
9 *(m), the States shall only provide assistance under the com-*
10 *modity supplemental food program to low-income individ-*
11 *uals aged 60 and older.”; and*

12 (4) *by adding at the end the following:*

13 “*(m) PHASE-OUT.—Notwithstanding any other provi-*
14 *sion of law, an individual who receives assistance under*
15 *the commodity supplemental food program on the day be-*
16 *fore the effective date of this subsection shall continue to*
17 *receive that assistance until the date on which the indi-*
18 *vidual no longer qualifies for assistance under the eligibility*
19 *criteria for the program in effect on the day before the effec-*
20 *tive date of this subsection.”.*

21 **SEC. 4044. DISTRIBUTION OF SURPLUS COMMODITIES TO**
22 **SPECIAL NUTRITION PROJECTS.**

23 *Section 1114(a)(2)(A) of the Agriculture and Food Act*
24 *of 1981 (7 U.S.C. 1431e(2)(A)) is amended in the 1st sen-*
25 *tence by striking “2012” and inserting “2016”.*

1 **SEC. 4045. PROCESSING OF COMMODITIES.**

2 (a) Section 17 of the Commodity Distribution Reform
3 Act and WIC Amendments of 1987 (7 U.S.C. 612c note)
4 is amended by—

5 (1) striking the heading and inserting “**COM-**
6 **MODITY DONATIONS AND PROCESSING**”; and

7 (2) adding at the end the following:

8 “(c) *PROCESSING.*—For any program included in sub-
9 section (b), the Secretary may, notwithstanding any other
10 provision of State or Federal law relating to the procure-
11 ment of goods and services—

12 “(1) retain title to commodities delivered to a
13 processor, on behalf of a State (including a State dis-
14 tributing agency and a recipient agency), until such
15 time as end products containing such commodities, or
16 similar commodities as approved by the Secretary,
17 are delivered to a State distributing agency or to a
18 recipient agency; and

19 “(2) promulgate regulations to ensure account-
20 ability for commodities provided to a processor for
21 processing into end products, and to facilitate proc-
22 essing of commodities into end products for use by re-
23 cipient agencies. Such regulations may provide
24 that—

25 “(A) a processor that receives commodities
26 for processing into end products, or provides a

1 *service with respect to such commodities or end*
2 *products, in accordance with its agreement with*
3 *a State distributing agency or a recipient agen-*
4 *cy, provide to the Secretary a bond or other*
5 *means of financial assurance to protect the value*
6 *of such commodities; and*

7 *“(B) in the event a processor fails to deliver*
8 *to a State distributing agency or a recipient*
9 *agency an end product in conformance with the*
10 *processing agreement entered into under this Act,*
11 *the Secretary take action with respect to the*
12 *bond or other means of financial assurance pur-*
13 *suant to regulations promulgated under this*
14 *paragraph and distribute any proceeds obtained*
15 *by the Secretary to one or more State distrib-*
16 *uting agencies and recipient agencies as deter-*
17 *mined appropriate by the Secretary.”.*

18 *(b) DEFINITIONS.—Section 18 of the Commodity Dis-*
19 *tribution Reform Act and WIC Amendments of 1987 (7*
20 *U.S.C. 612c note) is amended by striking paragraphs (1)*
21 *and (2) and inserting the following:*

22 *“(1) The term ‘commodities’ means agricultural*
23 *commodities and their products that are donated by*
24 *the Secretary for use by recipient agencies.*

1 “(2) *The term ‘end product’ means a food prod-*
2 *uct that contains processed commodities.’.*”

3 (c) *TECHNICAL AND CONFORMING AMENDMENTS.—*
4 *Section 3 of the Commodity Distribution Reform Act and*
5 *WIC Amendments of 1987 (7 U.S.C. 612c note; Public Law*
6 *100–237) is amended—*

7 (1) *in subsection (a)—*

8 (A) *in paragraph (2) by striking subpara-*
9 *graph (B) and inserting the following:*

10 “(B) *the program established under section*
11 *4(b) of the Food and Nutrition Act of 2008 (7*
12 *U.S.C. 2013(b));*” and

13 (B) *in paragraph (3)(D) by striking “the*
14 *Committee on Education and Labor” and insert-*
15 *ing “the Committee on Education and the Work-*
16 *force”;*

17 (2) *in subsection (b)(1)(A)(ii) by striking “sec-*
18 *tion 32 of the Agricultural Adjustment Act (7 U.S.C.*
19 *601 et seq.)” and inserting “section 32 of the Act of*
20 *August 24, 1935 (7 U.S.C. 612c);*

21 (3) *in subsection (e)(1)(D)(iii) by striking sub-*
22 *clause (II) and inserting the following:*

23 “(II) *the program established*
24 *under section 4(b) of the Food and Nu-*

1 *trition Act of 2008 (7 U.S.C.*
2 *2013(b));”;* and

3 *(4) in subsection (k) by striking “the Committee*
4 *on Education and Labor” and inserting “the Com-*
5 *mittee on Education and the Workforce”.*

6 **SEC. 4046. FARMERS’ MARKET NUTRITION PROGRAM.**

7 *Section 4402 of the Farm Security and Rural Invest-*
8 *ment Act of 2002 (7 U.S.C. 3007) is amended—*

9 *(1) in the section heading by striking “SEN-*
10 ***IORES*”;**

11 *(2) by amending subsection (a) to read as fol-*
12 *lows:*

13 *“(a) FUNDING.—*

14 *“(1) IN GENERAL.—Of the funds of the Com-*
15 *modity Credit Corporation, the Secretary of Agri-*
16 *culture shall use to carry out and expand the farmers*
17 *market nutrition program \$20,600,000 for each of fis-*
18 *cal years 2014 through 2016.*

19 *“(2) ADDITIONAL FUNDING.—There is authorized*
20 *to be appropriated such sums as are necessary to*
21 *carry out this subsection for each of the fiscal years*
22 *specified in paragraph (1).*

23 *“(3) REQUIREMENT.—Not less than 50 percent of*
24 *the funds made available to carry out this section in*

1 *any fiscal year shall be used to provide assistance to*
2 *seniors.”;*

3 (3) *in subsection (b)—*

4 (A) *in the matter preceding paragraph (1),*
5 *by striking “seniors”; and*

6 (B) *in paragraph (1) by inserting “, and*
7 *low-income families who are determined to be at*
8 *nutritional risk” after “low-income seniors”;*

9 (4) *in subsection (c) by striking “seniors”;*

10 (5) *in subsection (d) by striking “seniors”;*

11 (6) *in subsection (e) by striking “seniors”;*

12 (7) *by redesignating subsections (c), (d), (e), and*
13 *(f) as subsections (d), (e), (f), and (g), respectively;*
14 *and*

15 (8) *by inserting after subsection (b) the fol-*
16 *lowing:*

17 “(c) *STATE GRANTS AND OTHER ASSISTANCE.—The*
18 *Secretary shall carry out the Program through grants and*
19 *other assistance provided in accordance with agreements*
20 *made with States, for implementation through State agen-*
21 *cies and local agencies, that include provisions—*

22 (1) *for the issuance of coupons or vouchers to*
23 *participating individuals;*

1 “(2) establishing an appropriate annual percent-
2 age limitation on the use of funds for administrative
3 costs; and

4 “(3) specifying other terms and conditions as the
5 Secretary deems appropriate to encourage expanding
6 the participation of small scale farmers in Federal
7 nutrition programs.”.

8 **SEC. 4047. NUTRITION INFORMATION AND AWARENESS**
9 **PILOT PROGRAM.**

10 Section 4403 of the Farm Security and Rural Invest-
11 ment Act of 2002 (7 U.S.C. 3171 note; Public Law 107–
12 171) is repealed.

13 **SEC. 4048. FRESH FRUIT AND VEGETABLE PROGRAM.**

14 Section 19 of the Richard B. Russell National School
15 Lunch Act (42 U.S.C. 1769a) is amended—

16 (1) in the section heading, by striking “**FRESH**”;

17 (2) in subsection (a), by striking “fresh”;

18 (3) in subsection (b), by striking “fresh”; and

19 (4) in subsection (e), by striking “fresh”.

20 **SEC. 4049. ADDITIONAL AUTHORITY FOR PURCHASE OF**
21 **FRESH FRUITS, VEGETABLES, AND OTHER**
22 **SPECIALTY FOOD CROPS.**

23 Section 10603 of the Farm Security and Rural Invest-
24 ment Act of 2002 (7 U.S.C. 612c–4) is amended—

1 (1) *in subsection (b), by striking “2012” and in-*
2 *serting “2016”;*

3 (2) *by redesignating subsection (c) as subsection*
4 *(d); and*

5 (3) *by inserting after subsection (b) the fol-*
6 *lowing:*

7 “*(c) PILOT GRANT PROGRAM FOR PURCHASE OF*
8 *FRESH FRUITS AND VEGETABLES.—*

9 “*(1) IN GENERAL.—Using amounts made avail-*
10 *able to carry out subsection (b), the Secretary of Agri-*
11 *culture shall conduct a pilot program under which the*
12 *Secretary will give not more than five participating*
13 *States the option of receiving a grant in an amount*
14 *equal to the value of the commodities that the partici-*
15 *parting State would otherwise receive under this sec-*
16 *tion for each of fiscal years 2014 through 2016.*

17 “*(2) USE OF GRANT FUNDS.—A participating*
18 *State receiving a grant under this subsection may use*
19 *the grant funds solely to purchase fresh fruits and*
20 *vegetables for distribution to schools and service insti-*
21 *tutions in the State that participate in the food serv-*
22 *ice programs under the Richard B. Russell National*
23 *School Lunch Act (42 U.S.C. 1751 et seq.) and the*
24 *Child Nutrition Act of 1966 (42 U.S.C. 1771 et seq.).*

1 “(3) *SELECTION OF PARTICIPATING STATES.*—
2 *The Secretary shall select participating States from*
3 *applications submitted by the States.*

4 “(4) *REPORTING REQUIREMENTS.*—

5 “(A) *SCHOOL AND SERVICE INSTITUTION*
6 *REQUIREMENT.*—*Schools and service institutions*
7 *in a participating State shall keep records of*
8 *purchases of fresh fruits and vegetables made*
9 *using the grant funds and report such records to*
10 *the State.*

11 “(B) *STATE REQUIREMENT.*—*Each partici-*
12 *parting State shall submit to the Secretary a re-*
13 *port on the success of the pilot program in the*
14 *State, including information on—*

15 “(i) *the amount and value of each type*
16 *of fresh fruit and vegetable purchased by the*
17 *State; and*

18 “(ii) *the benefit provided by such pur-*
19 *chases in conducting the school food service*
20 *in the State, including meeting school meal*
21 *requirements.”.*

22 **SEC. 4050. ENCOURAGING LOCALLY AND REGIONALLY**
23 **GROWN AND RAISED FOOD.**

24 (a) *COMMODITY PURCHASE STREAMLINING.*—*The Sec-*
25 *retary may permit each school food authority with a low*

1 *annual commodity entitlement value, as determined by the*
2 *Secretary, to elect to substitute locally and regionally grown*
3 *and raised food for the authority's allotment, in whole or*
4 *in part, of commodity assistance for the school meal pro-*
5 *grams under the Richard B. Russell National School Lunch*
6 *Act (42 U.S.C. 1751 et seq.) and the Child Nutrition Act*
7 *of 1966 (42 U.S.C. 1771 et seq.), if—*

8 (1) *the election is requested by the school food*
9 *authority;*

10 (2) *the Secretary determines that the election*
11 *will reduce State and Federal administrative costs;*
12 *and*

13 (3) *the election will provide the school food au-*
14 *thority with greater flexibility to purchase locally and*
15 *regionally grown and raised foods.*

16 *(b) FARM-TO-SCHOOL DEMONSTRATION PROGRAMS.—*

17 (1) *IN GENERAL.—The Secretary may establish*
18 *farm-to-school demonstration programs under which*
19 *school food authorities, agricultural producers pro-*
20 *ducing for local and regional markets, and other*
21 *farm-to-school stakeholders will collaborate with the*
22 *Agriculture Marketing Service to, on a cost neutral*
23 *basis, source food for the school meal programs under*
24 *the Richard B. Russell National School Lunch Act*
25 *(42 U.S.C. 1751 et seq.) and the Child Nutrition Act*

1 of 1966 (42 U.S.C. 1771 et seq.) from local farmers
2 and ranchers in lieu of the commodity assistance pro-
3 vided to the school food authorities for the school meal
4 programs.

5 (2) *REQUIREMENTS.*—

6 (A) *IN GENERAL.*—Each demonstration pro-
7 gram carried out under this subsection shall—

8 (i) facilitate and increase the purchase
9 of unprocessed and minimally processed lo-
10 cally and regionally grown and raised agri-
11 cultural products to be served under the
12 school meal programs;

13 (ii) test methods to improve procure-
14 ment, transportation, and meal preparation
15 processes for the school meal programs;

16 (iii) assess whether administrative
17 costs can be saved through increased school
18 food authority flexibility to source locally
19 and regionally produced foods for the school
20 meal programs; and

21 (iv) undertake rigorous evaluation and
22 share information about results of the dem-
23 onstration program, including cost savings,
24 with the Secretary, other school food au-
25 thorities, agricultural producers producing

1 *for the local and regional market, and the*
2 *general public.*

3 *(B) PLANS.—In order to be selected to carry*
4 *out a demonstration program under this sub-*
5 *section, a school food authority shall submit to*
6 *the Secretary a plan at such time and in such*
7 *manner as the Secretary may require, and con-*
8 *taining information with respect to the require-*
9 *ments described in clauses (i) through (iv) of*
10 *subparagraph (A).*

11 *(3) TECHNICAL ASSISTANCE.—The Secretary*
12 *shall provide technical assistance to demonstration*
13 *program participants to assist such participants to*
14 *acquire bids from potential vendors in a timely and*
15 *cost-effective manner.*

16 *(4) LENGTH.—The Secretary shall determine the*
17 *appropriate length of time for each demonstration*
18 *program under this subsection.*

19 *(5) COORDINATION.—The Secretary shall coordi-*
20 *nate among relevant agencies of the Department of*
21 *Agriculture and non-governmental organizations with*
22 *appropriate expertise to facilitate the provision of*
23 *training and technical assistance necessary to success-*
24 *fully carry out demonstration programs under this*
25 *subsection.*

1 (6) *NUMBER.*—Subject to the availability of
2 funds to carry out this subsection, the Secretary shall
3 select at least 10 demonstration programs to be car-
4 ried out under this subsection.

5 (7) *DIVERSITY AND BALANCE.*—In selecting dem-
6 onstration programs to be carried out under this sub-
7 section, the Secretary shall, to the maximum extent
8 practicable, ensure—

9 (A) *geographical diversity;*

10 (B) *that at least half of the demonstration*
11 *programs are completed in collaboration with*
12 *school food authorities with small annual com-*
13 *modity entitlements, as determined by the Sec-*
14 *retary;*

15 (C) *that at least half of the demonstration*
16 *programs are completed in rural or tribal com-*
17 *munities;*

18 (D) *equitable treatment of school food au-*
19 *thorities with a high percentage of students eligi-*
20 *ble for free or reduced price lunches, as deter-*
21 *mined by the Secretary; and*

22 (E) *that at least one of the demonstration*
23 *programs is completed on a military installation*
24 *as defined in section 2687(e)(1) of title 10,*
25 *United States Code.*

1 **SEC. 4051. REVIEW OF PUBLIC HEALTH BENEFITS OF WHITE**
2 **POTATOES.**

3 *The Secretary shall conduct a review of the economic*
4 *and public health benefits of white potatoes on low-income*
5 *families who are determined to be at nutritional risk. Not*
6 *later than 1 year after the date of the enactment of this*
7 *Act, the Secretary shall report the findings of this review*
8 *to the Committee on Agriculture of the House of Representa-*
9 *tives and the Committee on Agriculture, Nutrition, and*
10 *Forestry of the Senate.*

11 **SEC. 4052. HEALTHY FOOD FINANCING INITIATIVE.**

12 *(a) IN GENERAL.—Subtitle D of title II of the Depart-*
13 *ment of Agriculture Reorganization Act of 1994 (7 U.S.C.*
14 *6951 et seq.) is amended by adding at the end the following:*

15 **“SEC. 242. HEALTHY FOOD FINANCING INITIATIVE.**

16 *“(a) PURPOSE.—The purpose of this section is to en-*
17 *hance the authorities of the Secretary to support efforts to*
18 *provide access to healthy food by establishing an initiative*
19 *to improve access to healthy foods in underserved areas, to*
20 *create and preserve quality jobs, and to revitalize low-in-*
21 *come communities by providing loans and grants to eligible*
22 *fresh, healthy food retailers to overcome the higher costs and*
23 *initial barriers to entry in underserved areas.*

24 *“(b) DEFINITIONS.—In this section:*

25 *“(1) COMMUNITY DEVELOPMENT FINANCIAL IN-*
26 *STITUTION.—The term ‘community development fi-*

1 *nancial institution’ has the meaning given the term*
2 *in section 103 of the Community Development Bank-*
3 *ing and Financial Institutions Act of 1994 (12*
4 *U.S.C. 4702).*

5 *“(2) INITIATIVE.—The term ‘Initiative’ means*
6 *the Healthy Food Financing Initiative established*
7 *under subsection (c)(1).*

8 *“(3) NATIONAL FUND MANAGER.—The term ‘na-*
9 *tional fund manager’ means a community develop-*
10 *ment financial institution that is—*

11 *“(A) in existence on the date of enactment*
12 *of this section; and*

13 *“(B) certified by the Community Develop-*
14 *ment Financial Institution Fund of the Depart-*
15 *ment of Treasury to manage the Initiative for*
16 *purposes of—*

17 *“(i) raising private capital;*

18 *“(ii) providing financial and technical*
19 *assistance to partnerships; and*

20 *“(iii) funding eligible projects to at-*
21 *tract fresh, healthy food retailers to under-*
22 *served areas, in accordance with this sec-*
23 *tion.*

1 “(4) *PARTNERSHIP.*—*The term ‘partnership’*
2 *means a regional, State, or local public-private part-*
3 *nership that—*

4 “(A) *is organized to improve access to fresh,*
5 *healthy foods;*

6 “(B) *provides financial and technical as-*
7 *sistance to eligible projects; and*

8 “(C) *meets such other criteria as the Sec-*
9 *retary may establish.*

10 “(5) *PERISHABLE FOOD.*—*The term ‘perishable*
11 *food’ means a staple food that is fresh, refrigerated,*
12 *or frozen.*

13 “(6) *QUALITY JOB.*—*The term ‘quality job’*
14 *means a job that provides wages and other benefits*
15 *comparable to, or better than, similar positions in ex-*
16 *isting businesses of similar size in similar local*
17 *economies.*

18 “(7) *STAPLE FOOD.*—

19 “(A) *IN GENERAL.*—*The term ‘staple food’*
20 *means food that is a basic dietary item.*

21 “(B) *INCLUSIONS.*—*The term ‘staple food’*
22 *includes—*

23 “(i) *bread;*

24 “(ii) *flour;*

25 “(iii) *fruits;*

1 “(iv) vegetables; and

2 “(v) meat.

3 “(c) *INITIATIVE.*—

4 “(1) *ESTABLISHMENT.*—*The Secretary shall es-*
5 *tablish an initiative to achieve the purpose described*
6 *in subsection (a) in accordance with this subsection.*

7 “(2) *IMPLEMENTATION.*—

8 “(A) *IN GENERAL.*—

9 “(i) *IN GENERAL.*—*In carrying out the*
10 *Initiative, the Secretary shall provide fund-*
11 *ing to entities with eligible projects, as de-*
12 *scribed in subparagraph (B), subject to the*
13 *priorities described in subparagraph (C).*

14 “(ii) *USE OF FUNDS.*—*Funds provided*
15 *to an entity pursuant to clause (i) shall be*
16 *used—*

17 “(I) *to create revolving loan pools*
18 *of capital or other products to provide*
19 *loans to finance eligible projects or*
20 *partnerships;*

21 “(II) *to provide grants for eligible*
22 *projects or partnerships;*

23 “(III) *to provide technical assist-*
24 *ance to funded projects and entities*
25 *seeking Initiative funding; and*

1 “(IV) to cover administrative ex-
2 penses of the national fund manager in
3 an amount not to exceed 10 percent of
4 the Federal funds provided.

5 “(B) *ELIGIBLE PROJECTS.*—Subject to the
6 approval of the Secretary, the national fund
7 manager shall establish eligibility criteria for
8 projects under the Initiative, which shall include
9 the existence or planned execution of agree-
10 ments—

11 “(i) to expand or preserve the avail-
12 ability of staple foods in underserved areas
13 with moderate- and low-income populations
14 by maintaining or increasing the number of
15 retail outlets that offer an assortment of
16 perishable food and staple food items, as de-
17 termined by the Secretary, in those areas;
18 and

19 “(ii) to accept benefits under the sup-
20 plemental nutrition assistance program es-
21 tablished under the Food and Nutrition Act
22 of 2008 (7 U.S.C. 2011 et seq.).

23 “(C) *PRIORITIES.*—In carrying out the Ini-
24 tiative, priority shall be given to projects that—

1 “(i) are located in severely distressed
2 low-income communities, as defined by the
3 Community Development Financial Institu-
4 tions Fund of the Department of Treasury;
5 and

6 “(ii) include 1 or more of the following
7 characteristics:

8 “(I) The project will create or re-
9 tain quality jobs for low-income resi-
10 dents in the community.

11 “(II) The project supports re-
12 gional food systems and locally grown
13 foods, to the maximum extent prac-
14 ticable.

15 “(III) In areas served by public
16 transit, the project is accessible by pub-
17 lic transit.

18 “(IV) The project involves women-
19 or minority-owned businesses.

20 “(V) The project receives funding
21 from other sources, including other
22 Federal agencies.

23 “(VI) The project otherwise ad-
24 vances the purpose of this section, as
25 determined by the Secretary.

1 “(d) *AUTHORIZATION OF APPROPRIATIONS.*—*There is*
2 *authorized to be appropriated to the Secretary to carry out*
3 *this section \$125,000,000, to remain available until ex-*
4 *ended.*”.

5 (b) *CONFORMING AMENDMENT.*—*Section 296(b) of the*
6 *Department of Agriculture Reorganization Act of 1994 (7*
7 *U.S.C. 7014(b)) is amended—*

8 (1) *in paragraph (6) by striking “or” at the end;*

9 (2) *in paragraph (7) by striking the period at*
10 *the end and inserting “; or”; and*

11 (3) *by adding at the end the following:*

12 “(8) *the authority of the Secretary to establish*
13 *and carry out the Health Food Financing Initiative*
14 *under section 242.*”.

15 **SEC. 4053. REVIEW OF SOLE-SOURCE CONTRACTS IN FED-**
16 **ERAL NUTRITION PROGRAMS.**

17 *The Secretary shall conduct an evaluation of sole-*
18 *source contracts in Federal nutrition programs, and the ef-*
19 *fect such contracts have on program participation, program*
20 *goals, nonprogram consumers, retailers, and free market dy-*
21 *namics. Not later than 1 year after the date of the enact-*
22 *ment of this Act, the Secretary shall report the findings of*
23 *this review to the Committee on Agriculture of the House*
24 *of Representatives and the Committee on Agriculture, Nu-*
25 *trition, and Forestry of the Senate.*

1 **SEC. 4054. PURCHASE OF HALAL AND KOSHER FOOD FOR**
 2 **EMERGENCY FOOD ASSISTANCE PROGRAM.**

3 *Section 202 of the Emergency Food Assistance Act of*
 4 *1983 (7 U.S.C. 7502) is amended by adding at the end the*
 5 *following:*

6 “(h) *KOSHER AND HALAL FOOD.*—*As soon as prac-*
 7 *ticable after the date of enactment of this subsection, the*
 8 *Secretary shall finalize and implement a plan—*

9 *“(1) to increase the purchase of Kosher and*
 10 *Halal food from food manufacturers with a Kosher or*
 11 *Halal certification to carry out the program estab-*
 12 *lished under this Act if the Kosher and Halal food*
 13 *purchased is cost neutral as compared to food that is*
 14 *not from food manufacturers with a Kosher or Halal*
 15 *certification; and*

16 *“(2) to modify the labeling of the commodities*
 17 *list used to carry out the program in a manner that*
 18 *enables Kosher and Halal food bank operators to*
 19 *identify which commodities to obtain from local food*
 20 *banks.”.*

21 **TITLE V—CREDIT**

22 **Subtitle A—Farm Ownership Loans**

23 **SEC. 5001. ELIGIBILITY FOR FARM OWNERSHIP LOANS.**

24 *(a) IN GENERAL.*—*Section 302(a) of the Consolidated*
 25 *Farm and Rural Development Act (7 U.S.C. 1922(a)) is*
 26 *amended—*

1 (1) by striking “(a) *IN GENERAL.—The*” and in-
2 serting the following:

3 “(a) *IN GENERAL.—*

4 “(1) *ELIGIBILITY REQUIREMENTS.—The*”;

5 (2) in the 1st sentence, by inserting after “*lim-*
6 *ited liability companies*” the following: “, and such
7 other legal entities as the Secretary deems appro-
8 priate,”;

9 (3) in the 2nd sentence, by redesignating clauses
10 (1) through (4) as clauses (A) through (D), respec-
11 tively;

12 (4) in each of the 2nd and 3rd sentences, by
13 striking “and limited liability companies” each place
14 it appears and inserting “limited liability companies,
15 and such other legal entities”;

16 (5) in the 3rd sentence, by striking “(3)” and
17 “(4)” and inserting “(C)” and “(D)”, respectively;
18 and

19 (6) by adding at the end the following:

20 “(2) *SPECIAL DEEMING RULES.—*

21 “(A) *ELIGIBILITY OF CERTAIN OPERATING-*
22 *ONLY ENTITIES.—An entity that is or will be-*
23 *come only the operator of a family farm is*
24 *deemed to meet the owner-operator requirements*
25 *of paragraph (1) if the individuals that are the*

1 owners of the family farm own more than 50
2 percent (or such other percentage as the Sec-
3 retary determines is appropriate) of the entity.

4 “(B) *ELIGIBILITY OF CERTAIN EMBEDDED*
5 *ENTITIES.*—An entity that is an owner-operator
6 described in paragraph (1), or an operator de-
7 scribed in subparagraph (A) of this paragraph
8 that is owned, in whole or in part, by other enti-
9 ties, is deemed to meet the direct ownership re-
10 quirement imposed under paragraph (1) if at
11 least 75 percent of the ownership interests of each
12 embedded entity of such entity is owned directly
13 or indirectly by the individuals that own the
14 family farm.”.

15 (b) *DIRECT FARM OWNERSHIP EXPERIENCE RE-*
16 *QUIREMENT.*—Section 302(b)(1) of such Act (7 U.S.C.
17 1922(b)(1)) is amended by inserting “or has other accept-
18 able experience for a period of time, as determined by the
19 Secretary,” after “3 years”.

20 (c) *CONFORMING AMENDMENTS.*—

21 (1) Section 304(c)(2) of such Act (7 U.S.C.
22 1924(c)(2)) by striking “paragraphs (1) and (2) of
23 section 302(a)” and inserting “clauses (A) and (B) of
24 section 302(a)(1)”.

1 (2) *Section 310D of such Act (7 U.S.C. 1934) is*
2 *amended—*

3 (A) *by inserting after “partnership” the fol-*
4 *lowing: “, or such other legal entities as the Sec-*
5 *retary deems appropriate,”; and*

6 (B) *by striking “or partners” each place it*
7 *appears and inserting “partners, or owners”.*

8 **SEC. 5002. CONSERVATION LOAN AND LOAN GUARANTEE**
9 **PROGRAM.**

10 (a) *ELIGIBILITY.—Section 304(c) of the Consolidated*
11 *Farm and Rural Development Act (7 U.S.C. 1924(c)) is*
12 *amended by inserting after “limited liability companies”*
13 *the following: “, or such other legal entities as the Secretary*
14 *deems appropriate,”.*

15 (b) *LIMITATION ON LOAN GUARANTEE AMOUNT.—Sec-*
16 *tion 304(e) of such Act (7 U.S.C. 1924(e)) is amended by*
17 *striking “75 percent” and inserting “90 percent”.*

18 (c) *EXTENSION OF PROGRAM.—Section 304(h) of such*
19 *Act (7 U.S.C. 1924(h)) is amended by striking “2012” and*
20 *inserting “2018”.*

21 **SEC. 5003. DOWN PAYMENT LOAN PROGRAM.**

22 (a) *IN GENERAL.—Section 310E(b)(1)(C) of the Con-*
23 *solidated Farm and Rural Development Act (7 U.S.C.*
24 *1935(b)(1)(C)) is amended by striking “\$500,000” and in-*
25 *serting “\$667,000”.*

1 (b) *TECHNICAL CORRECTION.*—Section 310E(b) of
 2 such Act (7 U.S.C. 1935(b)) is amended by striking the 2nd
 3 paragraph (2).

4 **SEC. 5004. ELIMINATION OF MINERAL RIGHTS APPRAISAL**
 5 **REQUIREMENT.**

6 Section 307 of the Consolidated Farm and Rural De-
 7 velopment Act (7 U.S.C. 1927) is amended by striking sub-
 8 section (d) and redesignating subsection (e) as subsection
 9 (d).

10 **Subtitle B—Operating Loans**

11 **SEC. 5101. ELIGIBILITY FOR FARM OPERATING LOANS.**

12 Section 311(a) of the Consolidated Farm and Rural
 13 Development Act (7 U.S.C. 1941(a)) is amended—

14 (1) by striking “(a) *IN GENERAL.*—The” and in-
 15 sserting the following:

16 “(a) *IN GENERAL.*—

17 “(1) *ELIGIBILITY REQUIREMENTS.*—The”;

18 (2) in the 1st sentence, by inserting after “lim-
 19 ited liability companies” the following: “, and such
 20 other legal entities as the Secretary deems appro-
 21 priate,”;

22 (3) in the 2nd sentence, by redesignating clauses
 23 (1) through (4) as clauses (A) through (D), respec-
 24 tively;

1 (4) in each of the 2nd and 3rd sentences, by
2 striking “and limited liability companies” each place
3 it appears and inserting “limited liability companies,
4 and such other legal entities”;

5 (5) in the 3rd sentence, by striking “(3)” and
6 “(4)” and inserting “(C)” and “(D)”, respectively;
7 and

8 (6) by adding at the end the following:

9 “(2) *SPECIAL DEEMING RULE.*—An entity that is
10 an operator described in paragraph (1) that is owned,
11 in whole or in part, by other entities, is deemed to
12 meet the direct ownership requirement imposed under
13 paragraph (1) if at least 75 percent of the ownership
14 interests of each embedded entity of such entity is
15 owned directly or indirectly by the individuals that
16 own the family farm.”.

17 **SEC. 5102. ELIMINATION OF RURAL RESIDENCY REQUIRE-**
18 **MENT FOR OPERATING LOANS TO YOUTH.**

19 Section 311(b)(1) of the Consolidated Farm and Rural
20 Development Act (7 U.S.C. 1941(b)(1)) is amended by strik-
21 ing “who are rural residents”.

1 **SEC. 5103. AUTHORITY TO WAIVE PERSONAL LIABILITY FOR**
2 **YOUTH LOANS DUE TO CIRCUMSTANCES BE-**
3 **YOND BORROWER CONTROL.**

4 *Section 311(b) of the Consolidated Farm and Rural*
5 *Development Act (7 U.S.C. 1941(b)) is amended by adding*
6 *at the end the following:*

7 *“(5) The Secretary may, on a case-by-case basis, waive*
8 *the personal liability of a borrower for a loan made under*
9 *this subsection if any default on the loan was due to cir-*
10 *cumstances beyond the control of the borrower.”.*

11 **SEC. 5104. MICROLOANS.**

12 *(a) IN GENERAL.—Section 313 of the Consolidated*
13 *Farm and Rural Development Act (7 U.S.C. 1943) is*
14 *amended by adding at the end the following:*

15 *“(c) MICROLOANS.—*

16 *“(1) IN GENERAL.—Subject to paragraph (2), the*
17 *Secretary may establish a program to make or guar-*
18 *antee microloans.*

19 *“(2) LIMITATION.—The Secretary shall not make*
20 *or guarantee a microloan under this subsection that*
21 *exceeds \$35,000 or that would cause the total prin-*
22 *icipal indebtedness outstanding at any 1 time for*
23 *microloans made under this chapter to any 1 bor-*
24 *rower to exceed \$70,000.*

25 *“(3) APPLICATIONS.—To the maximum extent*
26 *practicable, the Secretary shall limit the administra-*

1 *tive burdens and streamline the application and ap-*
2 *proval process for microloans under this subsection.*

3 *“(4) COOPERATIVE LENDING PROJECTS.—*

4 *“(A) IN GENERAL.—Subject to subpara-*
5 *graph (B), the Secretary may contract with com-*
6 *munity-based and nongovernmental organiza-*
7 *tions, State entities, or other intermediaries, as*
8 *the Secretary determines appropriate—*

9 *“(i) to make or guarantee a microloan*
10 *under this subsection; and*

11 *“(ii) to provide business, financial,*
12 *marketing, and credit management services*
13 *to borrowers.*

14 *“(B) REQUIREMENTS.—Before contracting*
15 *with an entity described in subparagraph (A),*
16 *the Secretary—*

17 *“(i) shall review and approve—*

18 *“(I) the loan loss reserve fund for*
19 *microloans established by the entity;*
20 *and*

21 *“(II) the underwriting standards*
22 *for microloans of the entity; and*

23 *“(ii) establish such other requirements*
24 *for contracting with the entity as the Sec-*
25 *retary determines necessary.”.*

1 (b) *EXCEPTIONS FOR DIRECT LOANS.*—Section
 2 311(c)(2) of such Act (7 U.S.C. 1941(c)(2)) is amended to
 3 read as follows:

4 “(2) *EXCEPTIONS.*—In this subsection, the term
 5 ‘direct operating loan’ shall not include—

6 “(A) a loan made to a youth under sub-
 7 section (b); or

8 “(B) a microloan made to a beginning
 9 farmer or rancher or a veteran farmer or ranch-
 10 er (as defined in section 2501(e) of the Food, Ag-
 11 riculture, Conservation, and Trade Act of 1990
 12 (7 U.S.C. 2279(e)).”.

13 (c) Section 312(a) of such Act (7 U.S.C. 1942(a)) is
 14 amended by inserting “(including a microloan, as defined
 15 by the Secretary)” after “A direct loan”.

16 (d) Section 316(a)(2) of such Act (7 U.S.C. 1946(a)(2))
 17 is amended by inserting “a microloan to a beginning farm-
 18 er or rancher or veteran farmer or rancher (as defined in
 19 section 2501(e) of the Food, Agriculture, Conservation, and
 20 Trade Act of 1990 (7 U.S.C. 2279(e)), or” after “The inter-
 21 est rate on”.

22 **Subtitle C—Emergency Loans**

23 **SEC. 5201. ELIGIBILITY FOR EMERGENCY LOANS.**

24 Section 321(a) of the Consolidated Farm and Rural
 25 Development Act (7 U.S.C. 1961(a)) is amended—

1 (1) by striking “owner-operators (in the case of
2 loans for a purpose under subtitle A) or operators (in
3 the case of loans for a purpose under subtitle B)” each
4 place it appears and inserting “(in the case of farm
5 ownership loans in accordance with subtitle A)
6 owner-operators or operators, or (in the case of loans
7 for a purpose under subtitle B) operators”;

8 (2) by inserting after “limited liability compa-
9 nies” the 1st place it appears the following: “, or such
10 other legal entities as the Secretary deems appro-
11 priate”;

12 (3) by inserting after “limited liability compa-
13 nies” the 2nd place it appears the following: “, or
14 other legal entities”;

15 (4) by striking “and limited liability compa-
16 nies,” and inserting “limited liability companies, and
17 such other legal entities”;

18 (5) by striking “ownership and operator” and
19 inserting “ownership or operator”; and

20 (6) by adding at the end the following: “An enti-
21 ty that is an owner-operator or operator described in
22 this subsection is deemed to meet the direct ownership
23 requirement imposed under this subsection if at least
24 75 percent of the ownership interests of each embedded

1 *entity of such entity is owned directly or indirectly*
 2 *by the individuals that own the family farm.”.*

3 ***Subtitle D—Administrative***
 4 ***Provisions***

5 ***SEC. 5301. BEGINNING FARMER AND RANCHER INDIVIDUAL***
 6 ***DEVELOPMENT ACCOUNTS PILOT PROGRAM.***

7 *Section 333B(h) of the Consolidated Farm and Rural*
 8 *Development Act (7 U.S.C. 1983b(h)) is amended by strik-*
 9 *ing “2012” and inserting “2018”.*

10 ***SEC. 5302. ELIGIBLE BEGINNING FARMERS AND RANCHERS.***

11 *(a) CONFORMING AMENDMENTS RELATING TO*
 12 *CHANGES IN ELIGIBILITY RULES.—Section 343(a)(11) of*
 13 *such Act (7 U.S.C. 1991(a)(11)) is amended—*

14 *(1) by inserting after “joint operation,” the 1st*
 15 *place it appears the following: “or such other legal en-*
 16 *tity as the Secretary deems appropriate,”;*

17 *(2) by striking “or joint operators” each place it*
 18 *appears and inserting “joint operators, or owners”;*
 19 *and*

20 *(3) by inserting after “joint operation,” the 2nd*
 21 *and 3rd place it appears the following: “or such other*
 22 *legal entity,”.*

23 *(b) MODIFICATION OF ACREAGE OWNERSHIP LIMITA-*
 24 *TION.—Section 343(a)(11)(F) of such Act (7 U.S.C.*

1 1991(a)(11)(F)) is amended by striking “median acreage”
2 and inserting “average acreage”.

3 **SEC. 5303. LOAN AUTHORIZATION LEVELS.**

4 Section 346(b)(1) of the Consolidated Farm and Rural
5 Development Act (7 U.S.C. 1994(b)(1)) is amended in the
6 matter preceding subparagraph (A) by striking “2012” and
7 inserting “2018”.

8 **SEC. 5304. PRIORITY FOR PARTICIPATION LOANS.**

9 Section 346(b)(2)(A)(i) of the Consolidated Farm and
10 Rural Development Act (7 U.S.C. 1994(b)(2)(A)(i)) is
11 amended by adding at the end the following:

12 “(III) PRIORITY.—In order to
13 maximize the number of borrowers
14 served under this clause, the Sec-
15 retary—

16 “(aa) shall give priority to
17 applicants who apply under the
18 down payment loan program
19 under section 310E or joint fi-
20 nancing arrangements under sec-
21 tion 307(a)(3)(D); and

22 “(bb) may offer other financ-
23 ing options under this subtitle to
24 applicants only if the Secretary
25 determines that down payment or

1 *other participation loan options*
2 *are not a viable approach for the*
3 *applicants.”.*

4 **SEC. 5305. LOAN FUND SET-ASIDES.**

5 *Section 346(b)(2)(A)(ii)(III) of the Consolidated Farm*
6 *and Rural Development Act (7 U.S.C.*
7 *1994(b)(2)(A)(ii)(III)) is amended—*

8 *(1) by striking “2012” and inserting “2018”;*
9 *and*

10 *(2) by striking “of the total amount”.*

11 **SEC. 5306. CONFORMING AMENDMENT TO BORROWER**
12 **TRAINING PROVISION, RELATING TO ELIGI-**
13 **BILITY CHANGES.**

14 *Section 359(c)(2) of the Consolidated Farm and Rural*
15 *Development Act (7 U.S.C. 2006a(c)(2)) is amended by*
16 *striking “section 302(a)(2) or 311(a)(2)” and inserting*
17 *“section 302(a)(1)(B) or 311(a)(1)(B)”.*

18 ***Subtitle E—State Agricultural***
19 ***Mediation Programs***

20 **SEC. 5401. STATE AGRICULTURAL MEDIATION PROGRAMS.**

21 *Section 506 of the Agricultural Credit Act of 1987 (7*
22 *U.S.C. 5106) is amended by striking “2015” and inserting*
23 *“2018”.*

1 ***Subtitle F—Loans to Purchasers of***
2 ***Highly Fractionated Land***

3 **SEC. 5501. LOANS TO PURCHASERS OF HIGHLY**
4 **FRACTIONATED LAND.**

5 *The first section of Public Law 91–229 (25 U.S.C. 488)*
6 *is amended in subsection (b)(1) by striking “pursuant to*
7 *section 205(c) of the Indian Land Consolidation Act (25*
8 *U.S.C. 2204(c))” and inserting “or to intermediaries in*
9 *order to establish revolving loan funds for the purchase of*
10 *highly fractionated land”.*

11 ***TITLE VI—RURAL DEVELOPMENT***
12 ***Subtitle A—Consolidated Farm and***
13 ***Rural Development Act***

14 **SEC. 6001. WATER, WASTE DISPOSAL, AND WASTEWATER FA-**
15 **CILITY GRANTS.**

16 *Section 306(a)(2)(B)(vii) of the Consolidated Farm*
17 *and Rural Development Act (7 U.S.C. 1926(a)(2)(B)(vii))*
18 *is amended by striking “2008 through 2012” and inserting*
19 *“2014 through 2018”.*

20 **SEC. 6002. RURAL BUSINESS OPPORTUNITY GRANTS.**

21 *Section 306(a)(11)(D) of the Consolidated Farm and*
22 *Rural Development Act (7 U.S.C. 1926(a)(11)(D)) is*
23 *amended by striking “\$15,000,000 for each of fiscal years*
24 *2008 through 2012” and inserting “\$15,000,000 for each*
25 *of fiscal years 2014 through 2018”.*

1 **SEC. 6003. ELIMINATION OF RESERVATION OF COMMUNITY**
2 **FACILITIES GRANT PROGRAM FUNDS.**

3 *Section 306(a)(19) of the Consolidated Farm and*
4 *Rural Development Act (7 U.S.C. 1926(a)(19)) is amended*
5 *by striking subparagraph (C).*

6 **SEC. 6004. UTILIZATION OF LOAN GUARANTEES FOR COM-**
7 **MUNITY FACILITIES.**

8 *Section 306(a)(24) of the Consolidated Farm and*
9 *Rural Development Act (7 U.S.C. 1926(a)(24)) is amended*
10 *by adding at the end the following:*

11 *“(C) UTILIZATION OF LOAN GUARANTEES*
12 *FOR COMMUNITY FACILITIES.—The Secretary*
13 *shall consider the benefits to communities that*
14 *result from using loan guarantees in the Com-*
15 *munity Facilities Program and to the maximum*
16 *extent possible utilize guarantees to enhance com-*
17 *munity involvement.”.*

18 **SEC. 6005. RURAL WATER AND WASTEWATER CIRCUIT**
19 **RIDER PROGRAM.**

20 *Section 306(a)(22) of the Consolidated Farm and*
21 *Rural Development Act (7 U.S.C. 1926(a)(22)) is amended*
22 *to read as follows:*

23 *“(22) RURAL WATER AND WASTEWATER CIRCUIT*
24 *RIDER PROGRAM.—*

1 “(A) *IN GENERAL.*—*The Secretary shall*
2 *continue a national rural water and wastewater*
3 *circuit rider program that—*

4 “(i) *is consistent with the activities*
5 *and results of the program conducted before*
6 *the date of enactment of this paragraph, as*
7 *determined by the Secretary; and*

8 “(ii) *receives funding from the Sec-*
9 *retary, acting through the Rural Utilities*
10 *Service.*

11 “(B) *AUTHORIZATION OF APPROPRIA-*
12 *TIONS.*—*There is authorized to be appropriated*
13 *to carry out this paragraph \$20,000,000 for fis-*
14 *cal year 2014 and each fiscal year thereafter.”.*

15 **SEC. 6006. TRIBAL COLLEGE AND UNIVERSITY ESSENTIAL**
16 **COMMUNITY FACILITIES.**

17 *Section 306(a)(25)(C) of the Consolidated Farm and*
18 *Rural Development Act (7 U.S.C. 1926(a)(25)(C)) is*
19 *amended by striking “\$10,000,000 for each of fiscal years*
20 *2008 through 2012” and inserting “\$5,000,000 for each of*
21 *fiscal years 2014 through 2018”.*

1 **SEC. 6007. ESSENTIAL COMMUNITY FACILITIES TECHNICAL**
2 **ASSISTANCE AND TRAINING.**

3 *Section 306(a) of the Consolidated Farm and Rural*
4 *Development Act (7 U.S.C. 1926(a)(19)) is amended by*
5 *adding at the end the following new paragraph:*

6 “(26) *ESSENTIAL COMMUNITY FACILITIES TECH-*
7 *NICAL ASSISTANCE AND TRAINING.—*

8 “(A) *IN GENERAL.—The Secretary may*
9 *make grants to public bodies and private non-*
10 *profit corporations, such as States, counties, cit-*
11 *ies, townships, and incorporated towns and vil-*
12 *lages, boroughs, authorities, districts and Indian*
13 *tribes on Federal and State reservations which*
14 *will serve rural areas for the purpose of enabling*
15 *them to provide to associations described in this*
16 *subsection technical assistance and training,*
17 *with respect to essential community facilities*
18 *programs authorized under this subsection, to—*

19 “(i) *assist communities in identifying*
20 *and planning for community facility needs;*

21 “(ii) *identify public and private re-*
22 *sources to finance community facilities*
23 *needs;*

24 “(iii) *prepare reports and surveys nec-*
25 *essary to request financial assistance to de-*
26 *velop community facilities;*

1 “(iv) prepare applications for finan-
2 cial assistance;

3 “(v) improve the management, includ-
4 ing financial management, related to the
5 operation of community facilities; or

6 “(vi) assist with other areas of need
7 identified by the Secretary.

8 “(B) *SELECTION PRIORITY.*—In selecting
9 recipients of grants under this paragraph, the
10 Secretary shall give priority to private, non-
11 profit, or public organizations that have experi-
12 ence in providing technical assistance and train-
13 ing to rural entities.

14 “(C) *FUNDING.*—Not less than 3 nor more
15 than 5 percent of any funds appropriated to
16 carry out each of the essential community facili-
17 ties grant, loan and loan guarantee programs as
18 authorized under this subsection for any fiscal
19 year shall be reserved for grants under this para-
20 graph.”.

21 **SEC. 6008. EMERGENCY AND IMMINENT COMMUNITY WATER**
22 **ASSISTANCE GRANT PROGRAM.**

23 Section 306A(i)(2) of the Consolidated Farm and
24 Rural Development Act (7 U.S.C. 1926a(i)(2)) is amended
25 by striking “\$35,000,000 for each of fiscal years 2008

1 *through 2012” and inserting “\$27,000,000 for each of fiscal*
2 *years 2014 through 2018”.*

3 **SEC. 6009. HOUSEHOLD WATER WELL SYSTEMS.**

4 *Section 306E(d) of the Consolidated Farm and Rural*
5 *Development Act (7 U.S.C. 1926e(d)) is amended by strik-*
6 *ing “\$10,000,000 for each of fiscal years 2008 through*
7 *2012” and inserting “\$5,000,000 for each of fiscal years*
8 *2014 through 2018”.*

9 **SEC. 6010. RURAL BUSINESS AND INDUSTRY LOAN PRO-**
10 **GRAM.**

11 *(a) FLEXIBILITY FOR THE BUSINESS AND LOAN PRO-*
12 *GRAM.—Section 310B(a)(2)(A) of the Consolidated Farm*
13 *and Rural Development Act (7 U.S.C. 1932(a)(2)(A)) is*
14 *amended by inserting “including working capital” after*
15 *“employment”.*

16 *(b) GREATER FLEXIBILITY FOR ADEQUATE COLLAT-*
17 *ERAL THROUGH ACCOUNTS RECEIVABLE.—Section*
18 *310B(g)(7) of such Act (7 U.S.C. 1932(g)(7)) is amended*
19 *by adding at the end the following: “In the discretion of*
20 *the Secretary, if the Secretary determines that the action*
21 *would not create or otherwise contribute to an unreasonable*
22 *risk of default or loss to the Federal Government, the Sec-*
23 *retary may take account receivables as security for the obli-*
24 *gations entered into in connection with loans and a bor-*

1 *rower may use account receivables as collateral to secure*
2 *a loan made or guaranteed under this subsection.”.*

3 (c) *REGULATIONS.*—*Not later than 6 months after the*
4 *date of the enactment of this Act, the Secretary shall pro-*
5 *mulgate such regulations as are necessary to implement the*
6 *amendments made by this section.*

7 **SEC. 6011. RURAL COOPERATIVE DEVELOPMENT GRANTS.**

8 *Section 310B(e)(12) of the Consolidated Farm and*
9 *Rural Development Act (7 U.S.C. 1932(e)(12)) is amended*
10 *by striking “\$50,000,000 for each of fiscal years 2008*
11 *through 2012” and inserting “\$40,000,000 for each of fiscal*
12 *years 2014 through 2018”.*

13 **SEC. 6012. LOCALLY OR REGIONALLY PRODUCED AGRICUL-**
14 **TURAL FOOD PRODUCTS.**

15 *Section 310B(g)(9)(B)(v)(I) of the Consolidated Farm*
16 *and Rural Development Act (7 U.S.C. 1932(g)(9)(B)(v)(I))*
17 *is amended—*

18 (1) *by striking “2012” and inserting “2018”;*

19 *and*

20 (2) *by inserting “and not more than 7 percent”*
21 *after “5 percent”.*

22 **SEC. 6013. INTERMEDIARY RELENDING PROGRAM.**

23 (a) *IN GENERAL.*—*Subtitle A of the Consolidated*
24 *Farm and Rural Development Act (7 U.S.C. 1922–1936a)*
25 *is amended by adding at the end the following:*

1 **“SEC. 310H. INTERMEDIARY RELENDING PROGRAM.**

2 “(a) *IN GENERAL.*—*The Secretary shall make loans to*
3 *the entities, for the purposes, and subject to the terms and*
4 *conditions specified in the 1st, 2nd, and last sentences of*
5 *section 623(a) of the Community Economic Development*
6 *Act of 1981 (42 U.S.C. 9812(a)).*

7 “(b) *LIMITATIONS ON AUTHORIZATION OF APPROPRIA-*
8 *TIONS.*—*For loans under subsection (a), there are author-*
9 *ized to be appropriated to the Secretary not more than*
10 *\$10,000,000 for each of fiscal years 2014 through 2018.”.*

11 “(b) *CONFORMING AMENDMENTS.*—*Section 1323(b)(2)*
12 *of the Food Security Act of 1985 (Public Law 99–198; 7*
13 *U.S.C. 1932 note) is amended—*

14 (1) *in subparagraph (A), by adding “and” at the*
15 *end;*

16 (2) *in subparagraph (B), by striking “; and”*
17 *and inserting a period; and*

18 (3) *by striking subparagraph (C).*

19 **SEC. 6014. RURAL COLLEGE COORDINATED STRATEGY.**

20 *Section 331 of the Consolidated Farm and Rural De-*
21 *velopment Act (7 U.S.C. 1981) is amended by adding at*
22 *the end the following:*

23 “(d) *RURAL COLLEGE COORDINATED STRATEGY.*—*The*
24 *Secretary shall develop a coordinated strategy across the*
25 *relevant programs within the Rural Development mission*
26 *areas to serve the specific, local needs of rural communities*

1 *when making investments in rural community colleges and*
 2 *technical colleges through other current authorities. During*
 3 *the development of a coordinated strategy, the Secretary*
 4 *shall consult with groups representing rural-serving com-*
 5 *munity colleges and technical colleges to coordinate critical*
 6 *investments in rural community colleges and technical col-*
 7 *leges involved in workforce training. Nothing in this sub-*
 8 *section shall be construed to provide a priority for funding*
 9 *within current authorities. The Secretary shall use the co-*
 10 *ordinated strategy and information developed for the strat-*
 11 *egy to more effectively serve rural communities with respect*
 12 *to investments in community colleges and technical col-*
 13 *leges.”.*

14 **SEC. 6015. RURAL WATER AND WASTE DISPOSAL INFRA-**
 15 **STRUCTURE.**

16 *Section 333 of the Consolidated Farm and Rural De-*
 17 *velopment Act (7 U.S.C. 1983) is amended—*

18 *(1) by striking “require”;*

19 *(2) in paragraph (1), by inserting “require”*
 20 *after “(1)”;*

21 *(3) in paragraph (2), by inserting “, require”*
 22 *after “314”;*

23 *(4) in paragraph (3), by inserting “require”*
 24 *after “loans,”;*

25 *(5) in paragraph (4)—*

1 (A) by inserting “require” after “(4)”; and

2 (B) by striking “and” after the semicolon;

3 (6) in paragraph (5)—

4 (A) by inserting “require” after “(5)”; and

5 (B) by striking the period at the end and
6 inserting “; and”; and

7 (7) by adding at the end the following:

8 “(6) with respect to water and waste disposal di-
9 rect and guaranteed loans provided under section 306,
10 encourage, to the maximum extent practicable, pri-
11 vate or cooperative lenders to finance rural water and
12 waste disposal facilities by—

13 “(A) maximizing the use of loan guarantees
14 to finance eligible projects in rural communities
15 where the population exceeds 5,500;

16 “(B) maximizing the use of direct loans to
17 finance eligible projects in rural communities
18 where the impact on rate payers will be material
19 when compared to financing with a loan guar-
20 antee;

21 “(C) establishing and applying a materi-
22 ality standard when determining the difference
23 in impact on rate payers between a direct loan
24 and a loan guarantee;

1 “(D) in the case of projects that require in-
2 ~~terim~~ financing in excess of \$500,000, requiring
3 that such projects initially seek such financing
4 from private or cooperative lenders; and

5 “(E) determining if an existing direct loan
6 borrower can refinance with a private or cooper-
7 ative lender, including with a loan guarantee,
8 prior to providing a new direct loan.”.

9 **SEC. 6016. SIMPLIFIED APPLICATIONS.**

10 (a) *IN GENERAL.*—Section 333A of the Consolidated
11 *Farm and Rural Development Act* (7 U.S.C. 1983a) is
12 amended by adding at the end the following:

13 “(h) *SIMPLIFIED APPLICATION FORMS.*—Except as
14 provided in subsection (g)(2) of this section, the Secretary
15 shall, to the maximum extent practicable, develop a sim-
16 plified application process, including a single page applica-
17 tion where possible, for grants and relending authorized
18 under sections 306, 306C, 306D, 306E, 310B(b), 310B(c),
19 310B(e), 310B(f), 310H, 379B, and 379E.”.

20 (b) *REPORT TO THE CONGRESS.*—Within 2 years after
21 the date of the enactment of this Act, the Secretary shall
22 submit to the Committee on Agriculture of the House of
23 Representatives and the Committee on Agriculture, Nutri-
24 tion, and Forestry of the Senate a written report that con-

1 tains an evaluation of the implementation of the amend-
2 ment made by subsection (a).

3 **SEC. 6017. GRANTS FOR NOAA WEATHER RADIO TRANSMIT-**
4 **TERS.**

5 *Section 379B(d) of the Consolidated Farm and Rural*
6 *Development Act (7 U.S.C. 2008p(d)) is amended to read*
7 *as follows:*

8 “(d) *AUTHORIZATION OF APPROPRIATIONS.—There is*
9 *authorized to be appropriated to carry out this section*
10 *\$1,000,000 for each of fiscal years 2014 through 2018.”.*

11 **SEC. 6018. RURAL MICROENTREPRENEUR ASSISTANCE PRO-**
12 **GRAM.**

13 *Section 379E(d)(2) of the Consolidated Farm and*
14 *Rural Development Act (7 U.S.C. 2008s(d)(2)) is amended*
15 *by striking “\$40,000,000 for each of fiscal years 2009*
16 *through 2012” and inserting “\$20,000,000 for each of fiscal*
17 *years 2014 through 2018”.*

18 **SEC. 6019. DELTA REGIONAL AUTHORITY.**

19 (a) *AUTHORIZATION OF APPROPRIATIONS.—Section*
20 *382M(a) of the Consolidated Farm and Rural Development*
21 *Act (7 U.S.C. 2009aa–12(a)) is amended by striking*
22 *“\$30,000,000 for each of fiscal years 2008 through 2012”*
23 *and inserting “\$12,000,000 for each of fiscal years 2014*
24 *through 2018”.*

1 (b) *TERMINATION OF AUTHORITY.*—Section 382N of
2 such Act (7 U.S.C. 2009aa–13) is amended by striking
3 “2012” and inserting “2018”.

4 **SEC. 6020. NORTHERN GREAT PLAINS REGIONAL AUTHOR-**
5 **ITY.**

6 (a) *AUTHORIZATION OF APPROPRIATIONS.*—Section
7 383N(a) of the Consolidated Farm and Rural Development
8 Act (7 U.S.C. 2009bb–12(a)) is amended by striking
9 “\$30,000,000 for each of fiscal years 2008 through 2012”
10 and inserting “\$2,000,000 for each of fiscal years 2014
11 through 2018”.

12 (b) *TERMINATION OF AUTHORITY.*—Section 383O of
13 such Act (7 U.S.C. 2009bb–13) is amended by striking
14 “2012” and inserting “2018”.

15 **SEC. 6021. RURAL BUSINESS INVESTMENT PROGRAM.**

16 Section 384S of the Consolidated Farm and Rural De-
17 velopment Act (7 U.S.C. 2009cc–18) is amended by striking
18 “\$50,000,000 for the period of fiscal years 2008 through
19 2012” and inserting “\$20,000,000 for each of fiscal years
20 2014 through 2018”.

21 **Subtitle B—Rural Electrification**
22 **Act of 1936**

23 **SEC. 6101. RELENDING FOR CERTAIN PURPOSES.**

24 (a) *IN GENERAL.*—The Rural Electrification Act of
25 1936 (7 U.S.C. 901 et seq.) is amended—

1 (1) *in section 2(a), by inserting “(including re-*
2 *lending for this purpose as provided in section 4)”*
3 *after “efficiency”;*

4 (2) *in section 4(a), by inserting “(including re-*
5 *lending to ultimate consumers for this purpose by*
6 *borrowers enumerated in the proviso in this section)”*
7 *after “efficiency”; and*

8 (3) *in section 313(b)(2)(B)—*

9 (A) *by inserting “(acting through the Rural*
10 *Utilities Service)” after “Secretary”; and*

11 (B) *by inserting “energy efficiency (includ-*
12 *ing relending to ultimate consumers for this pur-*
13 *pose),” after “promoting”.*

14 (b) *CURRENT AUTHORITY.—The authority provided in*
15 *this section is in addition to any other relending authority*
16 *of the Secretary under the Rural Electrification Act of 1936*
17 *(7 U.S.C. 901 et seq.) or any other law.*

18 (c) *ADMINISTRATION.—The Secretary (acting through*
19 *the Rural Utilities Service) shall continue to carry out sec-*
20 *tion 313 of the Rural Electrification Act of 1936 (7 U.S.C.*
21 *940c) in the same manner as on the day before enactment*
22 *of this Act until such time as any regulations necessary*
23 *to carry out the amendments made by this section are fully*
24 *implemented.*

1 **SEC. 6102. FEES FOR CERTAIN LOAN GUARANTEES.**

2 *The Rural Electrification Act of 1936 (7 U.S.C. 901*
3 *et seq.) is amended by inserting after section 4 the following:*

4 **“SEC. 5. FEES FOR CERTAIN LOAN GUARANTEES.**

5 *“(a) IN GENERAL.—For electrification baseload gen-*
6 *eration loan guarantees, the Secretary shall, at the request*
7 *of the borrower, charge an upfront fee to cover the costs of*
8 *the loan guarantee.*

9 *“(b) FEE.—The fee described in subsection (a) for a*
10 *loan guarantee shall be equal to the costs of the loan guar-*
11 *antee (within the meaning of section 502(5)(C) of the Fed-*
12 *eral Credit Reform Act of 1990 (2 U.S.C. 661a(5)(C))).*

13 *“(c) LIMITATION.—Funds received from a borrower to*
14 *pay the fee described in this section shall not be derived*
15 *from a loan or other debt obligation that is made or guaran-*
16 *teed by the Federal Government.”.*

17 **SEC. 6103. RURAL UTILITIES SERVICE CONTRACTING AU-**
18 **THORITY.**

19 *Section 18(c) of the Rural Electrification Act of 1936*
20 *(7 U.S.C. 918(c)) is amended—*

21 *(1) in paragraph (1), by striking “Rural Elec-*
22 *trification Administration” each place it appears and*
23 *inserting “Rural Utilities Service”; and*

24 *(2) in paragraph (4)—*

25 *(A) in the paragraph heading, by inserting*
26 *“COOPERATIVE” before “AGREEMENTS”; and*

1 (B) by inserting after the 1st sentence the
 2 following: “A contract funded by a borrower that
 3 is to be paid for out of the general funds of the
 4 borrower is not a public contract within the
 5 meaning of title 41, United States Code.”.

6 **SEC. 6104. GUARANTEES FOR BONDS AND NOTES ISSUED**
 7 **FOR ELECTRIFICATION OR TELEPHONE PUR-**
 8 **POSES.**

9 Section 313A(f) of the Rural Electrification Act of
 10 1936 (7 U.S.C. 940c-1(f)) is amended by striking “2012”
 11 and inserting “2018”.

12 **SEC. 6105. EXPANSION OF 911 ACCESS.**

13 Section 315(d) of the Rural Electrification Act of 1936
 14 (7 U.S.C. 940e(d)) is amended by striking “2012” and in-
 15 serting “2018”.

16 **SEC. 6106. ACCESS TO BROADBAND TELECOMMUNICATIONS**
 17 **SERVICES IN RURAL AREAS.**

18 Section 601 of the Rural Electrification Act of 1936
 19 (7 U.S.C. 950bb) is amended—

20 (1) in subsection (c), by striking paragraph (2)
 21 and inserting the following:

22 “(2) *PRIORITIES.*—In making or guaranteeing
 23 loans under paragraph (1), the Secretary shall give—

24 “(A) the highest priority to applicants that
 25 offer to provide broadband service to the greatest

1 *proportion of households that, prior to the provi-*
2 *sion of the broadband service, had no incumbent*
3 *service provider; and*

4 *“(B) priority to applicants that offer in*
5 *their applications to provide broadband service*
6 *not predominantly for business service, but where*
7 *at least 25 percent of customers in the proposed*
8 *service territory are commercial interests.”;*

9 *(2) in subsection (d)—*

10 *(A) in paragraph (5)—*

11 *(i) by striking “and” at the end of sub-*
12 *paragraph (B);*

13 *(ii) by striking the period at the end of*
14 *subparagraph (C) and inserting a semi-*
15 *colon; and*

16 *(iii) by adding at the end the fol-*
17 *lowing:*

18 *“(D) the amount and type of support re-*
19 *quested; and*

20 *“(E) a list of the census block groups or*
21 *tracts proposed to be so served.”; and*

22 *(B) by adding at the end the following:*

23 *“(8) ADDITIONAL PROCESS.—The Secretary shall*
24 *establish a process under which an incumbent service*
25 *provider which, as of the date of the publication of*

1 *notice under paragraph (5) with respect to an appli-*
2 *cation submitted by the provider, is providing*
3 *broadband service to a remote rural area, may (but*
4 *shall not be required to) submit to the Secretary, not*
5 *less than 15 and not more than 30 days after that*
6 *date, information regarding the broadband services*
7 *that the provider offers in the proposed service terri-*
8 *tory, so that the Secretary may assess whether the ap-*
9 *plication meets the requirements of this section with*
10 *respect to eligible projects.”;*

11 *(3) in subsection (e), by adding at the end the*
12 *following:*

13 *“(3) REQUIREMENT.—In considering the tech-*
14 *nology needs of customers in a proposed service terri-*
15 *tory, the Secretary shall take into consideration the*
16 *upgrade or replacement cost for the construction or*
17 *acquisition of facilities and equipment in the terri-*
18 *tory.”; and*

19 *(4) in each of subsections (k)(1) and (l), by strik-*
20 *ing “2012” and inserting “2018”.*

21 ***Subtitle C—Miscellaneous***

22 ***SEC. 6201. DISTANCE LEARNING AND TELEMEDICINE.***

23 *(a) AUTHORIZATION OF APPROPRIATIONS.—Section*
24 *2335A of the Food, Agriculture, Conservation, and Trade*
25 *Act of 1990 (7 U.S.C. 950aaa–5) is amended by striking*

1 “\$100,000,000 for each of fiscal years 1996 through 2012”
2 and inserting “\$65,000,000 for each of fiscal years 2014
3 through 2018”.

4 (b) *CONFORMING AMENDMENT.*—Section 1(b) of Public
5 Law 102–551 (7 U.S.C. 950aaa note) is amended by strik-
6 ing “2012” and inserting “2018”.

7 **SEC. 6202. VALUE-ADDED AGRICULTURAL MARKET DEVEL-**
8 **OPMENT PROGRAM GRANTS.**

9 Section 231(b)(7) of the Agricultural Risk Protection
10 Act of 2000 (7 U.S.C. 1632a(b)(7)) is amended—

11 (1) in subparagraph (A)—

12 (A) by striking “2008” and inserting
13 “2013”; and

14 (B) by striking “\$15,000,000” and inserting
15 “\$50,000,000”; and

16 (2) in subparagraph (B), by striking “2012” and
17 inserting “2018”.

18 **SEC. 6203. AGRICULTURE INNOVATION CENTER DEM-**
19 **ONSTRATION PROGRAM.**

20 Section 6402(i) of the Farm Security and Rural In-
21 vestment Act of 2002 (7 U.S.C. 1632b(i)) is amended by
22 striking “\$6,000,000 for each of fiscal years 2008 through
23 2012” and inserting “\$1,000,000 for each of fiscal years
24 2014 through 2018”.

1 **SEC. 6204. PROGRAM METRICS.**

2 (a) *IN GENERAL.*—*The Secretary of Agriculture shall*
3 *collect data regarding economic activities created through*
4 *grants and loans, including any technical assistance pro-*
5 *vided as a component of the grant or loan program, and*
6 *measure the short and long term viability of award recipi-*
7 *ents and any entities to whom those recipients provide as-*
8 *sistance using award funds under section 231 of the Agri-*
9 *cultural Risk Protection Act of 2000 (7 U.S.C. 1621 note;*
10 *Public Law 106–224), section 9007 of the Farm Security*
11 *and Rural Investment Act of 2002 (7 U.S.C. 8107), section*
12 *313(b)(2) of the Rural Electrification Act of 1936 (7 U.S.C.*
13 *940c(b)(2)), or section 306(a)(11), 310B(c), 310B(e),*
14 *310B(g), 310H, or 379E, or subtitle E, of the Consolidated*
15 *Farm and Rural Development Act (7 U.S.C. 1926(a)(11),*
16 *1932(c), 1932(e), 1932(g), 2008s, or 2009 through 2009m).*

17 (b) *DATA.*—*The data collected under subsection (a)*
18 *shall include information collected from recipients both dur-*
19 *ing the award period and after the period as determined*
20 *by the Secretary, but not less than 2 years after the award*
21 *period ends.*

22 (c) *REPORT.*—*Not later than 4 years after the date of*
23 *enactment of this Act, and every 2 years thereafter, the Sec-*
24 *retary shall submit to the Committee on Agriculture of the*
25 *House of Representatives and the Committee on Agri-*
26 *culture, Nutrition, and Forestry of the Senate a report that*

1 *contains the data described in subsection (a). The report*
2 *shall include detailed information regarding—*

3 *(1) actions taken by the Secretary to utilize the*
4 *data;*

5 *(2) the number of jobs, including self-employ-*
6 *ment and the value of salaries and wages;*

7 *(3) how the provision of funds from the grant or*
8 *loan involved affected the local economy;*

9 *(4) any benefit, such as an increase in revenue*
10 *or customer base; and*

11 *(5) such other information as the Secretary*
12 *deems appropriate.*

13 **SEC. 6205. STUDY OF RURAL TRANSPORTATION ISSUES.**

14 *(a) IN GENERAL.—The Secretary of Agriculture and*
15 *the Secretary of Transportation shall publish an updated*
16 *version of the study described in section 6206 of the Food,*
17 *Conservation, and Energy Act of 2008 (as amended by sub-*
18 *section (b)).*

19 *(b) ADDITION TO STUDY.—Section 6206(b) of the*
20 *Food, Conservation, and Energy Act of 2008 (Public Law*
21 *110–246; 122 Stat. 1971) is amended—*

22 *(1) in paragraph (3), by striking “and” at the*
23 *end;*

24 *(2) in paragraph (4), by striking the period at*
25 *the end and inserting “; and”; and*

1 (3) *by adding at the end the following new para-*
2 *graph:*

3 “(5) *the sufficiency of infrastructure along wa-*
4 *terways in the United States and the impact of such*
5 *infrastructure on the movement of agricultural goods*
6 *in terms of safety, efficiency and speed, as well as the*
7 *benefits derived through upgrades and repairs to locks*
8 *and dams.”.*

9 (c) *REPORT TO CONGRESS.—Not later than 1 year*
10 *after the date of enactment of this Act, the Secretary of Ag-*
11 *riculture and the Secretary of Transportation shall submit*
12 *to the Congress the updated version of the study required*
13 *by subsection (a).*

14 **SEC. 6206. CERTAIN FEDERAL ACTIONS NOT TO BE CONSID-**
15 **ERED MAJOR.**

16 *In the case of a loan, loan guarantee, or grant program*
17 *in the rural development mission area of the Department*
18 *of Agriculture, an action of the Secretary before, on, or after*
19 *the date of enactment of this Act that does not involve the*
20 *provision by the Department of Agriculture of Federal dol-*
21 *lars or a Federal loan guarantee, including—*

22 (1) *the approval by the Department of Agri-*
23 *culture of the decision of a borrower to commence a*
24 *privately funded activity;*

25 (2) *a lien accommodation or subordination;*

- 1 (3) a debt settlement or restructuring; or
2 (4) the restructuring of a business entity by a
3 borrower,
4 shall not be considered a major Federal action.

5 **SEC. 6207. TELEMEDICINE AND DISTANCE LEARNING SERV-**
6 **ICES IN RURAL AREAS.**

7 Section 2333(d) of the Food, Agriculture, Conserva-
8 tion, and Trade Act of 1990 (7 U.S.C. 950aaa-2(d)) is
9 amended—

10 (1) by striking “and” at the end of paragraph
11 (12); and

12 (2) by redesignating paragraph (13) as para-
13 graph (14) and inserting after paragraph (12) the fol-
14 lowing:

15 “(13) whether the applicant for assistance is lo-
16 cated in a designated health professional shortage
17 area (within the meaning of section 332 of the Public
18 Health Service Act)”.

19 **SEC. 6208. REGIONAL ECONOMIC AND INFRASTRUCTURE**
20 **DEVELOPMENT.**

21 Section 15751 of title 40, United States Code, is
22 amended—

23 (1) in subsection (a), by striking “2012” and in-
24 serting “2018”; and

25 (2) in subsection (b)—

1 (A) by striking “Not more than” and insert-
2 ing the following:

3 “(1) *IN GENERAL.*—*Except as provided in para-*
4 *graph (2), not more than*”; and

5 (B) by adding at the end the following:

6 “(2) *LIMITED FUNDING.*—*In a case in which less*
7 *than \$10,000,000 is made available to a Commission*
8 *for a fiscal year under this section, paragraph (1)*
9 *shall not apply.*”.

10 **TITLE VII—RESEARCH, EXTEN-**
11 **SION, AND RELATED MAT-**
12 **TERS**

13 **Subtitle A—National Agricultural**
14 **Research, Extension, and Teach-**
15 **ing Policy Act of 1977**

16 **SEC. 7101. OPTION TO BE INCLUDED AS NON-LAND-GRANT**
17 **COLLEGE OF AGRICULTURE.**

18 Section 1404 of the National Agricultural Research,
19 *Extension, and Teaching Policy Act of 1977 (7 U.S.C.*
20 *3103) is amended—*

21 (1) by striking paragraph (5) and inserting the
22 following new paragraph:

23 “(5) *COOPERATING FORESTRY SCHOOL.*—

24 “(A) *IN GENERAL.*—*The term ‘cooperating*
25 *forestry school’ means an institution—*

1 “(i) that is eligible to receive funds
2 under the Act of October 10, 1962 (16
3 U.S.C. 582a et seq.), commonly known as
4 the McIntire-Stennis Act of 1962; and

5 “(ii) with respect to which the Sec-
6 retary has not received a declaration of the
7 intent of that institution to not be consid-
8 ered a cooperating forestry school.

9 “(B) *TERMINATION OF DECLARATION.*—A
10 declaration of the intent of an institution to not
11 be considered a cooperating forestry school sub-
12 mitted to the Secretary shall be in effect until
13 September 30, 2018.”; and

14 (2) in paragraph (10)—

15 (A) in subparagraph (A)—

16 (i) in the matter preceding clause (i),
17 by striking “that”;

18 (ii) in clause (i)—

19 (I) by inserting “that” before
20 “qualify”; and

21 (II) by striking “and” at the end;

22 (iii) in clause (ii)—

23 (I) by inserting “that” before
24 “offer”; and

1 (II) by striking the period at the
2 end and inserting “; and”; and

3 (iv) by adding at the end the following
4 new clause:

5 “(iii) with respect to which the Sec-
6 retary has not received a statement of the
7 declaration of the intent of a college or uni-
8 versity to not be considered a Hispanic-
9 serving agricultural college or university.”;

10 and

11 (B) by adding at the end the following new
12 subparagraph:

13 “(C) *TERMINATION OF DECLARATION OF IN-*
14 *TENT.—A declaration of the intent of a college or*
15 *university to not be considered a Hispanic-serv-*
16 *ing agricultural college or university submitted*
17 *to the Secretary shall be in effect until September*
18 *30, 2018.”.*

19 **SEC. 7102. NATIONAL AGRICULTURAL RESEARCH, EXTEN-**
20 **SION, EDUCATION, AND ECONOMICS ADVI-**
21 **SORY BOARD.**

22 (a) *EXTENSION OF TERMINATION DATE.—Section*
23 *1408(h) of the National Agricultural Research, Extension,*
24 *and Teaching Policy Act of 1977 (7 U.S.C. 3123(h)) is*
25 *amended by striking “2012” and inserting “2018”.*

1 **(b) DUTIES OF NATIONAL AGRICULTURAL RESEARCH,**
2 **EXTENSION, EDUCATION, AND ECONOMICS ADVISORY**
3 **BOARD.**—*Section 1408(c) of the National Agricultural Re-*
4 *search, Extension, and Teaching Policy Act of 1977 (7*
5 *U.S.C. 3123(c)) is amended—*

6 (1) *in paragraph (3), by striking “and” at the*
7 *end;*

8 (2) *in paragraph (4)(C), by striking the period*
9 *at the end and inserting “; and”; and*

10 (3) *by adding at the end the following new para-*
11 *graph:*

12 “(5) *consult with industry groups on agricul-*
13 *tural research, extension, education, and economics,*
14 *and make recommendations to the Secretary based on*
15 *that consultation.”.*

16 **SEC. 7103. SPECIALTY CROP COMMITTEE.**

17 *Section 1408A(c) of the National Agricultural Re-*
18 *search, Extension, and Teaching Policy Act of 1977 (7*
19 *U.S.C. 3123a(c)) is amended—*

20 (1) *in paragraph (1), by striking “Measures”*
21 *and inserting “Programs”;*

22 (2) *by striking paragraph (2);*

23 (3) *by redesignating paragraphs (3), (4), and (5)*
24 *as paragraphs (2), (3), and (4), respectively; and*

25 (4) *in paragraph (2) (as so redesignated)—*

1 (A) in the matter preceding subparagraph
2 (A), by striking “Programs that would” and in-
3 serting “Research, extension, and teaching pro-
4 grams designed to improve competitiveness in the
5 specialty crop industry, including programs that
6 would”;

7 (B) in subparagraph (D), by inserting “,
8 including improving the quality and taste of
9 processed specialty crops” before the semicolon;
10 and

11 (C) in subparagraph (G), by inserting “the
12 remote sensing and the” before “mechanization”.

13 **SEC. 7104. VETERINARY SERVICES GRANT PROGRAM.**

14 *The National Agricultural Research, Extension, and*
15 *Teaching Policy Act of 1977 is amended by inserting after*
16 *section 1415A (7 U.S.C. 3151a) the following new section:*

17 **“SEC. 1415B. VETERINARY SERVICES GRANT PROGRAM.**

18 “(a) *DEFINITIONS.—In this section:*

19 “(1) *QUALIFIED ENTITY.—The term ‘qualified*
20 *entity’ means—*

21 “(A) *a for-profit or nonprofit entity located*
22 *in the United States that, or an individual who,*
23 *operates a veterinary clinic providing veterinary*
24 *services—*

1 “(i) in a rural area, as defined in sec-
2 tion 343(a) of the Consolidated Farm and
3 Rural Development Act (7 U.S.C. 1991(a));
4 and

5 “(ii) in a veterinarian shortage situa-
6 tion;

7 “(B) a State, national, allied, or regional
8 veterinary organization or specialty board recog-
9 nized by the American Veterinary Medical Asso-
10 ciation;

11 “(C) a college or school of veterinary medi-
12 cine accredited by the American Veterinary Med-
13 ical Association;

14 “(D) a university research foundation or
15 veterinary medical foundation;

16 “(E) a department of veterinary science or
17 department of comparative medicine accredited
18 by the Department of Education;

19 “(F) a State agricultural experiment sta-
20 tion; or

21 “(G) a State, local, or tribal government
22 agency.

23 “(2) VETERINARIAN SHORTAGE SITUATION.—The
24 term ‘veterinarian shortage situation’ means a veteri-

1 *narian shortage situation as determined by the Sec-*
2 *retary under section 1415A.*

3 “(b) *ESTABLISHMENT.*—

4 “(1) *COMPETITIVE GRANTS.*—*The Secretary shall*
5 *carry out a program to make competitive grants to*
6 *qualified entities that carry out programs or activi-*
7 *ties described in paragraph (2) for the purpose of de-*
8 *veloping, implementing, and sustaining veterinary*
9 *services.*

10 “(2) *ELIGIBILITY REQUIREMENTS.*—*A qualified*
11 *entity shall be eligible to receive a grant described in*
12 *paragraph (1) if the entity carries out programs or*
13 *activities that the Secretary determines will—*

14 “(A) *substantially relieve veterinarian*
15 *shortage situations;*

16 “(B) *support or facilitate private veterinary*
17 *practices engaged in public health activities; or*

18 “(C) *support or facilitate the practices of*
19 *veterinarians who are providing or have com-*
20 *pleted providing services under an agreement en-*
21 *tered into with the Secretary under section*
22 *1415A(a)(2).*

23 “(c) *AWARD PROCESSES AND PREFERENCES.*—

1 “(1) *APPLICATION, EVALUATION, AND INPUT*
2 *PROCESSES.—In administering the grant program es-*
3 *tablished under this section, the Secretary shall—*

4 “(A) *use an appropriate application and*
5 *evaluation process, as determined by the Sec-*
6 *retary; and*

7 “(B) *seek the input of interested persons.*

8 “(2) *COORDINATION PREFERENCE.—In selecting*
9 *recipients of grants to be used for any of the purposes*
10 *described in subsection (d)(1), the Secretary shall give*
11 *a preference to qualified entities that provide docu-*
12 *mentation of coordination with other qualified enti-*
13 *ties, with respect to any such purpose.*

14 “(3) *CONSIDERATION OF AVAILABLE FUNDS.—In*
15 *selecting recipients of grants to be used for any of the*
16 *purposes described in subsection (d), the Secretary*
17 *shall take into consideration the amount of funds*
18 *available for grants and the purposes for which the*
19 *grant funds will be used.*

20 “(4) *NATURE OF GRANTS.—A grant awarded*
21 *under this section shall be considered to be a competi-*
22 *tive research, extension, or education grant.*

23 “(d) *USE OF GRANTS TO RELIEVE VETERINARIAN*
24 *SHORTAGE SITUATIONS AND SUPPORT VETERINARY SERV-*
25 *ICES.—*

1 “(1) *IN GENERAL.*—*Except as provided in para-*
2 *graph (2), a qualified entity may use funds provided*
3 *by a grant awarded under this section to relieve vet-*
4 *erinarian shortage situations and support veterinary*
5 *services for any of the following purposes:*

6 “(A) *To promote recruitment (including for*
7 *programs in secondary schools), placement, and*
8 *retention of veterinarians, veterinary techni-*
9 *cians, students of veterinary medicine, and stu-*
10 *dents of veterinary technology.*

11 “(B) *To allow veterinary students, veteri-*
12 *nary interns, externs, fellows, and residents, and*
13 *veterinary technician students to cover expenses*
14 *(other than the types of expenses described in sec-*
15 *tion 1415A(c)(5)) to attend training programs*
16 *in food safety or food animal medicine.*

17 “(C) *To establish or expand accredited vet-*
18 *erinary education programs (including faculty*
19 *recruitment and retention), veterinary residency*
20 *and fellowship programs, or veterinary intern-*
21 *ship and externship programs carried out in co-*
22 *ordination with accredited colleges of veterinary*
23 *medicine.*

24 “(D) *To provide continuing education and*
25 *extension, including veterinary telemedicine and*

1 *other distance-based education, for veterinarians,*
2 *veterinary technicians, and other health profes-*
3 *sionals needed to strengthen veterinary programs*
4 *and enhance food safety.*

5 “(E) *To provide technical assistance for the*
6 *preparation of applications submitted to the Sec-*
7 *retary for designation as a veterinarian shortage*
8 *situation under this section or section 1415A.*

9 “(2) *QUALIFIED ENTITIES OPERATING VETERI-*
10 *NARY CLINICS.—A qualified entity described in sub-*
11 *section (a)(1)(A) may only use funds provided by a*
12 *grant awarded under this section to establish or ex-*
13 *pend veterinary practices, including—*

14 “(A) *equipping veterinary offices;*

15 “(B) *sharing in the reasonable overhead*
16 *costs of such veterinary practices, as determined*
17 *by the Secretary; or*

18 “(C) *establishing mobile veterinary facilities*
19 *in which a portion of the facilities will address*
20 *education or extension needs.*

21 “(e) *SPECIAL REQUIREMENTS FOR CERTAIN*
22 *GRANTS.—*

23 “(1) *TERMS OF SERVICE REQUIREMENTS.—*

24 “(A) *IN GENERAL.—Funds provided*
25 *through a grant made under this section to a*

1 *qualified entity described in subsection (a)(1)(A)*
2 *and used by such entity under subsection (d)(2)*
3 *shall be subject to an agreement between the Sec-*
4 *retary and such entity that includes a required*
5 *term of service for such entity (including a*
6 *qualified entity operating as an individual), as*
7 *prospectively established by the Secretary.*

8 “(B) *CONSIDERATIONS.—In establishing a*
9 *term of service under subparagraph (A), the Sec-*
10 *retary shall consider only—*

11 “(i) *the amount of the grant awarded;*

12 *and*

13 “(ii) *the specific purpose of the grant.*

14 “(2) *BREACH REMEDIES.—*

15 “(A) *IN GENERAL.—An agreement under*
16 *paragraph (1) shall provide remedies for any*
17 *breach of the agreement by the qualified entity*
18 *referred to in paragraph (1)(A), including re-*
19 *payment or partial repayment of the grant*
20 *funds, with interest.*

21 “(B) *WAIVER.—The Secretary may grant a*
22 *waiver of the repayment obligation for breach of*
23 *contract if the Secretary determines that such*
24 *qualified entity demonstrates extreme hardship*
25 *or extreme need.*

1 “(C) *TREATMENT OF AMOUNTS RECOV-*
2 *ERED.—Funds recovered under this paragraph*
3 *shall—*

4 “(i) *be credited to the account avail-*
5 *able to carry out this section; and*

6 “(ii) *remain available until expended*
7 *without further appropriation.*

8 “(f) *PROHIBITION ON USE OF GRANT FUNDS FOR CON-*
9 *STRUCTION.—Except as provided in subsection (d)(2),*
10 *funds made available for grants under this section may not*
11 *be used—*

12 “(1) *to construct a new building or facility; or*

13 “(2) *to acquire, expand, remodel, or alter an ex-*
14 *isting building or facility, including site grading and*
15 *improvement and architect fees.*

16 “(g) *REGULATIONS.—Not later than 1 year after the*
17 *date of the enactment of this section, the Secretary shall*
18 *promulgate regulations to carry out this section.*

19 “(h) *AUTHORIZATION OF APPROPRIATIONS.—There*
20 *are authorized to be appropriated to the Secretary to carry*
21 *out this section \$10,000,000 for fiscal year 2014 and each*
22 *fiscal year thereafter, to remain available until expended.”.*

1 **SEC. 7105. GRANTS AND FELLOWSHIPS FOR FOOD AND AG-**
2 **RICULTURE SCIENCES EDUCATION.**

3 *Section 1417(m) of the National Agricultural Re-*
4 *search, Extension, and Teaching Policy Act of 1977 (7*
5 *U.S.C. 3152(m)) is amended by striking “section*
6 *\$60,000,000” and all that follows and inserting the fol-*
7 *lowing: “section—*

8 *“(1) \$60,000,000 for each of fiscal years 1990*
9 *through 2013; and*

10 *“(2) \$40,000,000 for each of fiscal years 2014*
11 *through 2018.”.*

12 **SEC. 7106. POLICY RESEARCH CENTERS.**

13 *Section 1419A of the National Agricultural Research,*
14 *Extension, and Teaching Policy Act of 1977 (7 U.S.C.*
15 *3155) is amended—*

16 *(1) in the section heading, by inserting “AGRI-*
17 **CULTURAL AND FOOD”** before **“POLICY”**;

18 *(2) in subsection (a), in the matter preceding*
19 *paragraph (1)—*

20 *(A) by striking “Secretary may” and in-*
21 *serting “Secretary shall, acting through the Of-*
22 *fice of the Chief Economist,”;*

23 *(B) by striking “make grants, competitive*
24 *grants, and special research grants to, and enter*
25 *into cooperative agreements and other con-*
26 *tracting instruments with,” and inserting “make*

1 *competitive grants to, or enter into cooperative*
2 *agreements with,”; and*

3 (C) *by inserting “with a history of pro-*
4 *viding unbiased, nonpartisan economic analysis*
5 *to Congress” after “subsection (b)”;*

6 (3) *in subsection (b), by striking “other research*
7 *institutions” and all that follows through “shall be el-*
8 *igible” and inserting “and other public research insti-*
9 *tutions and organizations shall be eligible”;*

10 (4) *by redesignating subsections (c) and (d) as*
11 *subsections (d) and (e), respectively;*

12 (5) *by inserting after subsection (b), the fol-*
13 *lowing new subsection:*

14 “(c) *PREFERENCE.—In awarding grants under this*
15 *section, the Secretary shall give a preference to policy re-*
16 *search centers that have extensive databases, models, and*
17 *demonstrated experience in providing Congress with agri-*
18 *cultural market projections, rural development analysis, ag-*
19 *ricultural policy analysis, and baseline projections at the*
20 *farm, multiregional, national, and international levels.”;*
21 *and*

22 (6) *by striking subsection (e) (as redesignated by*
23 *paragraph (4)) and inserting the following new sub-*
24 *section:*

1 “(e) *AUTHORIZATION OF APPROPRIATIONS.*—*There are*
2 *authorized to be appropriated to carry out this section—*

3 “(1) *such sums as are necessary for each of fiscal*
4 *years 1996 through 2013; and*

5 “(2) *\$5,000,000 for each of fiscal years 2014*
6 *through 2018.*”.

7 **SEC. 7107. REPEAL OF HUMAN NUTRITION INTERVENTION**
8 **AND HEALTH PROMOTION RESEARCH PRO-**
9 **GRAM.**

10 *Effective October 1, 2013, section 1424 of the National*
11 *Agricultural Research, Extension, and Teaching Policy Act*
12 *of 1977 (7 U.S.C. 3174) is repealed.*

13 **SEC. 7108. REPEAL OF PILOT RESEARCH PROGRAM TO COM-**
14 **BINE MEDICAL AND AGRICULTURAL RE-**
15 **SEARCH.**

16 *Effective October 1, 2013, section 1424A of the Na-*
17 *tional Agricultural Research, Extension, and Teaching Pol-*
18 *icy Act of 1977 (7 U.S.C. 3174a) is repealed.*

19 **SEC. 7109. NUTRITION EDUCATION PROGRAM.**

20 *Section 1425(f) of the National Agricultural Research,*
21 *Extension, and Teaching Policy Act of 1977 (7 U.S.C.*
22 *3175(f)) is amended by striking “2012” and inserting*
23 *“2018”.*

1 **SEC. 7110. CONTINUING ANIMAL HEALTH AND DISEASE RE-**
2 **SEARCH PROGRAMS.**

3 *Section 1433 of the National Agricultural Research,*
4 *Extension, and Teaching Policy Act of 1977 (7 U.S.C.*
5 *3195) is amended by striking the section designation and*
6 *heading and all that follows through subsection (a) and in-*
7 *serting the following:*

8 **“SEC. 1433. APPROPRIATIONS FOR CONTINUING ANIMAL**
9 **HEALTH AND DISEASE RESEARCH PRO-**
10 **GRAMS.**

11 *“(a) AUTHORIZATION OF APPROPRIATIONS.—*

12 *“(1) IN GENERAL.—There are authorized to be*
13 *appropriated to support continuing animal health*
14 *and disease research programs at eligible institu-*
15 *tions—*

16 *“(A) \$25,000,000 for each of fiscal years*
17 *1991 through 2013; and*

18 *“(B) \$15,000,000 for each of fiscal years*
19 *2014 through 2018.*

20 *“(2) USE OF FUNDS.—Funds made available*
21 *under this section shall be used—*

22 *“(A) to meet the expenses of conducting ani-*
23 *mal health and disease research, publishing and*
24 *disseminating the results of such research, and*
25 *contributing to the retirement of employees sub-*
26 *ject to the Act of March 4, 1940 (7 U.S.C. 331);*

1 “(B) for administrative planning and di-
2 rection; and

3 “(C) to purchase equipment and supplies
4 necessary for conducting the research described
5 in subparagraph (A).”.

6 **SEC. 7111. REPEAL OF APPROPRIATIONS FOR RESEARCH**
7 **ON NATIONAL OR REGIONAL PROBLEMS.**

8 (a) *REPEAL.*—Effective October 1, 2013, section 1434
9 of the National Agricultural Research, Extension, and
10 Teaching Policy Act of 1977 (7 U.S.C. 3196) is repealed.

11 (b) *CONFORMING AMENDMENTS.*—

12 (1) *MATCHING FUNDS.*—Section 1438 of the Na-
13 tional Agricultural Research, Extension, and Teach-
14 ing Policy Act of 1977 (7 U.S.C. 3200) is amended
15 in the first sentence by striking “, exclusive of the
16 funds provided for research on specific national or re-
17 gional animal health and disease problems under the
18 provisions of section 1434 of this title,”.

19 (2) *AUTHORIZATION OF APPROPRIATIONS FOR*
20 *EXISTING AND CERTAIN NEW AGRICULTURAL RE-*
21 *SEARCH PROGRAMS.*—Section 1463(c) of the National
22 Agricultural Research, Extension, and Teaching Pol-
23 icy Act of 1977 (7 U.S.C. 3311(c)) is amended by
24 striking “sections 1433 and 1434” and inserting “sec-
25 tion 1433”.

1 **SEC. 7112. GRANTS TO UPGRADE AGRICULTURAL AND FOOD**
2 **SCIENCES FACILITIES AT 1890 LAND-GRANT**
3 **COLLEGES, INCLUDING TUSKEGEE UNIVER-**
4 **SITY.**

5 *Section 1447(b) of the National Agricultural Research,*
6 *Extension, and Teaching Policy Act of 1977 (7 U.S.C.*
7 *3222b(b)) is amended by striking “2012” and inserting*
8 *“2018”.*

9 **SEC. 7113. GRANTS TO UPGRADE AGRICULTURE AND FOOD**
10 **SCIENCE FACILITIES AND EQUIPMENT AT IN-**
11 **SULAR AREA LAND-GRANT INSTITUTIONS.**

12 *(a) SUPPORTING TROPICAL AND SUBTROPICAL AGRI-*
13 *CULTURAL RESEARCH.—*

14 *(1) IN GENERAL.—Section 1447B(a) of the Na-*
15 *tional Agricultural Research, Extension, and Teach-*
16 *ing Policy Act of 1977 (7 U.S.C. 3222b–2(a)) is*
17 *amended to read as follows:*

18 *“(a) PURPOSE.—It is the intent of Congress to assist*
19 *the land-grant colleges and universities in the insular areas*
20 *in efforts to—*

21 *“(1) acquire, alter, or repair facilities or rel-*
22 *evant equipment necessary for conducting agricul-*
23 *tural research; and*

24 *“(2) support tropical and subtropical agricul-*
25 *tural research, including pest and disease research.”.*

1 (2) *CONFORMING AMENDMENT.*—Section 1447B
2 of the National Agricultural Research, Extension, and
3 Teaching Policy Act of 1977 (7 U.S.C. 3222b–2) is
4 amended in the heading—

5 (A) by inserting “**AND SUPPORT TROP-**
6 **ICAL AND SUBTROPICAL AGRICULTURAL**
7 **RESEARCH**” after “**EQUIPMENT**”; and

8 (B) by striking “**INSTITUTIONS**” and in-
9 serting “**COLLEGES AND UNIVERSITIES**”.

10 (b) *EXTENSION.*—Section 1447B(d) of the National
11 Agricultural Research, Extension, and Teaching Policy Act
12 of 1977 (7 U.S.C. 3222b–2(d)) is amended by striking
13 “2012” and inserting “2018”.

14 **SEC. 7114. REPEAL OF NATIONAL RESEARCH AND TRAINING**
15 **VIRTUAL CENTERS.**

16 Effective October 1, 2013, section 1448 of the National
17 Agricultural Research, Extension, and Teaching Policy Act
18 of 1977 (7 U.S.C. 3222c) is repealed.

19 **SEC. 7115. HISPANIC-SERVING INSTITUTIONS.**

20 Section 1455(c) of the National Agricultural Research,
21 Extension, and Teaching Policy Act of 1977 (7 U.S.C.
22 3241(c)) is amended by striking “2012” and inserting
23 “2018”.

1 **SEC. 7116. COMPETITIVE GRANTS PROGRAM FOR HISPANIC**
2 **AGRICULTURAL WORKERS AND YOUTH.**

3 *Section 1456(e)(1) of the National Agricultural Re-*
4 *search, Extension, and Teaching Policy Act of 1977 (7*
5 *U.S.C. 3243(e)(1)) is amended to read as follows:*

6 “(1) *IN GENERAL.*—*The Secretary shall establish*
7 *a competitive grants program—*

8 “(A) *to fund fundamental and applied re-*
9 *search and extension at Hispanic-serving agri-*
10 *cultural colleges and universities in agriculture,*
11 *human nutrition, food science, bioenergy, and*
12 *environmental science; and*

13 “(B) *to award competitive grants to His-*
14 *panic-serving agricultural colleges and univer-*
15 *sities to provide for training in the food and ag-*
16 *ricultural sciences of Hispanic agricultural*
17 *workers and Hispanic youth working in the food*
18 *and agricultural sciences.”.*

19 **SEC. 7117. COMPETITIVE GRANTS FOR INTERNATIONAL AG-**
20 **RICULTURAL SCIENCE AND EDUCATION PRO-**
21 **GRAMS.**

22 *Section 1459A(c) of the National Agricultural Re-*
23 *search, Extension, and Teaching Policy Act of 1977 (7*
24 *U.S.C. 3292b(c)) is amended to read as follows:*

25 “(c) *AUTHORIZATION OF APPROPRIATIONS.*—*There are*
26 *authorized to be appropriated to carry out this section—*

1 “(1) such sums as are necessary for each of fiscal
2 years 1999 through 2013; and

3 “(2) \$5,000,000 for each of fiscal years 2014
4 through 2018.”.

5 **SEC. 7118. REPEAL OF RESEARCH EQUIPMENT GRANTS.**

6 *Effective October 1, 2013, section 1462A of the Na-*
7 *tional Agricultural Research, Extension, and Teaching Pol-*
8 *icy Act of 1977 (7 U.S.C. 3310a) is repealed.*

9 **SEC. 7119. UNIVERSITY RESEARCH.**

10 *Section 1463 of the National Agricultural Research,*
11 *Extension, and Teaching Policy Act of 1977 (7 U.S.C.*
12 *3311) is amended in both of subsections (a) and (b) by*
13 *striking “2012” and inserting “2018”.*

14 **SEC. 7120. EXTENSION SERVICE.**

15 *Section 1464 of the National Agricultural Research,*
16 *Extension, and Teaching Policy Act of 1977 (7 U.S.C.*
17 *3312) is amended by striking “2012” and inserting “2018”.*

18 **SEC. 7121. AUDITING, REPORTING, BOOKKEEPING, AND AD-**

19 **MINISTRATIVE REQUIREMENTS.**

20 *Section 1469 of the National Agricultural Research,*
21 *Extension, and Teaching Policy Act of 1977 (7 U.S.C.*
22 *3315) is amended—*

23 (1) *in subsection (a)—*

24 (A) *in paragraph (2), by adding “and” at*
25 *the end;*

1 (B) by striking paragraph (3); and

2 (C) by redesignating paragraph (4) as
3 paragraph (3);

4 (2) by redesignating subsections (b), (c), and (d)
5 as subsections (d), (e), and (f), respectively; and

6 (3) by inserting after subsection (a) the following
7 new subsections:

8 “(b) *ADMINISTRATIVE EXPENSES.*—

9 “(1) *IN GENERAL.*—*Except as provided in para-*
10 *graph (2) and notwithstanding any other provision of*
11 *law, the Secretary may retain not more than 4 per-*
12 *cent of amounts made available for agricultural re-*
13 *search, extension, and teaching assistance programs*
14 *for the administration of those programs authorized*
15 *under this Act or any other Act.*

16 “(2) *EXCEPTIONS.*—*The limitation on adminis-*
17 *trative expenses under paragraph (1) shall not apply*
18 *to peer panel expenses under subsection (d) or any*
19 *other provision of law related to the administration*
20 *of agricultural research, extension, and teaching as-*
21 *stance programs that contains a limitation on ad-*
22 *ministrative expenses that is less than the limitation*
23 *under paragraph (1).*

24 “(c) *AGREEMENTS WITH NON-FEDERAL ENTITIES.*—

1 “(1) *FORMER AGRICULTURAL RESEARCH FACILI-*
2 *TIES OF THE DEPARTMENT.*—*To the maximum extent*
3 *practicable, the Secretary, for purposes of supporting*
4 *ongoing research and information dissemination ac-*
5 *tivities, including supporting research and those ac-*
6 *tivities through co-locating scientists and other tech-*
7 *nical personnel, sharing of laboratory and field equip-*
8 *ment, and providing financial support, shall enter*
9 *into grants, contracts, cooperative agreements, or*
10 *other legal instruments with former Department of*
11 *Agriculture agricultural research facilities.*

12 “(2) *AGREEMENTS WITH AGRICULTURAL RE-*
13 *SEARCH ORGANIZATIONS.*—*The Secretary, for pur-*
14 *poses of receiving from a non-Federal agricultural re-*
15 *search organization support for agricultural research,*
16 *including staffing, laboratory and field equipment, or*
17 *direct financial assistance, may enter into grants,*
18 *contracts, cooperative agreements, or other legal in-*
19 *struments with a non-Federal agricultural research*
20 *organization, the operation of which is consistent*
21 *with the research mission and programs of an agri-*
22 *cultural research facility of the Department of Agri-*
23 *culture.”.*

1 **SEC. 7122. SUPPLEMENTAL AND ALTERNATIVE CROPS.**

2 (a) *AUTHORIZATION OF APPROPRIATIONS AND TERMI-*
3 *NATION.*—Section 1473D of the National Agricultural Re-
4 search, Extension, and Teaching Policy Act of 1977 (7
5 U.S.C. 3319d) is amended—

6 (1) in subsection (a), by striking “2012” and in-
7 serting “2018”; and

8 (2) by adding at the end the following new sub-
9 section:

10 “(e) There are authorized to be appropriated to carry
11 out this section—

12 “(1) such sums as are necessary for fiscal year
13 2013; and

14 “(2) \$1,000,000 for each of fiscal years 2014
15 through 2018.”.

16 (b) *COMPETITIVE GRANTS.*—Section 1473D(c)(1) of
17 the National Agricultural Research, Extension, and Teach-
18 ing Policy Act of 1977 (7 U.S.C. 3319d(c)(1)) is amended
19 by striking “use such research funding, special or competi-
20 tive grants, or other means, as the Secretary determines,”
21 and inserting “make competitive grants”.

22 **SEC. 7123. CAPACITY BUILDING GRANTS FOR NLGCA INSTI-**
23 **TUTIONS.**

24 Section 1473F(b) of the National Agricultural Re-
25 search, Extension, and Teaching Policy Act of 1977 (7

1 *U.S.C. 3319i(b)) is amended by striking “2012” and insert-*
2 *ing “2018”.*

3 **SEC. 7124. AQUACULTURE ASSISTANCE PROGRAMS.**

4 *(a) COMPETITIVE GRANTS.—Section 1475(b) of the*
5 *National Agricultural Research, Extension, and Teaching*
6 *Policy Act of 1977 (7 U.S.C. 3322(b)) is amended in the*
7 *matter preceding paragraph (1), by inserting “competitive”*
8 *before “grants”.*

9 *(b) AUTHORIZATION OF APPROPRIATIONS.—Section*
10 *1477 of the National Agricultural Research, Extension, and*
11 *Teaching Policy Act of 1977 (7 U.S.C. 3324) is amended*
12 *to read as follows:*

13 **“SEC. 1477. AUTHORIZATION OF APPROPRIATIONS.**

14 *“(a) IN GENERAL.—There are authorized to be appro-*
15 *priated to carry out this subtitle—*

16 *“(1) \$7,500,000 for each of fiscal years 1991*
17 *through 2013; and*

18 *“(2) \$5,000,000 for each of fiscal years 2014*
19 *through 2018.*

20 *“(b) PROHIBITION ON USE.—Funds made available*
21 *under this section may not be used to acquire or construct*
22 *a building.”.*

23 **SEC. 7125. RANGELAND RESEARCH PROGRAMS.**

24 *Section 1483(a) of the National Agricultural Research,*
25 *Extension, and Teaching Policy Act of 1977 (7 U.S.C.*

1 3336(a)) is amended by striking “subtitle” and all that fol-
 2 lows and inserting the following: “subtitle—

3 “(1) \$10,000,000 for each of fiscal years 1991
 4 through 2013; and

5 “(2) \$2,000,000 for each of fiscal years 2014
 6 through 2018.”.

7 **SEC. 7126. SPECIAL AUTHORIZATION FOR BIOSECURITY**
 8 **PLANNING AND RESPONSE.**

9 Section 1484(a) of the National Agricultural Research,
 10 Extension, and Teaching Policy Act of 1977 (7 U.S.C.
 11 3351(a)) is amended by striking “response such sums as
 12 are necessary” and all that follows and inserting the fol-
 13 lowing: “response—

14 “(1) such sums as are necessary for each of fiscal
 15 years 2002 through 2013; and

16 “(2) \$10,000,000 for each of fiscal years 2014
 17 through 2018.”.

18 **SEC. 7127. DISTANCE EDUCATION AND RESIDENT INSTRU-**
 19 **CTION GRANTS PROGRAM FOR INSULAR AREA**
 20 **INSTITUTIONS OF HIGHER EDUCATION.**

21 (a) **DISTANCE EDUCATION GRANTS FOR INSULAR**
 22 **AREAS.—**

23 (1) **COMPETITIVE GRANTS.**—Section 1490(a) of
 24 the National Agricultural Research, Extension, and

1 *Teaching Policy Act of 1977 (7 U.S.C. 3362(a)) is*
2 *amended by striking “or noncompetitive”.*

3 (2) *AUTHORIZATION OF APPROPRIATIONS.—Section*
4 *1490(f) of the National Agricultural Research,*
5 *Extension, and Teaching Policy Act of 1977 (7 U.S.C.*
6 *3362(f)) is amended by striking “section” and all that*
7 *follows and inserting the following: “section—*

8 *“(1) such sums as are necessary for each of fiscal*
9 *years 2002 through 2013; and*

10 *“(2) \$2,000,000 for each of fiscal years 2014*
11 *through 2018.”.*

12 (b) *RESIDENT INSTRUCTION GRANTS FOR INSULAR*
13 *AREAS.—Section 1491(c) of the National Agricultural Re-*
14 *search, Extension, and Teaching Policy Act of 1977 (7*
15 *U.S.C. 3363(c)) is amended by striking “such sums as are*
16 *necessary” and all that follows and inserting the following:*
17 *“to carry out this section—*

18 *“(1) such sums as are necessary for each of fiscal*
19 *years 2002 through 2013; and*

20 *“(2) \$2,000,000 for each of fiscal years 2014*
21 *through 2018.”.*

22 **SEC. 7128. MATCHING FUNDS REQUIREMENT.**

23 (a) *IN GENERAL.—The National Agricultural Re-*
24 *search, Extension, and Teaching Policy Act of 1977 (7*

1 *U.S.C. 3101 et seq.) is amended by adding at the end the*
2 *following new subtitle:*

3 **“Subtitle P—General Provisions**

4 **“SEC. 1492. MATCHING FUNDS REQUIREMENT.**

5 “(a) *IN GENERAL.*—*The recipient of a competitive*
6 *grant that is awarded by the Secretary under a covered law*
7 *shall provide funds, in-kind contributions, or a combination*
8 *of both, from sources other than funds provided through*
9 *such grant in an amount at least equal to the amount of*
10 *such grant.*

11 “(b) *EXCEPTION.*—*The matching funds requirement*
12 *under subsection (a) shall not apply to grants awarded—*

13 “(1) *to a research agency of the Department of*
14 *Agriculture; or*

15 “(2) *to an entity eligible to receive funds under*
16 *a capacity and infrastructure program (as defined in*
17 *section 251(f)(1)(C) of the Department of Agriculture*
18 *Reorganization Act of 1994 (7 U.S.C. 6971(f)(1)(C))),*
19 *including a partner of such entity.*

20 “(c) *COVERED LAW.*—*In this section, the term ‘covered*
21 *law’ means each of the following provisions of law:*

22 “(1) *This title.*

23 “(2) *Title XVI of the Food, Agriculture, Con-*
24 *servation, and Trade Act of 1990 (7 U.S.C. 5801 et*
25 *seq.).*

1 “(3) *The Agricultural Research, Extension, and*
2 *Education Reform Act of 1998 (7 U.S.C. 7601 et*
3 *seq.).*

4 “(4) *Part III of subtitle E of title VII of the*
5 *Food, Conservation, and Energy Act of 2008 (7*
6 *U.S.C. 3202 et seq.).*

7 “(5) *The Competitive, Special, and Facilities Re-*
8 *search Grant Act (7 U.S.C. 450i).”.*

9 **(b) CONFORMING AMENDMENT.**—*Paragraph (9) of sub-*
10 *section (b) of the Competitive, Special, and Facilities Re-*
11 *search Grant Act (7 U.S.C. 450i(b)) is amended—*

12 *(1) by striking subparagraph (B);*

13 *(2) in the heading, by inserting “FOR EQUIP-*
14 *MENT GRANTS” after “FUNDS”;*

15 *(3) by striking “(A) EQUIPMENT GRANTS.—”;*

16 *and*

17 *(4) by redesignating clauses (i) and (ii) as sub-*
18 *paragraphs (A) and (B), respectively, and moving the*
19 *margins of such subparagraphs two ems to the left.*

20 **(c) APPLICATION TO AMENDMENTS.**—

21 *(1) NEW GRANTS.*—*Section 1492 of the National*
22 *Agricultural, Research, Extension, and Teaching Pol-*
23 *icy Act of 1977, as added by subsection (a), shall*
24 *apply with respect to grants described in such section*
25 *awarded after October 1, 2013, unless the provision of*

1 *a covered law under which such grants are awarded*
2 *specifically exempts such grants from the matching*
3 *funds requirement under such section.*

4 (2) *EXISTING GRANTS.—A matching funds re-*
5 *quirement in effect on or before October 1, 2013,*
6 *under a covered law shall continue to apply to a*
7 *grant awarded under such provision of law on or be-*
8 *fore that date.*

9 **SEC. 7129. SENSE OF CONGRESS REGARDING EXPANSION**
10 **OF THE LAND GRANT PROGRAM TO INCLUDE**
11 **ENHANCED FUNDING AND ADDITIONAL IN-**
12 **STITUTIONS.**

13 *It is the sense of the Congress that—*

14 (1) *institutions of higher education designated*
15 *under the Act of August 30, 1890 (commonly known,*
16 *and referred to in this section, as the “Second Morrill*
17 *Act”; 7 U.S.C. 321 et seq.) have played an integral*
18 *role in the education and advancement of agriculture*
19 *and mechanic arts for over a century;*

20 (2) *in addition to those institutions, a number*
21 *of colleges and universities have fulfilled similar and*
22 *parallel missions in successfully training and grad-*
23 *uating generations of students who have gone on to be*
24 *leaders in their field;*

1 (3) *the colleges and universities, both with and*
2 *without designation under the Second Morrill Act,*
3 *fulfill a vital role to the future of industry, opportu-*
4 *nities for increased job creation, and the strength of*
5 *agriculture in the United States;*

6 (4) *Congress must ensure that the United States’*
7 *higher education framework and policies meet the*
8 *needs of young individuals in the United States, and*
9 *that students from across the country are able to*
10 *choose from a variety of institutions and programs*
11 *that will equip them with the skills and training nec-*
12 *essary to achieve their individual goals; and*

13 (5) *as Congress and the agricultural community*
14 *generally consider policies and approaches to improve*
15 *research, extension, and education in the agricultural*
16 *sciences, expansion of the land grant program under*
17 *the Second Morrill Act to include enhanced funding*
18 *and additional institutions should be considered.*

19 ***Subtitle B—Food, Agriculture, Con-***
20 ***servation, and Trade Act of 1990***

21 ***SEC. 7201. BEST UTILIZATION OF BIOLOGICAL APPLICA-***
22 ***TIONS.***

23 *Section 1624 of the Food, Agriculture, Conservation,*
24 *and Trade Act of 1990 (7 U.S.C. 5814) is amended in the*
25 *first sentence—*

1 (1) *by striking “\$40,000,000 for each fiscal*
2 *year”;* and

3 (2) *by inserting “\$40,000,000 for each of fiscal*
4 *years 2013 through 2018” after “chapter”.*

5 **SEC. 7202. INTEGRATED MANAGEMENT SYSTEMS.**

6 Section 1627(d) of the Food, Agriculture, Conserva-
7 tion, and Trade Act of 1990 (7 U.S.C. 5821(d)) is amended
8 to read as follows:

9 “(d) *AUTHORIZATION OF APPROPRIATIONS.—There*
10 *are authorized to be appropriated to carry out this section*
11 *through the National Institute of Food and Agriculture*
12 *\$20,000,000 for each of fiscal years 2013 through 2018.”.*

13 **SEC. 7203. SUSTAINABLE AGRICULTURE TECHNOLOGY DE-**
14 **VELOPMENT AND TRANSFER PROGRAM.**

15 Section 1628(f) of the Food, Agriculture, Conservation,
16 and Trade Act of 1990 (7 U.S.C. 5831(f)) is amended to
17 read as follows:

18 “(f) *AUTHORIZATION OF APPROPRIATIONS.—There are*
19 *authorized to be appropriated to carry out this section—*

20 (1) *such sums as are necessary for fiscal year*
21 *2013; and*

22 (2) *\$5,000,000 for each of fiscal years 2014*
23 *through 2018.”.*

1 **SEC. 7204. NATIONAL TRAINING PROGRAM.**

2 *Section 1629(i) of the Food, Agriculture, Conservation,*
3 *and Trade Act of 1990 (7 U.S.C. 5832(i)) is amended to*
4 *read as follows:*

5 *“(i) AUTHORIZATION OF APPROPRIATIONS.—There are*
6 *authorized to be appropriated to carry out the National*
7 *Training Program \$20,000,000 for each of fiscal years 2013*
8 *through 2018.”.*

9 **SEC. 7205. NATIONAL GENETICS RESOURCES PROGRAM.**

10 *Section 1635(b) of the Food, Agriculture, Conservation,*
11 *and Trade Act of 1990 (7 U.S.C. 5844(b)) is amended—*

12 *(1) by striking “such funds as may be nec-*
13 *essary”; and*

14 *(2) by striking “subtitle” and all that follows*
15 *and inserting the following: “subtitle—*

16 *“(1) such sums as are necessary for each of fiscal*
17 *years 1991 through 2013; and*

18 *“(2) \$1,000,000 for each of fiscal years 2014*
19 *through 2018.”.*

20 **SEC. 7206. REPEAL OF NATIONAL AGRICULTURAL WEATHER**
21 **INFORMATION SYSTEM.**

22 *Effective October 1, 2013, subtitle D of title XVI of*
23 *the Food, Agriculture, Conservation, and Trade Act of 1990*
24 *(7 U.S.C. 5851 et seq.) is repealed.*

1 **SEC. 7207. REPEAL OF RURAL ELECTRONIC COMMERCE EX-**
2 **TENSION PROGRAM.**

3 *Effective October 1, 2013, section 1670 of the Food, Ag-*
4 *riculture, Conservation, and Trade Act of 1990 (7 U.S.C.*
5 *5923) is repealed.*

6 **SEC. 7208. REPEAL OF AGRICULTURAL GENOME INITIATIVE.**

7 *Effective October 1, 2013, section 1671 of the Food, Ag-*
8 *riculture, Conservation, and Trade Act of 1990 (7 U.S.C.*
9 *5924) is repealed.*

10 **SEC. 7209. HIGH-PRIORITY RESEARCH AND EXTENSION INI-**
11 **TIATIVES.**

12 *Section 1672 of the Food, Agriculture, Conservation,*
13 *and Trade Act of 1990 (7 U.S.C. 5925) is amended—*

14 *(1) in the first sentence of subsection (a), by*
15 *striking “subsections (e) through (i)” and inserting*
16 *“subsections (e), (f), and (g)”;*

17 *(2) in subsection (b)(2), in the first sentence, by*
18 *striking “subsections (e) through (i)” and inserting*
19 *“subsections (e), (f), and (g)”;*

20 *(3) by striking subsections (e), (f), and (i);*

21 *(4) by redesignating subsections (g), (h), and (j)*
22 *as subsections (e), (f), and (h), respectively;*

23 *(5) in subsection (f) (as redesignated by para-*
24 *graph (4))—*

1 (A) by striking “2012” each place it ap-
2 pears in paragraphs (1)(B), (2)(B), and (3) and
3 inserting “2018”; and

4 (B) in paragraph (4)—

5 (i) in subparagraph (A), by inserting
6 “and honey bee health disorders” after “col-
7 lapse”; and

8 (ii) in subparagraph (B), by inserting
9 “, including best management practices”
10 after “strategies”;

11 (6) by inserting after subsection (f) (as redesign-
12 nated by paragraph (4)) the following new subsection:

13 “(g) *COFFEE PLANT HEALTH INITIATIVE.*—

14 “(1) *ESTABLISHMENT.*—The Secretary shall es-
15 tablish a coffee plant health initiative to address the
16 critical needs of the coffee industry by—

17 “(A) developing and disseminating science-
18 based tools and treatments to combat the coffee
19 berry borer (*Hypothenemus hampei*); and

20 “(B) establishing an area-wide integrated
21 pest management program in areas affected by,
22 or areas at risk of, being affected by the coffee
23 berry borer.

24 “(2) *ELIGIBLE ENTITIES.*—The Secretary may
25 carry out the coffee plant health initiative through—

1 “(A) Federal agencies, including the Agri-
2 cultural Research Service and the National In-
3 stitute of Food and Agriculture;

4 “(B) National Laboratories;

5 “(C) institutions of higher education;

6 “(D) research institutions or organizations;

7 “(E) private organizations or corporations;

8 “(F) State agricultural experiment stations;

9 “(G) individuals; or

10 “(H) groups consisting of 2 or more entities
11 or individuals described in subparagraphs (A)
12 through (G).

13 “(3) PROJECT GRANTS AND COOPERATIVE
14 AGREEMENTS.—In carrying out this subsection, the
15 Secretary shall—

16 “(A) enter into cooperative agreements with
17 eligible entities, as appropriate; and

18 “(B) award grants on a competitive basis.

19 “(4) AUTHORIZATION OF APPROPRIATIONS.—
20 There is authorized to be appropriated to carry out
21 this subsection \$2,000,000 for each of fiscal years
22 2014 through 2018.”; and

23 (7) in subsection (h) (as redesignated by para-
24 graph (4)), by striking “2012” and inserting “2018”.

1 **SEC. 7210. REPEAL OF NUTRIENT MANAGEMENT RESEARCH**
2 **AND EXTENSION INITIATIVE.**

3 *Effective October 1, 2013, section 1672A of the Food,*
4 *Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C.*
5 *5925a) is repealed.*

6 **SEC. 7211. ORGANIC AGRICULTURE RESEARCH AND EXTEN-**
7 **SION INITIATIVE.**

8 *Section 1672B of the Food, Agriculture, Conservation,*
9 *and Trade Act of 1990 (7 U.S.C. 5925b) is amended—*

10 *(1) by striking subsection (e) and inserting the*
11 *following new subsection:*

12 *“(e) FARM BUSINESS MANAGEMENT ENCOURAGED.—*
13 *Following the completion of a peer review process for grant*
14 *proposals received under this section, the Secretary shall*
15 *give a priority to grant proposals found in the review proc-*
16 *ess to be scientifically meritorious using the same criteria*
17 *the Secretary uses to give priority to grants under section*
18 *1672D(b).”;* and

19 *(2) in subsection (f)—*

20 *(A) in paragraph (1)—*

21 *(i) in the heading of such paragraph,*
22 *by striking “2012” and inserting “2018”;*

23 *(ii) in subparagraph (A), by striking*
24 *“and” at the end;*

1 (iii) in subparagraph (B), by striking
2 the period at the end and inserting “; and”;
3 and

4 (iv) by adding at the end the following
5 new subparagraph:

6 “(C) \$20,000,000 for each of fiscal years
7 2014 through 2018.”; and

8 (B) in paragraph (2)—

9 (i) in the heading of such paragraph,
10 by striking “2009 THROUGH 2012” and in-
11 serting “2014 THROUGH 2018”; and

12 (ii) by striking “2009 through 2012”
13 and inserting “2014 through 2018”.

14 **SEC. 7212. REPEAL OF AGRICULTURAL BIOENERGY FEED-**
15 **STOCK AND ENERGY EFFICIENCY RESEARCH**
16 **AND EXTENSION INITIATIVE.**

17 (a) *REPEAL.*—Effective October 1, 2013, section 1672C
18 of the Food, Agriculture, Conservation, and Trade Act of
19 1990 (7 U.S.C. 5925e) is repealed.

20 (b) *CONFORMING AMENDMENT.*—Section 251(f)(1)(D)
21 of the Department of Agriculture Reorganization Act of
22 1994 (7 U.S.C. 6971(f)(1)(D)) is amended—

23 (1) by striking clause (xi); and

24 (2) by redesignating clauses (xii) and (xiii) as
25 clauses (xi) and (xii), respectively.

1 **SEC. 7213. FARM BUSINESS MANAGEMENT.**

2 *Section 1672D(d) of the Food, Agriculture, Conserva-*
3 *tion, and Trade Act of 1990 (7 U.S.C. 5925f(d)) is amended*
4 *by striking “such sums as are necessary to carry out this*
5 *section.” and inserting the following: “to carry out this sec-*
6 *tion—*

7 *“(1) such sums as are necessary for fiscal year*
8 *2013; and*

9 *“(2) \$5,000,000 for each of fiscal years 2014*
10 *through 2018.”.*

11 **SEC. 7214. CENTERS OF EXCELLENCE.**

12 *The Food, Agriculture, Conservation, and Trade Act*
13 *of 1990 is amended by inserting after section 1672D (7*
14 *U.S.C. 5925f) the following new section:*

15 **“SEC. 1673. CENTERS OF EXCELLENCE.**

16 *“(a) FUNDING PRIORITIES.—The Secretary shall*
17 *prioritize centers of excellence established for specific agri-*
18 *cultural commodities for the receipt of funding for any com-*
19 *petitive research or extension program administered by the*
20 *Secretary.*

21 *“(b) COMPOSITION.—A center of excellence is composed*
22 *of 1 or more of the eligible entities specified in subsection*
23 *(b)(7) of the Competitive, Special, and Facilities Research*
24 *Grant Act (7 U.S.C. 450i(b)(7)) that provide financial or*
25 *in-kind support to the center of excellence.*

26 *“(c) CRITERIA FOR CENTERS OF EXCELLENCE.—*

1 “(1) *REQUIRED EFFORTS.*—*The criteria for con-*
2 *sideration to be recognized as a center of excellence*
3 *shall include efforts—*

4 “(A) *to ensure coordination and cost effec-*
5 *tiveness by reducing unnecessarily duplicative ef-*
6 *forts regarding research, teaching, and extension;*

7 “(B) *to leverage available resources by using*
8 *public/private partnerships among agricultural*
9 *industry groups, institutions of higher education,*
10 *and the Federal Government;*

11 “(C) *to implement teaching initiatives to*
12 *increase awareness and effectively disseminate*
13 *solutions to target audiences through extension*
14 *activities; and*

15 “(D) *to increase the economic returns to*
16 *rural communities by identifying, attracting,*
17 *and directing funds to high-priority agricultural*
18 *issues.*

19 “(2) *ADDITIONAL EFFORTS.*—*Where practicable,*
20 *the criteria for consideration to be recognized as a*
21 *center of excellence shall include efforts to improve*
22 *teaching capacity and infrastructure at colleges and*
23 *universities (including land-grant institutions,*
24 *schools of forestry, schools of veterinary medicine, and*
25 *NLGCA Institutions).”.*

1 **SEC. 7215. REPEAL OF RED MEAT SAFETY RESEARCH CEN-**
2 **TER.**

3 *Effective October 1, 2013, section 1676 of the Food, Ag-*
4 *riculture, Conservation, and Trade Act of 1990 (7 U.S.C.*
5 *5929) is repealed.*

6 **SEC. 7216. ASSISTIVE TECHNOLOGY PROGRAM FOR FARM-**
7 **ERS WITH DISABILITIES.**

8 *Section 1680(c)(1) of the Food, Agriculture, Conserva-*
9 *tion, and Trade Act of 1990 (7 U.S.C. 5933(c)(1)) is*
10 *amended—*

11 *(1) by striking “is” and inserting “are”; and*

12 *(2) by striking “section” and all that follows and*
13 *inserting the following: “section—*

14 *“(A) \$6,000,000 for each of fiscal years*
15 *1999 through 2013; and*

16 *“(B) \$3,000,000 for each of fiscal years*
17 *2014 through 2018.”.*

18 **SEC. 7217. NATIONAL RURAL INFORMATION CENTER**
19 **CLEARINGHOUSE.**

20 *Section 2381(e) of the Food, Agriculture, Conservation,*
21 *and Trade Act of 1990 (7 U.S.C. 3125b(e)) is amended by*
22 *striking “2012” and inserting “2018”.*

1 ***Subtitle C—Agricultural Research,***
2 ***Extension, and Education Re-***
3 ***form Act of 1998***

4 **SEC. 7301. RELEVANCE AND MERIT OF AGRICULTURAL RE-**
5 **SEARCH, EXTENSION, AND EDUCATION FUND-**
6 **ED BY THE DEPARTMENT.**

7 *Section 103(a)(2) of the Agricultural Research, Exten-*
8 *sion, and Education Reform Act of 1998 (7 U.S.C.*
9 *7613(a)(2)) is amended—*

10 *(1) in the heading by striking “MERIT REVIEW*
11 *OF EXTENSION” and inserting “RELEVANCE AND*
12 *MERIT REVIEW OF RESEARCH, EXTENSION,”;*

13 *(2) in subparagraph (A)—*

14 *(A) by inserting “relevance and” before*
15 *“merit”; and*

16 *(B) by striking “extension or education”*
17 *and inserting “research, extension, or edu-*
18 *cation”;* and

19 *(3) in subparagraph (B), by inserting “on a con-*
20 *tinuous basis” after “procedures”.*

21 **SEC. 7302. INTEGRATED RESEARCH, EDUCATION, AND EX-**
22 **TENSION COMPETITIVE GRANTS PROGRAM.**

23 *Section 406(f) of the Agricultural Research, Extension,*
24 *and Education Reform Act of 1998 (7 U.S.C. 7626(f)) is*
25 *amended by striking “2012” and inserting “2018”.*

1 **SEC. 7303. REPEAL OF COORDINATED PROGRAM OF RE-**
2 **SEARCH, EXTENSION, AND EDUCATION TO IM-**
3 **PROVE VIABILITY OF SMALL AND MEDIUM**
4 **SIZE DAIRY, LIVESTOCK, AND POULTRY OPER-**
5 **ATIONS.**

6 (a) *REPEAL.*—Effective October 1, 2013, section 407
7 of the Agricultural Research, Extension, and Education Re-
8 form Act of 1998 (7 U.S.C. 7627) is repealed.

9 (b) *CONFORMING AMENDMENT.*—Section 251(f)(1)(D)
10 of the Department of Agriculture Reorganization Act of
11 1994 (7 U.S.C. 6971(f)(1)(D)), as amended by section
12 7212(b), is further amended—

13 (1) by striking clause (xi) (as redesignated by
14 section 7212(b)); and

15 (2) by redesignating clause (xii) (as redesignated
16 by section 7212(b)) as clause (xi).

17 **SEC. 7304. FUSARIUM GRAMINEARUM GRANTS.**

18 Section 408(e) of the Agricultural Research, Extension,
19 and Education Reform Act of 1998 (7 U.S.C. 7628(e)) is
20 amended to read as follows:

21 “(e) *AUTHORIZATION OF APPROPRIATIONS.*—There are
22 authorized to be appropriated to carry out this section—

23 “(1) such sums as may be necessary for each of
24 fiscal years 1999 through 2013; and

25 “(2) \$7,500,000 for each of fiscal years 2014
26 through 2018.”

1 **SEC. 7305. REPEAL OF BOVINE JOHNE'S DISEASE CONTROL**
2 **PROGRAM.**

3 *Effective October 1, 2013, section 409 of the Agricul-*
4 *tural Research, Extension, and Education Reform Act of*
5 *1998 (7 U.S.C. 7629) is repealed.*

6 **SEC. 7306. GRANTS FOR YOUTH ORGANIZATIONS.**

7 *Section 410(d) of the Agricultural Research, Exten-*
8 *sion, and Education Reform Act of 1998 (7 U.S.C. 7630(d))*
9 *is amended by striking “section such sums as are necessary”*
10 *and all that follows and inserting the following: “section—*

11 *“(1) such sums as are necessary for each of fiscal*
12 *years 2008 through 2013; and*

13 *“(2) \$3,000,000 for each of fiscal years 2014*
14 *through 2018.”.*

15 **SEC. 7307. SPECIALTY CROP RESEARCH INITIATIVE.**

16 *Section 412 of the Agricultural Research, Extension,*
17 *and Education Reform Act of 1998 (7 U.S.C. 7632) is*
18 *amended—*

19 *(1) in subsection (b)—*

20 *(A) in paragraph (1), by striking “and*
21 *genomics” and inserting “genomics, and other*
22 *methods”; and*

23 *(B) in paragraph (3), by inserting “han-*
24 *dling and processing,” after “production effi-*
25 *ciency,”;*

1 (2) *by striking subsection (d) and inserting the*
2 *following new subsection:*

3 “(d) *RESEARCH PROJECTS.—In carrying out this sec-*
4 *tion, the Secretary shall award competitive grants on the*
5 *basis of—*

6 “*(1) an initial scientific peer review conducted*
7 *by a panel of subject matter experts from Federal*
8 *agencies, non-Federal entities, and the specialty crop*
9 *industry; and*

10 “*(2) a final funding determination made by the*
11 *Secretary based on a review and ranking for merit,*
12 *relevance, and impact conducted by a panel of spe-*
13 *cialty crop industry representatives for the specific*
14 *specialty crop.”; and*

15 (3) *in subsection (h)—*

16 (A) *in paragraph (1)—*

17 (i) *by striking “(1) MANDATORY FUND-*
18 *ING FOR FISCAL YEARS 2008 THROUGH*
19 *2012.—Of the funds” and inserting the fol-*
20 *lowing:*

21 “(1) *MANDATORY FUNDING.—*

22 “*(A) FISCAL YEARS 2008 THROUGH 2012.—*
23 *Of the funds”; and*

24 (ii) *by adding at the end the following*
25 *new subparagraph:*

1 “(B) *SUBSEQUENT FUNDING.*—Of the funds
2 of the Commodity Credit Corporation, the Sec-
3 retary shall make available to carry out this sec-
4 tion—

5 “(i) \$50,000,000 for fiscal years 2014
6 and 2015;

7 “(ii) \$55,000,000 for fiscal years 2016
8 and 2017; and

9 “(iii) \$65,000,000 for fiscal year 2018
10 and each fiscal year thereafter.”; and

11 (B) in paragraph (2)—

12 (i) in the heading, by striking “2008
13 Through 2012” and inserting “2014
14 Through 2018”; and

15 (ii) by striking “2008 through 2012”
16 and inserting “2014 through 2018”.

17 **SEC. 7308. FOOD ANIMAL RESIDUE AVOIDANCE DATABASE**
18 **PROGRAM.**

19 Section 604(e) of the Agricultural Research, Extension,
20 and Education Reform Act of 1998 (7 U.S.C. 7642(e)) is
21 amended by striking “2012” and inserting “2018”.

1 **SEC. 7309. REPEAL OF NATIONAL SWINE RESEARCH CEN-**
2 **TER.**

3 *Effective October 1, 2013, section 612 of the Agricul-*
4 *tural Research, Extension, and Education Reform Act of*
5 *1998 (Public Law 105–185; 112 Stat. 605) is repealed.*

6 **SEC. 7310. OFFICE OF PEST MANAGEMENT POLICY.**

7 *Section 614(f) of the Agricultural Research, Extension,*
8 *and Education Reform Act of 1998 (7 U.S.C. 7653(f)) is*
9 *amended—*

10 *(1) by striking “such sums as are necessary”;*
11 *and*

12 *(2) by striking “section” and all that follows and*
13 *inserting the following: “section—*

14 *“(1) such sums as are necessary for each of fiscal*
15 *years 1999 through 2013; and*

16 *“(2) \$3,000,000 for each of fiscal years 2014*
17 *through 2018.”.*

18 **SEC. 7311. REPEAL OF STUDIES OF AGRICULTURAL RE-**
19 **SEARCH, EXTENSION, AND EDUCATION.**

20 *Effective October 1, 2013, subtitle C of title VI of the*
21 *Agricultural Research, Extension, and Education Reform*
22 *Act of 1998 (7 U.S.C. 7671 et seq.) is repealed.*

23 ***Subtitle D—Other Laws***

24 **SEC. 7401. CRITICAL AGRICULTURAL MATERIALS ACT.**

25 *Section 16(a) of the Critical Agricultural Materials*
26 *Act (7 U.S.C. 178n(a)) is amended—*

1 (1) *by striking “such sums as are necessary”;*

2 *and*

3 (2) *by striking “Act” and all that follows and*

4 *inserting the following: “Act—*

5 *“(1) such sums as are necessary for each of fiscal*

6 *years 1991 through 2013; and*

7 *“(2) \$2,000,000 for each of fiscal years 2014*

8 *through 2018.”.*

9 **SEC. 7402. EQUITY IN EDUCATIONAL LAND-GRANT STATUS**

10 **ACT OF 1994.**

11 (a) *DEFINITION OF 1994 INSTITUTIONS.—Section 532*

12 *of the Equity in Educational Land-Grant Status Act of*

13 *1994 (7 U.S.C. 301 note; Public Law 103–382) is amend-*

14 *ed—*

15 (1) *in paragraph (8), by striking “Memorial”;*

16 (2) *in paragraph (26), by striking “Communi-*

17 *ty”;*

18 (3) *by striking paragraphs (5), (10), and (27);*

19 (4) *by redesignating paragraphs (1), (2), (3),*

20 *(4), (6), (7), (8), (9), (14), (15), (16), (17), (18), (19),*

21 *(20), (21), (22), (23), (24), (25), (26), (28), (29), (30),*

22 *(31), (32), (33), and (34) as paragraphs (2), (3), (4),*

23 *(7), (8), (9), (5), (10), (15), (17), (18), (19), (20),*

24 *(22), (23), (24), (25), (32), (26), (27), (28), (29), (30),*

25 *(31), (33), (34), (35), and (14), respectively, and*

1 *transferring the paragraphs so as to appear in nu-*
2 *merical order;*

3 *(5) by inserting before paragraph (2) (as so re-*
4 *designated), the following new paragraph:*

5 *“(1) Aaniih Nakoda College.”;*

6 *(6) by inserting after paragraph (5) (as so reded-*
7 *ignated), the following new paragraph:*

8 *“(6) College of the Muscogee Nation.”;*

9 *(7) by inserting after paragraph (15) (as so reded-*
10 *esignated) the following new paragraph:*

11 *“(16) Keweenaw Bay Ojibwa Community Col-*
12 *lege.”; and*

13 *(8) by inserting after paragraph (20) (as so reded-*
14 *esignated) the following new paragraph:*

15 *“(21) Navajo Technical College.”.*

16 **(b) ENDOWMENT FOR 1994 INSTITUTIONS.**—*Section*
17 *533(b) of the Equity in Educational Land-Grant Status*
18 *Act of 1994 (7 U.S.C. 301 note; Public Law 103–382) is*
19 *amended in the first sentence by striking “2012” and in-*
20 *serting “2018”.*

21 **(c) INSTITUTIONAL CAPACITY BUILDING GRANTS.**—
22 *Section 535 of the Equity in Educational Land-Grant Sta-*
23 *tus Act of 1994 (7 U.S.C. 301 note; Public Law 103–382)*
24 *is amended by striking “2012” each place it appears in*
25 *subsections (b)(1) and (c) and inserting “2018”.*

1 (d) *RESEARCH GRANTS.*—

2 (1) *AUTHORIZATION OF APPROPRIATIONS.*—*Sec-*
3 *tion 536(c) of the Equity in Educational Land-Grant*
4 *Status Act of 1994 (7 U.S.C. 301 note; Public Law*
5 *103–382) is amended in the first sentence by striking*
6 *“2012” and inserting “2018”.*

7 (2) *RESEARCH GRANT REQUIREMENTS.*—*Section*
8 *536(b) of the Equity in Educational Land-Grant Sta-*
9 *tus Act of 1994 (7 U.S.C. 301 note; Public Law 103–*
10 *382) is amended by striking “with at least 1 other*
11 *land-grant college or university” and all that follows*
12 *and inserting the following: “with—*

13 *“(1) the Agricultural Research Service of the De-*
14 *partment of Agriculture; or*

15 *“(2) at least 1—*

16 *“(A) other land-grant college or university*
17 *(exclusive of another 1994 Institution);*

18 *“(B) non-land-grant college of agriculture*
19 *(as defined in section 1404 of the National Agri-*
20 *cultural Research, Extension, and Teaching Pol-*
21 *icy Act of 1977 (7 U.S.C. 3103)); or*

22 *“(C) cooperating forestry school (as defined*
23 *in that section).”.*

1 **SEC. 7403. RESEARCH FACILITIES ACT.**

2 *Section 6(a) of the Research Facilities Act (7 U.S.C.*
3 *390d(a)) is amended by striking “2012” and inserting*
4 *“2018”.*

5 **SEC. 7404. REPEAL OF CARBON CYCLE RESEARCH.**

6 *Effective October 1, 2013, section 221 of the Agricul-*
7 *tural Risk Protection Act of 2000 (7 U.S.C. 6711) is re-*
8 *pealed.*

9 **SEC. 7405. COMPETITIVE, SPECIAL, AND FACILITIES RE-**
10 **SEARCH GRANT ACT.**

11 *(a) EXTENSION.—Subsection (b)(11)(A) of the Com-*
12 *petitive, Special, and Facilities Research Grant Act (7*
13 *U.S.C. 450i(b)(11)(A)) is amended in the matter preceding*
14 *clause (i) by striking “2012” and inserting “2018”.*

15 *(b) PRIORITY AREAS.—Subsection (b)(2) of the Com-*
16 *petitive, Special, and Facilities Research Grant Act (7*
17 *U.S.C. 450i(b)(2)) is amended—*

18 *(1) in subparagraph (A)—*

19 *(A) in clause (vi), by striking “and” at the*
20 *end;*

21 *(B) in clause (vii), by striking the period at*
22 *the end and inserting “; and”; and*

23 *(C) by adding at the end the following new*
24 *clause:*

1 “(viii) *plant-based foods that are*
2 *major sources of nutrients of concern (as de-*
3 *termined by the Secretary).”;*

4 (2) *in subparagraph (B)—*

5 (A) *in clause (vii), by striking “and” at the*
6 *end;*

7 (B) *in clause (viii), by striking the period*
8 *at the end and inserting a semicolon; and*

9 (C) *by adding at the end the following new*
10 *clauses:*

11 “(ix) *the research and development of*
12 *surveillance methods, vaccines, vaccination*
13 *delivery systems, or diagnostic tests for*
14 *pests and diseases (especially zoonotic dis-*
15 *eases) in wildlife reservoirs presenting a po-*
16 *tential concern to public health or domestic*
17 *livestock and pests and diseases in minor*
18 *species (including deer, elk, and bison); and*

19 “(x) *the identification of animal drug*
20 *needs and the generation and dissemination*
21 *of data for safe and effective therapeutic ap-*
22 *plications of animal drugs for minor species*
23 *and minor uses of such drugs in major spe-*
24 *cies.”;*

25 (3) *in subparagraph (C)—*

1 (A) in clause (ii), by inserting before the
2 semicolon “, including the effects of plant-based
3 foods that are major sources of nutrients of con-
4 cern on diet and health”;

5 (B) in clause (iii), by inserting before the
6 semicolon “, including plant-based foods that are
7 major sources of nutrients of concern”;

8 (C) in clause (iv), by inserting before the
9 semicolon “, including postharvest practices con-
10 ducted with respect to plant-based foods that are
11 major sources of nutrients of concern”; and

12 (D) in clause (v), by inserting before the pe-
13 riod “, including improving the functionality of
14 plant-based foods that are major sources of nu-
15 trients of concern”;

16 (4) in subparagraph (D)—

17 (A) by redesignating clauses (iv), (v), and
18 (vi) as clauses (v), (vi), and (vii), respectively;
19 and

20 (B) by inserting after clause (iii) the fol-
21 lowing new clause:

22 “(iv) the effectiveness of conservation
23 practices and technologies designed to ad-
24 dress nutrient losses and improve water
25 quality;” and

1 (5) *in subparagraph (F)—*

2 (A) *in the matter preceding clause (i), by*
3 *inserting “economics,” after “trade,”;*

4 (B) *by redesignating clauses (v) and (vi) as*
5 *clauses (vi) and (vii), respectively; and*

6 (C) *by inserting after clause (iv) the fol-*
7 *lowing new clause:*

8 *“(v) the economic costs, benefits, and*
9 *viability of producers adopting conservation*
10 *practices and technologies designed to im-*
11 *prove water quality;”.*

12 (c) *GENERAL ADMINISTRATION.—Subsection (b)(4) of*
13 *the Competitive, Special, and Facilities Research Grant Act*
14 *(7 U.S.C. 450i(b)(4)) is amended—*

15 (1) *in subparagraph (D), by striking “and” at*
16 *the end;*

17 (2) *in subparagraph (E), by striking the period*
18 *at the end and inserting “; and”;* and

19 (3) *by adding at the end the following new sub-*
20 *paragraph:*

21 *“(F) establish procedures under which a*
22 *commodity board established under a commodity*
23 *promotion law (as such term is defined under*
24 *section 501(a) of the Federal Agriculture Im-*
25 *provement and Reform Act of 1996 (7 U.S.C.*

1 7401(a))) or a State commodity board (or other
2 equivalent State entity) may directly submit to
3 the Secretary proposals for requests for applica-
4 tions to specifically address particular issues re-
5 lated to the priority areas specified in para-
6 graph (2).”.

7 (d) *SPECIAL CONSIDERATIONS.*—Subsection (b)(6) of
8 the Competitive, Special, and Facilities Research Grant Act
9 (7 U.S.C. 450i(b)(6)) is amended—

10 (1) in subparagraph (C), by striking “and” at
11 the end;

12 (2) in subparagraph (D), by striking the period
13 at the end and inserting “; and”; and

14 (3) by adding at the end the following new sub-
15 paragraph:

16 “(E) to eligible entities to carry out the spe-
17 cific research proposals submitted under proce-
18 dures established under paragraph (4)(F).”.

19 (e) *ELIGIBLE ENTITIES.*—Subsection (b)(7)(G) of the
20 Competitive, Special, and Facilities Research Grant Act (7
21 U.S.C. 450i(b)(7)(G)) is amended by striking “or corpora-
22 tions” and inserting “, foundations, or corporations”.

23 (f) *INTER-REGIONAL RESEARCH PROJECT NUMBER*
24 4.—Subsection (e) of the Competitive, Special, and Facili-
25 ties Research Grant Act (7 U.S.C. 450i(e)) is amended—

1 (1) in paragraph (1)(A), by striking “minor use
2 pesticides” and inserting “pesticides for minor agri-
3 cultural use and for use on specialty crops (as defined
4 in section 3 of the Specialty Crop Competitiveness
5 Act of 2004 (7 U.S.C. 1621 note)),”; and

6 (2) in paragraph (4)—

7 (A) in subparagraph (A), by inserting “and
8 for use on specialty crops” after “minor agricul-
9 tural use”;

10 (B) in subparagraph (B), by striking “and”
11 at the end;

12 (C) by redesignating subparagraph (C) as
13 subparagraph (G); and

14 (D) by inserting after subparagraph (B) the
15 following new subparagraphs:

16 “(C) prioritize potential pest management
17 technology for minor agricultural use and for use
18 on specialty crops;

19 “(D) conduct research to develop the data
20 necessary to facilitate pesticide registrations, re-
21 registrations, and associated tolerances;

22 “(E) assist in removing trade barriers
23 caused by residues of pesticides registered for
24 minor agricultural use and for use on domesti-
25 cally grown specialty crops;

1 **SEC. 7409. REPEAL OF REPORTS UNDER FARM SECURITY**
2 **AND RURAL INVESTMENT ACT OF 2002.**

3 (a) *REPEAL OF REPORT ON PRODUCERS AND HAN-*
4 *DLERS FOR ORGANIC PRODUCTS.—Effective October 1,*
5 *2013, section 7409 of the Farm Security and Rural Invest-*
6 *ment Act of 2002 (7 U.S.C. 5925b note; Public Law 107–*
7 *171) is repealed.*

8 (b) *REPEAL OF REPORT ON GENETICALLY MODIFIED*
9 *PEST-PROTECTED PLANTS.—Effective October 1, 2013, sec-*
10 *tion 7410 of the Farm Security and Rural Investment Act*
11 *of 2002 (Public Law 107–171; 116 Stat. 462) is repealed.*

12 (c) *REPEAL OF STUDY ON NUTRIENT BANKING.—Ef-*
13 *fective October 1, 2013, section 7411 of the Farm Security*
14 *and Rural Investment Act of 2002 (7 U.S.C. 5925a note;*
15 *Public Law 107–171) is repealed.*

16 **SEC. 7410. BEGINNING FARMER AND RANCHER DEVELOP-**
17 **MENT PROGRAM.**

18 *Section 7405 of the Farm Security and Rural Invest-*
19 *ment Act of 2002 (7 U.S.C. 3319f) is amended—*

20 (1) *in subsection (c)—*

21 (A) *in paragraph (1), by striking subpara-*
22 *graphs (A) through (R) and inserting the fol-*
23 *lowing new subparagraphs:*

24 “(A) *basic livestock, forest management,*
25 *and crop farming practices;*

1 “(B) innovative farm, ranch, and private,
2 nonindustrial forest land transfer strategies;

3 “(C) entrepreneurship and business train-
4 ing;

5 “(D) financial and risk management train-
6 ing (including the acquisition and management
7 of agricultural credit);

8 “(E) natural resource management and
9 planning;

10 “(F) diversification and marketing strate-
11 gies;

12 “(G) curriculum development;

13 “(H) mentoring, apprenticeships, and in-
14 ternships;

15 “(I) resources and referral;

16 “(J) farm financial benchmarking;

17 “(K) assisting beginning farmers or ranch-
18 ers in acquiring land from retiring farmers and
19 ranchers;

20 “(L) agricultural rehabilitation and voca-
21 tional training for veterans; and

22 “(M) other similar subject areas of use to
23 beginning farmers or ranchers.”;

24 (B) in paragraph (7), by striking “and
25 community-based organizations” and inserting

1 “, community-based organizations, and school-
2 based agricultural educational organizations”;

3 (C) by striking paragraph (8) and inserting
4 the following new paragraph:

5 “(8) *MILITARY VETERAN BEGINNING FARMERS*
6 *AND RANCHERS.*—

7 “(A) *IN GENERAL.*—Not less than 5 percent
8 of the funds used to carry out this subsection for
9 a fiscal year shall be used to support programs
10 and services that address the needs of military
11 veteran beginning farmers and ranchers.

12 “(B) *COORDINATION PERMITTED.*—A re-
13 cipient of a grant under this section using the
14 grant as described in subparagraph (A) may co-
15 ordinate with a recipient of a grant under sec-
16 tion 1680 of the Food, Agriculture, Conservation,
17 and Trade Act of 1990 (7 U.S.C. 5933) in ad-
18 dressing the needs of military veteran beginning
19 farmers and ranchers with disabilities.”; and

20 (D) by adding at the end the following new
21 paragraph:

22 “(11) *LIMITATION ON INDIRECT COSTS.*—A re-
23 cipient of a grant under this section may not use
24 more than 10 percent of the funds provided by the

1 *grant for the indirect costs of carrying out the initia-*
2 *tives described in paragraph (1).”;*

3 *(2) in subsection (h)(1)—*

4 *(A) in the paragraph heading, by striking*
5 *“2012” and inserting “2018”;*

6 *(B) in subparagraph (A), by striking “and”*
7 *at the end;*

8 *(C) in subparagraph (B), by striking the*
9 *period at the end and inserting “; and”; and*

10 *(D) by adding at the end the following new*
11 *subparagraph:*

12 *“(C) \$20,000,000 for each of fiscal years*
13 *2014 through 2018, to remain available until ex-*
14 *pended.”; and*

15 *(3) in subsection (h)(2)—*

16 *(A) in the paragraph heading, by striking*
17 *“2008 THROUGH 2012” and inserting “2014*
18 *THROUGH 2018”; and*

19 *(B) by striking “2008 through 2012” and*
20 *inserting “2014 through 2018”.*

1 **SEC. 7411. INCLUSION OF AMERICAN SAMOA, FEDERATED**
2 **STATES OF MICRONESIA, AND NORTHERN**
3 **MARIANA ISLANDS AS A STATE UNDER**
4 **MCINTIRE-STENNIS COOPERATIVE FORESTRY**
5 **ACT.**

6 *Section 8 of Public Law 87–788 (commonly known as*
7 *the McIntire-Stennis Cooperative Forestry Act; 16 U.S.C.*
8 *582a–7) is amended by striking “and Guam” and inserting*
9 *“Guam, American Samoa, the Federated States of Micro-*
10 *nesia, and the Commonwealth of the Northern Mariana Is-*
11 *lands”.*

12 ***Subtitle E—Food, Conservation,***
13 ***and Energy Act of 2008***

14 **PART 1—AGRICULTURAL SECURITY**

15 **SEC. 7501. AGRICULTURAL BIOSECURITY COMMUNICATION**
16 **CENTER.**

17 *Section 14112(c) of the Food, Conservation, and En-*
18 *ergy Act of 2008 (7 U.S.C. 8912(c)) is amended to read*
19 *as follows:*

20 *“(c) AUTHORIZATION OF APPROPRIATIONS.—There are*
21 *authorized to be appropriated to carry out this section—*

22 *“(1) such sums as are necessary for each of fiscal*
23 *years 2008 through 2013; and*

24 *“(2) \$2,000,000 for each of fiscal years 2014*
25 *through 2018.”.*

1 **SEC. 7502. ASSISTANCE TO BUILD LOCAL CAPACITY IN AG-**
2 **RICULTURAL BIOSECURITY PLANNING, PREP-**
3 **ARATION, AND RESPONSE.**

4 *Section 14113 of the Food, Conservation, and Energy*
5 *Act of 2008 (7 U.S.C. 8913) is amended—*

6 *(1) in subsection (a)(2)—*

7 *(A) by striking “such sums as may be nec-*
8 *essary”; and*

9 *(B) by striking “subsection” and all that*
10 *follows and inserting the following: “subsection—*

11 *“(A) such sums as are necessary for each of*
12 *fiscal years 2008 through 2013; and*

13 *“(B) \$15,000,000 for each of fiscal years*
14 *2014 through 2018.”; and*

15 *(2) in subsection (b)(2), by striking “is author-*
16 *ized to be appropriated to carry out this subsection”*
17 *and all that follows and inserting the following: “are*
18 *authorized to be appropriated to carry out this sub-*
19 *section—*

20 *“(A) \$25,000,000 for each of fiscal years*
21 *2008 through 2013; and*

22 *“(B) \$15,000,000 for each of fiscal years*
23 *2014 through 2018.”.*

1 **SEC. 7503. RESEARCH AND DEVELOPMENT OF AGRICUL-**
2 **TURAL COUNTERMEASURES.**

3 *Section 14121(b) of the Food, Conservation, and En-*
4 *ergy Act of 2008 (7 U.S.C. 8921(b)) is amended by striking*
5 *“is authorized to be appropriated to carry out this section”*
6 *and all that follows and inserting the following: “are au-*
7 *thorized to be appropriated to carry out this section—*

8 *“(1) \$50,000,000 for each of fiscal years 2008*
9 *through 2013; and*

10 *“(2) \$15,000,000 for each of fiscal years 2014*
11 *through 2018.”.*

12 **SEC. 7504. AGRICULTURAL BIOSECURITY GRANT PROGRAM.**

13 *Section 14122(e) of the Food, Conservation, and En-*
14 *ergy Act of 2008 (7 U.S.C. 8922(e)) is amended—*

15 *(1) by striking “sums as are necessary”; and*

16 *(2) by striking “section” and all that follows and*
17 *inserting the following: “section—*

18 *“(1) such sums as are necessary for each of fiscal*
19 *years 2008 through 2013, to remain available until*
20 *expended; and*

21 *“(2) \$5,000,000 for each of fiscal years 2014*
22 *through 2018, to remain available until expended.”.*

1 **PART 2—MISCELLANEOUS**

2 **SEC. 7511. ENHANCED USE LEASE AUTHORITY PILOT PRO-**
3 **GRAM.**

4 *Section 308 of the Federal Crop Insurance Reform and*
5 *Department of Agriculture Reorganization Act of 1994 (7*
6 *U.S.C. 3125a) is amended—*

7 (1) *in subsection (b)(6)(A), by striking “5 years”*
8 *and inserting “10 years”; and*

9 (2) *in subsection (d)(2), by striking “1, 3, and*
10 *5 years” and inserting “6, 8, and 10 years”.*

11 **SEC. 7512. GRAZINGLANDS RESEARCH LABORATORY.**

12 *Section 7502 of the Food, Conservation, and Energy*
13 *Act of 2008 (Public Law 110–246; 122 Stat. 2019) is*
14 *amended by striking “5-year period” and inserting “10-*
15 *year period”.*

16 **SEC. 7513. BUDGET SUBMISSION AND FUNDING.**

17 *Section 7506 of the Food, Conservation, and Energy*
18 *Act of 2008 (7 U.S.C. 7614c) is amended—*

19 (1) *by striking subsection (a) and inserting the*
20 *following new subsection:*

21 “(a) *DEFINITIONS.—In this section:*

22 “(1) *COVERED PROGRAM.—The term ‘covered*
23 *program’ means—*

24 “(A) *each research program carried out by*
25 *the Agricultural Research Service or the Eco-*
26 *nomics Research Service for which annual appro-*

1 *priations are requested in the annual budget*
2 *submission of the President; and*

3 “(B) *each competitive program carried out*
4 *by the National Institute of Food and Agri-*
5 *culture for which annual appropriations are re-*
6 *quested in the annual budget submission of the*
7 *President.*

8 “(2) *REQUEST FOR AWARDS.—The term ‘request*
9 *for awards’ means a funding announcement published*
10 *by the National Institute of Food and Agriculture*
11 *that provides detailed information on funding oppor-*
12 *tunities at the Institute, including the purpose, eligi-*
13 *bility, restriction, focus areas, evaluation criteria,*
14 *regulatory information, and instructions on how to*
15 *apply for such opportunities.’; and*

16 (2) *by adding at the end the following new sub-*
17 *sections:*

18 “(e) *ADDITIONAL PRESIDENTIAL BUDGET SUBMISSION*
19 *REQUIREMENT.—*

20 “(1) *IN GENERAL.—Each year, the President*
21 *shall submit to Congress, together with the annual*
22 *budget submission of the President, the information*
23 *described in paragraph (2) for each funding request*
24 *for a covered program.*

1 “(2) *INFORMATION DESCRIBED.*—*The informa-*
2 *tion described in this paragraph includes—*

3 “(A) *baseline information, including with*
4 *respect to each covered program—*

5 “(i) *the funding level for the program*
6 *for the fiscal year preceding the year the*
7 *annual budget submission of the President*
8 *is submitted;*

9 “(ii) *the funding level requested in the*
10 *annual budget submission of the President,*
11 *including any increase or decrease in the*
12 *funding level; and*

13 “(iii) *an explanation justifying any*
14 *change from the funding level specified in*
15 *clause (i) to the level specified in clause (ii);*

16 “(B) *with respect to each covered program*
17 *that is carried out by the Economic Research*
18 *Service or the Agricultural Research Service, the*
19 *location and staff years of the program;*

20 “(C) *the proposed funding levels to be allo-*
21 *cated to, and the expected publication date,*
22 *scope, and allocation level for, each request for*
23 *awards to be published under or associated*
24 *with—*

1 “(i) each priority area specified in
2 subsection (b)(2) of the Competitive, Spe-
3 cial, and Facilities Research Grant Act (7
4 U.S.C. 450i(b)(2));

5 “(ii) each research and extension
6 project carried out under section 1621(a) of
7 the Food, Agriculture, Conservation, and
8 Trade Act of 1990 (7 U.S.C. 5811(a));

9 “(iii) each grant to be awarded under
10 section 1672B(a) of the Food, Agriculture,
11 Conservation, and Trade Act of 1990 (7
12 U.S.C. 5925b(a));

13 “(iv) each grant awarded under section
14 412(d) of the Agricultural Research, Exten-
15 sion, and Education Reform Act of 1998 (7
16 U.S.C. 7632(d)); and

17 “(v) each grant awarded under
18 7405(c)(1) of the Farm Security and Rural
19 Investment Act of 2002 (7 U.S.C.
20 3319f(c)(1)); or

21 “(D) any other information the Secretary
22 determines will increase congressional oversight
23 with respect to covered programs.

24 “(3) PROHIBITION.—Unless the President sub-
25 mits the information described in paragraph (2)(C)

1 *for a fiscal year, the President may not carry out any*
2 *program during the fiscal year that is authorized*
3 *under—*

4 “(A) *subsection (b) of the Competitive, Spe-*
5 *cial, and Facilities Research Grant Act (7*
6 *U.S.C. 450i(b));*

7 “(B) *section 1621 of the Food, Agriculture,*
8 *Conservation, and Trade Act of 1990 (7 U.S.C.*
9 *5811);*

10 “(C) *section 1672B of the Food, Agriculture,*
11 *Conservation, and Trade Act of 1990 (7 U.S.C.*
12 *5925b);*

13 “(D) *section 412 of the Agricultural Re-*
14 *search, Extension, and Education Reform Act of*
15 *1998 (7 U.S.C. 7632); or*

16 “(E) *section 7405 of the Farm Security and*
17 *Rural Investment Act of 2002 (7 U.S.C. 3319f).*

18 “(f) *REPORT OF THE SECRETARY OF AGRICULTURE.—*
19 *Each year on a date that is not later than the date on which*
20 *the President submits the annual budget, the Secretary shall*
21 *submit to Congress a report containing a description of the*
22 *agricultural research, extension, and education activities*
23 *carried out by the Federal Government during the fiscal*
24 *year that immediately precedes the year for which the re-*
25 *port is submitted, including—*

1 “(1) a review of the extent to which those activi-
2 ties—

3 “(A) are duplicative or overlap within the
4 Department of Agriculture; or

5 “(B) are similar to activities carried out
6 by—

7 “(i) other Federal agencies;

8 “(ii) the States (including the District
9 of Columbia, the Commonwealth of Puerto
10 Rico and other territories or possessions of
11 the United States);

12 “(iii) institutions of higher education
13 (as defined in section 101 of the Higher
14 Education Act of 1965 (20 U.S.C. 1001));
15 or

16 “(iv) the private sector; and

17 “(2) for each report submitted under this section
18 on or after January 1, 2013, a 5-year projection of
19 national priorities with respect to agricultural re-
20 search, extension, and education, taking into account
21 domestic needs.”.

1 **SEC. 7514. RESEARCH AND EDUCATION GRANTS FOR THE**
2 **STUDY OF ANTIBIOTIC-RESISTANT BACTERIA.**

3 *Section 7521(c) of the Food, Conservation, and Energy*
4 *Act of 2008 (7 U.S.C. 3202(c)) is amended by striking*
5 *“2012” and inserting “2018”.*

6 **SEC. 7515. REPEAL OF FARM AND RANCH STRESS ASSIST-**
7 **ANCE NETWORK.**

8 *Effective October 1, 2013, section 7522 of the Food,*
9 *Conservation, and Energy Act of 2008 (7 U.S.C. 5936) is*
10 *repealed.*

11 **SEC. 7516. REPEAL OF SEED DISTRIBUTION.**

12 *Effective October 1, 2013, section 7523 of the Food,*
13 *Conservation, and Energy Act of 2008 (7 U.S.C. 415–1)*
14 *is repealed.*

15 **SEC. 7517. NATURAL PRODUCTS RESEARCH PROGRAM.**

16 *Section 7525(e) of the Food, Conservation, and Energy*
17 *Act of 2008 (7 U.S.C. 5937(e)) is amended to read as fol-*
18 *lows:*

19 *“(e) AUTHORIZATION OF APPROPRIATIONS.—There are*
20 *authorized to be appropriated to carry out this section*
21 *\$7,000,000 for each of fiscal years 2014 through 2018.”.*

22 **SEC. 7518. SUN GRANT PROGRAM.**

23 *(a) IN GENERAL.—Section 7526 of the Food, Conserva-*
24 *tion, and Energy Act of 2008 (7 U.S.C. 8114) is amended—*

25 *(1) in subsection (a)(4)(B), by striking “the De-*
26 *partment of Energy” and inserting “other appro-*

1 *appropriate Federal agencies (as determined by the Sec-*
2 *retary)”;*

3 *(2) in subsection (c)(1)—*

4 *(A) in subparagraph (B), by striking*
5 *“multistate” and all that follows through the pe-*
6 *riod and inserting “integrated, multistate re-*
7 *search, extension, and education programs on*
8 *technology development and technology imple-*
9 *mentation.”;*

10 *(B) by striking subparagraph (C); and*

11 *(C) by redesignating subparagraph (D) as*
12 *subparagraph (C);*

13 *(3) in subsection (d)—*

14 *(A) in paragraph (1)—*

15 *(i) by striking “in accordance with*
16 *paragraph (2)”;*

17 *(ii) by striking “gasification” and in-*
18 *serting “bioproducts”; and*

19 *(iii) by striking “the Department of*
20 *Energy” and inserting “other appropriate*
21 *Federal agencies”;*

22 *(B) by striking paragraph (2); and*

23 *(C) by redesignating paragraphs (3) and*

24 *(4) as paragraphs (2) and (3), respectively; and*

1 (4) in subsection (g), by striking “2012” and in-
2 serting “2018”.

3 (b) **CONFORMING AMENDMENTS.**—Section 7526(f)(1)
4 of the Food, Conservation, and Energy Act of 2008 (7
5 U.S.C. 8114(f)(1)) is amended by striking “subsection
6 (c)(1)(D)(i)” and inserting “subsection (c)(1)(C)(i)”.

7 **SEC. 7519. REPEAL OF STUDY AND REPORT ON FOOD**
8 **DESERTS.**

9 Effective October 1, 2013, section 7527 of the Food,
10 Conservation, and Energy Act of 2008 (Public Law 110–
11 246; 122 Stat. 2039) is repealed.

12 **SEC. 7520. REPEAL OF AGRICULTURAL AND RURAL TRANS-**
13 **PORTATION RESEARCH AND EDUCATION.**

14 Effective October 1, 2013, section 7529 of the Food,
15 Conservation, and Energy Act of 2008 (7 U.S.C. 5938) is
16 repealed.

17 **Subtitle F—Miscellaneous**
18 **Provisions**

19 **SEC. 7601. AGREEMENTS WITH NONPROFIT ORGANIZA-**
20 **TIONS FOR NATIONAL ARBORETUM.**

21 Section 6 of the Act of March 4, 1927 (20 U.S.C. 196),
22 is amended—

23 (1) in subsection (a), by striking paragraph (1)
24 and inserting the following new paragraph:

1 “(1) negotiate agreements for the National Arbo-
2 retum with nonprofit scientific or educational organi-
3 zations, the interests of which are complementary to
4 the mission of the National Arboretum, or nonprofit
5 organizations that support the purpose of the Na-
6 tional Arboretum, except that the net proceeds of the
7 organizations from the agreements shall be used exclu-
8 sively for research and educational work for the ben-
9 efit of the National Arboretum and the operation and
10 maintenance of the facilities of the National Arbo-
11 retum, including enhancements, upgrades, restoration,
12 and conservation;” and

13 (2) by adding at the end the following new sub-
14 section:

15 “(d) *RECOGNITION OF DONORS.*—A non-profit organi-
16 zation that entered into an agreement under subsection
17 (a)(1) may recognize donors if that recognition is approved
18 in advance by the Secretary. In considering whether to ap-
19 prove such recognition, the Secretary shall broadly exercise
20 the discretion of the Secretary to the fullest extent allowed
21 under Federal law in effect on the date of the enactment
22 of this subsection.”.

23 **SEC. 7602. COTTON DISEASE RESEARCH REPORT.**

24 Not later than 180 days after the date of the enactment
25 of this Act, the Secretary shall submit to Congress a report

1 *on the fungus fusarium oxysporum f. sp. vasinfectum race*
2 *4 (referred to in this section as “FOV Race 4”) and the*
3 *impact of such fungus on cotton, including—*

4 *(1) an overview of the threat FOV Race 4 poses*
5 *to the cotton industry in the United States;*

6 *(2) the status and progress of Federal research*
7 *initiatives to detect, contain, or eradicate FOV Race*
8 *4, including current FOV Race 4-specific research*
9 *projects; and*

10 *(3) a comprehensive strategy to combat FOV*
11 *Race 4 that establishes—*

12 *(A) detection and identification goals;*

13 *(B) containment goals;*

14 *(C) eradication goals; and*

15 *(D) a plan to partner with the cotton in-*
16 *dustry in the United States to maximize re-*
17 *sources, information sharing, and research re-*
18 *sponsiveness and effectiveness.*

19 **SEC. 7603. ACCEPTANCE OF FACILITY FOR AGRICULTURAL**
20 **RESEARCH SERVICE.**

21 *(a) CONSTRUCTION AUTHORIZED.—Subject to sub-*
22 *sections (b) and (c), the Secretary of Agriculture may au-*
23 *thorize a non-Federal entity to construct, at no cost and*
24 *without obligation to the Federal Government, a facility for*
25 *use by the Agricultural Research Service on land owned by*

1 *the Agricultural Research Service and managed by the Sec-*
2 *retary.*

3 (b) *ACCEPTANCE OF GIFT.—*

4 (1) *IN GENERAL.—Subject to paragraph (2),*
5 *upon the completion of the construction of the facility*
6 *by the non-Federal entity under subsection (a), the*
7 *Secretary shall accept the facility as a gift in accord-*
8 *ance with Public Law 95-442 (7 U.S.C. 2269).*

9 (2) *CERTIFICATION.—The Secretary, in consulta-*
10 *tion with the Director of the Office of Management*
11 *and Budget, shall certify in advance that the accept-*
12 *ance under paragraph (1) complies with the limita-*
13 *tions specified in paragraphs (1) and (2) of sub-*
14 *section (c).*

15 (c) *LIMITATIONS.—*

16 (1) *VALUE.—The Secretary may not accept a fa-*
17 *ility as a gift under this section if the fair market*
18 *value of the facility is more than \$5,000,000.*

19 (2) *NO FEDERAL COST.—The Secretary shall not*
20 *enter into any acquisitions, demonstrations, ex-*
21 *changes, grants, contracts, incentives, leases, procure-*
22 *ments, sales, or other transaction authorities or ar-*
23 *rangements that would obligate future appropriations*
24 *with respect to the facility constructed under sub-*
25 *section (a).*

1 (d) *TERMINATION OF AUTHORITY.*—No facility may be
2 accepted by the Secretary for use by the Agricultural Re-
3 search Service under this section after September 30, 2018.

4 **SEC. 7604. MISCELLANEOUS TECHNICAL CORRECTIONS.**

5 Sections 7408 and 7409 of the Food, Conservation, and
6 Energy Act of 2008 (Public Law 110–246; 122 Stat. 2013)
7 are both amended by striking “Title III of the Department
8 of Agriculture Reorganization Act of 1994” and inserting
9 “Title III of the Federal Crop Insurance Reform and De-
10 partment of Agriculture Reorganization Act of 1994”.

11 **SEC. 7605. LEGITIMACY OF INDUSTRIAL HEMP RESEARCH.**

12 (a) *IN GENERAL.*—Notwithstanding the Controlled
13 Substances Act (21 U.S.C. 801 et seq.), the Drug-Free Work-
14 place Act of 1988 (41 U.S.C. 8101 et seq.), the Safe and
15 Drug-Free Schools and Communities Act of 1986 (20 U.S.C.
16 7101 et seq.), or any other Federal law, an institution of
17 higher education (as defined in section 101 of the Higher
18 Education Act of 1965 (20 U.S.C. 1001)) may grow or cul-
19 tivate industrial hemp if—

20 (1) the industrial hemp is grown or cultivated
21 for purposes of agricultural research or other aca-
22 demic research; and

23 (2) the growing or cultivating of industrial hemp
24 is allowed under the laws of the State in which such

1 *institution of higher education is located and such re-*
2 *search occurs.*

3 *(b) INDUSTRIAL HEMP DEFINED.—In this section, the*
4 *term “industrial hemp” means the plant Cannabis sativa*
5 *L. and any part of such plant, whether growing or not,*
6 *with a delta-9 tetrahydrocannabinol concentration of not*
7 *more than 0.3 percent on a dry weight basis.*

8 **TITLE VIII—FORESTRY**
9 **Subtitle A—Repeal of Certain**
10 **Forestry Programs**

11 **SEC. 8001. FOREST LAND ENHANCEMENT PROGRAM.**

12 *(a) REPEAL.—Section 4 of the Cooperative Forestry*
13 *Assistance Act of 1978 (16 U.S.C. 2103) is repealed.*

14 *(b) CONFORMING AMENDMENT.—Section 8002 of the*
15 *Farm Security and Rural Investment Act of 2002 (Public*
16 *Law 107–171; 16 U.S.C. 2103 note) is amended by striking*
17 *subsection (a).*

18 *(c) EFFECTIVE DATE.—The amendments made by this*
19 *section shall take effect on October 1, 2013.*

20 **SEC. 8002. WATERSHED FORESTRY ASSISTANCE PROGRAM.**

21 *(a) REPEAL.—Section 6 of the Cooperative Forestry*
22 *Assistance Act of 1978 (16 U.S.C. 2103b) is repealed.*

23 *(b) EFFECTIVE DATE.—The amendment made by this*
24 *section shall take effect on October 1, 2013.*

1 **SEC. 8003. EXPIRED COOPERATIVE NATIONAL FOREST**
2 **PRODUCTS MARKETING PROGRAM.**

3 *Section 18 of the Cooperative Forestry Assistance Act*
4 *of 1978 (16 U.S.C. 2112) is repealed.*

5 **SEC. 8004. HISPANIC-SERVING INSTITUTION AGRICUL-**
6 **TURAL LAND NATIONAL RESOURCES LEADER-**
7 **SHIP PROGRAM.**

8 *(a) REPEAL.—Section 8402 of the Food, Conservation,*
9 *and Energy Act of 2008 (16 U.S.C. 1649a) is repealed.*

10 *(b) EFFECTIVE DATE.—The amendment made by this*
11 *section shall take effect on October 1, 2013.*

12 **SEC. 8005. TRIBAL WATERSHED FORESTRY ASSISTANCE**
13 **PROGRAM.**

14 *(a) REPEAL.—Section 303 of the Healthy Forests Res-*
15 *toration Act of 2003 (16 U.S.C. 6542) is repealed.*

16 *(b) EFFECTIVE DATE.—The amendment made by this*
17 *section shall take effect on October 1, 2013.*

18 **SEC. 8006. SEPARATE FOREST SERVICE DECISIONMAKING**
19 **AND APPEALS PROCESS.**

20 *Section 322 of the Department of the Interior and Re-*
21 *lated Agencies Appropriations Act, 1993 (Public Law 102–*
22 *381; 16 U.S.C. 1612 note) is repealed. Section 428 of divi-*
23 *sion E of the Consolidated Appropriations Act, 2012 (Pub-*
24 *lic Law 112–74; 125 Stat. 1046; 16 U.S.C. 6515 note) shall*
25 *not apply to any project or activity implementing a land*
26 *and resource management plan developed under section 6*

1 *of the Forest and Rangeland Renewable Resources Planning*
2 *Act of 1974 (16 U.S.C. 1604) that is categorically excluded*
3 *from documentation in an environmental assessment or an*
4 *environmental impact statement under the National Envi-*
5 *ronmental Policy Act of 1969 (42 U.S.C. 4321 et seq.).*

6 ***Subtitle B—Reauthorization of Co-***
7 ***operative Forestry Assistance Act***
8 ***of 1978 Programs***

9 ***SEC. 8101. STATE-WIDE ASSESSMENT AND STRATEGIES FOR***
10 ***FOREST RESOURCES.***

11 *Section 2A(c) of the Cooperative Forestry Assistance*
12 *Act of 1978 (16 U.S.C. 2101a(c)) is amended—*

13 *(1) in paragraph (4), by striking “and”;*

14 *(2) by redesignating paragraph (5) as para-*
15 *graph (6); and*

16 *(3) by inserting after paragraph (4) the fol-*
17 *lowing new paragraph:*

18 *“(5) as feasible, appropriate military installa-*
19 *tions where the voluntary participation and manage-*
20 *ment of private or State-owned or other public*
21 *forestland is able to support, promote, and contribute*
22 *to the missions of such installations; and”.*

1 **SEC. 8102. FOREST LEGACY PROGRAM.**

2 *Subsection (m) of section 7 of the Cooperative Forestry*
3 *Assistance Act of 1978 (16 U.S.C. 2103e) is amended to*
4 *read as follows:*

5 “(m) *AUTHORIZATION OF APPROPRIATIONS.—To*
6 *carry out this section, there are authorized to be appro-*
7 *priated—*

8 *“(1) such sums as are necessary for fiscal year*
9 *2013; and*

10 *“(2) \$55,000,000 for each of fiscal years 2014*
11 *through 2018.”.*

12 **SEC. 8103. COMMUNITY FOREST AND OPEN SPACE CON-**
13 **SERVATION PROGRAM.**

14 *Subsection (g) of section 7A of the Cooperative For-*
15 *estry Assistance Act of 1978 (16 U.S.C. 2103d) is amended*
16 *to read as follows:*

17 “(g) *AUTHORIZATION OF APPROPRIATIONS.—To carry*
18 *out this section, there are authorized to be appropriated—*

19 *“(1) such sums as are necessary for fiscal year*
20 *2013; and*

21 *“(2) \$1,500,000 for each of fiscal years 2014*
22 *through 2018.”.*

1 **Subtitle C—Reauthorization of**
2 **Other Forestry-Related Laws**

3 **SEC. 8201. RURAL REVITALIZATION TECHNOLOGIES.**

4 Section 2371(d)(2) of the Food, Agriculture, Conserva-
5 tion, and Trade Act of 1990 (7 U.S.C. 6601(d)(2)) is
6 amended by striking “2012” and inserting “2018”.

7 **SEC. 8202. OFFICE OF INTERNATIONAL FORESTRY.**

8 Subsection (d) of section 2405 of the Global Climate
9 Change Prevention Act of 1990 (7 U.S.C. 6704) is amended
10 to read as follows:

11 “(d) *AUTHORIZATION OF APPROPRIATIONS.*—To carry
12 out this section, there are authorized to be appropriated—

13 “(1) such sums as are necessary for each of fiscal
14 years 1996 through 2013; and

15 “(2) \$6,000,000 for each of fiscal years 2014
16 through 2018.”.

17 **SEC. 8203. CHANGE IN FUNDING SOURCE FOR HEALTHY**
18 **FORESTS RESERVE PROGRAM.**

19 Section 508 of the Healthy Forests Restoration Act of
20 2003 (16 U.S.C. 6578) is amended—

21 (1) in subsection (a), by striking “*IN GENERAL*”
22 and inserting “*FISCAL YEARS 2009 THROUGH 2013*”;

23 (2) by redesignating subsection (b) as subsection
24 (d); and

1 (3) by inserting after subsection (a) the following
2 new subsections:

3 “(b) *FISCAL YEARS 2014 THROUGH 2018.*—There is
4 authorized to be appropriated to the Secretary of Agri-
5 culture to carry out this section \$9,750,000 for each of fiscal
6 years 2014 through 2018.

7 “(c) *ADDITIONAL SOURCE OF FUNDS.*—In addition to
8 funds appropriated pursuant to the authorization of appro-
9 priations in subsection (b) for a fiscal year, the Secretary
10 may use such amount of the funds appropriated for that
11 fiscal year to carry out the Soil Conservation and Domestic
12 Allotment Act (16 U.S.C. 590a et seq.) as the Secretary de-
13 termines necessary to cover the cost of technical assistance,
14 management, and enforcement responsibilities for land en-
15 rolled in the healthy forests reserve program pursuant to
16 subsections (a) and (b) of section 504.”.

17 **SEC. 8204. STEWARDSHIP END RESULT CONTRACTING**
18 **PROJECT AUTHORITY.**

19 Section 347 of the Department of the Interior and Re-
20 lated Agencies Appropriations Act, 1999 (as contained in
21 section 101(e) of division A of Public Law 105–277; 16
22 U.S.C. 2104 note) is amended—

23 (1) in subsection (a), by striking “2013” and in-
24 serting “2018”; and

1 (2) *in subsection (c), by adding at the end the*
2 *following new paragraphs:*

3 “(6) *CONTRACT FOR SALE OF PROPERTY.—At the*
4 *discretion of the Secretary of Agriculture, a contract*
5 *entered into by the Forest Service under this section*
6 *may be considered a contract for the sale of property*
7 *under such terms as the Secretary may prescribe*
8 *without regard to any other provision of law.*

9 “(7) *FIRE LIABILITY PROVISIONS.—Not later*
10 *than 90 days after the date of enactment of this para-*
11 *graph, the Chief and the Director shall issue for use*
12 *in all contracts and agreements under this section fire*
13 *liability provisions that are in substantially the same*
14 *form as the fire liability provisions contained in—*

15 “(A) *integrated resource timber contracts,*
16 *as described in the Forest Service contract num-*
17 *bered 2400–13, part H, section H.4; and*

18 “(B) *timber sale contracts conducted pursu-*
19 *ant to section 14 of the National Forest Manage-*
20 *ment Act of 1976 (16 U.S.C. 472a).”.*

21 ***Subtitle D—National Forest***
22 ***Critical Area Response***

23 ***SEC. 8301. DEFINITIONS.***

24 *In this title:*

1 (1) *CRITICAL AREA.*—The term “critical area”
2 means an area of the National Forest System des-
3 ignated by the Secretary under section 7302.

4 (2) *NATIONAL FOREST SYSTEM.*—The term “Na-
5 tional Forest System” has the meaning given that
6 term in section 11(a) of the Forest and Rangeland
7 Renewable Resources Planning Act of 1974 (16
8 U.S.C. 1609(a)).

9 (3) *SECRETARY.*—The term “Secretary” means
10 the Secretary of Agriculture.

11 **SEC. 8302. DESIGNATION OF CRITICAL AREAS.**

12 (a) *DESIGNATION REQUIREMENTS.*—The Secretary of
13 Agriculture shall designate critical areas within the Na-
14 tional Forest System for the purposes of addressing—

15 (1) *deteriorating forest health conditions in ex-*
16 *istence as of the date of the enactment of this Act due*
17 *to insect infestation, drought, disease, or storm dam-*
18 *age; and*

19 (2) *the future risk of insect infestations or dis-*
20 *ease outbreaks through preventative treatments.*

21 (b) *DESIGNATION METHOD.*—In considering National
22 Forest System land for designation as a critical area, the
23 Secretary shall use—

1 (1) for purposes of subsection (a)(1), the most re-
2 cent annual forest health aerial surveys of mortality
3 and defoliation; and

4 (2) for purposes of subsection (a)(2), the Na-
5 tional Insect and Disease Risk Map.

6 (c) *TIME FOR INITIAL DESIGNATIONS.*—The first crit-
7 ical areas shall be designated by the Secretary not later
8 than 60 days after the date of the enactment of this Act.

9 (d) *DURATION OF DESIGNATION.*—The designation of
10 a critical area shall expire not later than 10 years after
11 the date of the designation.

12 **SEC. 8303. APPLICATION OF EXPEDITED PROCEDURES AND**
13 **ACTIVITIES OF THE HEALTHY FORESTS RES-**
14 **TORATION ACT OF 2003 TO CRITICAL AREAS.**

15 (a) *APPLICABILITY.*—Subject to subsections (b)
16 through (e), title I of the Healthy Forests Restoration Act
17 of 2003 (16 U.S.C. 6511 et seq.) (including the environ-
18 mental analysis requirements of section 104 of that Act (16
19 U.S.C. 6514), the special administrative review process
20 under section 105 of that Act (16 U.S.C. 6515), and the
21 judicial review process under section 106 of that Act (16
22 U.S.C. 6516)), shall apply to all Forest Service projects and
23 activities carried out in a critical area.

24 (b) *APPLICATION OF OTHER LAW.*—Section 322 of
25 Public Law 102–381 (16 U.S.C. 1612 note; 106 Stat. 1419)

1 *shall not apply to projects conducted in accordance with*
2 *this section.*

3 (c) *REQUIRED MODIFICATIONS.*—*In applying title I*
4 *of the Healthy Forests Restoration Act of 2003 (16 U.S.C.*
5 *6511 et seq.) to Forest Service projects and activities in a*
6 *critical area, the Secretary shall make the following modi-*
7 *fications:*

8 (1) *The authority shall apply to the entire crit-*
9 *ical area, including land that is outside of a*
10 *wildland-urban interface area or that does not satisfy*
11 *any of the other eligibility criteria specified in section*
12 *102(a) of that Act (16 U.S.C. 6512(a)).*

13 (2) *All projects and activities of the Forest Serv-*
14 *ice, including necessary connected actions (as de-*
15 *scribed in section 1508.25(a)(1) of title 40, Code of*
16 *Federal Regulations (or a successor regulation)), shall*
17 *be considered to be authorized hazardous fuel reduc-*
18 *tion projects for purposes of applying the title.*

19 (d) *SMALLER PROJECTS.*—

20 (1) *IN GENERAL.*—*Except as provided in para-*
21 *graph (2), a project conducted in a critical area in*
22 *accordance with this section that comprises less than*
23 *10,000 acres shall be—*

24 (A) *considered an action categorically ex-*
25 *cluded from the requirements for an environ-*

1 *mental assessment or an environmental impact*
2 *statement under section 1508.4 of title 40, Code*
3 *of Federal Regulations (or a successor regula-*
4 *tion); and*

5 *(B) exempt from the special administrative*
6 *review process under section 105 of the Healthy*
7 *Forests Restoration Act of 2003 (16 U.S.C.*
8 *6515).*

9 (2) *EXCLUSION OF CERTAIN AREAS.*—*Paragraph*
10 *(1) does not apply to—*

11 *(A) a component of the National Wilderness*
12 *Preservation System;*

13 *(B) any Federal land on which, by Act of*
14 *Congress or Presidential proclamation, the re-*
15 *moval of vegetation is restricted or prohibited;*

16 *(C) a congressionally designated wilderness*
17 *study area; or*

18 *(D) an area in which activities under para-*
19 *graph (1) would be inconsistent with the appli-*
20 *cable land and resource management plan.*

21 (e) *FOREST MANAGEMENT PLANS.*—*All projects and*
22 *activities carried out in a critical area pursuant to this*
23 *subtitle shall be consistent with the land and resource man-*
24 *agement plan established under section 6 of the Forest and*
25 *Rangeland Renewable Resources Planning Act of 1974 (16*

1 *U.S.C. 1604) for the unit of the National Forest System*
2 *containing the critical area.*

3 **SEC. 8304. GOOD NEIGHBOR AUTHORITY.**

4 *(a) DEFINITIONS.—In this section:*

5 *(1) ELIGIBLE STATE.—The term “eligible State”*
6 *means a State that contains National Forest System*
7 *land.*

8 *(2) SECRETARY.—The term “Secretary” means*
9 *the Secretary of Agriculture.*

10 *(3) STATE FORESTER.—The term “State for-*
11 *ester” means the head of a State agency with jurisdic-*
12 *tion over State forestry programs in an eligible State.*

13 *(b) COOPERATIVE AGREEMENTS AND CONTRACTS.—*

14 *(1) IN GENERAL.—The Secretary may enter into*
15 *a cooperative agreement or contract (including a sole*
16 *source contract) with a State forester to authorize the*
17 *State forester to provide the forest, rangeland, and*
18 *watershed restoration, management, and protection*
19 *services described in paragraph (2) on National For-*
20 *est System land in the eligible State.*

21 *(2) AUTHORIZED SERVICES.—The forest, range-*
22 *land, and watershed restoration, management, and*
23 *protection services referred to in paragraph (1) in-*
24 *clude the conduct of—*

25 *(A) activities to treat insect infected forests;*

1 (B) activities to reduce hazardous fuels;

2 (C) activities involving commercial har-
3 vesting or other mechanical vegetative treat-
4 ments; or

5 (D) any other activities to restore or im-
6 prove forest, rangeland, and watershed health,
7 including fish and wildlife habitat.

8 (3) STATE AS AGENT.—Except as provided in
9 paragraph (6), a cooperative agreement or contract
10 entered into under paragraph (1) may authorize the
11 State forester to serve as the agent for the Secretary
12 in providing the restoration, management, and pro-
13 tection services authorized under that paragraph.

14 (4) SUBCONTRACTS.—In accordance with appli-
15 cable contract procedures for the eligible State, a
16 State forester may enter into subcontracts to provide
17 the restoration, management, and protection services
18 authorized under a cooperative agreement or contract
19 entered into under paragraph (1).

20 (5) TIMBER SALES.—Subsections (d) and (g) of
21 section 14 of the National Forest Management Act of
22 1976 (16 U.S.C. 472a) shall not apply to services per-
23 formed under a cooperative agreement or contract en-
24 tered into under paragraph (1).

1 (6) *RETENTION OF NEPA RESPONSIBILITIES.*—
2 *Any decision required to be made under the National*
3 *Environmental Policy Act of 1969 (42 U.S.C. 4321 et*
4 *seq.) with respect to any restoration, management,*
5 *and protection services to be provided under this sec-*
6 *tion by a State forester on National Forest System*
7 *land shall not be delegated to a State forester or any*
8 *other officer or employee of the eligible State.*

9 (7) *APPLICABLE LAW.*—*The restoration, manage-*
10 *ment, and protection services to be provided under*
11 *this section shall be carried out on a project-to-project*
12 *basis under existing authorities of the Forest Service.*

13 ***Subtitle E—Miscellaneous***
14 ***Provisions***

15 **SEC. 8401. REVISION OF STRATEGIC PLAN FOR FOREST IN-**
16 **VENTORY AND ANALYSIS.**

17 (a) *REVISION REQUIRED.*—*Not later than 180 days*
18 *after the date of the enactment of this Act, the Secretary*
19 *of Agriculture shall revise the strategic plan for forest inven-*
20 *tory and analysis initially prepared pursuant to section*
21 *3(e) of the Forest and Rangeland Renewable Resources Re-*
22 *search Act of 1978 (16 U.S.C. 1642(e)) to address the re-*
23 *quirements imposed by subsection (b).*

24 (b) *ELEMENTS OF REVISED STRATEGIC PLAN.*—*In re-*
25 *vising the strategic plan, the Secretary of Agriculture shall*

1 *describe in detail the organization, procedures, and funding*
2 *needed to achieve each of the following:*

3 (1) *Complete the transition to a fully annualized*
4 *forest inventory program and include inventory and*
5 *analysis of interior Alaska.*

6 (2) *Implement an annualized inventory of trees*
7 *in urban settings, including the status and trends of*
8 *trees and forests, and assessments of their ecosystem*
9 *services, values, health, and risk to pests and diseases.*

10 (3) *Report information on renewable biomass*
11 *supplies and carbon stocks at the local, State, re-*
12 *gional, and national level, including by ownership*
13 *type.*

14 (4) *Engage State foresters and other users of in-*
15 *formation from the forest inventory and analysis in*
16 *reevaluating the list of core data variables collected on*
17 *forest inventory and analysis plots with an emphasis*
18 *on demonstrated need.*

19 (5) *Improve the timeliness of the timber product*
20 *output program and accessibility of the annualized*
21 *information on that database.*

22 (6) *Foster greater cooperation among the forest*
23 *inventory and analysis program, research station*
24 *leaders, and State foresters and other users of infor-*
25 *mation from the forest inventory and analysis.*

1 (7) *Promote availability of and access to non-*
2 *Federal resources to improve information analysis*
3 *and information management.*

4 (8) *Collaborate with the Natural Resources Con-*
5 *servaion Service, National Aeronautics and Space*
6 *Administration, National Oceanic and Atmospheric*
7 *Administration, and United States Geological Survey*
8 *to integrate remote sensing, spatial analysis tech-*
9 *niques, and other new technologies in the forest inven-*
10 *tory and analysis program.*

11 (9) *Understand and report on changes in land*
12 *cover and use.*

13 (10) *Expand existing programs to promote sus-*
14 *tainable forest stewardship through increased under-*
15 *standing, in partnership with other Federal agencies,*
16 *of the over 10 million family forest owners, their de-*
17 *mographics, and the barriers to forest stewardship.*

18 (11) *Implement procedures to improve the statis-*
19 *tical precision of estimates at the sub-State level.*

20 (c) *SUBMISSION OF REVISED STRATEGIC PLAN.—The*
21 *Secretary of Agriculture shall submit the revised strategic*
22 *plan to the Committee on Agriculture of the House of Rep-*
23 *resentatives and the Committee on Agriculture, Nutrition,*
24 *and Forestry of the Senate.*

1 **SEC. 8402. FOREST SERVICE PARTICIPATION IN ACES PRO-**
2 **GRAM.**

3 *The Secretary of Agriculture, acting through the Chief*
4 *of the Forest Service, may use funds derived from conserva-*
5 *tion-related programs executed on National Forest System*
6 *lands to utilize the Agriculture Conservation Experienced*
7 *Services Program established pursuant to section 1252 of*
8 *the Food Security Act of 1985 (16 U.S.C. 3851) to provide*
9 *technical services for conservation-related programs and au-*
10 *thorities carried out by the Secretary on National Forest*
11 *System lands.*

12 **SEC. 8403. GREEN SCIENCE AND TECHNOLOGY TRANSFER**
13 **RESEARCH UNDER FOREST AND RANGELAND**
14 **RENEWABLE RESOURCES RESEARCH ACT OF**
15 **1978.**

16 *(a) ADDITIONAL FORESTRY AND RANGELAND RE-*
17 *SEARCH AND EDUCATION HIGH PRIORITY.—Section*
18 *3(d)(2) of the Forest and Rangeland Renewable Resources*
19 *Research Act of 1978 (16 U.S.C. 1642(d)(2)) is amended*
20 *by adding at the end the following new subparagraph:*

21 *“(F) Science and technology transfer,*
22 *through the Forest Products Laboratory, to dem-*
23 *onstrate the beneficial characteristics of wood as*
24 *a green building material, including investments*
25 *in life cycle assessment for wood products.”.*

1 (b) *RESEARCH FACILITIES AND COOPERATION.*—Sec-
2 *tion 4 of the Forest and Rangeland Renewable Resources*
3 *Research Act of 1978 (16 U.S.C. 1643) is amended by add-*
4 *ing at the end the following new subsection:*

5 “(e) *The Secretary shall submit to the Committee on*
6 *Agriculture of the House of Representatives and the Com-*
7 *mittee on Agriculture, Nutrition, and Forestry of the Senate*
8 *an annual report describing, for the period covered by the*
9 *report—*

10 “(1) *the research conducted in furtherance of the*
11 *research and education priority specified in section*
12 *3(d)(2)(F);*

13 “(2) *the number of buildings the Forest Service*
14 *has built with wood as the primary structural mate-*
15 *rial; and*

16 “(3) *the investments made by the Forest Service*
17 *in green building wood promotion.”.*

18 **SEC. 8404. EXTENSION OF STEWARDSHIP CONTRACTS AU-**
19 **THORITY REGARDING USE OF DESIGNATION**
20 **BY PRESCRIPTION TO ALL THINNING SALES**
21 **UNDER NATIONAL FOREST MANAGEMENT**
22 **ACT OF 1976.**

23 Subsection (g) of section 14 of the *National Forest*
24 *Management Act of 1976 (16 U.S.C. 472a) is amended to*
25 *read as follows:*

1 “(g) Designation, including but not limited to, mark-
 2 ing when necessary, designation by description, or designa-
 3 tion by prescription, and supervision of harvesting of trees,
 4 portions of trees, or forest products shall be conducted by
 5 persons employed by the Secretary of Agriculture. Such per-
 6 sons shall have no personal interest in the purchase or har-
 7 vest of such products and shall not be directly or indirectly
 8 in the employment of the purchaser thereof. Designation by
 9 prescription and designation by prescription shall be con-
 10 sidered valid methods for designation, and may be super-
 11 vised by use of post-harvest cruise, sample weight scaling,
 12 or other methods determined by the Secretary to be appro-
 13 priate.”.

14 **SEC. 8405. REIMBURSEMENT OF FIRE FUNDS EXPENDED BY**
 15 **A STATE FOR MANAGEMENT AND SUPPRES-**
 16 **SION OF CERTAIN WILDFIRES.**

17 (a) *DEFINITION OF STATE.*—In this section, the term
 18 “State” includes the Commonwealth of Puerto Rico.

19 (b) *REIMBURSEMENT AUTHORITY.*—If a State seeks re-
 20 imbursement for amounts expended for resources and serv-
 21 ices provided to another State for the management and sup-
 22 pression of a wildfire, the Secretary of Agriculture, subject
 23 to subsections (c) and (d)—

24 (1) may accept the reimbursement amounts from
 25 the other State; and

1 (2) shall pay those amounts to the State seeking
2 reimbursement.

3 (c) *MUTUAL ASSISTANCE AGREEMENT.*—As a condi-
4 tion of seeking and providing reimbursement under sub-
5 section (b), the State seeking reimbursement and the State
6 providing reimbursement must each have a mutual assist-
7 ance agreement with the Forest Service or an agency of the
8 Department of the Interior for providing and receiving
9 wildfire management and suppression resources and serv-
10 ices.

11 (d) *TERMS AND CONDITIONS.*—The Secretary of Agri-
12 culture may prescribe the terms and conditions determined
13 to be necessary to carry out subsection (b).

14 (e) *EFFECT ON PRIOR REIMBURSEMENTS.*—Any ac-
15 ceptance of funds or reimbursements made by the Secretary
16 of Agriculture before the date of enactment of this Act that
17 otherwise would have been authorized under this section
18 shall be considered to have been made in accordance with
19 this section.

20 **SEC. 8406. ABILITY OF NATIONAL FOREST SYSTEM LANDS**
21 **TO MEET NEEDS OF LOCAL WOOD PRO-**
22 **DUCING FACILITIES FOR RAW MATERIALS.**

23 Not later than one year after the date of the enactment
24 of this Act, the Secretary of Agriculture shall submit to Con-
25 gress a report containing—

1 (1) *an assessment of the raw material needs of*
2 *wood producing facilities located within the bound-*
3 *aries of each unit of the National Forest System or*
4 *located outside of the unit, but within 100 miles of*
5 *such boundaries;*

6 (2) *the volume of timber which would be avail-*
7 *able if the unit of the National Forest System annu-*
8 *ally sold its Allowable Sale Quantity in the current*
9 *Forest Plan;*

10 (3) *the volume of timber actually sold and har-*
11 *vested from each unit of the National Forest System*
12 *for the previous decade;*

13 (4) *a comparison of the volume actually sold and*
14 *harvested from the previous decade to the Allowable*
15 *Sale Quantity calculated in that decade by preceding*
16 *or current forest plans; and*

17 (5) *an assessment of the ability of each unit of*
18 *National Forest System to meet the needs of these fa-*
19 *cilities for raw materials.*

20 **SEC. 8407. REPORT ON THE NATIONAL FOREST SYSTEM**
21 **ROADS.**

22 *Not later than 90 days after the date of the enactment*
23 *of this Act, the Secretary shall submit to Congress a report*
24 *on the following:*

1 (1) *The total mileage of National Forest System*
2 *roads and trails not meeting forest plan standards*
3 *and guidelines.*

4 (2) *The total amount, in dollars, of Capital Im-*
5 *provement & Maintenance deferred maintenance*
6 *needs for National Forest System roads, including a*
7 *five-year analysis in the trend in total deferred main-*
8 *tenance costs.*

9 (3) *The sources of funds used for capital im-*
10 *provement & maintenance roads, including appro-*
11 *priated funds, mandatory funds, and receipts from*
12 *activities on National Forest System lands.*

13 (4) *The impact of road closures on recreational*
14 *activities and timber harvesting.*

15 (5) *The impact on land acquisitions, whether*
16 *through fee acquisition, donation, or easement, on the*
17 *maintenance backlog.*

18 **SEC. 8408. FOREST SERVICE LARGE AIRTANKER AND AER-**
19 **IAL ASSET FIREFIGHTING RECAPITALIZATION**
20 **PILOT PROGRAM.**

21 (a) *IN GENERAL.*—*Subject to the availability of appro-*
22 *priations, the Secretary, acting through the Chief of the*
23 *Forest Service, may establish a large airtanker and aerial*
24 *asset lease program in accordance with this section.*

1 (b) *AIRCRAFT REQUIREMENTS.*—*In carrying out the*
2 *program described in subsection (a), the Secretary may*
3 *enter into a multiyear lease contract for up to five aircraft*
4 *that meet the criteria—*

5 (1) *described in the Forest Service document en-*
6 *titled “Large Airtanker Modernization Strategy” and*
7 *dated February 10, 2012, for large airtankers; and*

8 (2) *determined by the Secretary, for other aerial*
9 *assets.*

10 (c) *LEASE TERMS.*—*The term of any individual lease*
11 *agreement into which the Secretary enters under this sec-*
12 *tion shall be—*

13 (1) *up to five years, inclusive of any options to*
14 *renew or extend the initial lease term; and*

15 (2) *in accordance with section 3903 of title 41,*
16 *United States Code.*

17 (d) *PROHIBITION.*—*No lease entered into under this*
18 *section shall provide for the purchase of the aircraft by, or*
19 *the transfer of ownership to, the Forest Service.*

20 **SEC. 8409. LAND CONVEYANCE, JEFFERSON NATIONAL FOR-**
21 **EST IN WISE COUNTY, VIRGINIA.**

22 (a) *CONVEYANCE REQUIRED.*—*Upon payment by the*
23 *Association of the consideration under subsection (b) and*
24 *the costs under subsection (d), the Secretary shall, subject*
25 *to valid existing rights, convey to the Association all right,*

1 *title, and interest of the United States in and to a parcel*
2 *of National Forest System land in the Jefferson National*
3 *Forest in Wise County, Virginia, consisting of approxi-*
4 *mately 0.70 acres and containing the Mullins and Sturgill*
5 *Cemetery and an easement to provide access to the parcel,*
6 *as generally depicted on the map.*

7 (b) *CONSIDERATION.—*

8 (1) *FAIR MARKET VALUE.—As consideration for*
9 *the land conveyed under subsection (a), the Associa-*
10 *tion shall pay to the Secretary cash in an amount*
11 *equal to the market value of the land, as determined*
12 *by an appraisal approved by the Secretary and con-*
13 *ducted in conformity with the Uniform Appraisal*
14 *Standards for Federal Land Acquisitions and section*
15 *206 of the Federal Land Policy and Management Act*
16 *of 1976 (43 U.S.C. 1716).*

17 (2) *DEPOSIT.—The consideration received by the*
18 *Secretary under paragraph (1) shall be deposited into*
19 *the general fund of the Treasury of the United States*
20 *for the purposes of deficit reduction.*

21 (c) *DESCRIPTION OF PROPERTY.—The exact acreage*
22 *and legal description of the land to be conveyed under sub-*
23 *section (a) shall be determined by a survey satisfactory to*
24 *the Secretary.*

1 (d) *COSTS.*—*The Association shall pay to the Sec-*
2 *retary at closing the reasonable costs of the survey, the ap-*
3 *praisal, and any administrative and environmental anal-*
4 *yses required by law.*

5 (e) *DEFINITIONS.*—*In this section:*

6 (1) *ASSOCIATION.*—*The term “Association”*
7 *means the Mullins and Sturgill Cemetery Association*
8 *of Pound, Virginia.*

9 (2) *MAP.*—*The term “map” means the map ti-*
10 *tled “Mullins and Sturgill Cemetery” dated March 1,*
11 *2013.*

12 (3) *SECRETARY.*—*The term “Secretary” means*
13 *the Secretary of Agriculture.*

14 (f) *ADDITIONAL TERMS AND CONDITIONS.*—*The Sec-*
15 *retary may require such additional terms and conditions*
16 *in connection with the conveyance under subsection (a) as*
17 *the Secretary considers appropriate to protect the interests*
18 *of the United States.*

19 **SEC. 8410. CATEGORICAL EXCLUSION FOR FOREST**
20 **PROJECTS IN RESPONSE TO EMERGENCIES.**

21 *In the case of National Forest System land damaged*
22 *by a natural disaster regarding which the President de-*
23 *clares a disaster or emergency pursuant to the Robert T.*
24 *Stafford Disaster Relief and Emergency Assistance Act (42*
25 *U.S.C. 5121 et seq.), any forest project carried out to clean*

1 *up or restore the damaged National Forest System land*
 2 *during the two-year period beginning on the date of the dec-*
 3 *laration shall be categorically excluded from the require-*
 4 *ments relating to environmental assessments or environ-*
 5 *mental impact statements under section 1508.4 of title 40,*
 6 *Code of Federal Regulations.*

7 **TITLE IX—ENERGY**

8 **SEC. 9001. DEFINITION OF RENEWABLE ENERGY SYSTEM.**

9 *Section 9001 of the Farm Security and Rural Invest-*
 10 *ment Act of 2002 (7 U.S.C. 8101) is amended by—*

11 *(1) striking paragraph (4) and inserting the fol-*
 12 *lowing new paragraph:*

13 *“(4) BIOBASED PRODUCT.—*

14 *“(A) IN GENERAL.—The term ‘biobased*
 15 *product’ means a product determined by the Sec-*
 16 *retary to be a commercial or industrial product*
 17 *(other than food or feed) that is—*

18 *“(i) composed, in whole or in signifi-*
 19 *cant part, of biological products, including*
 20 *renewable domestic agricultural materials*
 21 *and forestry materials; or*

22 *“(ii) an intermediate ingredient or*
 23 *feedstock.*

24 *“(B) INCLUSION.—The term ‘biobased prod-*
 25 *uct’, with respect to forestry materials, includes*

1 *forest products that meet biobased content re-*
 2 *quirements, notwithstanding the market share*
 3 *the product holds, the age of the product, or*
 4 *whether the market for the product is new or*
 5 *emerging.”;*

6 (2) *redesignating paragraphs (9), (10), (11),*
 7 *(12), (13), and (14) as paragraphs (10), (11), (12),*
 8 *(13), (14), and (16);*

9 (3) *inserting after paragraph (8), the following*
 10 *new paragraph:*

11 “(9) *FOREST PRODUCT.—*

12 “(A) *IN GENERAL.—The term ‘forest prod-*
 13 *uct’ means a product made from materials de-*
 14 *ived from the practice of forestry or the man-*
 15 *agement of growing timber.*

16 “(B) *INCLUSIONS.—The term ‘forest prod-*
 17 *uct’ includes—*

18 “(i) *pulp, paper, paperboard, pellets,*
 19 *lumber, and other wood products; and*

20 “(ii) *any recycled products derived*
 21 *from forest materials.”; and*

22 (4) *inserting after paragraph (14) (as so redesign-*
 23 *ated), the following new paragraph:*

24 “(15) *RENEWABLE ENERGY SYSTEM.—*

1 “(A) *IN GENERAL.*—Subject to subpara-
2 graph (B), the term ‘renewable energy system’
3 means a system that—

4 “(i) produces usable energy from a re-
5 newable energy source; and

6 “(ii) may include distribution compo-
7 nents necessary to move energy produced by
8 such system to the initial point of sale.

9 “(B) *LIMITATION.*—A system described in
10 subparagraph (A) may not include a mechanism
11 for dispensing energy at retail.”.

12 **SEC. 9002. BIOBASED MARKETS PROGRAM.**

13 Section 9002(h) of the Farm Security and Rural In-
14 vestment Act of 2002 (7 U.S.C. 8102(h)) is amended by—

15 (1) striking “(h) *FUNDING.*—” and all that fol-
16 lows through “to carry out this section, there” and in-
17 serting “(h) *FUNDING.*—There”; and

18 (2) striking “2013” and inserting “2018”.

19 **SEC. 9003. BIOREFINERY ASSISTANCE.**

20 (a) *PROGRAM ADJUSTMENTS.*—Section 9003 of the
21 Farm Security and Rural Investment Act of 2002 (7 U.S.C.
22 8103) is amended—

23 (1) in subsection (c), by striking “to eligible enti-
24 ties” and all that follows through “guarantees for

1 *loans” and inserting “to eligible entities guarantees*
2 *for loans”;*

3 *(2) by striking subsection (d);*

4 *(3) by redesignating subsections (e), (f), (g), and*
5 *(h) as subsections (d), (e), (f), and (g), respectively;*
6 *and*

7 *(4) in subsection (d) (as so redesignated)—*

8 *(A) by striking “subsection (c)(2)” each*
9 *place it appears and inserting “subsection (c)”;*
10 *and*

11 *(B) in paragraph (2)(C), by striking “sub-*
12 *section (h)” and inserting “subsection (g)”.*

13 *(b) FUNDING.—Section 9003(g) of the Farm Security*
14 *and Rural Investment Act of 2002, as redesignated by sub-*
15 *section (a)(3), is amended—*

16 *(1) by striking paragraph (1);*

17 *(2) by redesignating paragraph (2) as para-*
18 *graph (1);*

19 *(3) in paragraph (1) (as so redesignated)—*

20 *(A) in the heading, by striking “DISCRE-*
21 *TIONARY FUNDING” and inserting “FISCAL*
22 *YEARS 2009 THROUGH 2013”;* *and*

23 *(B) by striking “In addition to any other*
24 *funds made available to carry out this section,*
25 *there” and inserting “There”;* *and*

1 (4) by adding at the end the following new para-
2 graph:

3 “(2) *FISCAL YEARS 2014 THROUGH 2018.*—There
4 are authorized to be appropriated to carry out this
5 section \$75,000,000 for each of fiscal years 2014
6 through 2018.”.

7 **SEC. 9004. REPOWERING ASSISTANCE PROGRAM.**

8 Section 9004(d) of the Farm Security and Rural In-
9 vestment Act of 2002 (7 U.S.C. 8104(d)) is amended—

10 (1) by striking paragraph (1);

11 (2) by redesignating paragraph (2) as para-
12 graph (1);

13 (3) in paragraph (1) (as so redesignated)—

14 (A) in the heading, by striking “DISCRE-
15 TIONARY FUNDING” and inserting “FISCAL
16 YEARS 2009 THROUGH 2013”; and

17 (B) by striking “In addition to any other
18 funds made available to carry out this section,
19 there” and inserting “There”; and

20 (4) by adding at the end the following new para-
21 graph:

22 “(2) *FISCAL YEARS 2014 THROUGH 2018.*—There
23 are authorized to be appropriated to carry out this
24 section \$10,000,000 for each of fiscal years 2014
25 through 2018.”.

1 **SEC. 9005. BIOENERGY PROGRAM FOR ADVANCED**
2 **BIOFUELS.**

3 *Section 9005(g) of the Farm Security and Rural In-*
4 *vestment Act of 2002 (7 U.S.C. 8105(c)) is amended—*

5 *(1) by striking paragraph (1);*

6 *(2) by redesignating paragraph (2) as para-*
7 *graph (1);*

8 *(3) in paragraph (1) (as so redesignated)—*

9 *(A) in the heading, by striking “DISCRE-*
10 *TIONARY FUNDING” and inserting “FISCAL*
11 *YEARS 2009 THROUGH 2013”; and*

12 *(B) by striking “In addition to any other*
13 *funds made available to carry out this section,*
14 *there” and inserting “There”; and*

15 *(4) by inserting after paragraph (1) (as so red-*
16 *ignated) the following new paragraph:*

17 *“(2) FISCAL YEARS 2014 THROUGH 2018.—There*
18 *are authorized to be appropriated to carry out this*
19 *section \$50,000,000 for each of fiscal years 2014*
20 *through 2018.”.*

21 **SEC. 9006. BIODIESEL FUEL EDUCATION PROGRAM.**

22 *Section 9006(d) of the Farm Security and Rural In-*
23 *vestment Act of 2002 (7 U.S.C. 8106(d)) is amended—*

24 *(1) by striking paragraph (1);*

25 *(2) by redesignating paragraph (2) as para-*
26 *graph (1);*

1 (3) *in the heading of paragraph (1) (as so redesi-*
2 *gnated), by striking “AUTHORIZATION OF APPRO-*
3 *PRIATIONS” and inserting “FISCAL YEAR 2013”; and*

4 (4) *by adding at the end the following new para-*
5 *graph:*

6 “(2) *FISCAL YEARS 2014 THROUGH 2018.—There*
7 *are authorized to be appropriated to carry out this*
8 *section \$2,000,000 for each of fiscal years 2014*
9 *through 2018.”.*

10 **SEC. 9007. RURAL ENERGY FOR AMERICA PROGRAM.**

11 (a) *TIERED APPLICATION PROCESS.—Section 9007(c)*
12 *of the Farm Security and Rural Investment Act of 2002*
13 *(7 U.S.C. 8107(c)) is amended—*

14 (1) *by redesignating paragraphs (2) and (3) as*
15 *paragraphs (3) and (4), respectively; and*

16 (2) *by inserting after paragraph (1) the fol-*
17 *lowing new paragraph:*

18 “(2) *TIERED APPLICATION PROCESS.—In car-*
19 *rying out this subsection, the Secretary shall establish*
20 *a three-tiered application, evaluation, and oversight*
21 *process that varies based on the cost of the proposed*
22 *project with the process most simplified for projects*
23 *referred to in subparagraph (A), more comprehensive*
24 *for projects referred to in subparagraph (B), and most*
25 *comprehensive for projects referred to in subpara-*

1 *graph (C). The three tiers for such process shall be as*
2 *follows:*

3 *“(A) TIER 1.—Projects for which the cost of*
4 *the project funded under this subsection is not*
5 *more than \$80,000.*

6 *“(B) TIER 2.—Projects for which the cost of*
7 *the project funded under this subsection is more*
8 *than \$80,000 but less than \$200,000.*

9 *“(C) TIER 3.—Projects for which the cost of*
10 *the project funded under this subsection is*
11 *\$200,000 or more.”.*

12 *(b) FUNDING.—Section 9007(g) of the Farm Security*
13 *and Rural Investment Act of 2002 (7 U.S.C. 8107(g)) is*
14 *amended—*

15 *(1) by striking paragraphs (1) and (2);*

16 *(2) by redesignating paragraph (3) as para-*
17 *graph (1);*

18 *(3) in paragraph (1) (as so redesignated)—*

19 *(A) in the heading, by striking “DISCRE-*
20 *TIONARY FUNDING” and inserting “FISCAL*
21 *YEARS 2009 THROUGH 2013”; and*

22 *(B) by striking “In addition to any other*
23 *funds made available to carry out this section,*
24 *there” and inserting “There”; and*

1 (4) by adding at the end the following new para-
2 graph:

3 “(2) *FISCAL YEARS 2014 THROUGH 2018.*—There
4 are authorized to be appropriated to carry out this
5 section \$45,000,000 for each of fiscal years 2014
6 through 2018.”.

7 **SEC. 9008. BIOMASS RESEARCH AND DEVELOPMENT.**

8 Section 9008(h) of the Farm Security and Rural In-
9 vestment Act of 2002 (7 U.S.C. 8108(h)) is amended—

10 (1) by striking paragraph (1);

11 (2) by redesignating paragraph (2) as para-
12 graph (1);

13 (3) in paragraph (1) (as so redesignated)—

14 (A) in the heading, by striking “DISCRE-
15 TIONARY FUNDING” and inserting “FISCAL
16 YEARS 2009 THROUGH 2013”; and

17 (B) by striking “In addition to any other
18 funds made available to carry out this section,
19 there” and inserting “There”; and

20 (4) by adding at the end the following new para-
21 graph:

22 “(2) *FISCAL YEARS 2014 THROUGH 2018.*—There
23 are authorized to be appropriated to carry out this
24 section \$20,000,000 for each of fiscal years 2014
25 through 2018.”.

1 **SEC. 9009. FEEDSTOCK FLEXIBILITY PROGRAM FOR BIO-**
2 **ENERGY PRODUCERS.**

3 *Section 9010(b) of the Farm Security and Rural In-*
4 *vestment Act of 2002 (7 U.S.C. 8110(b)) is amended—*

5 *(1) in paragraph (1)(A), by striking “2013” and*
6 *inserting “2018”; and*

7 *(2) in paragraph (2)(A), by striking “2013” and*
8 *inserting “2018”.*

9 **SEC. 9010. BIOMASS CROP ASSISTANCE PROGRAM.**

10 *Section 9011 of the Farm Security and Rural Invest-*
11 *ment Act of 2002 (7 U.S.C. 8111) is amended—*

12 *(1) in subsection (a)—*

13 *(A) by striking paragraph (6); and*

14 *(B) by redesignating paragraphs (7) and*
15 *(8) as paragraphs (6) and (7), respectively;*

16 *(2) in subsection (b)—*

17 *(A) by striking “Program to” and all that*
18 *follows through “support the establishment” and*
19 *inserting “Program to support the establish-*
20 *ment”;*

21 *(B) by striking “; and” and inserting a pe-*
22 *riod; and*

23 *(C) by striking paragraph (2);*

24 *(3) in subsection (c)—*

25 *(A) in paragraph (2)(B)—*

1 (i) in clause (viii), by striking “; and”
2 and inserting a semicolon;

3 (ii) by redesignating clause (ix) as
4 clause (x); and

5 (iii) by inserting after clause (viii) the
6 following new clause:

7 “(ix) existing project areas that have
8 received funding under this section and the
9 continuation of funding of such project
10 areas to advance the maturity of such
11 project areas; and”;

12 (B) in paragraph (5)(C)(ii)—

13 (i) by striking subclause (III); and

14 (ii) by redesignating subclauses (IV)
15 and (V) as subclauses (III) and (IV), re-
16 spectively;

17 (4) by striking subsection (d);

18 (5) by redesignating subsections (e) and (f) as
19 subsections (d) and (e), respectively; and

20 (6) in subsection (e) (as so redesignated)—

21 (A) by striking paragraph (1);

22 (B) by redesignating paragraph (2) as
23 paragraph (1);

24 (C) in paragraph (1) (as so redesignated)—

1 (i) by striking “FISCAL YEAR 2013”
2 and all that follows through “There is au-
3 thorized” and inserting “FISCAL YEAR
4 2013.—There is authorized”; and

5 (ii) by redesignating subparagraph (B)
6 as paragraph (3) and moving the margin of
7 such paragraph (as so redesignated) two
8 ems to the left;

9 (D) by inserting after paragraph (1), the
10 following new paragraph:

11 “(2) FISCAL YEARS 2014 THROUGH 2018.—There
12 are authorized to be appropriated to carry out this
13 section \$75,000,000 for each of fiscal years 2014
14 through 2018.”; and

15 (E) in paragraph (3) (as redesignated by
16 subparagraph (C)(ii) of this paragraph), by
17 striking “this paragraph” and inserting “this
18 subsection”.

19 **SEC. 9011. COMMUNITY WOOD ENERGY PROGRAM.**

20 Section 9013(e) of the Farm Security and Rural In-
21 vestment Act of 2002 (7 U.S.C. 8113(e)) is amended by
22 striking “carry out this section” and all that follows and
23 inserting the following: “carry out this section—

24 “(1) \$5,000,000 for each of fiscal years 2009
25 through 2013; and

1 “(2) \$2,000,000 for each of fiscal years 2014
2 through 2018.”.

3 **SEC. 9012. REPEAL OF BIOFUELS INFRASTRUCTURE STUDY.**

4 Section 9002 of the Food, Conservation, and Energy
5 Act of 2008 (Public Law 110–246; 122 Stat. 2095) is re-
6 pealed.

7 **SEC. 9013. REPEAL OF RENEWABLE FERTILIZER STUDY.**

8 Section 9003 of the Food, Conservation, and Energy
9 Act of 2008 (Public Law 110–246; 122 Stat. 2096) is re-
10 pealed.

11 **SEC. 9014. ENERGY EFFICIENCY REPORT FOR USDA FACILI-**
12 **TIES.**

13 (a) *REPORT.*—Not later than 180 days after the date
14 of the enactment of this Act, the Secretary of Agriculture
15 shall submit to the Committee on Agriculture of the House
16 of Representatives and the Committee on Agriculture, Nu-
17 trition, and Forestry of the Senate a report on energy use
18 and energy efficiency projects at Department of Agriculture
19 facilities.

20 (b) *CONTENTS.*—The report required by subsection (a)
21 shall include the following:

22 (1) An analysis of energy use by Department of
23 Agriculture facilities.

24 (2) A list of energy audits that have been con-
25 ducted at such facilities.

1 (3) *A list of energy efficiency projects that have*
2 *been conducted at such facilities.*

3 (4) *A list of energy savings projects that could*
4 *be achieved with enacting a consistent, timely, and*
5 *proper mechanical insulation maintenance program*
6 *and upgrading mechanical insulation at such facili-*
7 *ties.*

8 **TITLE X—HORTICULTURE**

9 **SEC. 10001. SPECIALTY CROPS MARKET NEWS ALLOCATION.**

10 *Section 10107(b) of the Food, Conservation, and En-*
11 *ergy Act of 2008 (7 U.S.C. 1622b(b)) is amended by striking*
12 *“2012” and inserting “2018”.*

13 **SEC. 10002. REPEAL OF GRANT PROGRAM TO IMPROVE** 14 **MOVEMENT OF SPECIALTY CROPS.**

15 *Effective October 1, 2013, section 10403 of the Food,*
16 *Conservation, and Energy Act of 2008 (7 U.S.C. 1622c) is*
17 *repealed.*

18 **SEC. 10003. FARMERS MARKET AND LOCAL FOOD PRO-** 19 **MOTION PROGRAM.**

20 *Section 6 of the Farmer-to-Consumer Direct Marketing*
21 *Act of 1976 (7 U.S.C. 3005) is amended—*

22 (1) *in the heading of such section, by inserting*
23 **“AND LOCAL FOOD”** *after “FARMERS’ MARKET”;*

24 (2) *in subsection (a)—*

1 (A) by inserting “and Local Food” after
2 “Farmers’ Market”;

3 (B) by striking “farmers’ markets and to
4 promote”; and

5 (C) by striking the period and inserting
6 “and assist in the development of local food busi-
7 ness enterprises.”;

8 (3) by striking subsection (b) and inserting the
9 following new subsection:

10 “(b) PROGRAM PURPOSES.—The purposes of the Pro-
11 gram are to increase domestic consumption of, and con-
12 sumer access to, locally and regionally produced agricul-
13 tural products by assisting in the development, improve-
14 ment, and expansion of—

15 “(1) domestic farmers’ markets, roadside stands,
16 community-supported agriculture programs,
17 agritourism activities, and other direct producer-to-
18 consumer market opportunities; and

19 “(2) local and regional food business enterprises
20 that process, distribute, aggregate, and store locally or
21 regionally produced food products.”;

22 (4) in subsection (c)(1)—

23 (A) by inserting “or other agricultural busi-
24 ness entity” after “cooperative”; and

1 (B) by inserting “, including a community
2 supported agriculture network or association”
3 after “association”;

4 (5) by redesignating subsection (e) as subsection
5 (f);

6 (6) by inserting after subsection (d) the following
7 new subsection:

8 “(e) *FUNDS REQUIREMENTS FOR ELIGIBLE ENTI-*
9 *TIES.—*

10 “(1) *MATCHING FUNDS.—An entity receiving a*
11 *grant under this section for a project to carry out a*
12 *purpose described in subsection (b)(2) shall provide*
13 *matching funds in the form of cash or an in-kind*
14 *contribution in an amount equal to 25 percent of the*
15 *total cost of such project.*

16 “(2) *LIMITATION ON USE OF FUNDS.—An eligible*
17 *entity may not use a grant or other assistance pro-*
18 *vided under this section for the purchase, construc-*
19 *tion, or rehabilitation of a building or structure.”;*
20 *and*

21 (7) in subsection (f) (as redesignated by para-
22 graph (5))—

23 (A) in paragraph (1)—

24 (i) in subparagraph (B), by striking
25 “and” at the end;

1 (ii) in subparagraph (C), by striking
2 the period at the end and inserting “; and”;
3 and

4 (iii) by adding at the end the following
5 new subparagraph:

6 “(D) \$30,000,000 for each of fiscal years
7 2014 through 2018.”;

8 (B) by striking paragraphs (3) and (5);

9 (C) by redesignating paragraph (4) as
10 paragraph (6); and

11 (D) by inserting after paragraph (2) the fol-
12 lowing new paragraphs:

13 “(3) *AUTHORIZATION OF APPROPRIATIONS.*—
14 *There are authorized to be appropriated to carry out*
15 *this section \$10,000,000 for each of fiscal years 2014*
16 *through 2018.*

17 “(4) *USE OF FUNDS.*—*Of the funds made avail-*
18 *able to carry out this section for a fiscal year, 50 per-*
19 *cent of such funds shall be used for the purposes de-*
20 *scribed in paragraph (1) of subsection (b) and 50 per-*
21 *cent of such funds shall be used for the purposes de-*
22 *scribed in paragraph (2) of such subsection.*

23 “(5) *LIMITATION ON ADMINISTRATIVE EX-*
24 *PENSES.*—*Not more than 3 percent of the total*
25 *amount made available to carry out this section for*

1 *a fiscal year may be used for administrative ex-*
2 *penses.”.*

3 **SEC. 10004. ORGANIC AGRICULTURE.**

4 *(a) ORGANIC PRODUCTION AND MARKET DATA INITIA-*
5 *TIVES.—Section 7407(d)(2) of the Farm Security and*
6 *Rural Investment Act of 2002 (7 U.S.C. 5925c(d)(2)) is*
7 *amended—*

8 *(1) in the heading of such paragraph, by striking*
9 *“2008 THROUGH 2012” and inserting “2014 THROUGH*
10 *2018”; and*

11 *(2) by striking “2008 through 2012” and insert-*
12 *ing “2014 through 2018”.*

13 *(b) MODERNIZATION AND TECHNOLOGY UPGRADE FOR*
14 *NATIONAL ORGANIC PROGRAM.—Section 2122 of the Or-*
15 *ganic Foods Production Act of 1990 (7 U.S.C. 6521) is*
16 *amended by adding at the end the following new subsection:*

17 *“(c) MODERNIZATION AND TECHNOLOGY UPGRADE*
18 *FOR NATIONAL ORGANIC PROGRAM.—The Secretary shall*
19 *modernize database and technology systems of the national*
20 *organic program.”.*

21 *(c) AUTHORIZATION OF APPROPRIATIONS FOR NA-*
22 *TIONAL ORGANIC PROGRAM.—Effective October 1, 2013,*
23 *section 2123(b)(6) of the Organic Foods Production Act of*
24 *1990 (7 U.S.C. 6522(b)(6)) is amended to read as follows:*

1 “(6) \$11,000,000 for each of fiscal years 2014
2 through 2018.”.

3 (d) *NATIONAL ORGANIC CERTIFICATION COST-SHARE*
4 *PROGRAM.—Effective October 1, 2013, section 10606 of the*
5 *Farm Security and Rural Investment Act of 2002 (7 U.S.C.*
6 *6523) is repealed.*

7 (e) *EXEMPTION OF CERTIFIED ORGANIC PRODUCTS*
8 *FROM PROMOTION ORDER ASSESSMENTS.—Subsection (e)*
9 *of section 501 of the Federal Agriculture Improvement and*
10 *Reform Act of 1996 (7 U.S.C. 7401) is amended to read*
11 *as follows:*

12 “(e) *EXEMPTION OF CERTIFIED ORGANIC PRODUCTS*
13 *FROM PROMOTION ORDER ASSESSMENTS.—*

14 “(1) *IN GENERAL.—Notwithstanding any provi-*
15 *sion of a commodity promotion law, a person that*
16 *produces, handles, markets, or imports organic prod-*
17 *ucts may be exempt from the payment of an assess-*
18 *ment under a commodity promotion law with respect*
19 *to any agricultural commodity that is certified as ‘or-*
20 *ganic’ or ‘100 percent organic’ (as defined in part*
21 *205 of title 7, Code of Federal Regulations or a suc-*
22 *cessor regulation).*

23 “(2) *SPLIT OPERATIONS.—The exemption de-*
24 *scribed in paragraph (1) shall apply to the certified*
25 *‘organic’ or ‘100 percent organic’ (as defined in part*

1 205 of title 7 of the Code of Federal Regulations (or
2 a successor regulation)) products of a producer, han-
3 dler, or marketer regardless of whether the agricul-
4 tural commodity subject to the exemption is produced,
5 handled, or marketed by a person that also produces,
6 handles, or markets conventional or nonorganic agri-
7 cultural products, including conventional or non-
8 organic agricultural products of the same agricultural
9 commodity as that for which the exemption is
10 claimed.

11 “(3) *APPROVAL.*—The Secretary shall approve
12 the exemption of a person under this subsection if the
13 person maintains a valid organic certificate issued
14 under the Organic Foods Production Act of 1990 (7
15 U.S.C. 6501 et seq.).

16 “(4) *TERMINATION OF EFFECTIVENESS.*—This
17 subsection shall be effective until the date on which
18 the Secretary issues an organic commodity promotion
19 order in accordance with subsection (f).

20 “(5) *REGULATIONS.*—The Secretary shall pro-
21 mulgate regulations concerning eligibility and com-
22 pliance for an exemption under paragraph (1).”.

23 “(f) *ORGANIC COMMODITY PROMOTION ORDER.*—Sec-
24 tion 501 of the Federal Agriculture Improvement and Re-

1 *form Act of 1996 (7 U.S.C. 7401) is amended by adding*
2 *at the end the following new subsection:*

3 “(f) *ORGANIC COMMODITY PROMOTION ORDER.*—

4 “(1) *DEFINITIONS.*—*In this subsection:*

5 “(A) *CERTIFIED ORGANIC FARM.*—*The term*
6 *‘certified organic farm’ has the meaning given*
7 *the term in section 2103 of the Organic Foods*
8 *Production Act of 1990 (7 U.S.C. 6502).*

9 “(B) *COVERED PERSON.*—*The term ‘covered*
10 *person’ means a producer, handler, marketer, or*
11 *importer of an organic agricultural commodity.*

12 “(C) *DUAL-COVERED AGRICULTURAL COM-*
13 *MODITY.*—*The term ‘dual-covered agricultural*
14 *commodity’ means an agricultural commodity*
15 *that—*

16 “(i) *is produced on a certified organic*
17 *farm; and*

18 “(ii) *is covered under both—*

19 “(I) *an organic commodity pro-*
20 *motion order issued pursuant to para-*
21 *graph (2); and*

22 “(II) *any other agricultural com-*
23 *modity promotion order issued under*
24 *section 514.*

1 “(2) *AUTHORIZATION.*—*The Secretary may issue*
2 *an organic commodity promotion order under section*
3 *514 that includes any agricultural commodity that—*

4 “(A) *is produced or handled (as defined in*
5 *section 2103 of the Organic Foods Production*
6 *Act of 1990 (7 U.S.C. 6502)) and that is cer-*
7 *tified to be sold or labeled as ‘organic’ or ‘100*
8 *percent organic’ (as defined in part 205 of title*
9 *7, Code of Federal Regulations or a successor*
10 *regulation)); or*

11 “(B) *is imported with a valid organic cer-*
12 *tificate (as defined in such part).*

13 “(3) *ELECTION.*—*If the Secretary issues an or-*
14 *ganic commodity promotion order described in para-*
15 *graph (2), a covered person may elect, for applicable*
16 *dual-covered agricultural commodities and in the sole*
17 *discretion of the covered person, whether to be assessed*
18 *under the organic commodity promotion order or an-*
19 *other applicable agricultural commodity promotion*
20 *order.*

21 “(4) *REGULATIONS.*—*The Secretary shall pro-*
22 *mulgate regulations concerning eligibility and com-*
23 *pliance for an exemption under paragraph (1).”.*

1 (g) *DEFINITION OF AGRICULTURAL COMMODITY.*—*Sec-*
 2 *tion 513(1) of the Commodity Promotion, Research, and In-*
 3 *formation Act of 1996 (7 U.S.C. 7412(1)) is amended—*

4 (1) *by redesignating subparagraphs (E) and (F)*
 5 *as subparagraphs (F) and (G), respectively; and*

6 (2) *by inserting after subparagraph (D) the fol-*
 7 *lowing new subparagraph:*

8 “(E) *products, as a class, that are produced*
 9 *on a certified organic farm (as defined in section*
 10 *2103 of the Organic Foods Production Act of*
 11 *1990 (7 U.S.C. 6502)) and that are certified to*
 12 *be sold or labeled as ‘organic’ or ‘100 percent or-*
 13 *ganic’ (as defined in part 205 of title 7, Code of*
 14 *Federal Regulations or a successor regulation);”.*

15 **SEC. 10005. INVESTIGATIONS AND ENFORCEMENT OF THE**
 16 **ORGANIC FOODS PRODUCTION ACT OF 1990.**

17 *The Organic Foods Production Act of 1990 is amended*
 18 *by inserting after section 2122 (7 U.S.C. 6521) the fol-*
 19 *lowing new section:*

20 **“SEC. 2122A. INVESTIGATION AND ENFORCEMENT.**

21 “(a) *EXPEDITED ADMINISTRATIVE HEARING.*—*The*
 22 *Secretary shall establish an expedited administrative hear-*
 23 *ing procedure under which the Secretary may suspend or*
 24 *revoke the organic certification of a producer or handler*
 25 *or the accreditation of a certifying agent in accordance with*

1 *subsection (d). Such a hearing may be conducted in addi-*
2 *tion to a hearing conducted pursuant to section 2120.*

3 “(b) *INVESTIGATION.*—

4 “(1) *IN GENERAL.*—*The Secretary may take such*
5 *investigative actions as the Secretary considers to be*
6 *necessary to carry out this title—*

7 “(A) *to verify the accuracy of any informa-*
8 *tion reported or made available under this title;*
9 *and*

10 “(B) *to determine, with regard to actions,*
11 *practices, or information required under this*
12 *title, whether a person covered by this title has*
13 *committed a violation of this title.*

14 “(2) *INVESTIGATIVE POWERS.*—*The Secretary*
15 *may administer oaths and affirmations, subpoena*
16 *witnesses, compel attendance of witnesses, take evi-*
17 *dence, and require the production of any records re-*
18 *quired to be maintained under section 2112(d) or*
19 *2116(c) that are relevant to the investigation.*

20 “(c) *UNLAWFUL ACT.*—*It shall be unlawful and a vio-*
21 *lation of this title for any person covered by this title—*

22 “(1) *to refuse to provide information required by*
23 *the Secretary under this title; or*

24 “(2) *to violate—*

1 “(A) a suspension or revocation of the or-
2 ganic certification of a producer or handler; or

3 “(B) a suspension or revocation of the ac-
4 creditation of a certifying agent.

5 “(d) ENFORCEMENT.—

6 “(1) SUSPENSION.—

7 “(A) IN GENERAL.—The Secretary may,
8 after notice and opportunity for an expedited
9 administrative hearing, suspend the organic cer-
10 tification of a producer, handler or the accredita-
11 tion of a certifying agent if—

12 “(i) the Secretary, during such expe-
13 dited administrative hearing, proved that—

14 “(I) in the case of a producer or
15 handler, the producer or handler—

16 “(aa) has recklessly com-
17 mitted a violation of a term, con-
18 dition, or requirement of the or-
19 ganic plan to which the producer
20 or handler is subject; or

21 “(bb) has recklessly com-
22 mitted, or is recklessly commit-
23 ting, a violation of this title; or

24 “(II) in the case of a certifying
25 agent, the agent has recklessly com-

1 *mitted, or is recklessly committing, a*
2 *violation of this title; or*

3 *“(ii) the producer, handler, or certi-*
4 *fying agent has waived such expedited ad-*
5 *ministrative hearing.*

6 *“(B) ISSUANCE OF SUSPENSION.—A suspen-*
7 *sion issued under this paragraph shall be issued*
8 *not later than five days after the date on*
9 *which—*

10 *“(i) the expedited administrative hear-*
11 *ing referred to in clause (i) of subparagraph*
12 *(A) concludes; or*

13 *“(ii) the Secretary receives notice of*
14 *the waiver referred to in clause (ii) of such*
15 *subparagraph.*

16 *“(C) DURATION OF SUSPENSION.—The pe-*
17 *riod of a suspension issued under this paragraph*
18 *shall be not more than 90 days, beginning on the*
19 *date on which the Secretary issues the suspen-*
20 *sion.*

21 *“(D) CURING OF VIOLATIONS.—*

22 *“(i) IN GENERAL.—The Secretary may*
23 *not issue a suspension of a certification or*
24 *accreditation under this paragraph if the*

1 *producer, handler, or certifying agent sub-*
2 *ject to such suspension—*

3 *“(I) before the date on which the*
4 *suspension would otherwise have been*
5 *issued, cures, or corrects the deficiency*
6 *giving rise to, the violation for which*
7 *the certification or accreditation would*
8 *have been suspended; or*

9 *“(II) within a reasonable time-*
10 *frame (as determined by the Sec-*
11 *retary), enters into a settlement with*
12 *the Secretary regarding a deficiency*
13 *referred to in subclause (I).*

14 *“(ii) DURING SUSPENSION.—The Sec-*
15 *retary shall terminate the suspension of an*
16 *organic certification or accreditation issued*
17 *under this paragraph if the producer, han-*
18 *dlar, or certifying agent subject to such sus-*
19 *pension cures the violation for which the*
20 *certification or accreditation was suspended*
21 *under this paragraph before the date on*
22 *which the period of the suspension ends.*

23 *“(2) REVOCATION.—*

24 *“(A) IN GENERAL.—The Secretary may,*
25 *after notice and opportunity for an expedited*

1 *administrative hearing under this section and*
2 *an expedited administrative appeal under sec-*
3 *tion 2121, revoke the organic certification of a*
4 *producer or handler, or the accreditation of a*
5 *certifying agent if—*

6 *“(i) the Secretary, during such hear-*
7 *ing, proved that—*

8 *“(I) in the case of a producer or*
9 *handler, the producer or handler—*

10 *“(aa) has knowingly com-*
11 *mitted an egregious violation of a*
12 *term, condition, or requirement of*
13 *the organic plan to which the pro-*
14 *ducer or handler is subject; or*

15 *“(bb) has knowingly com-*
16 *mitted, or is knowingly commit-*
17 *ting, an egregious violation of this*
18 *title; or*

19 *“(II) in the case of a certifying*
20 *agent, the agent has knowingly com-*
21 *mitted, or is knowingly committing, an*
22 *egregious violation of this title; or*

23 *“(ii) the producer, handler, or certi-*
24 *fying agent has waived such expedited ad-*

1 *ministrative hearing and such an expedited*
2 *administrative appeal.*

3 “(B) *INITIATION OF REVOCATION PRO-*
4 *CEEDINGS.—*

5 “(i) *IN GENERAL.—If the Secretary*
6 *finds, during an investigation or during the*
7 *period of a suspension under paragraph (1),*
8 *that a producer, handler, or certifying agent*
9 *has knowingly committed an egregious vio-*
10 *lation of this title, the Secretary shall ini-*
11 *tiate revocation proceedings with respect to*
12 *such violation not later than 30 days after*
13 *the date on which the producer, handler, or*
14 *certifying agent receives notice of such find-*
15 *ing in accordance with clause (ii). The Sec-*
16 *retary may not initiate revocation pro-*
17 *ceedings with respect to such violation after*
18 *the date on which that 30-day period ends.*

19 “(ii) *NOTICE.—Not later than five*
20 *days after the date on which the Secretary*
21 *makes the finding described in clause (i),*
22 *the Secretary shall provide to the producer,*
23 *handler, or certifying agent notice of such*
24 *finding.*

25 “(e) *APPEAL.—*

1 “(1) *SUSPENSIONS.*—

2 “(A) *IN GENERAL.*—*The suspension of a*
3 *certification or accreditation under subsection*
4 *(d)(1) by the Secretary may be appealed to a*
5 *United States district court in accordance with*
6 *section 2121(b) not later than 30 business days*
7 *after the date on which the person subject to such*
8 *suspension receives notice of the suspension.*

9 “(B) *SUSPENSION FINAL AND CONCLU-*
10 *SIVE.*—*A suspension of a certification or accredi-*
11 *tation under subsection (d)(1) by the Secretary*
12 *shall be final and conclusive—*

13 “(i) *in the case of a suspension that is*
14 *appealed under subparagraph (A) within*
15 *the 30-day period specified in such subpara-*
16 *graph, on the date on which judicial review*
17 *of such suspension is complete; or*

18 “(ii) *in the case of a suspension that*
19 *is not so appealed, the date on which such*
20 *30-day period ends.*

21 “(2) *REVOCATIONS.*—

22 “(A) *IN GENERAL.*—*The revocation of a cer-*
23 *tification or an accreditation under subsection*
24 *(d)(2) by the Secretary may be appealed to a*
25 *United States district court in accordance with*

1 *section 2121(b) not later than 30 business days*
2 *after the date on which the person subject to such*
3 *revocation receives notice of the revocation.*

4 “(B) *REVOCATION FINAL AND CONCLU-*
5 *SIVE.—A revocation of a certification or an ac-*
6 *creditation under subsection (d)(2) by the Sec-*
7 *retary shall be final and conclusive—*

8 “(i) *in the case of a revocation that is*
9 *appealed under subparagraph (A) within*
10 *the 30-day period specified in such subpara-*
11 *graph, on the date on which judicial review*
12 *of such revocation is complete; or*

13 “(ii) *in the case of a revocation that is*
14 *not so appealed, the date on which such 30-*
15 *day period ends.*

16 “(3) *STANDARDS FOR REVIEW OF SUSPENSIONS*
17 *AND REVOCATIONS.—A suspension or revocation of a*
18 *certification or an accreditation under subsection (d)*
19 *shall be reviewed in accordance with the standards of*
20 *review specified in section 706(2) of title 5, United*
21 *States Code.*

22 “(f) *NONCOMPLIANCE.—*

23 “(1) *IN GENERAL.—If a person covered by this*
24 *title fails to obey a revocation of a certification or an*
25 *accreditation under subsection (d)(2) after such rev-*

1 ocation has become final and conclusive or after the
2 appropriate United States district court has entered
3 a final judgment in favor of the Secretary, the United
4 States may apply to the appropriate United States
5 district court for enforcement of such revocation.

6 “(2) *ENFORCEMENT.*—If the court determines
7 that the revocation was lawfully made and duly
8 served and that the person violated the revocation, the
9 court shall enforce the revocation.

10 “(3) *CIVIL PENALTY.*—If the court finds that the
11 person violated the revocation of a certification or an
12 accreditation under subsection (d)(2), the person shall
13 be subject to one or more of the penalties provided in
14 subsections (a) and (b) of section 2120.

15 “(g) *VIOLATION OF THIS TITLE DEFINED.*—In this
16 section, the term ‘violation of this title’ means a violation
17 specified in section 2120.”.

18 **SEC. 10006. FOOD SAFETY EDUCATION INITIATIVES.**

19 Section 10105 of the Food, Conservation, and Energy
20 Act of 2008 (7 U.S.C. 7655) is amended—

21 (1) in subsection (a)—

22 (A) in the matter preceding paragraph (1),
23 by inserting “, including farm workers” after
24 “industry”;

1 (B) in paragraph (1), by striking “and” at
2 the end;

3 (C) in paragraph (2), by striking the period
4 at the end and inserting “; and”; and

5 (D) by adding at the end the following new
6 paragraph:

7 “(3) practices that prevent bacterial contamina-
8 tion of food, how to identify sources of food contami-
9 nation, and other means of decreasing food contami-
10 nation.”; and

11 (2) in subsection (c), by striking “2012” and in-
12 serting “2018”.

13 **SEC. 10007. SPECIALTY CROP BLOCK GRANTS.**

14 Section 101 of the Specialty Crops Competitiveness Act
15 of 2004 (7 U.S.C. 1621 note; Public Law 108–465) is
16 amended—

17 (1) in subsection (a)—

18 (A) by striking “subsection (j)” and insert-
19 ing “subsection (l)”; and

20 (B) by striking “2012” and inserting
21 “2018”;

22 (2) by striking subsection (b) and inserting the
23 following new subsection:

24 “(b) **GRANTS BASED ON VALUE AND ACREAGE.**—Sub-
25 ject to subsection (c), for each State whose application for

1 *a grant for a fiscal year that is accepted by the Secretary*
2 *under subsection (f), the amount of the grant for such fiscal*
3 *year to the State under this section shall bear the same ratio*
4 *to the total amount made available under subsection (l)(1)*
5 *for such fiscal year as—*

6 “(1) *the average of the most recent available*
7 *value of specialty crop production in the State and*
8 *the acreage of specialty crop production in the State,*
9 *as demonstrated in the most recent Census of Agri-*
10 *culture data; bears to*

11 “(2) *the average of the most recent available*
12 *value of specialty crop production in all States and*
13 *the acreage of specialty crop production in all States,*
14 *as demonstrated in the most recent Census of Agri-*
15 *culture data.”;*

16 (3) *in subsection (d)—*

17 (A) *in paragraph (2), by striking “and” at*
18 *the end;*

19 (B) *in paragraph (3), by striking the period*
20 *at the end and inserting “; and”; and*

21 (C) *by adding at the end the following new*
22 *paragraph:*

23 “(4) *an assurance that any grant funds received*
24 *under this section that are used for equipment or cap-*

1 *ital-related research costs determined to enhance the*
2 *competitiveness of specialty crops—*

3 *“(A) shall be supplemented by the expendi-*
4 *ture of State funds in an amount that is not less*
5 *than 50 percent of such costs during the fiscal*
6 *year in which such costs were incurred; and*

7 *“(B) shall be completely replaced by State*
8 *funds on the day after the date on which such*
9 *fiscal year ends.”;*

10 *(4) by redesignating subsection (j) as subsection*
11 *(l);*

12 *(5) by inserting after subsection (i) the following*
13 *new subsections:*

14 *“(j) MULTISTATE PROJECTS.—Not later than 180*
15 *days after the effective date of the Federal Agriculture Re-*
16 *form and Risk Management Act of 2013, the Secretary of*
17 *Agriculture shall issue guidance for the purpose of making*
18 *grants to multistate projects under this section for projects*
19 *involving—*

20 *“(1) food safety;*

21 *“(2) plant pests and disease;*

22 *“(3) research;*

23 *“(4) crop-specific projects addressing common*
24 *issues; and*

1 “(5) any other area that furthers the purposes of
2 this section, as determined by the Secretary.

3 “(k) ADMINISTRATION.—

4 “(1) DEPARTMENT.—The Secretary of Agri-
5 culture may not use more than 3 percent of the funds
6 made available to carry out this section for a fiscal
7 year for administrative expenses.

8 “(2) STATES.—A State receiving a grant under
9 this section may not use more than 8 percent of the
10 funds received under the grant for a fiscal year for
11 administrative expenses.”; and

12 (6) in subsection (l) (as redesignated by para-
13 graph (4))—

14 (A) by redesignating paragraphs (1), (2),
15 and (3) as subparagraphs (A), (B), and (C), re-
16 spectively, and moving the margins of such sub-
17 paragraphs two ems to the right;

18 (B) by striking “Of the funds” and insert-
19 ing the following:

20 “(1) IN GENERAL.—Of the funds”;

21 (C) in paragraph (1) (as so designated)—

22 (i) in subparagraph (B) (as redesign-
23 ated by subparagraph (A)), by striking
24 “and” at the end;

1 (ii) in subparagraph (C) (as redesignated by subparagraph (A)), by striking the
2 period at the end and inserting a semicolon;
3 and
4 and

5 (iii) by adding at the end the following
6 new subparagraphs:

7 “(D) \$72,500,000 for fiscal years 2014
8 through 2017; and

9 “(E) \$85,000,000 for fiscal year 2018.”;
10 and

11 (D) by adding at the end the following new
12 paragraph:

13 “(2) *MULTISTATE PROJECTS.*—Of the funds
14 made available under paragraph (1), the Secretary
15 may use to carry out subsection (j), to remain avail-
16 able until expended—

17 “(A) \$1,000,000 for fiscal year 2014;

18 “(B) \$2,000,000 for fiscal year 2015;

19 “(C) \$3,000,000 for fiscal year 2016;

20 “(D) \$4,000,000 for fiscal year 2017; and

21 “(E) \$5,000,000 for fiscal year 2018.”.

1 **SEC. 10008. DEPARTMENT OF AGRICULTURE CONSULTA-**
2 **TION REGARDING ENFORCEMENT OF CER-**
3 **TAIN LABOR LAW PROVISIONS.**

4 *Not later than 60 days after the date of enactment of*
5 *this Act, the Secretary of Agriculture shall consult with the*
6 *Secretary of Labor regarding the restraining of shipments*
7 *of agricultural commodities, or the confiscation of such*
8 *commodities, by the Department of Labor for actual or sus-*
9 *pected labor law violations in order to consider—*

- 10 *(1) the perishable nature of such commodities;*
11 *(2) the impact of such restraining or confiscation*
12 *on the economic viability of farming operations; and*
13 *(3) the competitiveness of specialty crops through*
14 *grants awarded to States under section 101 of the*
15 *Specialty Crops Competitiveness Act of 2004 (7*
16 *U.S.C. 1621 note).*

17 **SEC. 10009. REPORT ON HONEY.**

18 *(a) REPORT.—Not later than 180 days after the date*
19 *of the enactment of this Act, the Secretary of Agriculture,*
20 *in consultation with persons affected by the potential estab-*
21 *lishment of a Federal standard for the identity of honey,*
22 *shall submit to the Commissioner of Food and Drugs a re-*
23 *port describing how an appropriate Federal standard for*
24 *the identity of honey would be in the interest of consumers,*
25 *the honey industry, and United States agriculture.*

1 (b) *CONSIDERATIONS.*—*In preparing the report re-*
2 *quired under subsection (a), the Secretary shall take into*
3 *consideration the March 2006, Standard of Identity citizens*
4 *petition filed with the Food and Drug Administration, in-*
5 *cluding any current industry amendments or clarifications*
6 *necessary to update such petition.*

7 **SEC. 10010. BULK SHIPMENTS OF APPLES TO CANADA.**

8 (a) *BULK SHIPMENT OF APPLES TO CANADA.*—*Section*
9 *4 of the Export Apple Act (7 U.S.C. 584) is amended—*

10 (1) *by striking “Apples in” and inserting “(a)*
11 *Apples in”; and*

12 (2) *by adding at the end the following new sub-*
13 *section:*

14 “(b) *Apples may be shipped to Canada in bulk bins*
15 *without complying with the provisions of this Act.”.*

16 (b) *DEFINITION OF BULK BIN.*—*Section 9 of the Ex-*
17 *port Apple Act (7 U.S.C. 589) is amended by adding at*
18 *the end the following new paragraph:*

19 “(5) *The term ‘bulk bin’ means a bin that contains*
20 *a quantity of apples weighing more than 100 pounds.”.*

21 (c) *REGULATIONS.*—*Not later than 60 days after the*
22 *date of the enactment of this Act, the Secretary of Agri-*
23 *culture shall issue regulations to carry out the amendments*
24 *made by this section.*

1 **SEC. 10011. CONSOLIDATION OF PLANT PEST AND DISEASE**
2 **MANAGEMENT AND DISASTER PREVENTION**
3 **PROGRAMS.**

4 (a) *RELOCATION OF LEGISLATIVE LANGUAGE RELAT-*
5 *ING TO NATIONAL CLEAN PLANT NETWORK.*—Section 420
6 *of the Plant Protection Act (7 U.S.C. 7721) is amended—*

7 (1) *by redesignating subsection (e) as subsection*
8 *(f); and*

9 (2) *by inserting after subsection (d) the following*
10 *new subsection:*

11 “(e) *NATIONAL CLEAN PLANT NETWORK.*—

12 “(1) *IN GENERAL.*—*The Secretary shall establish*
13 *a program to be known as the ‘National Clean Plant*
14 *Network’ (referred to in this subsection as the ‘Pro-*
15 *gram’).*

16 “(2) *REQUIREMENTS.*—*Under the Program, the*
17 *Secretary shall establish a network of clean plant cen-*
18 *ters for diagnostic and pathogen elimination serv-*
19 *ices—*

20 “(A) *to produce clean propagative plant*
21 *material; and*

22 “(B) *to maintain blocks of pathogen-tested*
23 *plant material in sites located throughout the*
24 *United States.*

1 “(3) *AVAILABILITY OF CLEAN PLANT SOURCE MA-*
2 *TERIAL.—Clean plant source material may be made*
3 *available to—*

4 “(A) *a State for a certified plant program*
5 *of the State; and*

6 “(B) *private nurseries and producers.*

7 “(4) *CONSULTATION AND COLLABORATION.—In*
8 *carrying out the Program, the Secretary shall—*

9 “(A) *consult with—*

10 “(i) *State departments of agriculture;*

11 *and*

12 “(ii) *land-grant colleges and univer-*
13 *sities and NLGCA Institutions (as those*
14 *terms are defined in section 1404 of the Na-*
15 *tional Agricultural Research, Extension,*
16 *and Teaching Policy Act of 1977 (7 U.S.C.*
17 *3103)); and*

18 “(B) *to the extent practicable and with*
19 *input from the appropriate State officials and*
20 *industry representatives, use existing Federal or*
21 *State facilities to serve as clean plant centers.*

22 “(5) *FUNDING FOR FISCAL YEAR 2013.—There is*
23 *authorized to be appropriated to carry out the Pro-*
24 *gram \$5,000,000 for fiscal year 2013.”.*

1 (b) *FUNDING.*—Subsection (f) of section 420 of the
2 *Plant Protection Act* (7 U.S.C. 7721) (as so redesignated)
3 *is amended—*

4 (1) *in paragraph (3), by striking “and” at the*
5 *end;*

6 (2) *in paragraph (4), by striking “and each fis-*
7 *cal year thereafter.” and inserting a semicolon; and*

8 (3) *by adding at the end the following new para-*
9 *graphs:*

10 “(5) \$62,500,000 for fiscal years 2014 through
11 2017; and

12 “(6) \$75,000,000 for fiscal year 2018.”.

13 (c) *REPEAL OF EXISTING PROVISION.*—Section 10202
14 *of the Food, Conservation, and Energy Act of 2008* (7
15 *U.S.C. 7761) is repealed.*

16 (d) *CLARIFICATION OF USE OF FUNDS FOR TECH-*
17 *NICAL ASSISTANCE.*—Section 420 of the *Plant Protection*
18 *Act* (7 U.S.C. 7721), as amended by subsection (a), is
19 *amended by adding at the end the following new subsection:*

20 “(g) *RELATIONSHIP TO OTHER LAW.*—The use of
21 *Commodity Credit Corporation funds under this section to*
22 *provide technical assistance shall not be considered an allot-*
23 *ment or fund transfer from the Commodity Credit Corpora-*
24 *tion for purposes of the limit on expenditures for technical*

1 assistance imposed by section 11 of the Commodity Credit
2 Corporation Charter Act (15 U.S.C. 714i).”.

3 (e) *USE OF FUNDS FOR CLEAN PLANT NETWORK.*—
4 Section 420 of the Plant Protection Act (7 U.S.C. 7721),
5 as amended by subsections (a) and (d), is amended by add-
6 ing at the end the following new subsection:

7 “(h) *USE OF FUNDS FOR CLEAN PLANT NETWORK.*—
8 Of the funds made available under subsection (f) to carry
9 out this section for a fiscal year, not less than \$5,000,000
10 shall be available to carry out the national clean plant net-
11 work under subsection (e).”.

12 **SEC. 10012. MODIFICATION, CANCELLATION, OR SUSPEN-**
13 **SION ON BASIS OF A BIOLOGICAL OPINION.**

14 (a) *IN GENERAL.*—Except in the case of a voluntary
15 request from a pesticide registrant to amend a registration
16 under section 3 of the Federal Insecticide, Fungicide, and
17 Rodenticide Act (7 U.S.C. 136a), a registration of a pes-
18 ticide may be modified, canceled, or suspended on the basis
19 of the implementation of a Biological Opinion issued by
20 the National Marine Fisheries Service or the United States
21 Fish and Wildlife Service prior to the date of completion
22 of the study referred to in subsection (b), or January 1,
23 2015, whichever is earlier, only if—

1 (1) *the modification, cancellation, or suspension*
2 *is undertaken pursuant to section 6 of such Act (7*
3 *U.S.C. 136d); and*

4 (2) *the Biological Opinion complies with the rec-*
5 *ommendations contained in the study referred to in*
6 *subsection (b).*

7 (b) *NATIONAL ACADEMY OF SCIENCES STUDY.—The*
8 *study commissioned by the Administrator of the Environ-*
9 *mental Protection Agency on March 10, 2011, shall include,*
10 *at a minimum, each of the following:*

11 (1) *A formal, independent, and external peer re-*
12 *view, consistent with Office of Management and*
13 *Budget policies, of each Biological Opinion described*
14 *in subsection (a).*

15 (2) *Assessment of economic impacts of measures*
16 *or alternatives recommended in each such Biological*
17 *Opinion.*

18 (3) *An examination of the specific scientific and*
19 *procedural questions and issues pertaining to eco-*
20 *nomics feasibility contained in the June 23, 2011, let-*
21 *ter sent to the Administrator (and other Federal offi-*
22 *cial) by the Chairmen of the Committee on Agri-*
23 *culture, the Committee on Natural Resources, and the*
24 *Subcommittee on Interior, Environment, and Related*

1 *for a discharge from a point source into navigable*
2 *waters of a pesticide authorized for sale, distribution,*
3 *or use under the Federal Insecticide, Fungicide, and*
4 *Rodenticide Act, or the residue of such a pesticide, re-*
5 *sulting from the application of such pesticide.*

6 “(2) *EXCEPTIONS.*—*Paragraph (1) shall not*
7 *apply to the following discharges of a pesticide or pes-*
8 *ticide residue:*

9 “(A) *A discharge resulting from the appli-*
10 *cation of a pesticide in violation of a provision*
11 *of the Federal Insecticide, Fungicide, and*
12 *Rodenticide Act that is relevant to protecting*
13 *water quality, if—*

14 “(i) *the discharge would not have oc-*
15 *curred but for the violation; or*

16 “(ii) *the amount of pesticide or pes-*
17 *ticide residue in the discharge is greater*
18 *than would have occurred without the viola-*
19 *tion.*

20 “(B) *Stormwater discharges subject to regu-*
21 *lation under subsection (p).*

22 “(C) *The following discharges subject to reg-*
23 *ulation under this section:*

24 “(i) *Manufacturing or industrial efflu-*
25 *ent.*

1 “(ii) Treatment works effluent.

2 “(iii) Discharges incidental to the nor-
3 mal operation of a vessel, including a dis-
4 charge resulting from ballasting operations
5 or vessel biofouling prevention.”.

6 **SEC. 10014. SEED NOT PESTICIDE OR DEVICE FOR PUR-**
7 **POSES OF IMPORTATION.**

8 Section 17(c) of the Federal Insecticide, Fungicide,
9 and Rodenticide Act (7 U.S.C. 136o(c)) is amended by add-
10 ing at the end the following new sentences: “Solely for pur-
11 poses of notifications of arrival upon importation, for pur-
12 poses of this subsection, seed, including treated seed, shall
13 not be considered a pesticide or device. Nothing in this sub-
14 section shall be construed as precluding or limiting the au-
15 thority of the Secretary of Agriculture, with respect to the
16 importation or movement of plants, plant products, or
17 seeds, under the Plant Protection Act (7 U.S.C. 7701 et seq.)
18 or the Federal Seed Act (7 U.S.C. 1551 et seq.).”.

19 **SEC. 10015. STAY OF REGULATIONS RELATED TO CHRIST-**
20 **MAS TREE PROMOTION, RESEARCH, AND IN-**
21 **FORMATION ORDER.**

22 Not later than 60 days after the date of the enactment
23 of this Act, the Secretary of Agriculture shall lift the admin-
24 istrative stay that was imposed by the rule entitled “Christ-
25 mas Tree Promotion, Research, and Information Order;

1 *Stay of Regulations*” and published by the Department of
2 *Agriculture on November 17, 2011 (76 Fed. Reg. 71241),*
3 *on the regulations in subpart A of part 214 of title 7, Code*
4 *of Federal Regulations, establishing an industry-funded*
5 *promotion, research, and information program for fresh cut*
6 *Christmas trees.*

7 **SEC. 10016. STUDY ON PROPOSED ORDER PERTAINING TO**
8 **SULFURYL FLUORIDE.**

9 *Not later than two years after the date of enactment*
10 *of this Act, the Administrator of the Environmental Protec-*
11 *tion Agency, in conjunction with the Secretary of Agri-*
12 *culture, shall submit to the Committee on Agriculture of the*
13 *House of Representatives a report on the potential economic*
14 *and public health effects that would result from finalization*
15 *of the proposed order published in the January 19, 2011,*
16 *Federal Register (76 Fed. Reg. 3422) pertaining to the pes-*
17 *ticide sulfuranyl fluoride, including the anticipated impacts*
18 *of such finalization on the production of an adequate,*
19 *wholesome, and economical food supply and on farmers and*
20 *related agricultural sectors.*

21 **SEC. 10017. STUDY ON LOCAL AND REGIONAL FOOD PRO-**
22 **DUCTION AND PROGRAM EVALUATION.**

23 (a) *IN GENERAL.*—*The Secretary of Agriculture*
24 *shall—*

1 (1) *collect data on the production and marketing*
2 *of locally or regionally produced agricultural food*
3 *products;*

4 (2) *facilitate interagency collaboration and data*
5 *sharing on programs related to local and regional*
6 *food systems; and*

7 (3) *monitor the effectiveness of programs de-*
8 *signed to expand or facilitate local food systems.*

9 (b) *REQUIREMENTS.—In carrying out this section, the*
10 *Secretary shall—*

11 (1) *collect and distribute comprehensive report-*
12 *ing of prices of locally or regionally produced agricul-*
13 *tural food products;*

14 (2) *conduct surveys and analysis and publish re-*
15 *ports relating to the production, handling, distribu-*
16 *tion, and retail sales of, and trend studies (including*
17 *consumer purchasing patterns) on, locally or region-*
18 *ally produced agricultural food products;*

19 (3) *evaluate the effectiveness of existing programs*
20 *in growing local and regional food systems, includ-*
21 *ing—*

22 (A) *the impact of local food systems on job*
23 *creation and economic development;*

24 (B) *the level of participation in the Farm-*
25 *ers' Market and Local Food Promotion Program*

1 *established under section 6 of the Farmer-to-Consumer Direct Marketing Act of 1976 (7 U.S.C.*
2 *3005), including the percentage of projects fund-*
3 *ed in comparison to applicants and the types of*
4 *eligible entities receiving funds;*

5 *(C) the ability for participants to leverage*
6 *private capital and a synopsis of the places from*
7 *which non-Federal funds are derived; and*

8 *(D) any additional resources required to*
9 *aid in the development or expansion of local and*
10 *regional food systems;*

11 *(4) expand the Agricultural Resource Manage-*
12 *ment Survey to include questions on locally or region-*
13 *ally produced agricultural food products; and*

14 *(5) seek to establish or expand private-public*
15 *partnerships to facilitate, to the maximum extent*
16 *practicable, the collection of data on locally or region-*
17 *ally produced agricultural food products, including*
18 *the development of a nationally coordinated and re-*
19 *gionally balanced evaluation of the redevelopment of*
20 *locally or regionally produced food systems.*

21 *(c) REPORT.—Not later than 1 year after the date of*
22 *enactment of this Act, and annually thereafter until Sep-*
23 *tember 30, 2018, the Secretary shall submit to the Com-*
24 *mittee on Agriculture of the House of Representatives and*
25

1 *the Committee on Agriculture, Nutrition, and Forestry of*
2 *the Senate a report describing the progress that has been*
3 *made in implementing this section and identifying any ad-*
4 *ditional needs related to developing local and regional food*
5 *systems.*

6 **SEC. 10018. ANNUAL REPORT ON INVASIVE SPECIES.**

7 *(a) INITIAL REPORT.—*

8 *(1) IN GENERAL.—Not later than 180 days after*
9 *the date of the enactment of this Act, the Secretary*
10 *shall submit to Congress a report on invasive species.*

11 *(2) MATTERS INCLUDED.—The report under*
12 *paragraph (1) shall include the following:*

13 *(A) A list of each invasive species that is in*
14 *the United States as of the date of the report.*

15 *(B) For each invasive species listed under*
16 *subparagraph (A)—*

17 *(i) the country from which the species*
18 *originated;*

19 *(ii) the means in which the species en-*
20 *tered the United States;*

21 *(iii) the year in which the species en-*
22 *tered the United States;*

23 *(iv) the rate by which the entry of the*
24 *species is increasing or decreasing;*

1 (v) *cost estimates, covering both the*
2 *date of the report and future periods, of the*
3 *cost of such species to the public and private*
4 *sectors;*

5 (vi) *if cost estimates cannot be con-*
6 *ducted under clause (v), a detailed expla-*
7 *nation of why;*

8 (vii) *environmental impact estimates,*
9 *covering both the date of the report and fu-*
10 *ture periods, of the environmental impact of*
11 *the species;*

12 (viii) *if environmental impact esti-*
13 *mates cannot be conducted under clause*
14 *(vii), a detailed explanation of why;*

15 (ix) *recommendations as to what steps*
16 *are needed to combat the species;*

17 (x) *a description of the ongoing re-*
18 *search occurring to combat the species; and*

19 (xi) *a description of any legal recourse*
20 *available to people affected by the species.*

21 (C) *Any other matter the Secretary deter-*
22 *mines appropriate.*

23 (3) *PERIOD COVERED.—The report under para-*
24 *graph (1) shall cover the period beginning in 1980*

1 *and ending on the date on which the report is sub-*
2 *mited.*

3 **(b) ANNUAL UPDATED REPORTS.**—*Not later than Oc-*
4 *tober 1 of each fiscal year beginning after the date on which*
5 *the report under paragraph (1) of subsection (a) is sub-*
6 *mited, the Secretary shall submit annually to Congress an*
7 *updated report, including an update to each of the matters*
8 *described in paragraph (2) of such subsection.*

9 **(c) PUBLIC AVAILABILITY.**—*The Secretary shall make*
10 *each report under this section available to the public.*

11 **TITLE XI—CROP INSURANCE**

12 **SEC. 11001. INFORMATION SHARING.**

13 **(a) IN GENERAL.**—*Section 502(c) of the Federal Crop*
14 *Insurance Act (7 U.S.C. 1502(c)) is amended by adding*
15 *at the end the following new paragraph:*

16 “(4) **INFORMATION.**—

17 “(A) **REQUEST.**—*Subject to subparagraph*
18 *(B), the Farm Service Agency shall, in a timely*
19 *manner, provide to an agent or an approved in-*
20 *surance provider authorized by the producer any*
21 *information (including Farm Service Agency*
22 *Form 578s (or any successor form) or maps (or*
23 *any corrections to those forms or maps) that*
24 *may assist the agent or approved insurance pro-*

1 *vider in insuring the producer under a policy or*
2 *plan of insurance under this subtitle.*

3 “(B) *PRIVACY.*—*Except as provided in sub-*
4 *paragraph (C), an agent or approved insurance*
5 *provider that receives the information of a pro-*
6 *ducer pursuant to subparagraph (A) shall treat*
7 *the information in accordance with paragraph*
8 *(1).*

9 “(C) *SHARING.*—*Nothing in this section*
10 *prohibits the sharing of the information of a pro-*
11 *ducer pursuant to subparagraph (A) between the*
12 *agent and the approved insurance provider of the*
13 *producer.”.*

14 (b) *DISCLOSURE OF CROP INSURANCE PREMIUM SUB-*
15 *SIDIES MADE ON BEHALF OF MEMBERS OF CONGRESS AND*
16 *CERTAIN OTHER INDIVIDUALS AND ENTITIES.*—*Section*
17 *502(c)(2) of the Federal Crop Insurance Act (7 U.S.C.*
18 *1502(c)(2)) is amended—*

19 (1) *by redesignating subparagraphs (A) and (B)*
20 *as subparagraphs (D) and (E) respectively; and*

21 (2) *by inserting before subparagraph (C) (as so*
22 *redesignated) the following:*

23 “(A) *DISCLOSURE IN THE PUBLIC INTER-*
24 *EST.*—*Notwithstanding paragraph (1) or any*
25 *other provision of law, except as provided in sub-*

1 *paragraph (B), the Secretary shall on an annual*
2 *basis make available to the public—*

3 *“(i)(I) the name of each individual or*
4 *entity specified in subparagraph (C) who*
5 *obtained a federally subsidized crop insur-*
6 *ance, livestock, or forage policy or plan of*
7 *insurance during the previous fiscal year;*

8 *“(II) the amount of premium subsidy*
9 *received by that individual or entity from*
10 *the Corporation; and*

11 *“(III) the amount of any Federal por-*
12 *tion of indemnities paid in the event of a*
13 *loss during that fiscal year for each policy*
14 *associated with that individual or entity;*
15 *and*

16 *“(ii) for each private insurance pro-*
17 *vider, by name—*

18 *“(I) the underwriting gains*
19 *earned through participation in the*
20 *federally subsidized crop insurance*
21 *program; and*

22 *“(II) the amount paid under this*
23 *subtitle for—*

24 *“(aa) administrative and op-*
25 *erating expenses;*

1 “(bb) any Federal portion of
2 indemnities and reinsurance; and

3 “(cc) any other purpose.

4 “(B) *LIMITATION.*—*The Secretary shall not*
5 *disclose information pertaining to individuals*
6 *and entities covered by a catastrophic risk pro-*
7 *tection plan offered under section 508(b).*

8 “(C) *COVERED INDIVIDUALS AND ENTI-*
9 *TIES.*—*Subparagraph (A) applies with respect to*
10 *the following:*

11 “(i) *Members of Congress and their im-*
12 *mediate families.*

13 “(ii) *Cabinet Secretaries and their im-*
14 *mediate families.*

15 “(iii) *Entities of which any individual*
16 *described in clause (i) or (ii), or combina-*
17 *tion of such individuals, is a majority*
18 *shareholder.”.*

19 **SEC. 11002. PUBLICATION OF INFORMATION ON VIOLA-**
20 **TIONS OF PROHIBITION ON PREMIUM AD-**
21 **JUSTMENTS.**

22 *Section 508(a)(9) of the Federal Crop Insurance Act*
23 *(7 U.S.C. 1508(a)(9)) is amended by adding at the end the*
24 *following new subparagraph:*

25 “(C) *PUBLICATION OF VIOLATIONS.*—

1 “(i) *PUBLICATION REQUIRED.*—Subject
2 to clause (ii), the Corporation shall publish
3 in a timely manner on the website of the
4 Risk Management Agency information re-
5 garding each violation of this paragraph,
6 including any sanctions imposed in re-
7 sponse to the violation, in sufficient detail
8 so that the information may serve as effec-
9 tive guidance to approved insurance pro-
10 viders, agents, and producers.

11 “(ii) *PROTECTION OF PRIVACY.*—In
12 providing information under clause (i) re-
13 garding violations of this paragraph, the
14 Corporation shall redact the identity of the
15 persons and entities committing the viola-
16 tions in order to protect their privacy.”.

17 **SEC. 11003. SUPPLEMENTAL COVERAGE OPTION.**

18 (a) *AVAILABILITY OF SUPPLEMENTAL COVERAGE OP-*
19 *TION.*—Paragraph (3) of section 508(c) of the Federal Crop
20 *Insurance Act (7 U.S.C. 1508(c)) is amended to read as*
21 *follows:*

22 “(3) *YIELD AND LOSS BASIS OPTIONS.*—A pro-
23 ducer shall have the option of purchasing additional
24 coverage based on—

1 “(A)(i) *an individual yield and loss basis;*

2 *or*

3 “(ii) *an area yield and loss basis;*

4 “(B) *an individual yield and loss basis,*
5 *supplemented with coverage based on an area*
6 *yield and loss basis to cover a part of the deduct-*
7 *ible under the individual yield and loss policy,*
8 *as described in paragraph (4)(C); or*

9 “(C) *a margin basis alone or in combina-*
10 *tion with the coverages available in subpara-*
11 *graph (A) or (B).”.*

12 (b) *LEVEL OF COVERAGE.—Paragraph (4) of section*
13 *508(c) of the Federal Crop Insurance Act (7 U.S.C. 1508(c))*
14 *is amended to read as follows:*

15 “(4) *LEVEL OF COVERAGE.—*

16 “(A) *DOLLAR DENOMINATION AND PER-*
17 *CENTAGE OF YIELD.—Except as provided in sub-*
18 *paragraph (C), the level of coverage—*

19 “(i) *shall be dollar denominated; and*

20 “(ii) *may be purchased at any level*
21 *not to exceed 85 percent of the individual*
22 *yield or 95 percent of the area yield (as de-*
23 *termined by the Corporation).*

24 “(B) *INFORMATION.—The Corporation shall*
25 *provide producers with information on cata-*

1 *strophic risk and additional coverage in terms of*
2 *dollar coverage (within the allowable limits of*
3 *coverage provided in this paragraph).*

4 “(C) *SUPPLEMENTAL COVERAGE OPTION.*—

5 “(i) *IN GENERAL.*—*Notwithstanding*
6 *subparagraph (A), in the case of the supple-*
7 *mental coverage option described in para-*
8 *graph (3)(B), the Corporation shall offer*
9 *producers the opportunity to purchase cov-*
10 *erage in combination with a policy or plan*
11 *of insurance offered under this subtitle that*
12 *would allow indemnities to be paid to a*
13 *producer equal to a part of the deductible*
14 *under the policy or plan of insurance—*

15 “(I) *at a county-wide level to the*
16 *fullest extent practicable; or*

17 “(II) *in counties that lack suffi-*
18 *cient data, on the basis of such larger*
19 *geographical area as the Corporation*
20 *determines to provide sufficient data*
21 *for purposes of providing the coverage.*

22 “(ii) *TRIGGER.*—*Coverage offered*
23 *under paragraph (3)(B) and clause (i) shall*
24 *be triggered only if the losses in the area ex-*

1 ceed 10 percent of normal levels (as deter-
2 mined by the Corporation).

3 “(iii) *COVERAGE.*—Subject to the trig-
4 ger described in clause (ii), coverage offered
5 under paragraph (3)(B) and clause (i) shall
6 not exceed the difference between—

7 “(I) 90 percent; and

8 “(II) the coverage level selected by
9 the producer for the underlying policy
10 or plan of insurance.

11 “(iv) *INELIGIBLE CROPS AND ACRES.*—
12 Crops for which the producer has elected
13 under section 1107(c)(1) of the Federal Ag-
14 riculture Reform and Risk Management Act
15 of 2013 to receive revenue loss coverage and
16 acres that are enrolled in the stacked income
17 protection plan under section 508B shall
18 not be eligible for supplemental coverage
19 under this subparagraph.

20 “(v) *CALCULATION OF PREMIUM.*—Not-
21 withstanding subsection (d), the premium
22 for coverage offered under paragraph (3)(B)
23 and clause (i) shall—

1 “(I) be sufficient to cover antici-
2 pated losses and a reasonable reserve;
3 and

4 “(II) include an amount for oper-
5 ating and administrative expenses es-
6 tablished in accordance with subsection
7 (k)(4)(F).”.

8 (c) *PAYMENT OF PORTION OF PREMIUM BY CORPORA-*
9 *TION.*—Section 508(e)(2) of the Federal Crop Insurance Act
10 (7 U.S.C. 1508(e)(2)) is amended by adding at the end the
11 following new subparagraph:

12 “(H) In the case of the supplemental cov-
13 erage option authorized in subsection (c)(4)(C),
14 the amount shall be equal to the sum of—

15 “(i) 65 percent of the additional pre-
16 mium associated with the coverage; and

17 “(ii) the amount determined under
18 subsection (c)(4)(C)(vi)(II), subject to sub-
19 section (k)(4)(F), for the coverage to cover
20 operating and administrative expenses.”.

21 (d) *EFFECTIVE DATE.*—The Federal Crop Insurance
22 Corporation shall begin to provide additional coverage
23 based on an individual yield and loss basis, supplemented
24 with coverage based on an area yield and loss basis, not
25 later than for the 2014 crop year.

1 **SEC. 11004. PREMIUM AMOUNTS FOR CATASTROPHIC RISK**
2 **PROTECTION.**

3 *Subparagraph (A) of section 508(d)(2) of the Federal*
4 *Crop Insurance Act (7 U.S.C. 1508(d)(2)) is amended to*
5 *read as follows:*

6 *“(A) In the case of catastrophic risk protec-*
7 *tion, the amount of the premium established by*
8 *the Corporation for each crop for which cata-*
9 *strophic risk protection is available shall be re-*
10 *duced by the percentage equal to the difference*
11 *between the average loss ratio for the crop and*
12 *100 percent, plus a reasonable reserve.”.*

13 **SEC. 11005. REPEAL OF PERFORMANCE-BASED DISCOUNT.**

14 *(a) REPEAL.—Section 508(d) of the Federal Crop In-*
15 *surance Act (7 U.S.C. 1508(d)) is amended—*

16 *(1) by striking paragraph (3); and*

17 *(2) by redesignating paragraph (4) as para-*
18 *graph (3).*

19 *(b) CONFORMING AMENDMENT.—Section 508(a)(9)(B)*
20 *of the Federal Crop Insurance Act (7 U.S.C. 1508(a)(9)(B))*
21 *is amended—*

22 *(1) by inserting “or” at the end of clause (i);*

23 *(2) by striking clause (ii); and*

24 *(3) by redesignating clause (iii) as clause (ii).*

1 **SEC. 11006. PERMANENT ENTERPRISE UNIT SUBSIDY.**

2 *Subparagraph (A) of section 508(e)(5) of the Federal*
3 *Crop Insurance Act (7 U.S.C. 1508(e)(5)) is amended to*
4 *read as follows:*

5 *“(A) IN GENERAL.—The Corporation may*
6 *pay a portion of the premiums for plans or poli-*
7 *cies of insurance for which the insurable unit is*
8 *defined on a whole farm or enterprise unit basis*
9 *that is higher than would otherwise be paid in*
10 *accordance with paragraph (2).”.*

11 **SEC. 11007. ENTERPRISE UNITS FOR IRRIGATED AND NON-**
12 **IRRIGATED CROPS.**

13 *Section 508(e)(5) of the Federal Crop Insurance Act*
14 *(7 U.S.C. 1508(e)(5)) is amended by adding at the end the*
15 *following new subparagraph:*

16 *“(D) NONIRRIGATED CROPS.—Beginning*
17 *with the 2014 crop year, the Corporation shall*
18 *make available separate enterprise units for irri-*
19 *gated and nonirrigated acreage of crops in coun-*
20 *ties.”.*

21 **SEC. 11008. DATA COLLECTION.**

22 *Section 508(g)(2) of the Federal Crop Insurance Act*
23 *(7 U.S.C. 1508(g)(2)) is amended by adding at the end the*
24 *following new subparagraph:*

1 “(E) *SOURCES OF YIELD DATA.*—To deter-
 2 mine yields under this paragraph, the Corpora-
 3 tion—

4 “(i) shall use county data collected by
 5 the Risk Management Agency or the Na-
 6 tional Agricultural Statistics Service, or
 7 both; or

8 “(ii) if sufficient county data is not
 9 available, may use other data considered
 10 appropriate by the Secretary.”.

11 **SEC. 11009. ADJUSTMENT IN ACTUAL PRODUCTION HIS-**
 12 **TORY TO ESTABLISH INSURABLE YIELDS.**

13 Section 508(g)(4)(B) of the Federal Crop Insurance
 14 Act (7 U.S.C. 1508(g)(4)(B)) is amended by striking “60”
 15 each place it appears and inserting “70”.

16 **SEC. 11010. SUBMISSION AND REVIEW OF POLICIES.**

17 (a) *IN GENERAL.*—Section 508(h) of the Federal Crop
 18 Insurance Act (7 U.S.C. 1508(h)) is amended—

19 (1) in paragraph (1)—

20 (A) by redesignating subparagraphs (A)
 21 and (B) as clauses (i) and (ii), respectively, and
 22 indenting appropriately;

23 (B) by striking “(1) *IN GENERAL.*—In addi-
 24 tion” and inserting the following:

25 “(1) *AUTHORITY TO SUBMIT.*—

1 “(A) *IN GENERAL.—In addition*”; and

2 (C) *by adding at the end the following new*
3 *subparagraph:*

4 “(B) *REVIEW AND SUBMISSION BY COR-*
5 *PORATION.—The Corporation shall review any*
6 *policy developed under section 522(c) or any*
7 *pilot program developed under section 523 and*
8 *submit the policy or program to the Board under*
9 *this subsection if the Corporation, at the sole dis-*
10 *cretion of the Corporation, finds that the policy*
11 *or program—*

12 “(i) *will likely result in a viable and*
13 *marketable policy consistent with this sub-*
14 *section;*

15 “(ii) *would provide crop insurance*
16 *coverage in a significantly improved form;*
17 *and*

18 “(iii) *adequately protects the interests*
19 *of producers.*”; and

20 (2) *in paragraph (3)—*

21 (A) *by striking “A policy” and inserting*
22 *the following:*

23 “(A) *IN GENERAL.—A policy*”; and

24 (B) *by adding at the end the following new*
25 *subparagraph:*

1 “(B) *SPECIFIED REVIEW AND APPROVAL*
2 *PRIORITIES.*—*In reviewing policies and other*
3 *materials submitted to the Board under this sub-*
4 *section for approval, the Board—*

5 “(i) *shall make the development and*
6 *approval of a revenue policy for peanut*
7 *producers a priority so that a revenue pol-*
8 *icy is available to peanut producers in time*
9 *for the 2014 crop year;*

10 “(ii) *shall make the development and*
11 *approval of a margin coverage policy for*
12 *rice producers a priority so that a margin*
13 *coverage policy is available to rice pro-*
14 *ducers in time for the 2014 crop year; and*

15 “(iii) *may approve a submission that*
16 *is made pursuant to this subsection that*
17 *would, beginning with the 2014 crop year,*
18 *allow producers that purchase policies in*
19 *accordance with subsection (e)(5)(A) to sep-*
20 *arate enterprise units by risk rating for*
21 *acreage of crops in counties.”.*

22 (b) *ADVANCE PAYMENTS.*—*Section 522(b)(2)(E) of the*
23 *Federal Crop Insurance Act (7 U.S.C. 1522(b)(2)(E)) is*
24 *amended by striking “50 percent” and inserting “75 per-*
25 *cent”.*

1 **SEC. 11011. EQUITABLE RELIEF FOR SPECIALTY CROP POLI-**
2 **CIES.**

3 *Section 508(k)(8)(E) of the Federal Crop Insurance*
4 *Act of 1938 (7 U.S.C. 1508(k)(8)(E)) is amended by adding*
5 *at the end the following new clause:*

6 *“(iii) EQUITABLE RELIEF FOR SPE-*
7 *CIALTY CROP POLICIES.—*

8 *“(I) IN GENERAL.—For each of*
9 *the 2011 through 2015 reinsurance*
10 *years, in addition to the total amount*
11 *of funding for reimbursement of ad-*
12 *ministrative and operating costs that*
13 *is otherwise required to be made avail-*
14 *able in each such reinsurance year*
15 *pursuant to an agreement entered into*
16 *by the Corporation, the Corporation*
17 *shall use \$41,000,000 to provide addi-*
18 *tional reimbursement with respect to*
19 *eligible insurance contracts for any ag-*
20 *ricultural commodity that is not eligi-*
21 *ble for a benefit under subtitles A, B or*
22 *C of title I of the Federal Agriculture*
23 *Reform and Risk Management Act of*
24 *2013.*

25 *“(II) TREATMENT.—Additional*
26 *reimbursements made under this clause*

1 shall be included as part of the base
 2 level of administrative and operating
 3 expense reimbursement to which any
 4 limit on compensation to persons in-
 5 volved in the direct sale and service of
 6 any eligible crop insurance contract re-
 7 quired under an agreement entered
 8 into by the Corporation is applied.

9 “(III) *RULE OF CONSTRUCTION.*—

10 Nothing in this clause shall be con-
 11 strued as statutory assent to the limit
 12 described in subclause (II).”.

13 **SEC. 11012. BUDGET LIMITATIONS ON RENEGOTIATION OF**
 14 **THE STANDARD REINSURANCE AGREEMENT.**

15 Section 508(k)(8) of the Federal Crop Insurance Act
 16 of 1938 (7 U.S.C. 1508(k)(8)) is amended by adding at the
 17 end the following new subparagraph:

18 “(F) *BUDGET.*—

19 “(i) *IN GENERAL.*—The Board shall
 20 ensure that any Standard Reinsurance
 21 Agreement negotiated under subparagraph
 22 (A)(ii), as compared to the previous Stand-
 23 ard Reinsurance Agreement—

24 “(I) to the maximum extent prac-
 25 ticable, shall be budget neutral; and

1 “(II) in no event, may signifi-
2 cantly depart from budget neutrality.

3 “(ii) *USE OF SAVINGS*.—To the extent
4 that any budget savings is realized in the
5 renegotiation of a Standard Reinsurance
6 Agreement under subparagraph (A)(ii), and
7 the savings are determined not to be a sig-
8 nificant departure from budget neutrality
9 under clause (i), the savings shall be used to
10 increase the obligations of the Corporation
11 under subsections (e)(2) or (k)(4) or section
12 523.”.

13 **SEC. 11013. CROP PRODUCTION ON NATIVE SOD.**

14 (a) *FEDERAL CROP INSURANCE*.—Section 508(o) of
15 the Federal Crop Insurance Act (7 U.S.C. 1508(o)) is
16 amended—

17 (1) in paragraph (1)(B), by inserting “, or the
18 producer cannot substantiate that the ground has ever
19 been tilled,” after “tilled”;

20 (2) in paragraph (2)—

21 (A) in the paragraph heading, by striking
22 “INELIGIBILITY FOR” and inserting “REDUCTION
23 IN”; and

1 (B) in subparagraph (A), by striking “for
2 benefits under—” and all that follows through
3 the period at the end and inserting “for—

4 “(i) a portion of crop insurance pre-
5 mium subsidies under this subtitle in ac-
6 cordance with paragraph (3);

7 “(ii) benefits under section 196 of the
8 Federal Agriculture Improvement and Re-
9 form Act of 1996 (7 U.S.C. 7333); and

10 “(iii) payments described in subsection
11 (b) or (c) of section 1001 of the Food Secu-
12 rity Act of 1985 (7 U.S.C. 1308).”; and

13 (3) by striking paragraph (3) and inserting the
14 following new paragraphs:

15 “(3) ADMINISTRATION.—

16 “(A) IN GENERAL.—During the first 4 crop
17 years of planting on native sod acreage by a pro-
18 ducer described in paragraph (2)—

19 “(i) paragraph (2) shall apply to 65
20 percent of the transitional yield of the pro-
21 ducer; and

22 “(ii) the crop insurance premium sub-
23 sidy provided for the producer under this
24 subtitle shall be 50 percentage points less

1 *than the premium subsidy that would other-*
2 *wise apply.*

3 “(B) *YIELD SUBSTITUTION.*—*During the*
4 *period native sod acreage is covered by this sub-*
5 *section, a producer may not substitute yields for*
6 *the native sod acreage.*

7 “(4) *APPLICATION.*—*This subsection shall only*
8 *apply to native sod in the Prairie Pothole National*
9 *Priority Area.”.*

10 (b) *NONINSURED CROP DISASTER ASSISTANCE.*—*Sec-*
11 *tion 196(a)(4) of the Federal Agriculture Improvement and*
12 *Reform Act of 1996 (7 U.S.C. 7333(a)(4)) is amended—*

13 (1) *in the paragraph heading, by striking “IN-*
14 *ELIGIBILITY” and inserting “BENEFIT REDUCTION”;*

15 (2) *in subparagraph (A)(ii), by inserting “, or*
16 *the producer cannot substantiate that the ground has*
17 *ever been tilled,” after “tilled”;*

18 (3) *in subparagraph (B)—*

19 (A) *in the subparagraph heading, by strik-*
20 *ing “INELIGIBILITY” and inserting “REDUCTION*
21 *IN”;* *and*

22 (B) *in clause (i), by striking “for benefits*
23 *under—” and all that follows through the period*
24 *at the end and inserting “for—*

25 *“(I) benefits under this section;*

1 “(II) a portion of crop insurance
2 premium subsidies under the Federal
3 Crop Insurance Act (7 U.S.C. 1501 et
4 seq.) in accordance with subparagraph
5 (C); and

6 “(III) payments described in sub-
7 section (b) or (c) of section 1001 of the
8 Food Security Act of 1985 (7 U.S.C.
9 1308).”; and

10 (4) by striking subparagraph (C) and inserting
11 the following new subparagraphs:

12 “(C) ADMINISTRATION.—

13 “(i) IN GENERAL.—During the first 4
14 crop years of planting on native sod acreage
15 by a producer described in subparagraph
16 (B)—

17 “(I) subparagraph (B) shall apply
18 to 65 percent of the transitional yield
19 of the producer; and

20 “(II) the crop insurance premium
21 subsidy provided for the producer
22 under the Federal Crop Insurance Act
23 (7 U.S.C. 1501 et seq.) shall be 50 per-
24 centage points less than the premium
25 subsidy that would otherwise apply.

1 “(ii) *YIELD SUBSTITUTION.*—During
2 the period native sod acreage is covered by
3 this paragraph, a producer may not sub-
4 stitute yields for the native sod acreage.

5 “(D) *APPLICATION.*—This paragraph shall
6 only apply to native sod in the Prairie Pothole
7 National Priority Area.”.

8 (c) *CROPLAND REPORT.*—

9 (1) *BASELINE.*—Not later than 180 days after
10 the date of enactment of this Act, the Secretary of Ag-
11 riculture shall submit to the Committee on Agri-
12 culture of the House of Representatives and the Com-
13 mittee on Agriculture, Nutrition, and Forestry of the
14 Senate a report that describes the cropland acreage in
15 each applicable county and State, and the change in
16 cropland acreage from the preceding year in each ap-
17 plicable county and State, beginning with calendar
18 year 2000 and including that information for the
19 most recent year for which that information is avail-
20 able.

21 (2) *ANNUAL UPDATES.*—Not later than January
22 1, 2015, and each January 1 thereafter through Janu-
23 ary 1, 2018, the Secretary of Agriculture shall submit
24 to the Committee on Agriculture of the House of Rep-
25 resentatives and the Committee on Agriculture, Nutri-

1 *tion, and Forestry of the Senate a report that de-*
 2 *scribes—*

3 *(A) the cropland acreage in each applicable*
 4 *county and State as of the date of submission of*
 5 *the report; and*

6 *(B) the change in cropland acreage from the*
 7 *preceding year in each applicable county and*
 8 *State.*

9 **SEC. 11014. COVERAGE LEVELS BY PRACTICE.**

10 *Section 508 of the Federal Crop Insurance Act of 1938*
 11 *(7 U.S.C. 1508) is amended by adding at the end the fol-*
 12 *lowing new subsection:*

13 *“(p) COVERAGE LEVELS BY PRACTICE.—Beginning*
 14 *with the 2015 crop year, a producer that produces an agri-*
 15 *cultural commodity on both dry land and irrigated land*
 16 *may elect a different coverage level for each production*
 17 *practice.”.*

18 **SEC. 11015. BEGINNING FARMER AND RANCHER PROVI-**
 19 **SIONS.**

20 *(a) DEFINITION.—Section 502(b) of the Federal Crop*
 21 *Insurance Act (7 U.S.C. 1502(b)) is amended—*

22 *(1) by redesignating paragraphs (3) through (9)*
 23 *as paragraphs (4) through (10), respectively; and*

24 *(2) by inserting after paragraph (2) the fol-*
 25 *lowing:*

1 “(3) *BEGINNING FARMER OR RANCHER.*—*The*
2 *term ‘beginning farmer or rancher’ means a farmer*
3 *or rancher who has not actively operated and man-*
4 *aged a farm or ranch with a bona fide insurable in-*
5 *terest in a crop or livestock as an owner-operator,*
6 *landlord, tenant, or sharecropper for more than 5*
7 *crop years, as determined by the Secretary.’”.*

8 **(b) PREMIUM ADJUSTMENTS.**—*Section 508 of the Fed-*
9 *eral Crop Insurance Act (7 U.S.C. 1508) is amended—*

10 (1) *in subsection (b)(5)(E), by inserting “and be-*
11 *ginning farmers or ranchers” after “limited resource*
12 *farmers”;*

13 (2) *in subsection (e), by adding at the end the*
14 *following new paragraph:*

15 “(8) *PREMIUM FOR BEGINNING FARMERS OR*
16 *RANCHERS.*—*Notwithstanding any other provision of*
17 *this subsection regarding payment of a portion of pre-*
18 *miums, a beginning farmer or rancher shall receive*
19 *premium assistance that is 10 percentage points*
20 *greater than premium assistance that would otherwise*
21 *be available under paragraphs (2) (except for sub-*
22 *paragraph (A) of that paragraph), (5), (6), and (7)*
23 *for the applicable policy, plan of insurance, and cov-*
24 *erage level selected by the beginning farmer or ranch-*
25 *er.”; and*

1 (3) *in subsection (g)—*

2 (A) *in paragraph (2)(B)—*

3 (i) *in clause (i), by striking “or” at*
4 *the end;*

5 (ii) *in clause (ii)(III), by striking the*
6 *period at the end and inserting “; or”;* and

7 (iii) *by adding at the end the fol-*
8 *lowing:*

9 “(iii) *if the producer is a beginning*
10 *farmer or rancher who was previously in-*
11 *olved in a farming or ranching operation,*
12 *including involvement in the decision-*
13 *making or physical involvement in the pro-*
14 *duction of the crop or livestock on the farm,*
15 *for any acreage obtained by the beginning*
16 *farmer or rancher, a yield that is the higher*
17 *of—*

18 “(I) *the actual production history*
19 *of the previous producer of the crop or*
20 *livestock on the acreage determined*
21 *under subparagraph (A); or*

22 “(II) *a yield of the producer, as*
23 *determined in clause (i).”;* and

24 (B) *in paragraph (4)(B)(ii) (as amended by*
25 *section 11009)—*

- 1 (i) by inserting “(I)” after “(ii)”;
- 2 (ii) by striking the period at the end
- 3 and inserting “; or”; and
- 4 (iii) by adding at the end the fol-
- 5 lowing:
- 6 “*(II) in the case of beginning farmers*
- 7 *or ranchers, replace each excluded yield*
- 8 *with a yield equal to 80 percent of the ap-*
- 9 *plicable transitional yield.*”.

10 **SEC. 11016. STACKED INCOME PROTECTION PLAN FOR PRO-**

11 **DUCERS OF UPLAND COTTON.**

12 (a) *AVAILABILITY OF STACKED INCOME PROTECTION*

13 *PLAN FOR PRODUCERS OF UPLAND COTTON.*—*The Federal*

14 *Crop Insurance Act is amended by inserting after section*

15 *508A (7 U.S.C. 1508a) the following new section:*

16 **“SEC. 508B. STACKED INCOME PROTECTION PLAN FOR PRO-**

17 **DUCERS OF UPLAND COTTON.**

18 “(a) *AVAILABILITY.*—*Beginning not later than the*

19 *2014 crop of upland cotton, the Corporation shall make*

20 *available to producers of upland cotton an additional policy*

21 *(to be known as the ‘Stacked Income Protection Plan’),*

22 *which shall provide coverage consistent with the Group Risk*

23 *Income Protection Plan (and the associated Harvest Rev-*

24 *enue Option Endorsement) offered by the Corporation for*

25 *the 2011 crop year.*

1 “(b) *REQUIRED TERMS.*—*The Corporation may mod-*
2 *ify the Stacked Income Protection Plan on a program-wide*
3 *basis, except that the Stacked Income Protection Plan shall*
4 *comply with the following requirements:*

5 “(1) *Provide coverage for revenue loss of not less*
6 *than 10 percent and not more than 30 percent of ex-*
7 *pected county revenue, specified in increments of 5*
8 *percent. The deductible is the minimum percent of*
9 *revenue loss at which indemnities are triggered under*
10 *the plan, not to be less than 10 percent of the expected*
11 *county revenue.*

12 “(2) *Be offered to producers of upland cotton in*
13 *all counties with upland cotton production—*

14 “(A) *at a county-wide level to the fullest ex-*
15 *tent practicable; or*

16 “(B) *in counties that lack sufficient data,*
17 *on the basis of such larger geographical area as*
18 *the Corporation determines to provide sufficient*
19 *data for purposes of providing the coverage.*

20 “(3) *Be purchased in addition to any other indi-*
21 *vidual or area coverage in effect on the producer’s*
22 *acreage or as a stand-alone policy, except that if a*
23 *producer has an individual or area coverage for the*
24 *same acreage, the maximum coverage available under*

1 *the Stacked Income Protection Plan shall not exceed*
2 *the deductible for the individual or area coverage.*

3 “(4) *Establish coverage based on—*

4 “(A) *the expected price established under ex-*
5 *isting Group Risk Income Protection or area*
6 *wide policy offered by the Corporation for the*
7 *applicable county (or area) and crop year; and*

8 “(B) *an expected county yield that is the*
9 *higher of—*

10 “(i) *the expected county yield estab-*
11 *lished for the existing area-wide plans of-*
12 *fered by the Corporation for the applicable*
13 *county (or area) and crop year (or, in geo-*
14 *graphic areas where area-wide plans are*
15 *not offered, an expected yield determined in*
16 *a manner consistent with those of area-wide*
17 *plans); or*

18 “(ii) *the average of the applicable yield*
19 *data for the county (or area) for the most*
20 *recent 5 years, excluding the highest and*
21 *lowest observations, from the Risk Manage-*
22 *ment Agency or the National Agricultural*
23 *Statistics Service (or both) or, if sufficient*
24 *county data is not available, such other*

1 *data considered appropriate by the Sec-*
2 *retary.*

3 “(5) *Use a multiplier factor to establish max-*
4 *imum protection per acre (referred to as a ‘protection*
5 *factor’)* of not less than the higher of the level estab-
6 *lished on a program wide basis or 120 percent.*

7 “(6) *Pay an indemnity based on the amount*
8 *that the expected county revenue exceeds the actual*
9 *county revenue, as applied to the individual coverage*
10 *of the producer. Indemnities under the Stacked In-*
11 *come Protection Plan shall not include or overlap the*
12 *amount of the deductible selected under paragraph*
13 *(1).*

14 “(7) *In all counties for which data are available,*
15 *establish separate coverage levels for irrigated and*
16 *non-irrigated practices.*

17 “(c) *PREMIUM.—Notwithstanding section 508(d), the*
18 *premium for the Stacked Income Protection Plan shall—*

19 “(1) *be sufficient to cover anticipated losses and*
20 *a reasonable reserve; and*

21 “(2) *include an amount for operating and ad-*
22 *ministrative expenses established in accordance with*
23 *section 508(k)(4)(F).*

24 “(d) *PAYMENT OF PORTION OF PREMIUM BY COR-*
25 *PORATION.—Subject to section 508(e)(4), the amount of pre-*

1 mium paid by the Corporation for all qualifying coverage
2 levels of the Stacked Income Protection Plan shall be—

3 “(1) 80 percent of the amount of the premium es-
4 tablished under subsection (c) for the coverage level se-
5 lected; and

6 “(2) the amount determined under subsection
7 (c)(2), subject to section 508(k)(4)(F), for the coverage
8 to cover administrative and operating expenses.

9 “(e) *RELATION TO OTHER COVERAGES.*—*The Stacked*
10 *Income Protection Plan is in addition to all other coverages*
11 *available to producers of upland cotton.*”.

12 (b) *CONFORMING AMENDMENT.*—*Section 508(k)(4)(F)*
13 *of the Federal Crop Insurance Act (7 U.S.C. 1508(k)(4)(F))*
14 *is amended by inserting “or authorized under subsection*
15 *(c)(4)(C) or section 508B” after “of this subparagraph”.*

16 **SEC. 11017. PEANUT REVENUE CROP INSURANCE.**

17 *The Federal Crop Insurance Act is amended by insert-*
18 *ing after section 508B, as added by the previous section,*
19 *the following new section:*

20 **“SEC. 508C. PEANUT REVENUE CROP INSURANCE.**

21 “(a) *IN GENERAL.*—*Effective beginning with the 2014*
22 *crop year, the Risk Management Agency and the Corpora-*
23 *tion shall make available to producers of peanuts a revenue*
24 *crop insurance program for peanuts.*

1 “(b) *EFFECTIVE PRICE*.—Subject to subsection (c), for
2 purposes of the revenue crop insurance program and the
3 multiperil crop insurance program under this Act, the effec-
4 tive price for peanuts shall be equal to the Rotterdam price
5 index for peanuts, as adjusted to reflect the farmer stock
6 price of peanuts in the United States.

7 “(c) *ADJUSTMENTS*.—

8 “(1) *IN GENERAL*.—The effective price for pea-
9 nuts established under subsection (b) may be adjusted
10 by the Risk Management Agency and the Corporation
11 to correct distortions.

12 “(2) *ADMINISTRATION*.—If an adjustment is
13 made under paragraph (1), the Risk Management
14 Agency and the Corporation shall—

15 “(A) make the adjustment in an open and
16 transparent manner; and

17 “(B) submit to the Committee on Agri-
18 culture of the House of Representatives and the
19 Committee on Agriculture, Nutrition, and For-
20 estry of the Senate a report that describes the
21 reasons for the adjustment.”.

22 **SEC. 11018. AUTHORITY TO CORRECT ERRORS.**

23 Section 515(c) of the Federal Crop Insurance Act (7
24 U.S.C. 1515(c)) is amended—

1 (1) *in the first sentence, by striking “The Sec-*
2 *retary” and inserting the following:*

3 “*(1) IN GENERAL.—The Secretary*”;

4 (2) *in the second sentence, by striking “Begin-*
5 *ning with” and inserting the following:*

6 “*(2) FREQUENCY.—Beginning with*”; and

7 (3) *by adding at the end the following new para-*
8 *graph:*

9 “*(3) CORRECTIONS.—*

10 “*(A) IN GENERAL.—In addition to the cor-*
11 *rections permitted by the Corporation as of the*
12 *date of enactment of the Federal Agriculture Re-*
13 *form and Risk Management Act of 2013, the*
14 *Corporation shall allow an agent or an approved*
15 *insurance provider, subject to subparagraph*
16 *(B)—*

17 “*(i) within a reasonable amount of*
18 *time following the applicable sales closing*
19 *date, to correct unintentional errors in in-*
20 *formation that is provided by a producer*
21 *for the purpose of obtaining coverage under*
22 *any policy or plan of insurance made avail-*
23 *able under this subtitle to ensure that the*
24 *eligibility information is correct;*

1 “(ii) within a reasonable amount of
2 time following—

3 “(I) the acreage reporting date, to
4 correct unintentional errors in factual
5 information that is provided by a pro-
6 ducer after the sales closing date to rec-
7 oncile the information with the infor-
8 mation reported by the producer to the
9 Farm Service Agency; or

10 “(II) the date of any subsequent
11 correction of data by the Farm Service
12 Agency made as a result of the
13 verification of information; and

14 “(iii) at any time, to correct uninten-
15 tional errors that were made by the Farm
16 Service Agency or an agent or approved in-
17 surance provider in transmitting the infor-
18 mation provided by the producer to the ap-
19 proved insurance provider or the Corpora-
20 tion.

21 “(B) LIMITATION.—In accordance with the
22 procedures of the Corporation, correction to the
23 information described in clauses (i) and (ii) of
24 subparagraph (A) may only be made if the cor-
25 rections do not allow the producer—

1 “(i) to avoid ineligibility requirements
2 for insurance;

3 “(ii) to obtain, enhance, or increase an
4 insurance guarantee or indemnity, or avoid
5 premium owed, if a cause of loss exists or
6 has occurred before any correction has been
7 made; or

8 “(iii) to avoid an obligation or re-
9 quirement under any Federal or State law.

10 “(C) *EXCEPTION TO LATE FILING SANCTIONS.*—Any corrections made pursuant to this
11 paragraph shall not be subject to any late filing
12 sanctions authorized in the reinsurance agree-
13 ment with the Corporation.”.

15 **SEC. 11019. IMPLEMENTATION.**

16 Section 515 of the Federal Crop Insurance Act (7
17 U.S.C. 1515) is amended—

18 (1) in subsection (j), by striking paragraph (1)
19 and inserting the following new paragraph:

20 “(1) *SYSTEMS MAINTENANCE AND UPGRADES.*—

21 “(A) *IN GENERAL.*—The Secretary shall
22 maintain and upgrade the information manage-
23 ment systems of the Corporation used in the ad-
24 ministration and enforcement of this subtitle.

25 “(B) *REQUIREMENT.*—

1 “(i) *IN GENERAL.*—*In maintaining*
2 *and upgrading the systems, the Secretary*
3 *shall ensure that new hardware and soft-*
4 *ware are compatible with the hardware and*
5 *software used by other agencies of the De-*
6 *partment to maximize data sharing and*
7 *promote the purposes of this section.*

8 “(ii) *ACREAGE REPORT STREAMLINING*
9 *INITIATIVE PROJECT.*—*As soon as prac-*
10 *ticable, the Secretary shall develop and im-*
11 *plement an acreage report streamlining ini-*
12 *tiative project to allow producers to report*
13 *acreage and other information directly to*
14 *the Department.”; and*

15 (2) *in subsection (k), by striking paragraph (1)*
16 *and inserting the following new paragraph:*

17 “(1) *INFORMATION TECHNOLOGY.*—

18 “(A) *IN GENERAL.*—*For purposes of sub-*
19 *section (j)(1), the Corporation may use, from*
20 *amounts made available from the insurance fund*
21 *established under section 516(c), not more*
22 *than—*

23 “(i)(I) *for fiscal year 2014,*
24 *\$25,000,000; and*

1 “(II) for each of fiscal years 2015
2 through 2018, \$10,000,000; or

3 “(ii) if the Acreage Crop Reporting
4 Streamlining Initiative (ACRSI) project is
5 substantially completed by September 30,
6 2015, not more than \$15,000,000 for each of
7 the fiscal years 2015 through 2018.

8 “(B) NOTIFICATION.—The Secretary shall
9 notify the Committee on Agriculture of the House
10 of Representatives and the Committee on Agri-
11 culture, Nutrition, and Forestry of the Senate of
12 the substantial completion of the Acreage Crop
13 Reporting Streamlining Initiative (ACRSI)
14 project not later than July 1, 2015.”.

15 **SEC. 11020. RESEARCH AND DEVELOPMENT PRIORITIES.**

16 (a) *AUTHORITY TO CONDUCT RESEARCH AND DEVEL-*
17 *OPMENT, PRIORITIES.*—Section 522(c) of the Federal Crop
18 *Insurance Act (7 U.S.C. 1522(c)) is amended—*

19 (1) *in the subsection heading by striking “CON-*
20 *TRACTING”;*

21 (2) *in paragraph (1), in the matter preceding*
22 *subparagraph (A), by striking “may enter into con-*
23 *tracts to carry out research and development to” and*
24 *inserting “may conduct activities or enter into con-*
25 *tracts to carry out research and development to main-*

1 *tain or improve existing policies or develop new poli-*
2 *cies to”;*

3 *(3) in paragraph (2)—*

4 *(A) in subparagraph (A), by inserting “con-*
5 *duct research and development or” after “The*
6 *Corporation may”; and*

7 *(B) in subparagraph (B), by inserting*
8 *“conducting research and development or” after*
9 *“Before”;*

10 *(4) in paragraph (5), by inserting “after expert*
11 *review in accordance with section 505(e)” after “ap-*
12 *proved by the Board”; and*

13 *(5) in paragraph (6), by striking “a pasture,*
14 *range, and forage program” and inserting “policies*
15 *that increase participation by producers of under-*
16 *served agricultural commodities, including sweet sor-*
17 *ghum, biomass sorghum, rice, peanuts, sugarcane, al-*
18 *falfa, pennycress, and specialty crops”.*

19 *(b) FUNDING.—Section 522(e) of the Federal Crop In-*
20 *surance Act (7 U.S.C. 1522(e)) is amended—*

21 *(1) in paragraph (2)—*

22 *(A) by striking “(A) AUTHORITY.—” and*
23 *inserting “(A) CONDUCTING AND CONTRACTING*
24 *FOR RESEARCH AND DEVELOPMENT.—”;*

1 (B) in subparagraph (A), by inserting “con-
2 duct research and development and” after “the
3 Corporation may use to”; and

4 (C) in subparagraph (B), by inserting “con-
5 duct research and development and” after “for
6 the fiscal year to”;

7 (2) in paragraph (3), by striking “to provide ei-
8 ther reimbursement payments or contract payments”;
9 and

10 (3) by striking paragraph (4).

11 **SEC. 11021. ADDITIONAL RESEARCH AND DEVELOPMENT**

12 **CONTRACTING REQUIREMENTS.**

13 Section 522(c) of the Federal Crop Insurance Act (7
14 U.S.C. 1522(c)) is amended—

15 (1) by redesignating paragraph (17) as para-
16 graph (24); and

17 (2) by inserting after paragraph (16), the fol-
18 lowing new paragraphs:

19 “(17) *MARGIN COVERAGE FOR CATFISH.*—

20 “(A) *IN GENERAL.*—The Corporation shall
21 offer to enter into a contract with a qualified en-
22 tity to conduct research and development regard-
23 ing a policy to insure producers against reduc-
24 tion in the margin between the market value of

1 *catfish and selected costs incurred in the produc-*
2 *tion of catfish.*

3 “(B) *ELIGIBILITY.*—*Eligibility for the pol-*
4 *icy described in subparagraph (A) shall be lim-*
5 *ited to freshwater species of catfish that are*
6 *propagated and reared in controlled or selected*
7 *environments.*

8 “(C) *IMPLEMENTATION.*—*The Board shall*
9 *review the policy described in subparagraph (B)*
10 *under subsection 508(h) and approve the policy*
11 *if the Board finds that the policy—*

12 “(i) *will likely result in a viable and*
13 *marketable policy consistent with this sub-*
14 *section;*

15 “(ii) *would provide crop insurance*
16 *coverage in a significantly improved form;*

17 “(iii) *adequately protects the interests*
18 *of producers; and*

19 “(iv) *the proposed policy meets other*
20 *requirements of this subtitle determined ap-*
21 *propriate by the Board.*

22 “(18) *BIOMASS AND SWEET SORGHUM ENERGY*
23 *CROP INSURANCE POLICIES.*—

24 “(A) *AUTHORITY.*—*The Corporation shall*
25 *offer to enter into 1 or more contracts with*

1 *qualified entities to carry out research and devel-*
2 *opment regarding—*

3 *“(i) a policy to insure biomass sor-*
4 *ghum that is grown expressly for the pur-*
5 *pose of producing a feedstock for renewable*
6 *biofuel, renewable electricity, or biobased*
7 *products; and*

8 *“(ii) a policy to insure sweet sorghum*
9 *that is grown for a purpose described in*
10 *clause (i).*

11 *“(B) RESEARCH AND DEVELOPMENT.—Re-*
12 *search and development with respect to each of*
13 *the policies required in subparagraph (A) shall*
14 *evaluate the effectiveness of risk management*
15 *tools for the production of biomass sorghum or*
16 *sweet sorghum, including policies and plans of*
17 *insurance that—*

18 *“(i) are based on market prices and*
19 *yields;*

20 *“(ii) to the extent that insufficient*
21 *data exist to develop a policy based on mar-*
22 *ket prices and yields, evaluate the policies*
23 *and plans of insurance based on the use of*
24 *weather indices, including excessive or inad-*

1 *equate rainfall, to protect the interest of*
2 *crop producers; and*

3 “(iii) *provide protection for production*
4 *or revenue losses, or both.*

5 “(19) *STUDY ON SWINE CATASTROPHIC DISEASE*
6 *PROGRAM.—*

7 “(A) *IN GENERAL.—The Corporation shall*
8 *contract with a qualified person to conduct a*
9 *study to determine the feasibility of insuring*
10 *swine producers for a catastrophic event.*

11 “(B) *REPORT.—Not later than 1 year after*
12 *the date of the enactment of this paragraph, the*
13 *Corporation shall submit to the Committee on*
14 *Agriculture of the House of Representatives and*
15 *the Committee on Agriculture, Nutrition, and*
16 *Forestry of the Senate a report that describes the*
17 *results of the study conducted under subpara-*
18 *graph (A).*

19 “(20) *WHOLE FARM DIVERSIFIED RISK MANAGE-*
20 *MENT INSURANCE PLAN.—*

21 “(A) *IN GENERAL.—The Corporation shall*
22 *conduct activities or enter into contracts to carry*
23 *out research and development to develop a whole*
24 *farm risk management insurance plan, with a*
25 *liability limitation of \$1,250,000, that allows a*

1 *diversified crop or livestock producer the option*
2 *to qualify for an indemnity if actual gross farm*
3 *revenue is below 85 percent of the average gross*
4 *farm revenue or the expected gross farm revenue*
5 *that can reasonably be expected of the producer,*
6 *as determined by the Corporation.*

7 “(B) *ELIGIBLE PRODUCERS.*—*The Corpora-*
8 *tion shall permit producers (including direct-to-*
9 *consumer marketers and producers servicing*
10 *local and regional and farm identity-preserved*
11 *markets) who produce multiple agricultural com-*
12 *modities, including specialty crops, industrial*
13 *crops, livestock, and aquaculture products, to*
14 *participate in the plan in lieu of any other plan*
15 *under this subtitle.*

16 “(C) *DIVERSIFICATION.*—*The Corporation*
17 *may provide diversification-based additional*
18 *coverage payment rates, premium discounts, or*
19 *other enhanced benefits in recognition of the risk*
20 *management benefits of crop and livestock diver-*
21 *sification strategies for producers that grow mul-*
22 *tiple crops or that may have income from the*
23 *production of livestock that uses a crop grown on*
24 *the farm.*

1 “(D) *MARKET READINESS.*—*The Corpora-*
2 *tion may include coverage for the value of any*
3 *packing, packaging, or any other similar on-*
4 *farm activity the Corporation determines to be*
5 *the minimum required in order to remove the*
6 *commodity from the field.*

7 “(E) *REPORT.*—*Not later than 2 years after*
8 *the date of enactment of this paragraph, the Cor-*
9 *poration shall submit to the Committee on Agri-*
10 *culture of the House of Representatives and the*
11 *Committee on Agriculture, Nutrition, and For-*
12 *estry of the Senate a report that describes the re-*
13 *sults and feasibility of the research and develop-*
14 *ment conducted under this paragraph, including*
15 *an analysis of potential adverse market distor-*
16 *tions.*

17 “(21) *STUDY ON POULTRY CATASTROPHIC DIS-*
18 *EASE PROGRAM.*—

19 “(A) *IN GENERAL.*—*The Corporation shall*
20 *contract with a qualified person to conduct a*
21 *study to determine the feasibility of insuring*
22 *poultry producers for a catastrophic event.*

23 “(B) *REPORT.*—*Not later than 1 year after*
24 *the date of the enactment of this paragraph, the*
25 *Corporation shall submit to the Committee on*

1 *Agriculture of the House of Representatives and*
2 *the Committee on Agriculture, Nutrition, and*
3 *Forestry of the Senate a report that describes the*
4 *results of the study conducted under subpara-*
5 *graph (A).*

6 “(22) *POULTRY BUSINESS INTERRUPTION INSUR-*
7 *ANCE POLICY.—*

8 “(A) *AUTHORITY.—The Corporation shall*
9 *offer to enter into a contract or cooperative*
10 *agreement with a university or other legal entity*
11 *to carry out research and development regarding*
12 *a policy to insure the commercial production of*
13 *poultry against business interruptions caused by*
14 *integrator bankruptcy.*

15 “(B) *RESEARCH AND DEVELOPMENT.—As*
16 *part of the research and development conducted*
17 *pursuant to a contract or cooperative agreement*
18 *entered into under subparagraph (A), the entity*
19 *shall—*

20 “(i) *evaluate the market place for busi-*
21 *ness interruption insurance that is avail-*
22 *able to poultry growers;*

23 “(ii) *determine what statutory author-*
24 *ity would be necessary to implement a busi-*

1 *ness interruption insurance through the*
2 *Corporation;*

3 *“(iii) assess the feasibility of a policy*
4 *or plan of insurance offered under this sub-*
5 *title to insure against losses due to the*
6 *bankruptcy of an business integrator; and*

7 *“(iv) analyze the costs to the Federal*
8 *Government of a Federal business interrup-*
9 *tion insurance program for poultry growers.*

10 *“(C) DEFINITIONS.—In this paragraph, the*
11 *terms ‘poultry’ and ‘poultry grower’ have the*
12 *meanings given those terms in section 2(a) of the*
13 *Packers and Stockyards Act, 1921 (7 U.S.C.*
14 *182(a)).*

15 *“(D) DEADLINE FOR CONTRACT OR COOPER-*
16 *ATIVE AGREEMENT.—Not later than six months*
17 *after the date of the enactment of this paragraph,*
18 *the Corporation shall enter into the contract or*
19 *cooperative agreement required by subparagraph*
20 *(A).*

21 *“(E) DEADLINE FOR COMPLETION OF RE-*
22 *SEARCH AND DEVELOPMENT.—Not later than one*
23 *year after the date of the enactment of this para-*
24 *graph, the Corporation shall submit to the Com-*
25 *mittee on Agriculture of the House of Represent-*

1 *atives and the Committee on Agriculture, Nutri-*
2 *tion, and Forestry of the Senate a report that de-*
3 *scribes the results of the research and develop-*
4 *ment conducted pursuant to the contract or coop-*
5 *erative agreement entered into under subpara-*
6 *graph (A).*

7 “(23) *STUDY OF FOOD SAFETY INSURANCE.—*

8 “(A) *IN GENERAL.—The Corporation shall*
9 *offer to enter into a contract with 1 or more*
10 *qualified entities to conduct a study to determine*
11 *whether offering policies that provide coverage*
12 *for specialty crops from food safety and contami-*
13 *nation issues would benefit agricultural pro-*
14 *ducers.*

15 “(B) *SUBJECT.—The study described in*
16 *subparagraph (A) shall evaluate policies and*
17 *plans of insurance coverage that provide protec-*
18 *tion for production or revenue impacted by food*
19 *safety concerns including, at a minimum, gov-*
20 *ernment, retail, or national consumer group an-*
21 *nouncements of a health advisory, removal, or*
22 *recall related to a contamination concern.*

23 “(C) *REPORT.—Not later than 1 year after*
24 *the date of enactment of this paragraph, the Cor-*
25 *poration shall submit to the Committee on Agri-*

1 *culture of the House of Representatives and the*
2 *Committee on Agriculture, Nutrition, and For-*
3 *estry of the Senate a report that describes the re-*
4 *sults of the study conducted under subparagraph*
5 *(A).”.*

6 **SEC. 11022. PROGRAM COMPLIANCE PARTNERSHIPS.**

7 *Paragraph (1) of section 522(d) of the Federal Crop*
8 *Insurance Act (7 U.S.C. 1522(d)) is amended to read as*
9 *follows:*

10 “(1) *PURPOSE.—The purpose of this subsection*
11 *is to authorize the Corporation to enter into partner-*
12 *ships with public and private entities for the purpose*
13 *of either—*

14 “(A) *increasing the availability of loss miti-*
15 *gation, financial, and other risk management*
16 *tools for producers, with a priority given to risk*
17 *management tools for producers of agricultural*
18 *commodities covered by section 196 of the Agri-*
19 *cultural Market Transition Act (7 U.S.C. 7333),*
20 *specialty crops, and underserved agricultural*
21 *commodities; or*

22 “(B) *improving analysis tools and tech-*
23 *nology regarding compliance or identifying and*
24 *using innovative compliance strategies.”.*

1 **SEC. 11023. PILOT PROGRAMS.**

2 *Section 523(a) of the Federal Crop Insurance Act (7*
 3 *U.S.C. 1523(a)) is amended—*

4 *(1) in paragraph (1), by inserting “, at the sole*
 5 *discretion of the Corporation,” after “may”; and*

6 *(2) by striking paragraph (5).*

7 **SEC. 11024. TECHNICAL AMENDMENTS.**

8 *(a) ELIGIBILITY FOR DEPARTMENT PROGRAMS.—Sec-*
 9 *tion 508(b) of the Federal Crop Insurance Act (7 U.S.C.*
 10 *1508(b)) is amended—*

11 *(1) by striking paragraph (7); and*

12 *(2) by redesignating paragraphs (8) through (11)*
 13 *as paragraphs (7) through (10), respectively.*

14 *(b) EXCLUSIONS TO ASSISTANCE FOR LOSSES DUE TO*
 15 *DROUGHT CONDITIONS.—*

16 *(1) IN GENERAL.—Section 531(d)(3)(A) of the*
 17 *Federal Crop Insurance Act (7 U.S.C. 1531(d)(3)(A))*
 18 *is amended—*

19 *(A) by striking “(A) ELIGIBLE LOSSES.—”*
 20 *and all that follows through “An eligible” in*
 21 *clause (i) and inserting the following:*

22 *“(A) ELIGIBLE LOSSES.—An eligible”;*

23 *(B) by striking clause (ii); and*

24 *(C) by redesignating subclauses (I) and (II)*
 25 *as clauses (i) and (ii), respectively, and indent-*
 26 *ing appropriately.*

1 (2) *CONFORMING AMENDMENT.*—*Section*
 2 *901(d)(3)(A) of the Trade Act of 1974 (19 U.S.C.*
 3 *2497(d)(3)(A)) is amended—*

4 *(A) by striking “(A) ELIGIBLE LOSSES.—”*
 5 *and all that follows through “An eligible” in*
 6 *clause (i) and inserting the following:*

7 *“(A) ELIGIBLE LOSSES.—An eligible”;*

8 *(B) by striking clause (ii); and*

9 *(C) by redesignating subclauses (I) and (II)*
 10 *as clauses (i) and (ii), respectively, and indent-*
 11 *ing appropriately.*

12 **SEC. 11025. ADVANCE PUBLIC NOTICE OF CROP INSURANCE**
 13 **POLICY AND PLAN CHANGES.**

14 *Section 505(e) of the Federal Crop Insurance Act (7*
 15 *U.S.C. 1505(e)) is amended—*

16 *(1) by redesignating paragraphs (5) and (6) as*
 17 *paragraphs (6) and (7); respectively; and*

18 *(2) by inserting after paragraph (4) the fol-*
 19 *lowing new paragraph (5):*

20 *“(5) ADVANCE NOTICE OF MODIFICATION BEFORE*
 21 *IMPLEMENTATION.—*

22 *“(A) IN GENERAL.—Any modification to be*
 23 *made in the terms or conditions of any policy or*
 24 *plan of insurance offered under this subtitle shall*
 25 *not take effect for a crop year unless the Sec-*

1 retary publishes the modification in the Federal
2 Register and on the website of the Corporation
3 and provides for a subsequent period of public
4 comment—

5 “(i) with respect to fall-planted crops,
6 not later than 60 days before June 30 dur-
7 ing the preceding crop year; and

8 “(ii) with respect to spring-planted
9 crops, not later than 60 days before Novem-
10 ber 30 during the preceding crop year.

11 “(B) WAIVER.—The Secretary may waive
12 the application of subparagraph (A) in an emer-
13 gency situation declared by the Secretary upon
14 notice to Congress of the nature of the emergency
15 and the need for immediate implementation of
16 the policy or plan modification referred to in
17 such subparagraph.”.

18 **TITLE XII—MISCELLANEOUS**

19 **Subtitle A—Livestock**

20 **SEC. 12101. REPEAL OF THE NATIONAL SHEEP INDUSTRY** 21 **IMPROVEMENT CENTER.**

22 Effective October 1, 2013, section 375 of the Consoli-
23 dated Farm and Rural Development Act (7 U.S.C. 2008j)
24 is repealed.

1 **SEC. 12102. REPEAL OF CERTAIN REGULATIONS UNDER THE**
2 **PACKERS AND STOCKYARDS ACT, 1921.**

3 (a) *REPEAL OF CERTAIN REGULATION REQUIRE-*
4 *MENT.—Section 11006 of the Food, Conservation, and En-*
5 *ergy Act of 2008 (Public Law 110–246; 122 Stat. 2120)*
6 *is repealed.*

7 (b) *REPEAL OF CERTAIN EXISTING REGULATION.—*
8 *Subsection (n) of section 201.2 of title 9, Code of Federal*
9 *Regulations, is repealed.*

10 (c) *PROHIBITION ON ENFORCEMENT OF CERTAIN REG-*
11 *ULATIONS OR ISSUANCE OF SIMILAR REGULATIONS.—Not-*
12 *withstanding any other provision of law, the Secretary of*
13 *Agriculture shall not—*

14 (1) *enforce subsection (n) of section 201.2 of title*
15 *9, Code of Federal Regulations;*

16 (2) *finalize or implement sections 201.2(l),*
17 *201.2(t), 201.2(u), 201.3(c), 201.210, 201.211,*
18 *201.213, and 201.214 of title 9, Code of Federal Regu-*
19 *lations, as proposed to be added by the proposed rule*
20 *entitled “Implementation of Regulations Required*
21 *Under Title XI of the Food, Conservation and Energy*
22 *Act of 2008; Conduct in Violation of the Act” pub-*
23 *lished by the Department of Agriculture on June 22,*
24 *2010 (75 Fed. Reg. 35338); or*

25 (3) *issue regulations or adopt a policy similar to*
26 *the provisions—*

1 (A) referred to in paragraph (1) or (2); or
2 (B) rescinded by the Secretary pursuant to
3 section 742 of the Consolidated and Further Con-
4 tinuing Appropriations Act, 2013 (Public Law
5 113–6).

6 **SEC. 12103. TRICHINAE CERTIFICATION PROGRAM.**

7 (a) *ALTERNATIVE CERTIFICATION PROCESS.*—The
8 Secretary of Agriculture shall amend the rule made under
9 paragraph (2) of section 11010(a) of the Food, Conserva-
10 tion, and Energy Act of 2008 (7 U.S.C. 8304(a)) to imple-
11 ment the voluntary trichinae certification program estab-
12 lished under paragraph (1) of such section, to include a
13 requirement to establish an alternative trichinae certifi-
14 cation process based on surveillance or other methods con-
15 sistent with international standards for categorizing com-
16 partments as having negligible risk for trichinae.

17 (b) *FINAL REGULATIONS.*—Not later than one year
18 after the date on which the international standards referred
19 to in subsection (a) are adopted, the Secretary shall finalize
20 the rule amended under such subsection.

21 (c) *REAUTHORIZATION.*—Section 10405(d)(1) of the
22 Animal Health Protection Act (7 U.S.C. 8304(d)(1)) is
23 amended in subparagraphs (A) and (B) by striking “2012”
24 each place it appears and inserting “2018”.

1 **SEC. 12104. NATIONAL AQUATIC ANIMAL HEALTH PLAN.**

2 *Section 11013(d) of the Food, Conservation, and En-*
3 *ergy Act of 2008 (7 U.S.C. 8322(d)) is amended by striking*
4 *“2012” and inserting “2018”.*

5 **SEC. 12105. COUNTRY OF ORIGIN LABELING.**

6 *(a) IN GENERAL.—Not later than 180 days after the*
7 *date of the enactment of this Act, the Secretary of Agri-*
8 *culture, acting through the Office of the Chief Economist,*
9 *shall conduct an economic analysis of the proposed rule en-*
10 *titled “Mandatory Country of Origin Labeling of Beef,*
11 *Pork, Lamb, Chicken, Goat Meat, Wild and Farm-raised*
12 *Fish and Shellfish, Perishable Agricultural Commodities,*
13 *Peanuts, Pecans, Ginseng and Macadamia Nuts” published*
14 *by the Department of Agriculture on March 12, 2013 (76*
15 *Fed. Reg. 15645).*

16 *(b) CONTENTS.—The economic analysis described in*
17 *subsection (a) shall include, with respect to the labeling of*
18 *beef, pork, and chicken, an analysis of the impact on con-*
19 *sumers, producers, and packers in the United States of—*

20 *(1) the implementation of subtitle D of the Agri-*
21 *cultural Marketing Act of 1946 (7 U.S.C. 1638 et*
22 *seq.); and*

23 *(2) the proposed rule referred to in subsection*
24 *(a).*

1 **SEC. 12106. NATIONAL ANIMAL HEALTH LABORATORY NET-**
2 **WORK.**

3 *Subtitle E of title X of the Farm Security and Rural*
4 *Investment Act of 2002 is amended by inserting after sec-*
5 *tion 10409 (7 U.S.C. 8308) the following new section:*

6 **“SEC. 10409A. NATIONAL ANIMAL HEALTH LABORATORY**
7 **NETWORK.**

8 *“(a) IN GENERAL.—The Secretary shall enter into con-*
9 *tracts, grants, cooperative agreements, or other legal instru-*
10 *ments with eligible laboratories for any of the following pur-*
11 *poses:*

12 *“(1) To enhance the capability of the Secretary*
13 *to detect, and respond in a timely manner to, emerg-*
14 *ing or existing threats to animal health and to sup-*
15 *port the protection of public health, the environment,*
16 *and the agricultural economy of the United States.*

17 *“(2) To provide the capacity and capability for*
18 *standardized—*

19 *“(A) test procedures, reference materials,*
20 *and equipment;*

21 *“(B) laboratory biosafety and biosecurity*
22 *levels;*

23 *“(C) quality management system require-*
24 *ments;*

25 *“(D) interconnected electronic reporting and*
26 *transmission of data; and*

1 *Law 110–246; 122 Stat. 2130) and the amendments made*
2 *by such section are repealed.*

3 **(b) APPLICATION.**—*The Agricultural Marketing Act of*
4 *1946 (7 U.S.C. 1621 et seq.) and the Federal Meat Inspec-*
5 *tion Act (21 U.S.C. 601 et seq.) shall be applied and admin-*
6 *istered as if section 11016 (Public Law 110–246; 122 Stat.*
7 *2130) of the Food, Conservation, and Energy Act of 2008*
8 *(7 U.S.C. 8701 et seq.) and the amendments made by such*
9 *section had not been enacted.*

10 **SEC. 12108. NATIONAL POULTRY IMPROVEMENT PROGRAM.**

11 *The Secretary of Agriculture shall ensure that the De-*
12 *partment of Agriculture continues to administer the diag-*
13 *nostic surveillance program for H5/H7 low pathogenic*
14 *avian influenza with respect to commercial poultry under*
15 *section 146.14 of title 9, Code of Federal Regulations (or*
16 *a successor regulation) without amending the regulations*
17 *in section 147.43 of title 9, Code of Federal Regulations*
18 *(or a successor regulation) with respect to the governance*
19 *of the General Conference Committee established under such*
20 *section. The Secretary of Agriculture shall maintain—*

21 *(1) the operations of the General Conference*
22 *Committee—*

23 *(A) in the physical location at which the*
24 *Committee was located on the date of the enact-*
25 *ment of this Act; and*

1 (B) with the organizational structure with-
2 in the Department of Agriculture in effect as of
3 such date; and

4 (2) the funding levels for the National Poultry
5 Improvement Plan for Commercial Poultry (estab-
6 lished under part 146 of title 9, Code of Federal Reg-
7 ulations or a successor regulation) at the fiscal year
8 2013 funding levels for the Plan.

9 **SEC. 12109. REPORT ON BOVINE TUBERCULOSIS IN TEXAS.**

10 Not later than December 31, 2014, the Secretary of Ag-
11 riculture shall submit to the Committee on Agriculture of
12 the House of Representatives and the Committee on Agri-
13 culture, Nutrition, and Forestry of the Senate a report on
14 the incidence of bovine tuberculosis in cattle in Texas. The
15 report shall cover the period beginning on January 1, 1997,
16 and ending on December 31, 2013.

17 **SEC. 12110. ECONOMIC FRAUD IN WILD AND FARM-RAISED**
18 **SEAFOOD.**

19 (a) *IN GENERAL.*—Not later than 180 days after the
20 date of the enactment of this Act, the Secretary of Agri-
21 culture, acting through the Office of the Chief Economist,
22 shall submit to Congress a report on the economic implica-
23 tions for consumers, fishermen, and aquaculturists of fraud
24 and mislabeling in wild and farm-raised seafood.

1 (b) *CONTENTS.*—*The report required under subsection*
 2 *(a) shall include, with respect to fraud and mislabeling in*
 3 *wild and farm-raised seafood, an analysis of the impact*
 4 *on consumers and producers in the United States of—*

5 (1) *sales of imported seafood that is misrepre-*
 6 *sented as domestic product;*

7 (2) *country of origin labeling that allows seafood*
 8 *harvested outside the United States to be labeled as a*
 9 *product of the United States;*

10 (3) *the lack of seafood product traceability*
 11 *through the supply chain; and*

12 (4) *the inadequate use of DNA testing and other*
 13 *technology to address seafood safety and fraud, in-*
 14 *cluding traceability.*

15 ***Subtitle B—Socially Disadvantaged***
 16 ***Producers and Limited Resource***
 17 ***Producers***

18 ***SEC. 12201. OUTREACH AND ASSISTANCE FOR SOCIALLY***
 19 ***DISADVANTAGED FARMERS AND RANCHERS***
 20 ***AND VETERAN FARMERS AND RANCHERS.***

21 (a) *OUTREACH AND ASSISTANCE FOR SOCIALLY DIS-*
 22 *ADVANTAGED FARMERS AND RANCHERS AND VETERAN*
 23 *FARMERS AND RANCHERS.*—*Section 2501 of the Food, Ag-*
 24 *riculture, Conservation, and Trade Act of 1990 (7 U.S.C.*
 25 *2279) is amended—*

1 (1) *in the section heading, by inserting “**AND***
2 ***VETERAN FARMERS AND RANCHERS”** after*
3 *“**RANCHERS**”;*

4 (2) *in subsection (a)—*

5 (A) *in paragraph (1), by inserting “and*
6 *veteran farmers or ranchers” after “ranchers”;*

7 (B) *in paragraph (2)(B)(i), by inserting*
8 *“and veteran farmers or ranchers” after “ranch-*
9 *ers”;* and

10 (C) *in paragraph (4)—*

11 (i) *in subparagraph (A)—*

12 (I) *in the heading of such sub-*
13 *paragraph, by striking “2012” and in-*
14 *serting “2018”;*

15 (II) *in clause (i), by striking*
16 *“and” at the end;*

17 (III) *in clause (ii), by striking the*
18 *period at the end and inserting “;*
19 *and”;* and

20 (IV) *by adding at the end the fol-*
21 *lowing new clause:*

22 *“(iii) \$10,000,000 for each of fiscal*
23 *years 2014 through 2018.”;* and

24 (ii) *by adding at the end the following*
25 *new subparagraph:*

1 “(E) *AUTHORIZATION OF APPROPRIA-*
2 *TIONS.—There are authorized to be appropriated*
3 *to carry out this section \$20,000,000 for each of*
4 *fiscal years 2014 through 2018.”;*

5 (3) *in subsection (b)(2), by inserting “or veteran*
6 *farmers and ranchers” after “socially disadvantaged*
7 *farmers and ranchers”;*

8 (4) *in subsection (c)—*

9 (A) *in paragraph (1)(A), by inserting “vet-*
10 *eran farmers or ranchers and” before “members”;*
11 *and*

12 (B) *in paragraph (2)(A), by inserting “vet-*
13 *eran farmers or ranchers and” before “members”;*
14 *and*

15 (5) *in subsection (e)(5)(A)—*

16 (A) *in clause (i), by inserting “and veteran*
17 *farmers or ranchers” after “ranchers”; and*

18 (B) *in clause (ii), by inserting “and veteran*
19 *farmers or ranchers” after “ranchers”.*

20 (b) *DEFINITION OF VETERAN FARMER OR RANCH-*
21 *ER.—Section 2501(e) of the Food, Agriculture, Conserva-*
22 *tion, and Trade Act of 1990 (7 U.S.C. 2279(e)) is amended*
23 *by adding at the end the following new paragraph:*

24 “(7) *VETERAN FARMER OR RANCHER.—The term*
25 *‘veteran farmer or rancher’ means a farmer or ranch-*

1 *er who served in the active military, naval, or air*
2 *service, and who was discharged or released from the*
3 *service under conditions other than dishonorable.”.*

4 **SEC. 12202. OFFICE OF ADVOCACY AND OUTREACH.**

5 *Paragraph (3) of section 226B(f) of the Department*
6 *of Agriculture Reorganization Act of 1994 (7 U.S.C.*
7 *6934(f)) is amended to read as follows:*

8 *“(3) AUTHORIZATION OF APPROPRIATIONS.—*

9 *There are authorized to be appropriated to carry out*
10 *this subsection—*

11 *“(A) such sums as are necessary for each of*
12 *fiscal years 2009 through 2013; and*

13 *“(B) \$2,000,000 for each of fiscal years*
14 *2014 through 2018.”.*

15 **SEC. 12203. SOCIALLY DISADVANTAGED FARMERS AND**
16 **RANCHERS POLICY RESEARCH CENTER.**

17 *Section 2501 of the Food, Agriculture, Conservation,*
18 *and Trade Act of 1990 (7 U.S.C. 2279), as amended by*
19 *section 12201, is amended by adding at the end the fol-*
20 *lowing new subsection:*

21 *“(i) SOCIALLY DISADVANTAGED FARMERS AND*
22 *RANCHERS POLICY RESEARCH CENTER.—The Secretary*
23 *shall award a grant to a college or university eligible to*
24 *receive funds under the Act of August 30, 1890 (7 U.S.C.*
25 *321 et seq.), including Tuskegee University, to establish a*

1 *policy research center to be known as the ‘Socially Dis-*
 2 *advantaged Farmers and Ranchers Policy Research Center’*
 3 *for the purpose of developing policy recommendations for*
 4 *the protection and promotion of the interests of socially dis-*
 5 *advantaged farmers and ranchers.’’.*

6 **SEC. 12204. RECEIPT FOR SERVICE OR DENIAL OF SERVICE**
 7 **FROM CERTAIN DEPARTMENT OF AGRICULTURE**
 8 **CULTURE AGENCIES.**

9 *Section 2501A(e) of the Food, Agriculture, Conserva-*
 10 *tion, and Trade Act of 1990 (7 U.S.C. 2279–1(e)) is amend-*
 11 *ed by striking “and, at the time of the request, also requests*
 12 *a receipt”.*

13 ***Subtitle C—Other Miscellaneous***
 14 ***Provisions***

15 **SEC. 12301. GRANTS TO IMPROVE SUPPLY, STABILITY, SAFE-**
 16 **TY, AND TRAINING OF AGRICULTURAL LABOR**
 17 **FORCE.**

18 *Subsection (d) of section 14204 of the Food, Conserva-*
 19 *tion, and Energy Act of 2008 (7 U.S.C. 2008q–1) is amend-*
 20 *ed to read as follows:*

21 *“(d) AUTHORIZATION OF APPROPRIATIONS.—There*
 22 *are authorized to be appropriated to carry out this sec-*
 23 *tion—*

24 *“(1) such sums as are necessary for each of fiscal*
 25 *years 2008 through 2013; and*

1 “(2) \$10,000,000 for each of fiscal years 2014
2 through 2018.”.

3 **SEC. 12302. PROGRAM BENEFIT ELIGIBILITY STATUS FOR**
4 **PARTICIPANTS IN HIGH PLAINS WATER**
5 **STUDY.**

6 Section 2901 of the Food, Conservation, and Energy
7 Act of 2008 (Public Law 110–246; 122 Stat. 1818) is
8 amended by striking “this Act or an amendment made by
9 this Act” and inserting “this Act, an amendment made by
10 this Act, the Federal Agriculture Reform and Risk Manage-
11 ment Act of 2013, or an amendment made by the Federal
12 Agriculture Reform and Risk Management Act of 2013”.

13 **SEC. 12303. OFFICE OF TRIBAL RELATIONS.**

14 (a) *IN GENERAL.*—Title III of the Federal Crop Insur-
15 ance Reform and Department of Agriculture Reorganiza-
16 tion Act of 1994 is amended by adding after section 308
17 (7 U.S.C. 3125a note; Public Law 103–354) the following
18 new section:

19 **“SEC. 309. OFFICE OF TRIBAL RELATIONS.**

20 *“The Secretary shall establish in the Office of the Sec-
21 retary an Office of Tribal Relations to advise the Secretary
22 on policies related to Indian tribes.”.*

23 (b) *CONFORMING AMENDMENT.*—Section 296(b) of the
24 Department of Agriculture Reorganization Act of 1994 (7

1 *U.S.C. 7014(b)) is amended by inserting after paragraph*
2 *(8), as added by section 3207, the following new paragraph:*

3 *“(9) the authority of the Secretary to establish in*
4 *the Office of the Secretary the Office of Tribal Rela-*
5 *tions in accordance with section 309; and”.*

6 **SEC. 12304. MILITARY VETERANS AGRICULTURAL LIAISON.**

7 *(a) IN GENERAL.—Subtitle A of the Department of Ag-*
8 *riculture Reorganization Act of 1994 is amended by insert-*
9 *ing after section 218 (7 U.S.C. 6918) the following new sec-*
10 *tion:*

11 **“SEC. 219. MILITARY VETERANS AGRICULTURAL LIAISON.**

12 *“(a) AUTHORIZATION.—The Secretary shall establish*
13 *in the Department the position of Military Veterans Agri-*
14 *cultural Liaison.*

15 *“(b) DUTIES.—The Military Veterans Agricultural Li-*
16 *aision shall—*

17 *“(1) provide information to returning veterans*
18 *about, and connect returning veterans with, beginning*
19 *farmer training and agricultural vocational and re-*
20 *habilitation programs appropriate to the needs and*
21 *interests of returning veterans, including assisting*
22 *veterans in using Federal veterans educational bene-*
23 *fits for purposes relating to beginning a farming or*
24 *ranching career;*

1 “(2) provide information to veterans concerning
2 the availability of and eligibility requirements for
3 participation in agricultural programs, with par-
4 ticular emphasis on beginning farmer and rancher
5 programs;

6 “(3) serve as a resource for assisting veteran
7 farmers and ranchers, and potential farmers and
8 ranchers, in applying for participation in agricul-
9 tural programs; and

10 “(4) advocate on behalf of veterans in inter-
11 actions with employees of the Department.”.

12 (b) **CONFORMING AMENDMENT.**—Section 296(b) of the
13 *Department of Agriculture Reorganization Act of 1994* (7
14 *U.S.C. 7014(b)*) is amended by inserting after paragraph
15 (9), as added by section 11303, the following new para-
16 graph:

17 “(10) the authority of the Secretary to establish
18 in the Department the position of *Military Veterans*
19 *Agricultural Liaison* in accordance with section
20 219.”.

21 **SEC. 12305. PROHIBITION ON KEEPING GSA LEASED CARS**
22 **OVERNIGHT.**

23 *Effective immediately, a Federal employee of a State*
24 *office of the Farm Service Agency in the field and non-Fed-*
25 *eral employees of county and area committees established*

1 *under section 8(b)(5) of the Soil Conservation and Domestic*
2 *Allotment Act (16 U.S.C. 590h(b)(5)) shall keep leased*
3 *interagency motor pool vehicles at a location listed on the*
4 *General Services Administration inventory of owned and*
5 *leased properties or a location owned or leased by the De-*
6 *partment of Agriculture overnight unless the employee as-*
7 *signed the vehicle is on overnight, approved travel status*
8 *involving per diem.*

9 **SEC. 12306. NONINSURED CROP ASSISTANCE PROGRAM.**

10 *Section 196 of the Federal Agriculture Improvement*
11 *and Reform Act of 1996 (7 U.S.C. 7333), as amended by*
12 *section 11013(b), is further amended—*

13 *(1) in subsection (a)—*

14 *(A) by striking paragraph (1) and inserting*
15 *the following new paragraph:*

16 *“(1) IN GENERAL.—*

17 *“(A) COVERAGES.—In the case of an eligi-*
18 *ble crop described in paragraph (2), the Sec-*
19 *retary of Agriculture shall operate a noninsured*
20 *crop disaster assistance program to provide cov-*
21 *erages based on individual yields (other than for*
22 *value-loss crops) equivalent to—*

23 *“(i) catastrophic risk protection avail-*
24 *able under section 508(b) of the Federal*
25 *Crop Insurance Act (7 U.S.C. 1508(b)); or*

1 “(ii) additional coverage available
2 under subsections (c) and (h) of section 508
3 of that Act (7 U.S.C. 1508) that does not
4 exceed 65 percent.

5 “(B) ADMINISTRATION.—The Secretary
6 shall carry out this section through the Farm
7 Service Agency (referred to in this section as the
8 ‘Agency’).”; and

9 (B) in paragraph (2)—

10 (i) in subparagraph (A)—

11 (I) in clause (i), by striking
12 “and” after the semicolon at the end;

13 (II) by redesignating clause (ii)
14 as clause (iii); and

15 (III) by inserting after clause (i)
16 the following new clause:

17 “(ii) for which additional coverage
18 under subsections (c) and (h) of section 508
19 of that Act (7 U.S.C. 1508) is not available;
20 and”; and

21 (ii) in subparagraph (B), by inserting
22 “sweet sorghum, biomass sorghum,” before
23 “and industrial crops”;

1 (2) *in subsection (d), by striking “The Sec-*
2 *retary” and inserting “Subject to subsection (l), the*
3 *Secretary”; and*

4 (3) *by adding at the end the following new sub-*
5 *section:*

6 “(l) *PAYMENT EQUIVALENT TO ADDITIONAL COV-*
7 *ERAGE.—*

8 “(1) *IN GENERAL.—The Secretary shall make*
9 *available to a producer eligible for noninsured assist-*
10 *ance under this section a payment equivalent to an*
11 *indemnity for additional coverage under subsections*
12 *(c) and (h) of section 508 of the Federal Crop Insur-*
13 *ance Act (7 U.S.C. 1508) that does not exceed 65 per-*
14 *cent of the established yield for the eligible crop on the*
15 *farm, computed by multiplying—*

16 “(A) *the quantity that is not greater than*
17 *65 percent of the established yield for the crop,*
18 *as determined by the Secretary, specified in in-*
19 *crements of 5 percent;*

20 “(B) *100 percent of the average market*
21 *price for the crop, as determined by the Sec-*
22 *retary; and*

23 “(C) *a payment rate for the type of crop, as*
24 *determined by the Secretary, that reflects—*

1 “(i) in the case of a crop that is pro-
2 duced with a significant and variable har-
3 vesting expense, the decreasing cost incurred
4 in the production cycle for the crop that is,
5 as applicable—

6 “(I) harvested;

7 “(II) planted but not harvested; or

8 “(III) prevented from being plant-
9 ed because of drought, flood, or other
10 natural disaster, as determined by the
11 Secretary; or

12 “(ii) in the case of a crop that is pro-
13 duced without a significant and variable
14 harvesting expense, such rate as shall be de-
15 termined by the Secretary.

16 “(2) PREMIUM.—To be eligible to receive a pay-
17 ment under this subsection, a producer shall pay—

18 “(A) the service fee required by subsection
19 (k); and

20 “(B) a premium for the applicable crop
21 year that is equal to the product obtained by
22 multiplying—

23 “(i) the number of acres devoted to the
24 eligible crop;

1 “(ii) the established yield for the eligi-
2 ble crop, as determined by the Secretary
3 under subsection (e);

4 “(iii) the coverage level elected by the
5 producer;

6 “(iv) the average market price, as de-
7 termined by the Secretary; and

8 “(v) .0525.

9 “(3) *LIMITED RESOURCE, BEGINNING, AND SO-*
10 *CIALY DISADVANTAGED FARMERS.—The additional*
11 *coverage made available under this subsection shall be*
12 *available to limited resource, beginning, and socially*
13 *disadvantaged producers, as determined by the Sec-*
14 *retary, in exchange for a premium that is 50 percent*
15 *of the premium determined for a producer under*
16 *paragraph (2).*

17 “(4) *PREMIUM PAYMENT AND APPLICATION*
18 *DEADLINE.—*

19 “(A) *PREMIUM PAYMENT.—A producer*
20 *electing additional coverage under this subsection*
21 *shall pay the premium amount owed for the ad-*
22 *ditional coverage by September 30 of the crop*
23 *year for which the additional coverage is pur-*
24 *chased.*

1 “(B) *APPLICATION DEADLINE.*—*The latest*
2 *date on which additional coverage under this*
3 *subsection may be elected shall be the application*
4 *closing date described in subsection (b)(1).*”

5 “(5) *EFFECTIVE DATE.*—*Additional coverage*
6 *under this subsection shall be available beginning*
7 *with the 2015 crop.*”.

8 **SEC. 12307. ENSURING HIGH STANDARDS FOR AGENCY USE**
9 **OF SCIENTIFIC INFORMATION.**

10 (a) *REQUIREMENT FOR FINAL GUIDELINES.*—*Not*
11 *later than January 1, 2014, each Federal agency shall have*
12 *in effect guidelines for ensuring and maximizing the qual-*
13 *ity, objectivity, utility, and integrity of scientific informa-*
14 *tion relied upon by such agency.*

15 (b) *CONTENT OF GUIDELINES.*—*The guidelines de-*
16 *scribed in subsection (a), with respect to a Federal agency,*
17 *shall ensure that—*

18 (1) *when scientific information is considered by*
19 *the agency in policy decisions—*

20 (A) *the information is subject to well-estab-*
21 *lished scientific processes, including peer review*
22 *where appropriate;*

23 (B) *the agency appropriately applies the*
24 *scientific information to the policy decision;*

1 (C) except for information that is protected
2 from disclosure by law or administrative prac-
3 tice, the agency makes available to the public the
4 scientific information considered by the agency;

5 (D) the agency gives greatest weight to in-
6 formation that is based on experimental, empir-
7 ical, quantifiable, and reproducible data that is
8 developed in accordance with well-established sci-
9 entific processes; and

10 (E) with respect to any proposed rule issued
11 by the agency, such agency follows procedures
12 that include, to the extent feasible and permitted
13 by law, an opportunity for public comment on
14 all relevant scientific findings;

15 (2) the agency has procedures in place to make
16 policy decisions only on the basis of the best reason-
17 ably obtainable scientific, technical, economic, and
18 other evidence and information concerning the need
19 for, consequences of, and alternatives to the decision;
20 and

21 (3) the agency has in place procedures to iden-
22 tify and address instances in which the integrity of
23 scientific information considered by the agency may
24 have been compromised, including instances in which

1 *such information may have been the product of a sci-*
2 *entific process that was compromised.*

3 *(c) APPROVAL NEEDED FOR POLICY DECISIONS TO*
4 *TAKE EFFECT.—No policy decision issued after January*
5 *1, 2014, by an agency subject to this section may take effect*
6 *prior to such date that the agency has in effect guidelines*
7 *under subsection (a) that have been approved by the Direc-*
8 *tor of the Office of Science and Technology Policy.*

9 *(d) POLICY DECISIONS NOT IN COMPLIANCE.—*

10 *(1) IN GENERAL.—Subject to paragraph (2), a*
11 *policy decision of an agency that does not comply*
12 *with guidelines approved under subsection (c) shall be*
13 *deemed to be arbitrary, capricious, an abuse of discre-*
14 *tion, and otherwise not in accordance with law.*

15 *(2) EXCEPTION.—This subsection shall not apply*
16 *to policy decisions that are deemed to be necessary be-*
17 *cause of an imminent threat to health or safety or be-*
18 *cause of another emergency.*

19 *(e) DEFINITIONS.—For purposes of this section:*

20 *(1) AGENCY.—The term “agency” has the mean-*
21 *ing given such term in section 551(1) of title 5,*
22 *United States Code.*

23 *(2) POLICY DECISION.—The term “policy deci-*
24 *sion” means, with respect to an agency, an agency*
25 *action as defined in section 551(13) of title 5, United*

1 *States Code, (other than an adjudication, as defined*
2 *in section 551(7) of such title), and includes—*

3 *(A) the listing, labeling, or other identifica-*
4 *tion of a substance, product, or activity as haz-*
5 *ardous or creating risk to human health, safety,*
6 *or the environment; and*

7 *(B) agency guidance.*

8 *(3) AGENCY GUIDANCE.—The term “agency guid-*
9 *ance” means an agency statement of general applica-*
10 *bility and future effect, other than a regulatory ac-*
11 *tion, that sets forth a policy on a statutory, regu-*
12 *latory, or technical issue or on an interpretation of*
13 *a statutory or regulatory issue.*

14 **SEC. 12308. EVALUATION REQUIRED FOR PURPOSES OF**
15 **PROHIBITION ON CLOSURE OR RELOCATION**
16 **OF COUNTY OFFICES FOR THE FARM SERVICE**
17 **AGENCY.**

18 *(a) PROHIBITION ON CLOSURE OR RELOCATION OF*
19 *OFFICES WITH HIGH WORKLOAD VOLUME.—Section 14212*
20 *of the Food, Conservation, and Energy Act of 2008 (7*
21 *U.S.C. 6932a) is amended by striking subsection (a) and*
22 *inserting the following new subsection:*

23 *“(a) PROHIBITION ON CLOSURE OR RELOCATION OF*
24 *OFFICES WITH HIGH WORKLOAD VOLUME.—The Secretary*
25 *of Agriculture may not close or relocate a county or field*

1 *office of the Farm Service Agency in a State if the Secretary*
2 *determines, after conducting the evaluation required under*
3 *subsection (b)(1)(B), that the office has a high workload vol-*
4 *ume compared with other county offices in the State.”.*

5 *(b) WORKLOAD EVALUATION.—Section 14212(b)(1) of*
6 *such Act (7 U.S.C. 6932a(b)(1)) is amended—*

7 *(1) by redesignating subparagraphs (A) and (B)*
8 *as clauses (i) and (ii), respectively, and moving the*
9 *margins of such clauses two ems to the right;*

10 *(2) by striking “the Farm Service Agency, to the*
11 *maximum extent practicable” and inserting “the*
12 *Farm Service Agency—*

13 *“(A) to the maximum extent practicable”;*

14 *(3) in clause (ii) (as redesignated by paragraph*
15 *(1))—*

16 *(A) by inserting “as of the date of the enact-*
17 *ment of this Act” after “employees”; and*

18 *(B) by striking the period at the end and*
19 *inserting “; and”; and*

20 *(4) by adding at the end the following new sub-*
21 *paragraph:*

22 *“(B) conduct and complete an evaluation of*
23 *all workload assessments for Farm Service Agen-*
24 *cy county offices that were open and operational*
25 *as of January 1, 2012, during the period that*

1 *begins on a date that is not later than 180 days*
2 *after the date of the enactment of the Federal Ag-*
3 *riculture Reform and Risk Management Act of*
4 *2013 and ends on the date that is 18 months*
5 *after such date of enactment.”.*

6 *(c) NOTICE REQUIRED.—Section 14212(b)(2) of such*
7 *Act (7 U.S.C. 6932a(b)(2)) is amended—*

8 *(1) in the matter preceding subparagraph (A),*
9 *by striking “After the period referred to in subsection*
10 *(a)(1), the Secretary of Agriculture may not close a*
11 *county or field office of the Farm Service Agency un-*
12 *less—” and inserting “After carrying out each of the*
13 *activities required under paragraph (1), the Secretary*
14 *of Agriculture shall, before closing a county or field*
15 *office of the Farm Service Agency—”;*

16 *(2) in subparagraph (A), by striking “the Sec-*
17 *retary holds” and inserting “hold”; and*

18 *(3) in subparagraph (B), by striking “the Sec-*
19 *retary notifies” and inserting “notify”.*

20 *(d) CONFORMING AMENDMENT.—Section 14212(b)(1)*
21 *of such Act (7 U.S.C. 6932a(b)(1)) is amended by striking*
22 *“After the period referred to in subsection (a)(1), the Sec-*
23 *retary” and inserting “The Secretary”.*

1 **SEC. 12309. ACER ACCESS AND DEVELOPMENT PROGRAM.**

2 (a) *GRANTS AUTHORIZED.*—*The Secretary of Agri-*
3 *culture may make competitive grants to States, tribal gov-*
4 *ernments, and research institutions to support the efforts*
5 *of such States, tribal governments, and research institutions*
6 *to promote the domestic maple syrup industry through the*
7 *following activities:*

8 (1) *Promotion of research and education related*
9 *to maple syrup production.*

10 (2) *Promotion of natural resource sustainability*
11 *in the maple syrup industry.*

12 (3) *Market promotion for maple syrup and*
13 *maple-sap products.*

14 (4) *Encouragement of owners and operators of*
15 *privately held land containing species of trees in the*
16 *genus Acer—*

17 (A) *to initiate or expand maple-sugaring*
18 *activities on the land; or*

19 (B) *to voluntarily make the land available,*
20 *including by lease or other means, for access by*
21 *the public for maple-sugaring activities.*

22 (b) *APPLICATION.*—*In submitting an application for*
23 *a competitive grant under this section, a State, tribal gov-*
24 *ernment, or research institution shall include—*

25 (1) *a description of the activities to be supported*
26 *using the grant funds;*

1 (2) *a description of the benefits that the State,*
2 *tribal government, or research institution intends to*
3 *achieve as a result of engaging in such activities; and*

4 (3) *an estimate of the increase in maple-sug-*
5 *aring activities or maple syrup production that the*
6 *State, tribal government, or research institution an-*
7 *ticipates will occur as a result of engaging in such ac-*
8 *tivities.*

9 (c) *RULE OF CONSTRUCTION.*—*Nothing in this section*
10 *shall be construed so as to preempt a State or tribal govern-*
11 *ment law, including a State or tribal government liability*
12 *law.*

13 (d) *DEFINITION OF MAPLE-SUGARING.*—*In this sec-*
14 *tion, the term “maple-sugaring” means the collection of sap*
15 *from any species of tree in the genus Acer for the purpose*
16 *of boiling to produce food.*

17 (e) *REGULATIONS.*—*The Secretary of Agriculture shall*
18 *promulgate such regulations as are necessary to carry out*
19 *this section.*

20 (f) *AUTHORIZATION OF APPROPRIATIONS.*—*There are*
21 *authorized to be appropriated to carry out this section*
22 *\$20,000,000 for each of fiscal years 2014 through 2018.*

1 **SEC. 12310. REGULATORY REVIEW BY THE SECRETARY OF**
2 **AGRICULTURE.**

3 (a) *REVIEW OF REGULATORY AGENDA.*—The Sec-
4 retary of Agriculture shall review publications that may
5 give notice that the Environmental Protection Agency is
6 preparing or plans to prepare any guidance, policy, memo-
7 randum, regulation, or statement of general applicability
8 and future effect that may have a significant impact on
9 a substantial number of agricultural entities, including—

10 (1) any regulatory agenda of the Environmental
11 Protection Agency published pursuant to section 602
12 of title 5, United States Code;

13 (2) any regulatory plan or agenda published by
14 the Environmental Protection Agency or the Office of
15 Management and Budget pursuant to an Executive
16 order, including Executive Order No. 12866; and

17 (3) any other publication issued by the Environ-
18 mental Protection Agency or the Office of Manage-
19 ment and Budget that may reasonably be foreseen to
20 contain notice of plans by the Environmental Protec-
21 tion Agency to prepare any guidance, policy, memo-
22 randum, regulation, or statement of general applica-
23 bility and future effect that may have a significant
24 impact on a substantial number of agricultural enti-
25 ties.

1 (b) *INFORMATION GATHERING.*—*For a publication*
2 *item reviewed under subsection (a) that the Secretary deter-*
3 *mines may have a significant impact on a substantial num-*
4 *ber of agricultural entities, the Secretary shall—*

5 (1) *solicit from the Administrator of the Envi-*
6 *ronmental Protection Agency any information the*
7 *Administrator may provide to facilitate a review of*
8 *the publication item;*

9 (2) *utilize the Chief Economist of the Depart-*
10 *ment of Agriculture to produce an economic impact*
11 *statement for the publication item that contains a de-*
12 *tailed estimate of potential costs to agricultural enti-*
13 *ties;*

14 (3) *identify individuals representative of poten-*
15 *tially affected agricultural entities for the purpose of*
16 *obtaining advice and recommendations from such in-*
17 *dividuals about the potential impacts of the publica-*
18 *tion item; and*

19 (4) *convene a review panel for analysis of the*
20 *publication item that includes the Secretary, any full-*
21 *time Federal employee of the Department of Agri-*
22 *culture appointed to the panel by the Secretary, and*
23 *any employee of the Environmental Protection Agen-*
24 *cy or the Office of Information and Regulatory Af-*
25 *airs within the Office of Management and Budget*

1 *that accepts an invitation from the Secretary to par-*
2 *ticipate in the panel.*

3 (c) *DUTIES OF THE REVIEW PANEL.*—*A review panel*
4 *convened for a publication item under subsection (b)(4)*
5 *shall—*

6 (1) *review any information or material obtained*
7 *by the Secretary and prepared in connection with the*
8 *publication item, including any draft proposed guid-*
9 *ance, policy, memorandum, regulation, or statement*
10 *of general applicability and future effect;*

11 (2) *collect advice and recommendations from ag-*
12 *ricultural entity representatives identified by the Ad-*
13 *ministrator after consultation with the Secretary;*

14 (3) *compile and analyze such advice and rec-*
15 *ommendations; and*

16 (4) *make recommendations to the Secretary*
17 *based on the information gathered by the review panel*
18 *or provided by agricultural entity representatives.*

19 (d) *COMMENTS.*—

20 (1) *IN GENERAL.*—*Not later than 60 days after*
21 *the date the Secretary convenes a review panel pursu-*
22 *ant to subsection (b)(4), the Secretary shall submit to*
23 *the Administrator comments on the planned or pro-*
24 *posed guidance, policy, memorandum, regulation, or*
25 *statement of general applicability and future effect for*

1 *consideration and inclusion in any related adminis-*
2 *trative record, including—*

3 *(A) a report by the Secretary on the con-*
4 *cerns of agricultural entities;*

5 *(B) the findings of the review panel;*

6 *(C) the findings of the Secretary, including*
7 *any adopted findings of the review panel; and*

8 *(D) recommendations of the Secretary.*

9 *(2) PUBLICATION.—The Secretary shall publish*
10 *the comments in the Federal Register and make the*
11 *comments available to the public on the public Inter-*
12 *net website of the Department of Agriculture.*

13 *(e) WAIVERS.—The Secretary may waive initiation of*
14 *the review panel under subsection (b)(4) as the Secretary*
15 *determines appropriate.*

16 *(f) DEFINITION OF AGRICULTURAL ENTITY.—In this*
17 *section, the term “agricultural entity” means any entity*
18 *involved in or related to agricultural enterprise, including*
19 *enterprises that are engaged in the business of production*
20 *of food and fiber, ranching and raising of livestock, aqua-*
21 *culture, and all other farming and agricultural related in-*
22 *dustries.*

1 **SEC. 12311. PROHIBITION ON ATTENDING AN ANIMAL**
2 **FIGHTING VENTURE OR CAUSING A MINOR TO**
3 **ATTEND AN ANIMAL FIGHTING VENTURE.**

4 *Section 26(a)(1) of the Animal Welfare Act (7 U.S.C.*
5 *2156(a)(1)) is amended by striking the period and inserting*
6 *“or to knowingly attend or knowingly cause a minor to at-*
7 *tend an animal fighting venture.”.*

8 **SEC. 12312. PROHIBITION AGAINST INTERFERENCE BY**
9 **STATE AND LOCAL GOVERNMENTS WITH PRO-**
10 **DUCTION OR MANUFACTURE OF ITEMS IN**
11 **OTHER STATES.**

12 *(a) IN GENERAL.—Consistent with Article I, section*
13 *8, clause 3 of the Constitution of the United States, the gov-*
14 *ernment of a State or locality therein shall not impose a*
15 *standard or condition on the production or manufacture*
16 *of any agricultural product sold or offered for sale in inter-*
17 *state commerce if—*

18 *(1) such production or manufacture occurs in*
19 *another State; and*

20 *(2) the standard or condition is in addition to*
21 *the standards and conditions applicable to such pro-*
22 *duction or manufacture pursuant to—*

23 *(A) Federal law; and*

24 *(B) the laws of the State and locality in*
25 *which such production or manufacture occurs.*

1 (b) *AGRICULTURAL PRODUCT DEFINED.*—*In this sec-*
2 *tion, the term “agricultural product” has the meaning*
3 *given such term in section 207 of the Agricultural Mar-*
4 *keting Act of 1946 (7 U.S.C. 1626).*

5 **SEC. 12313. INCREASED PROTECTION FOR AGRICULTURAL**
6 **INTERESTS IN THE MISSOURI RIVER BASIN.**

7 (a) *FINDINGS.*—*Congress finds the following:*

8 (1) *Record runoff occurred in the Missouri River*
9 *basin during 2011 as a result of historic rainfall over*
10 *portions of the upper basin coupled with heavy plains*
11 *and mountain snowpack.*

12 (2) *Runoff above Sioux City, Iowa, during the 5-*
13 *month period of March through July totaled an esti-*
14 *mated 48.4 million acre-feet (referred to in this sec-*
15 *tion as “MAF”). This runoff volume was more than*
16 *20 percent greater than the design storm for the Mis-*
17 *souri River Mainstem Reservoir System (referred to*
18 *in this section as the “System”), which was based on*
19 *the 1881 runoff of 40.0 MAF during the same 5-*
20 *month period.*

21 (3) *During the 2011 runoff season, nearly 61*
22 *million acre-feet of water entered the Missouri River*
23 *system, far surpassing the previous record of 49 MAF*
24 *in runoff that was set during the flood of 1997.*

1 (4) *Given the incredible amount of water enter-*
2 *ing the System, the summer months were spent work-*
3 *ing to evacuate as much water from the System as*
4 *possible, ultimately leading to record high water re-*
5 *leases from Gavins Point Dam of 160,000 cubic feet*
6 *per second, a rate that more than doubled the pre-*
7 *vious release record of 70,000 cubic feet per second set*
8 *in 1997.*

9 (5) *For nearly four months, those extremely high*
10 *releases from Gavins Point were maintained, result-*
11 *ing in severe and sustained flooding, with much of*
12 *western Iowa and eastern Nebraska as well as por-*
13 *tions of South Dakota, Kansas, and Missouri inun-*
14 *dated by a flooding river three to five feet deep, up*
15 *to 11 miles wide, and flowing at a rate of 4 to 11*
16 *miles per hour.*

17 (6) *Thousands of homes and businesses were*
18 *damaged or destroyed and hundreds of millions of*
19 *dollars in damage was done to roads and other public*
20 *infrastructure.*

21 (7) *In addition to the homes, businesses, and in-*
22 *frastructure impacted by the flooding, hundreds of*
23 *thousands of acres of cropland were affected.*

1 (8) *The Department of Agriculture has estimated*
2 *that 400,000 to 500,000 acres of some of the most pro-*
3 *ductive crop land in the world was flooded in 2011.*

4 (9) *Local Farm Services Agency representatives*
5 *have estimated that \$82,100,000 was lost in 2011*
6 *alone due to damaged or lost crops and unplanted*
7 *acres.*

8 (10) *Not only did the flooding eliminate the 2011*
9 *crop, but it is highly unlikely that many farmers will*
10 *be able to put that land back into production at any*
11 *point in the near future.*

12 (11) *Producers will have to contend with large*
13 *piles of sand, silt, and other debris that have been de-*
14 *posited in their fields, meaning the impact of the*
15 *2011 flood will be felt in the agricultural communities*
16 *up and down the Missouri River for many years to*
17 *come.*

18 (12) *Currently, the amount of storage capacity*
19 *in the System that is set aside for flood control is*
20 *based upon the vacated space required to control the*
21 *1881 flood, because prior to the 2011 flood, the 1881*
22 *flood was seen as the “high water mark”.*

23 (13) *Given the historic flooding that took place*
24 *in 2011, it is clear that year’s flooding now represents*

1 *a new “high water mark”, surpassing the flooding of*
2 *even the 1881 flood.*

3 *(14) It is important that the flood control related*
4 *functions of the System management be adjusted to*
5 *reflect the reality of the 2011 flood as the new “worst*
6 *case scenario” for flooding along the Missouri River.*

7 *(15) System management may begin to be ad-*
8 *justed to account for the 2011 flood through a recal-*
9 *culatation of the amount of storage space within the*
10 *System that is allocated to flood control, using the*
11 *model not of the 1881 flood, but of the greatest flood*
12 *experienced—the flood of 2011.*

13 *(16) As a result of the flooding in 2011, many*
14 *States received disaster declarations from the Depart-*
15 *ment of Agriculture to help farmers and producers re-*
16 *cover from the damage done by the high water.*

17 *(17) Though helpful, even the assistance provided*
18 *by the Department of Agriculture will not provide*
19 *many in the agriculture community with the re-*
20 *sources to put their land back into production any*
21 *time soon.*

22 *(18) Without the protection that will come from*
23 *a fundamental change in the System’s flood control*
24 *storage allocations, farmers, producers, and other ag-*
25 *ricultural interests who may be in a position to re-*

1 *start their operations will find it difficult to justify*
2 *doing so, given the fact that they will not be protected*
3 *from similar flooding in the future.*

4 *(b) UPDATED MANAGEMENT OF THE MISSOURI RIVER*
5 *TO PROTECT AGRICULTURAL INTERESTS.—In order to*
6 *strengthen the agricultural economy, revitalize the rural*
7 *communities, and conserve the natural resources of the Mis-*
8 *souri River basin, the Congress directs that the Secretary*
9 *of Agriculture take action to promote immediate increased*
10 *flood protection to farmers, producers, and other agricul-*
11 *tural interests in the Missouri River basin by working with-*
12 *in its jurisdiction to support efforts—*

13 *(1) to recalculate the amount of space within the*
14 *System that is allocated to flood control storage using*
15 *the 2011 flood as the model; and*

16 *(2) to increase the Missouri River’s channel ca-*
17 *capacity between the reservoirs and below Gavins Point.*

18 **SEC. 12314. INCREASED PROTECTION FOR AGRICULTURAL**

19 **INTERESTS IN THE BLACK DIRT REGION.**

20 *In order to strengthen the agricultural economy, revi-*
21 *talize the rural communities, and conserve the natural re-*
22 *sources of the Black Dirt region, the Congress directs that*
23 *the Secretary of Agriculture take action to promote imme-*
24 *diately increased flood protection to farmers, producers, and*

1 *other agricultural interests around the Wallkill River and*
2 *in the Black Dirt region.*

3 **SEC. 12315. PROTECTION OF HONEY BEES AND OTHER POL-**
4 **LINATORS.**

5 *(a) IN GENERAL.—The Secretary, in consultation with*
6 *the Secretary of the Interior and the Administrator of the*
7 *Environmental Protection Agency, shall carry out such ac-*
8 *tivities as the Secretary determines to be appropriate to*
9 *protect and ensure the long-term viability of populations*
10 *of honey bees, wild bees, and other beneficial insects of agri-*
11 *cultural crops, horticultural plants, wild plants, and other*
12 *plants, including—*

13 *(1) providing technical expertise relating to pro-*
14 *posed agency actions that may threaten pollinator*
15 *health or jeopardize the long-term viability of popu-*
16 *lations of pollinators;*

17 *(2) providing formal guidance on national poli-*
18 *cies relating to—*

19 *(A) permitting managed honey bees to for-*
20 *age on National Forest Service lands where com-*
21 *patible with other natural resource management*
22 *priorities; and*

23 *(B) planting and maintaining managed*
24 *honey bee and native pollinator forage on Na-*
25 *tional Forest Service lands where compatible*

1 *with other natural resource management prior-*
2 *ities;*

3 (3) *making use of the best available peer-re-*
4 *viewed science regarding environmental and chemical*
5 *stressors on pollinator health; and*

6 (4) *regularly monitoring and reporting on the*
7 *health and population status of managed and native*
8 *pollinators including bees, birds, bats, and other spe-*
9 *cies.*

10 (b) *TASK FORCE ON BEE HEALTH AND COMMERCIAL*
11 *BEEKEEPING.—*

12 (1) *ESTABLISHMENT.—The Secretary shall estab-*
13 *lish a task force—*

14 (A) *to coordinate Federal efforts carried out*
15 *on or after the date of enactment of this Act to*
16 *address the serious worldwide decline in bee*
17 *health, especially honey bees and declining na-*
18 *tive bees; and*

19 (B) *to assess Federal efforts to mitigate pol-*
20 *linator losses and threats to the United States*
21 *commercial beekeeping industry.*

22 (2) *AGENCY CONSULTATION.—The task force es-*
23 *tablished under this subsection shall seek ongoing con-*
24 *sultation from any Federal agency carrying out ac-*

1 *tivities important to bee health and commercial bee-*
2 *keeping, including officials from—*

3 *(A) the Department of Agriculture;*

4 *(B) the Department of the Interior;*

5 *(C) the Environmental Protection Agency;*

6 *(D) the Food and Drug Administration;*

7 *(E) the Department of Commerce; and*

8 *(F) U.S. Customs and Border Protection.*

9 *(3) STAKEHOLDER CONSULTATION.—The task*
10 *force established under this subsection shall consult*
11 *with beekeeper, conservation, scientist, and agricul-*
12 *tural stakeholders.*

13 *(c) REPORT TO CONGRESS.—Not later than 180 days*
14 *after the date of enactment of this Act, the task force estab-*
15 *lished under subsection (b) shall submit to Congress a report*
16 *that—*

17 *(1) summarizes Federal activities carried out*
18 *pursuant to subsection (f) of section of the Food, Agri-*
19 *culture, Conservation, and Trade Act of 1990 (7*
20 *U.S.C. 5925) (as redesignated by section 7209) or any*
21 *other provision of law (including regulations) to ad-*
22 *dress bee decline;*

23 *(2) summarizes international efforts to address*
24 *the decline of managed honey bees and native polli-*
25 *nators; and*

1 (3) *provides recommendations to Congress re-*
2 *garding how to better coordinate Federal agency ef-*
3 *forts to address the decline of managed honey bees and*
4 *native pollinators.*

5 (d) *POLLINATOR RESEARCH LAB FEASIBILITY*
6 *STUDY.—*

7 (1) *IN GENERAL.—The Secretary, acting through*
8 *the Administrator of the Agricultural Research Serv-*
9 *ice, may conduct feasibility studies regarding—*

10 (A) *re-locating existing honey bee and na-*
11 *tive pollinator research from Federal laboratories*
12 *to a cooperator-run facility in a location most*
13 *geographically appropriate for pollinator re-*
14 *search; and*

15 (B) *modernizing existing honey bee research*
16 *laboratories identified by the Agricultural Re-*
17 *search Service in the capital investment strategy*
18 *document dated 2012.*

19 (2) *CONSULTATION.—In conducting the feasi-*
20 *bility studies under paragraph (1), the Secretary*
21 *shall consult with—*

22 (A) *beekeeper, native bee, agricultural, re-*
23 *search institution, and bee conservation stake-*
24 *holders regarding new research laboratory needs*
25 *under paragraph (1)(A); and*

1 (B) commercial beekeepers regarding the
2 modernizing of existing honey bee laboratories
3 under paragraph (1)(B).

4 **SEC. 12316. PRODUCE REPRESENTED AS GROWN IN THE**
5 **UNITED STATES WHEN IT IS NOT IN FACT**
6 **GROWN IN THE UNITED STATES.**

7 (a) *TECHNICAL ASSISTANCE TO CBP.*—The Secretary
8 of Agriculture shall make available to U.S. Customs and
9 Border Protection technical assistance related to the identi-
10 fication of produce represented as grown in the United
11 States when it is not in fact grown in the United States.

12 (b) *REPORT TO CONGRESS.*—The Secretary shall sub-
13 mit to the Committee on Agriculture of the House of Rep-
14 resentatives and the Committee on Agriculture, Nutrition,
15 and Forestry of the Senate a report on produce represented
16 as grown in the United States when it is not in fact grown
17 in the United States.

18 **SEC. 12317. URBAN AGRICULTURE COORDINATION.**

19 The Secretary of Agriculture shall coordinate opportu-
20 nities for urban agriculture, by—

21 (1) compiling a list of all programs adminis-
22 tered by the Secretary or by the head of any other de-
23 partment, agency, or instrumentality of the United
24 States to which urban farmers can apply for assist-
25 ance or participation;

1 (2) *examining and implementing opportunities*
2 *to adjust the regulations governing the programs to*
3 *enable urban farmers to participate in more of the*
4 *programs;*

5 (3) *developing a process for streamlining the*
6 *process by which urban farmers may apply for assist-*
7 *ance from, or for participation in, the programs, in-*
8 *cluding through the use of a single, harmonized appli-*
9 *cation for multiple programs; and*

10 (4) *such other methods as the Secretary deems*
11 *appropriate.*

12 **SEC. 12318. SENSE OF CONGRESS ON INCREASED BUSINESS**
13 **OPPORTUNITIES FOR BLACK FARMERS,**
14 **WOMEN, MINORITIES, AND SMALL BUSI-**
15 **NESSES.**

16 *It is the sense of Congress that the Federal Government*
17 *should increase the number of contracts the Federal Govern-*
18 *ment awards to black farmers, businesses owned and con-*
19 *trolled by women, businesses owned and controlled by mi-*
20 *norities, and small business concerns.*

21 **SEC. 12319. SENSE OF CONGRESS REGARDING AGRICULTURE SECURITY PROGRAMS.**
22

23 *It is the sense of Congress that—*

1 (1) *agricultural nutrients and other agricultural*
2 *chemicals are essential to ensuring the most efficient*
3 *production of food, fuel, and fiber;*

4 (2) *these products must be properly stored, han-*
5 *dled, transported, and used to ensure that they are*
6 *not misused or cause harm either accidentally or in-*
7 *tentionally;*

8 (3) *the Department of Agriculture is the Federal*
9 *agency with the staffing and technical expertise to*
10 *understand the important role these products play in*
11 *agriculture;*

12 (4) *other Federal departments and agencies have*
13 *been given lead responsibility to develop and imple-*
14 *ment security programs affecting the availability,*
15 *storage, transportation, and use of a variety of chemi-*
16 *cals and products used in agriculture;*

17 (5) *it is critical that the Department of Agri-*
18 *culture participates fully in the development of any*
19 *such security programs to ensure that they do not un-*
20 *necessarily restrict the availability of the most effi-*
21 *cient and beneficial products needed to sustain agri-*
22 *culture in the United States;*

23 (6) *the Secretary of Agriculture should review*
24 *staffing at the Department to ensure that the agency*
25 *has senior employees within the Department at the*

1 *Senior Executive Service level or higher, who have re-*
2 *ponsibility for coordinating with other Federal,*
3 *State, and international agencies in the development*
4 *of regulations, guidance, and procedures for the secure*
5 *handling of agricultural chemicals; and*

6 *(7) such employees shall—*

7 *(A) work with manufacturers, retailers, and*
8 *the general farm community to review existing*
9 *and proposed Federal, State, and international*
10 *agricultural chemical security regulations;*

11 *(B) coordinate with manufacturers, retail-*
12 *ers, transporters, and farmers to evaluate how*
13 *existing and proposed security regulations, in-*
14 *cluding systems to track the sale, transportation,*
15 *delivery, and use of agricultural products, can be*
16 *designed to minimize any adverse impact on ag-*
17 *ricultural productivity;*

18 *(C) evaluate how existing and proposed se-*
19 *curity regulations will affect the ability of agri-*
20 *cultural producers to have timely access to nutri-*
21 *ents, chemicals, and other products that are af-*
22 *fordable and best suited to the producers' oper-*
23 *ations;*

24 *(D) develop recommendations on best prac-*
25 *tices, policies, and regulatory mechanisms relat-*

1 *ing to existing and proposed security programs*
2 *to ensure that there is minimal adverse impact*
3 *on agricultural productivity; and*

4 *(E) engage with Federal agencies with re-*
5 *sponsibility for establishing security programs to*
6 *ensure that they have the information needed to*
7 *develop procedures for effective security adminis-*
8 *tration and enforcement that minimize any ad-*
9 *verse impact on domestic or international agri-*
10 *cultural productivity.*

11 **SEC. 12320. REPORT ON WATER SHARING.**

12 *Not later than 120 days after the date of the enactment*
13 *of this Act and annually thereafter, the Secretary of State*
14 *shall submit to Congress a report on—*

15 *(1) efforts by Mexico to meet its treaty deliveries*
16 *of water to the Rio Grande in accordance with the*
17 *Treaty between the United States and Mexico Re-*
18 *specting Utilization of waters of the Colorado and Ti-*
19 *juana Rivers and of the Rio Grande (done at Wash-*
20 *ington, February 3, 1944); and*

21 *(2) the benefits to the United States of the In-*
22 *terim International Cooperative Measures in the Colo-*
23 *rado River Basin through 2017 and Extension of*
24 *Minute 318 Cooperative Measures to Address the Con-*
25 *tinued Effects of the April 2010 Earthquake in the*

1 *Mexicali Valley, Baja, California (done at Coronado,*
2 *California, November 20, 2012; commonly referred to*
3 *as “Minute No. 319”).*

4 **SEC. 12321. SCIENTIFIC AND ECONOMIC ANALYSIS OF THE**
5 **FDA FOOD SAFETY MODERNIZATION ACT.**

6 *(a) IN GENERAL.—The Secretary of Health and*
7 *Human Services (referred to in this section as the “Sec-*
8 *retary”)* may not enforce any regulations promulgated
9 *under the FDA Food Safety Modernization Act (Public Law*
10 *111–353) until the Secretary publishes in the Federal Reg-*
11 *ister the following:*

12 *(1) An analysis of the scientific information used*
13 *in the final rule to implement the FDA Food Safety*
14 *Modernization Act with a particular focus on—*

15 *(A) agricultural businesses of a variety of*
16 *sizes;*

17 *(B) regional differences of agriculture pro-*
18 *duction, processing, marketing, and value added*
19 *production;*

20 *(C) agricultural businesses that are diverse*
21 *livestock and produce producers; and*

22 *(D) what, if any, negative impact on the*
23 *agricultural businesses would be created, or exac-*
24 *erbated, by implementation of the FDA Food*
25 *Safety Modernization Act.*

1 (2) *An analysis of the economic impact of the*
2 *proposed final rule to implement the FDA Food Safe-*
3 *ty Modernization Act with a particular focus on—*

4 (A) *agricultural businesses of a variety of*
5 *sizes; and*

6 (B) *small and mid-sized value added food*
7 *processors.*

8 (3) *A plan to systematically evaluate the regula-*
9 *tions by surveying farmers and processors and devel-*
10 *oping an ongoing process to evaluate and address*
11 *business concerns.*

12 (b) *ANNUAL REPORT.—Not later than 1 year after the*
13 *date of enactment of this Act and annually thereafter, the*
14 *Secretary shall submit to the Committee on Agriculture,*
15 *Nutrition, and Forestry of the Senate and the Committee*
16 *on Agriculture of the House of Representatives a report on*
17 *the impact of implementation of the regulations promul-*
18 *gated under the FDA Food Safety Modernization Act.*

19 **SEC. 12322. IMPROVED DEPARTMENT OF AGRICULTURE**
20 **CONSIDERATION OF ECONOMIC IMPACT OF**
21 **REGULATIONS ON SMALL BUSINESS.**

22 *The Secretary of Agriculture shall complete procedures*
23 *consistent with the requirements of subsection (b) of section*
24 *609 of title 5, United States Code, whenever the Department*
25 *of Agriculture promulgates any rule which will have a sig-*

1 *nificant economic impact on a substantial number of small*
2 *entities.*

3 **SEC. 12323. SILVICULTURAL ACTIVITIES.**

4 *Section 402(l) of the Federal Water Pollution Control*
5 *Act (33 U.S.C. 1342(l)) is amended by adding at the end*
6 *the following:*

7 *“(3) SILVICULTURAL ACTIVITIES.—*

8 *“(A) NPDES PERMIT REQUIREMENTS FOR*
9 *SILVICULTURAL ACTIVITIES.—The Administrator*
10 *shall not require a permit or otherwise promul-*
11 *gate regulations under this section or directly or*
12 *indirectly require any State to require a permit*
13 *under this section for a discharge of stormwater*
14 *runoff resulting from the conduct of the following*
15 *silviculture activities: nursery operations, site*
16 *preparation, reforestation and subsequent cul-*
17 *tural treatment, thinning, prescribed burning,*
18 *pest and fire control, harvesting operations, sur-*
19 *face drainage, and road use, construction, and*
20 *maintenance.*

21 *“(B) PERMITS FOR DREDGED OR FILL MA-*
22 *TERIAL.—Nothing in this paragraph exempts a*
23 *silvicultural activity resulting in the discharge of*
24 *dredged or fill material from any permitting re-*
25 *quirement under section 404.”.*

1 **SEC. 12324. APPLICABILITY OF SPILL PREVENTION, CON-**
2 **TROL, AND COUNTERMEASURE RULE.**

3 (a) *IN GENERAL.*—*The Administrator, in imple-*
4 *menting the Spill Prevention, Control, and Countermeasure*
5 *rule with respect to any farm, shall—*

6 (1) *require certification of compliance with such*
7 *rule by—*

8 (A) *a professional engineer for a farm*
9 *with—*

10 (i) *an individual tank with an above-*
11 *ground storage capacity greater than 10,000*
12 *gallons;*

13 (ii) *an aggregate aboveground storage*
14 *capacity greater than or equal to 42,000*
15 *gallons; or*

16 (iii) *a history that includes a spill, as*
17 *determined by the Administrator; or*

18 (B) *the owner or operator of the farm (via*
19 *self-certification) for a farm with—*

20 (i) *an aggregate aboveground storage*
21 *capacity greater than 10,000 gallons but*
22 *less than 42,000 gallons; and*

23 (ii) *no history of spills, as determined*
24 *by the Administrator; and*

25 (2) *exempt from all requirements of such rule*
26 *any farm—*

1 (A) *with an aggregate aboveground storage*
2 *capacity of less than or equal to 10,000 gallons;*
3 *and*

4 (B) *no history of spills, as determined by*
5 *the Administrator.*

6 (b) *CALCULATION OF AGGREGATE ABOVEGROUND*
7 *STORAGE CAPACITY.—For the purposes of subsection (a),*
8 *the aggregate aboveground storage capacity of a farm ex-*
9 *cludes—*

10 (1) *all containers on separate parcels that have*
11 *a capacity that is less than 1,320 gallons; and*

12 (2) *all storage containers holding animal feed in-*
13 *gredients approved for use in livestock feed by the*
14 *Food and Drug Administration.*

15 (c) *DEFINITIONS.—In this section, the following defi-*
16 *initions apply:*

17 (1) *ADMINISTRATOR.—The term “Adminis-*
18 *trator” means the Administrator of the Environ-*
19 *mental Protection Agency.*

20 (2) *FARM.—The term “farm” has the meaning*
21 *given such term in section 112.2 of title 40, Code of*
22 *Federal Regulations.*

23 (3) *GALLON.—The term “gallon” refers to a*
24 *United States liquid gallon.*

1 (4) *LIVESTOCK OPERATION.*—*The term “livestock*
2 *operation” includes any operation involved in the*
3 *raising or finishing of livestock or poultry.*

4 **(b) DISCLOSURE OF INFORMATION.**—

5 (1) *PROHIBITION.*—*Except as provided in para-*
6 *graph (2), the Administrator, any officer or employee*
7 *of the Agency, or any contractor of the Agency, shall*
8 *not make public the information of any owner, oper-*
9 *ator, or employee of an agricultural operation pro-*
10 *vided to the Agency by a farmer, rancher, or livestock*
11 *producer or a State agency that has been obtained in*
12 *accordance with the Federal Water Pollution Control*
13 *Act (33 U.S.C. 1251 et seq.) or any other law, includ-*
14 *ing—*

15 (A) *names;*

16 (B) *telephone numbers;*

17 (C) *email addresses;*

18 (D) *physical addresses;*

19 (E) *Global Positioning System coordinates;*

20 *or*

21 (F) *other identifying location information.*

22 (2) *EFFECT.*—*Nothing in paragraph (1) af-*
23 *fects—*

24 (A) *the disclosure of information described*
25 *in paragraph (1) if—*

1 (i) the information has been trans-
2 formed into a statistical or aggregate form
3 at the county level or higher without any
4 information that identifies the agricultural
5 operation or agricultural producer; or

6 (ii) the producer consents to the disclo-
7 sure; or

8 (B) the authority of any State agency to
9 collect information on livestock operations.

10 (3) *CONDITION OF PERMIT OR OTHER PRO-*
11 *GRAMS.—The approval of any permit, practice, or*
12 *program administered by the Administrator shall not*
13 *be conditioned on the consent of the agricultural pro-*
14 *ducer or livestock producer under paragraph*
15 *(2)(A)(ii).*

16 **SEC. 12326. REPORT ON NATIONAL OCEAN POLICY.**

17 (a) *FINDINGS.—Congress finds the following:*

18 (1) *Executive Order No. 13547, issued on July*
19 *19, 2010, established the national policy for the Stew-*
20 *ardship of the Ocean, Our Coasts, and the Great*
21 *Lakes and requires—*

22 (A) *Federal implementation of “ecosystem-*
23 *based management” to achieve a “fundamental*
24 *shift” in how the United States manages ocean,*
25 *coastal, and Great Lakes resources; and*

1 (B) the establishment of nine new govern-
2 mental “Regional Planning Bodies” and “Coast-
3 al and Marine Spatial Plans” in every region of
4 the United States.

5 (2) Executive Order No. 13547 created a 54-
6 member National Ocean Council led by the White
7 House Council on Environmental Quality and Office
8 of Science and Technology Policy that includes 54
9 principal and deputy-level representatives from Fed-
10 eral entities, including the Department of Agriculture.

11 (3) Executive Order No. 13547 requires National
12 Ocean Council members, including the Department of
13 Agriculture, to take action to implement the Policy
14 and participate in coastal and marine spatial plan-
15 ning to the maximum extent possible.

16 (4) The Final Recommendations of the Inter-
17 agency Ocean Policy Task Force that were adopted by
18 Executive Order No. 13547 state that “effective” im-
19 plementation of the National Ocean Policy will “re-
20 quire clear and easily understood requirements and
21 regulations, where appropriate, that include enforce-
22 ment as a critical component”.

23 (5) Despite repeated Congressional requests, the
24 National Ocean Council, which is charged with over-
25 seeing implementation of the policy, has still not pro-

1 *vided a complete accounting of Federal activities*
2 *under the policy and resources expended and allocated*
3 *in furtherance of implementation of the policy.*

4 *(6) The continued economic and budgetary chal-*
5 *lenges of the United States underscore the necessity*
6 *for sound, transparent, and practical Federal policies.*

7 *(b) REPORT.—Not later than 90 days after the date*
8 *of the enactment of this Act, the Inspector General of the*
9 *Department of Agriculture shall submit to the Committee*
10 *on Agriculture of the House of Representatives and the*
11 *Committee on Agriculture, Nutrition, and Forestry of the*
12 *Senate a report detailing—*

13 *(1) all activities engaged in and resources ex-*
14 *pended in furtherance of Executive Order No. 13547*
15 *since July 19, 2010; and*

16 *(2) any budget requests for fiscal year 2014 for*
17 *support of implementation of Executive Order No.*
18 *13547.*

19 **SEC. 12327. SUNSETTING OF PROGRAMS.**

20 *(a) IN GENERAL.—Subject to subsection (b), each fiscal*
21 *year the Secretary of Agriculture may not carry out any*
22 *program—*

23 *(1) for which an authorization of appropriations*
24 *is established or extended under this Act; and*

1 (2) *that is funded by discretionary appropria-*
2 *tions (as defined in section 250(c) of the Balanced*
3 *Budget and Emergency Deficit Control Act of 1985 (2*
4 *U.S.C. 900(c)).*

5 (b) *EFFECTIVE DATE.*—*Subsection (a) shall take effect*
6 *with respect to a program referred to in such subsection*
7 *on the date on which the authorization of appropriations*
8 *under this Act for such program expires.*

9 (c) *EXISTING OBLIGATIONS.*—*Subsection (a) does not*
10 *affect the ability of the Secretary to carry out responsibil-*
11 *ities with regard to loans, grants, or other obligations made*
12 *or in existence before an applicable effective date under sub-*
13 *section (b).*

14 ***Subtitle D—Chesapeake Bay***
15 ***Accountability and Recovery***

16 ***SEC. 12401. SHORT TITLE.***

17 *This subtitle may be cited as the “Chesapeake Bay Ac-*
18 *countability and Recovery Act of 2013”.*

19 ***SEC. 12402. CHESAPEAKE BAY CROSSCUT BUDGET.***

20 (a) *CROSSCUT BUDGET.*—*The Director, in consulta-*
21 *tion with the Chesapeake Executive Council, the chief execu-*
22 *tive of each Chesapeake Bay State, and the Chesapeake Bay*
23 *Commission, shall submit to Congress a financial report*
24 *containing—*

1 (1) *an interagency crosscut budget that dis-*
2 *plays—*

3 (A) *the proposed funding for any Federal*
4 *restoration activity to be carried out in the suc-*
5 *ceeding fiscal year, including any planned inter-*
6 *agency or intra-agency transfer, for each of the*
7 *Federal agencies that carry out restoration ac-*
8 *tivities;*

9 (B) *to the extent that information is avail-*
10 *able, the estimated funding for any State res-*
11 *toration activity to be carried out in the suc-*
12 *ceeding fiscal year;*

13 (C) *all expenditures for Federal restoration*
14 *activities from the preceding 2 fiscal years, the*
15 *current fiscal year, and the succeeding fiscal*
16 *year; and*

17 (D) *all expenditures, to the extent that in-*
18 *formation is available, for State restoration ac-*
19 *tivities during the equivalent time period de-*
20 *scribed in subparagraph (C);*

21 (2) *a detailed accounting of all funds received*
22 *and obligated by all Federal agencies for restoration*
23 *activities during the current and preceding fiscal*
24 *years, including the identification of funds which*

1 *were transferred to a Chesapeake Bay State for res-*
2 *toration activities;*

3 *(3) to the extent that information is available, a*
4 *detailed accounting from each State of all funds re-*
5 *ceived and obligated from a Federal agency for res-*
6 *toration activities during the current and preceding*
7 *fiscal years; and*

8 *(4) a description of each of the proposed Federal*
9 *and State restoration activities to be carried out in*
10 *the succeeding fiscal year (corresponding to those ac-*
11 *tivities listed in subparagraphs (A) and (B) of para-*
12 *graph (1)), including the—*

13 *(A) project description;*

14 *(B) current status of the project;*

15 *(C) Federal or State statutory or regulatory*
16 *authority, programs, or responsible agencies;*

17 *(D) authorization level for appropriations;*

18 *(E) project timeline, including benchmarks;*

19 *(F) references to project documents;*

20 *(G) descriptions of risks and uncertainties*
21 *of project implementation;*

22 *(H) adaptive management actions or frame-*
23 *work;*

24 *(I) coordinating entities;*

25 *(J) funding history;*

1 (K) cost sharing; and

2 (L) alignment with existing Chesapeake
3 Bay Agreement and Chesapeake Executive Coun-
4 cil goals and priorities.

5 (b) *MINIMUM FUNDING LEVELS.*—The Director shall
6 only describe restoration activities in the report required
7 under subsection (a) that—

8 (1) for Federal restoration activities, have fund-
9 ing amounts greater than or equal to \$100,000; and

10 (2) for State restoration activities, have funding
11 amounts greater than or equal to \$50,000.

12 (c) *DEADLINE.*—The Director shall submit to Congress
13 the report required by subsection (a) not later than 30 days
14 after the submission by the President of the President’s an-
15 nual budget to Congress.

16 (d) *REPORT.*—Copies of the financial report required
17 by subsection (a) shall be submitted to the Committees on
18 Appropriations, Natural Resources, Energy and Commerce,
19 and Transportation and Infrastructure of the House of Rep-
20 resentatives and the Committees on Appropriations, Envi-
21 ronment and Public Works, and Commerce, Science, and
22 Transportation of the Senate.

23 (e) *EFFECTIVE DATE.*—This section shall apply begin-
24 ning with the first fiscal year after the date of enactment

1 *of this Act for which the President submits a budget to Con-*
2 *gress.*

3 **SEC. 12403. RESTORATION THROUGH ADAPTIVE MANAGE-**
4 **MENT.**

5 (a) *IN GENERAL.*—*Not later than 1 year after the date*
6 *of enactment of this Act, the Administrator, in consultation*
7 *with other Federal and State agencies, and with the partici-*
8 *pation of stakeholders, shall develop a plan to provide tech-*
9 *nical and financial assistance to Chesapeake Bay States to*
10 *employ adaptive management in carrying out restoration*
11 *activities in the Chesapeake Bay watershed.*

12 (b) *PLAN DEVELOPMENT.*—*The plan referred to in*
13 *subsection (a) shall include—*

14 (1) *specific and measurable objectives to improve*
15 *water quality, habitat, and fisheries identified by*
16 *Chesapeake Bay States;*

17 (2) *a process for stakeholder participation;*

18 (3) *monitoring, modeling, experimentation, and*
19 *other research and evaluation technical assistance re-*
20 *quested by Chesapeake Bay States;*

21 (4) *identification of State restoration activities*
22 *planned by Chesapeake Bay States to attain the*
23 *State's objectives under paragraph (1);*

1 (5) *identification of Federal restoration activities*
2 *that could help a Chesapeake Bay State to attain the*
3 *State’s objectives under paragraph (1);*

4 (6) *recommendations for a process for modifica-*
5 *tion of State and Federal restoration activities that*
6 *have not attained or will not attain the specific and*
7 *measurable objectives set forth under paragraph (1);*
8 *and*

9 (7) *recommendations for a process for inte-*
10 *grating and prioritizing State and Federal restora-*
11 *tion activities and programs to which adaptive man-*
12 *agement can be applied.*

13 (c) *IMPLEMENTATION.—In addition to carrying out*
14 *Federal restoration activities under existing authorities and*
15 *funding, the Administrator shall implement the plan devel-*
16 *oped under subsection (a) by providing technical and finan-*
17 *cial assistance to Chesapeake Bay States using resources*
18 *available for such purposes that are identified by the Direc-*
19 *tor under section 11402.*

20 (d) *UPDATES.—The Administrator shall update the*
21 *plan developed under subsection (a) every 2 years.*

22 (e) *REPORT TO CONGRESS.—*

23 (1) *IN GENERAL.—Not later than 60 days after*
24 *the end of a fiscal year, the Administrator shall*
25 *transmit to Congress an annual report on the imple-*

1 (b) *APPOINTMENT.*—

2 (1) *IN GENERAL.*—*The Independent Evaluator*
3 *shall be appointed by the Administrator from among*
4 *nominees submitted by the Chesapeake Executive*
5 *Council.*

6 (2) *NOMINATIONS.*—*The Chesapeake Executive*
7 *Council may submit to the Administrator 4 nominees*
8 *for appointment to any vacancy in the office of the*
9 *Independent Evaluator.*

10 (c) *REPORTS.*—*The Independent Evaluator shall sub-*
11 *mit a report to the Congress every 2 years in the findings*
12 *and recommendations of reviews under this section.*

13 (d) *CHESAPEAKE EXECUTIVE COUNCIL.*—*In this sec-*
14 *tion, the term “Chesapeake Executive Council” has the*
15 *meaning given that term by section 307 of the National*
16 *Oceanic and Atmospheric Administration Authorization*
17 *Act of 1992 (Public Law 102–567; 15 U.S.C. 1511d).*

18 **SEC. 12405. DEFINITIONS.**

19 *In this subtitle, the following definitions apply:*

20 (1) *ADAPTIVE MANAGEMENT.*—*The term “adapt-*
21 *ive management” means a type of natural resource*
22 *management in which project and program decisions*
23 *are made as part of an ongoing science-based process.*
24 *Adaptive management involves testing, monitoring,*
25 *and evaluating applied strategies and incorporating*

1 *new knowledge into programs and restoration activi-*
2 *ties that are based on scientific findings and the needs*
3 *of society. Results are used to modify management*
4 *policy, strategies, practices, programs, and restoration*
5 *activities.*

6 (2) *ADMINISTRATOR.*—*The term “Adminis-*
7 *trator” means the Administrator of the Environ-*
8 *mental Protection Agency.*

9 (3) *CHESAPEAKE BAY STATE.*—*The term “Chesa-*
10 *peake Bay State” or “State” means the States of*
11 *Maryland, West Virginia, Delaware, and New York,*
12 *the Commonwealths of Virginia and Pennsylvania,*
13 *and the District of Columbia.*

14 (4) *CHESAPEAKE BAY WATERSHED.*—*The term*
15 *“Chesapeake Bay watershed” means the Chesapeake*
16 *Bay and the geographic area, as determined by the*
17 *Secretary of the Interior, consisting of 36 tributary*
18 *basins, within the Chesapeake Bay States, through*
19 *which precipitation drains into the Chesapeake Bay.*

20 (5) *CHIEF EXECUTIVE.*—*The term “chief execu-*
21 *tive” means, in the case of a State or Commonwealth,*
22 *the Governor of each such State or Commonwealth*
23 *and, in the case of the District of Columbia, the*
24 *Mayor of the District of Columbia.*

1 (6) *DIRECTOR*.—*The term “Director” means the*
2 *Director of the Office of Management and Budget.*

3 (7) *STATE RESTORATION ACTIVITIES*.—*The term*
4 *“State restoration activities” means any State pro-*
5 *grams or projects carried out under State authority*
6 *that directly or indirectly protect, conserve, or restore*
7 *living resources, habitat, water resources, or water*
8 *quality in the Chesapeake Bay watershed, including*
9 *programs or projects that promote responsible land*
10 *use, stewardship, and community engagement in the*
11 *Chesapeake Bay watershed. Restoration activities*
12 *may be categorized as follows:*

13 (A) *Physical restoration.*

14 (B) *Planning.*

15 (C) *Feasibility studies.*

16 (D) *Scientific research.*

17 (E) *Monitoring.*

18 (F) *Education.*

19 (G) *Infrastructure development.*

20 (8) *FEDERAL RESTORATION ACTIVITIES*.—*The*
21 *term “Federal restoration activities” means any Fed-*
22 *eral programs or projects carried out under existing*
23 *Federal authority that directly or indirectly protect,*
24 *conserve, or restore living resources, habitat, water re-*
25 *sources, or water quality in the Chesapeake Bay wa-*

1 *tershed, including programs or projects that provide*
2 *financial and technical assistance to promote respon-*
3 *sible land use, stewardship, and community engage-*
4 *ment in the Chesapeake Bay watershed. Restoration*
5 *activities may be categorized as follows:*

- 6 *(A) Physical restoration.*
7 *(B) Planning.*
8 *(C) Feasibility studies.*
9 *(D) Scientific research.*
10 *(E) Monitoring.*
11 *(F) Education.*
12 *(G) Infrastructure development.*

Attest:

Clerk.

113TH CONGRESS
1ST SESSION

H.R. 2642

**HOUSE AMENDMENT TO
SENATE AMENDMENT**