

PROVIDING FOR CONSIDERATION OF THE BILL (H.R. 1947) 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

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JUNE 19 (legislative day, JUNE 18), 2013.—Referred to the House Calendar and ordered to be printed

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Mr. SESSIONS, from the Committee on Rules,  
submitted the following

## R E P O R T

[To accompany H. Res. 271]

The Committee on Rules, having had under consideration House Resolution 271, by a nonrecord vote, report the same to the House with the recommendation that the resolution be adopted.

### SUMMARY OF PROVISIONS OF THE RESOLUTION

The resolution provides for further consideration of H.R. 1947, the Federal Agriculture Reform and Risk Management Act of 2013, under a structured rule. The resolution provides for no additional general debate. The resolution makes in order as original text for purpose of amendment an amendment in the nature of a substitute consisting of the text of Rules Committee Print 113-14, modified by the amendment printed in part A of this report. That amendment in the nature of a substitute shall be considered as read. The resolution waives all points of order against that amendment in the nature of a substitute. The resolution makes in order only those further amendments printed in part B of this report and amendments en bloc described in section 3 of the resolution. Each amendment printed in part B of this report may be offered only in the order printed in this report, may be offered only by a Member designated in this report, shall be considered as read, shall be debatable for the time specified in this report equally divided and controlled by the proponent and an opponent, may be withdrawn by its proponent at any time before action thereon, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. The resolution waives all points of order against the amendments printed in part B of this report or against amendments en bloc as described in section 3 of the resolution.

Section 3 of the resolution provides that it shall be in order at any time for the chair of the Committee on Agriculture or his designee to offer amendments en bloc consisting of amendments printed in part B of this report not earlier disposed of. Amendments en bloc shall be considered as read, shall be debatable for 20 minutes equally divided and controlled by the chair and ranking minority member of the Committee on Agriculture or their designees, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or the Committee of the Whole. The original proponent of an amendment included in such amendments en bloc may insert a statement in the Congressional Record immediately before the disposition of the amendments en bloc.

Section 4 of the resolution provides one motion to recommit with or without instructions.

#### EXPLANATION OF WAIVERS

The waiver of all points of order against the amendment in the nature of a substitute made in order as original text includes a waiver of clause 5(a) of rule XXI, which provides that a bill or joint resolution carrying a tax or tariff measure may not be reported by a committee not having jurisdiction to report tax or tariff measures. Section 1207 (Special Marketing Loan Provisions for Upland Cotton) and section 1301 (Sugar Program) contain tariff measures that fall within the jurisdiction of the Committee on Ways and Means. Section 1412 (Participation of Dairy Producers in Margin Protection Program) and section 1435 (Remitting Monies to the Secretary and Use of Monies) contain revenue provisions that fall within the jurisdiction of the Committee on Ways and Means.

At the time the Rules Committee ordered the resolution reported, the waiver of all points of order against the amendments printed in this report included a waiver of section 311(a) of the Congressional Budget Act of 1974, which prohibits consideration of any amendment that would cause revenues to be less than the level of total revenues for the first fiscal year or for the total of the first fiscal year and the ensuing fiscal years for which allocations are provided. Amendment #10, offered by Rep. Walorski (IN), and printed in this report, would cause revenue to be less than the level of total revenues set forth in the House-passed budget resolution.

#### COMMITTEE VOTES

The results of each record vote on an amendment or motion to report, together with the names of those voting for and against, are printed below:

##### *Rules Committee record vote No. 46*

Motion by Mr. McGovern to make in order and provide the appropriate waivers for amendment #166, offered by Rep. Denham (CA) and Rep. Schrader (OR) and Rep. Campbell (CA) and Rep. Fitzpatrick (PA) and Rep. Cárdenas (CA) and Rep. Meeks (NY), which strikes section 12314 of the bill and replaces it with the text of H.R. 1731, a bill to create a uniform national standard for housing of egg-laying hens. Defeated: 3-7.

Majority Members	Vote	Minority Members	Vote
Ms. Foxx .....	Nay	Ms. Slaughter .....	.....
Mr. Bishop of Utah .....	Nay	Mr. McGovern .....	Yea
Mr. Cole .....	Nay	Mr. Hastings of Florida .....	.....
Mr. Woodall .....	Nay	Mr. Polis .....	Yea
Mr. Nugent .....	Nay		
Mr. Webster .....	Nay		
Ms. Ros-Lehtinen .....	.....		
Mr. Burgess .....	Nay		
Mr. Sessions, Chairman .....	Nay		

*Rules Committee record vote No. 47*

Motion by Mr. McGovern to make in order and provide the appropriate waivers for amendment #65, offered by Rep. DeLauro (CT) and Rep. Kind (WI) and Rep. Petri (WI), which sets the government guarantee target for crop insurance company profitability at 12%, the target recommended in a study commissioned by USDA, and caps reimbursements of company administrative and operating expenses. Defeated: 2–8.

Majority Members	Vote	Minority Members	Vote
Ms. Foxx .....	Nay	Ms. Slaughter .....	.....
Mr. Bishop of Utah .....	Nay	Mr. McGovern .....	Yea
Mr. Cole .....	Nay	Mr. Hastings of Florida .....	.....
Mr. Woodall .....	Nay	Mr. Polis .....	Yea
Mr. Nugent .....	Nay		
Mr. Webster .....	Nay		
Ms. Ros-Lehtinen .....	.....		
Mr. Burgess .....	Nay		
Mr. Sessions, Chairman .....	Nay		

*Rules Committee record vote No. 48*

Motion by Mr. Polis to make in order and provide the appropriate waivers for amendment #162, offered by Rep. Sinema (AZ) and Rep. LaMalfa (CA), which requires the Secretary of Agriculture to provide technical assistance to the U.S. Customs and Border Protection on identifying produce marked with a trademark in violation of federal trademark law. Requires the Secretary of Agriculture to provide Congress with a report on produce marked with trademarks in violation of federal trademark law. Defeated: 2–8.

Majority Members	Vote	Minority Members	Vote
Ms. Foxx .....	Nay	Ms. Slaughter .....	.....
Mr. Bishop of Utah .....	Nay	Mr. McGovern .....	Yea
Mr. Cole .....	Nay	Mr. Hastings of Florida .....	.....
Mr. Woodall .....	Nay	Mr. Polis .....	Yea
Mr. Nugent .....	Nay		
Mr. Webster .....	Nay		
Ms. Ros-Lehtinen .....	.....		
Mr. Burgess .....	Nay		
Mr. Sessions, Chairman .....	Nay		

SUMMARY OF THE AMENDMENT IN PART A CONSIDERED AS ADOPTED

Lucas (OK): Makes technical corrections to section 1412 and section 1435 resolving potential violations of clause 4 of rule XXI.

## SUMMARY OF THE AMENDMENTS IN PART B MADE IN ORDER

1. McGovern (MA), Wilson (FL), Grayson (FL), Meeks (NY), Chu (CA), Lee, Barbara (CA), Conyers (MI), Wasserman Schultz (FL), Deutch (FL), Esty (CT), Capuano (MA), Tsongas (MA), Fudge (OH), Cárdenas (CA), Langevin (RI), Doggett (TX), Ellison (MN), Welch (VT), DelBene (WA), Cicilline (RI), Doyle (PA), Bonamici (OR), Gallego (TX), Blumenauer (OR), Holt (NJ), Kennedy (MA), Horsford (NV), DeGette (CO), Courtney (CT), Pallone (NJ), Serrano (NY), Tonko (NY), Kilmer (WA), Pingree (ME), Hastings, Alcee (FL), Edwards (MD), DeFazio (OR), Cohen (TN), McDermott (WA), Brown, Corrine (FL), Clarke (NY), Veasey, Marc (TX), Green, Gene (TX), Johnson, Hank (GA), Norton (DC), Frankel (FL), Titus (NV), Pocan, Mark (WI), Sarbanes (MD), Davis, Danny K. (IL), Roybal-Allard (CA), Brady, Robert (PA), Lowenthal (CA), Lujan (NM), Crowley (NY), Matsui (CA), Beatty, (OH), Meng (NY), Waters (CA), Honda (CA), Green, Al (TX), Himes (CT), Bera, (CA), Huffman (CA), Engel (NY), Kuster, Ann (NH), O'Rourke (TX), Jeffries (NY), Rush (IL), Loeb sack (IA), Castor (FL), Smith, Adam (WA): Restores the \$20.5 billion cuts in SNAP by offsetting the Farm Risk Management Election Program and the Supplemental Coverage Option. (20 minutes)

2. Gibbs (OH), Kind (WI): Sets the target price for all crops at 55 percent of the five year rolling Olympic average. The amendment also changes the acreage available for target price support to 85 percent of the farmer's base acres. (10 minutes)

3. Foxx (NC): Caps spending on the Farm Risk Management Election program at 110% of CBO-predicted levels for the first five (5) years in which payments are disbursed (FY 2016–2020). (10 minutes)

4. Ellison (MN): Directs the Secretary of Agriculture to complete a study on the climate impacts of the Price Loss Coverage program. (10 minutes)

5. Broun (GA): Repeals permanent law from the Agriculture Act of 1949 that pertains to dairy support. Prevents the currently suspended law from becoming reactivated should Congress not reauthorize programs under the Department of Agriculture. (10 minutes)

6. Enyart (IL): Establishes a revenue neutral National Drought Council and a National Drought Policy Action Plan to streamline the federal response in times of drought. (10 minutes)

7. Graves, Tom (GA): Ensures that corn growers who sell their crop for ethanol production may not receive farm payments. Prohibits a producer on a farm that sells corn, directly or through a third party, to an ethanol production facility from receiving any farm bill payments or benefits. (10 minutes)

8. Blumenauer (OR), Capps (CA), Moran, James (VA): Requires that twenty percent of the acreage enrolled in the Conservation Reserve Program be set aside for the Conservation Reserve Enhancement Program and the Continuous Conservation Reserve Program, which allows states to target high priority and environmentally sensitive land, and to continuously re-enroll that land in CRP. (10 minutes)

9. Blumenauer (OR), Huffman (CA), Moran, James (VA): Reforms the Environmental Quality Incentives Program to increase access

for farmers, and eliminate payments to projects that do not show strong conservation benefits. (10 minutes)

10. Luján (NM): Allows small-scale Hispanic irrigators to be eligible EQIP funding. (10 minutes)

11. Thompson, Bennie (MS): Makes the ownership eligibility requirement for Wetland Reserve Program equal to other conservation programs by returning the 7-year ownership rule to 1 year, eliminates a percentage of the funds dedicated for Wetland Reserve Programs agricultural easements, and allows owners of land capability classes IV–VIII, with subclass designation w, from the Wetlands Reserve county/parish caps. (10 minutes)

12. Gardner (CO), Polis (CO), Lamborn (CO), Coffman (CO), Perlmutter (CO): Specifies that the Secretary should give priority consideration for the use of Emergency Watershed Protection funding for those areas seeking assistance to protect public safety from flooding and repair damaged infrastructure caused by catastrophic wildfires. (10 minutes)

13. Thompson, Mike (CA), Fortenberry (NE): Require a conservation compliance plan be filed with the U.S. Department of Agriculture and followed for all crops in wetlands and all annually tilled crops on highly erodible lands in order to qualify for crop insurance premium subsidy assistance. (10 minutes)

14. Hastings, Alcee (FL): Improves federal coordination in addressing the documented decline of managed and native pollinators and promotes the long-term viability of honey bee, wild bees, and other beneficial insects in agriculture. (10 minutes)

15. Royce (CA), Engel (NY): Reforms U.S. international food aid to allow for not more than 45 percent of authorized funds to be used for assistance other than U.S. agricultural commodities, yielding \$215 million in annual efficiency savings, enabling the U.S. to reach an additional 4 million disaster victims. Curtails practice of “monetization” which, according to the GAO, is inefficient and led to a loss of \$219 million over three years. Reductions in mandatory spending result in \$150 million in deficit reduction over the life of the bill. (20 minutes)

16. Chabot (OH), McClintock (CA): Repeals Section 3102, which reauthorizes the Market Access Program (MAP) until 2018. (10 minutes)

17. Titus (NV): Continues USDA’s Hunger-Free Communities grant program, which has been included in the Senate Farm Bill. The program was created to foster collaborative public-private partnership efforts at the community level to root out and address the causes of hunger and help increase community access to nutritious foods. (10 minutes)

18. Brooks (AL): Terminates funding for the Emerging Markets Program (EMP) after September 30, 2013. (10 minutes)

19. Castor (FL): Seeks to ensure that Department of Agriculture certificates of origin are accepted by any country that has entered into a free trade agreement with the United States. (10 minutes)

20. Messer, Luke (IN): Ensures that increased oversight of the Restaurant Meals Program is achieved in the most cost-effective manner. Would require states to include, in a report that already is required by the bill, information on the cost and impact of security measures prescribed by the Secretary and recommendations for additional or alternative security enhancements to prevent fraud

and ensure that only eligible recipients are participating in the program in the most cost effective manner. (10 minutes)

21. Grimm (NY): Amends Sec. 4016 by specifying that at least one such pilot program shall be conducted in a large urban area that administers its own SNAP program and otherwise complies with the pilot program requirements. (10 minutes)

22. Hudson (NC), LaMalfa (CA), Yoho, Ted (FL): Allows states to conduct drug testing on SNAP applicants as a condition for receiving benefits. (10 minutes)

23. Conaway (TX): Requires a 10% reduction in the Thrifty Food Plan calculation in any year that the Supplemental Nutrition Assistance Program is not authorized. (10 minutes)

24. Kingston (GA), Westmoreland (GA), Austin, Scott (GA): Eliminates the provision that allows people to receive 113.6% of your normal (100%) SNAP benefits. (10 minutes)

25. Butterfield (NC): Adds a section at the end of subtitle A of title IV to include items for personal hygiene for household use in the Supplemental Nutrition Assistance Program. (10 minutes)

26. Marino (PA): Directs the Comptroller General to establish a pilot program within nine states using the data required to be reported for SNAP under the Food and Nutrition Act. After the pilot program ends, the Comptroller General shall determine whether item specific data purchased with SNAP benefits can be collected using existing reporting requirements, and how to improve current SNAP reporting. (10 minutes)

27. Chabot (OH): Shortens the Supplemental Nutrition Assistance Program (SNAP) benefit expunging statute and require a State agency to expunge benefits that have not been accessed by a household after a period of 60 days. (10 minutes)

28. Black (TN): Terminates an agreement the U.S. Department of Agriculture (USDA) has entered in with the Mexican government known as the "Partnership for Nutrition Assistance Program." (10 minutes)

29. Kaptur (OH): Requires that at least 50 percent of the funds made available for the Farmers Market Nutrition Program be reserved for seniors. (10 minutes)

30. Schweikert (AZ): Strikes the Health Food Financing Initiative. (10 minutes)

31. Welch (VT): Removes term limits on USDA guaranteed farm operating loans. (10 minutes)

32. Tierney (MA), Keating (MA), Markey, Edward (MA), Lynch (MA), Bishop, Tim (NY), Shea-Porter, Carol (NH): Allows commercial fishermen to be eligible recipients of the Emergency Disaster Loan program (10 minutes)

33. Costa (CA): Creates a pilot program that will use funds from the Rural Utility Service to address nitrate contamination of rural drinking water in communities with less than 10,000 residents. (10 minutes)

34. Gingrey (GA): Strikes section 6105 from the bill which provides the authorization for the Rural Broadband Access Loan and Loan Guarantee Program. (10 minutes)

35. Rice, Tom (SC): Reauthorizes Pasture Based Beef Systems for the Appalachia Research Initiative. (10 minutes)

36. Palazzo (MS): Authorizes funding for the Agriculture Technology Innovation Partnership program that is already set up

through USDA. The amendment would authorize \$500K for the pilot program. (10 minutes)

37. Polis (CO), Blumenauer (OR), Massie (KY): Allows institutions of higher education to grow or cultivate industrial hemp for the purpose of agricultural or academic research. The provision only applies to states that already permit industrial hemp growth and cultivation under state law. (10 minutes)

38. Garamendi (CA), Gibson (NY): Modifies the Forest Legacy program to allow qualified third party, non-governmental entities to hold the conservation easements financed with Forest Legacy revenue. (10 minutes)

39. Polis (CO), Napolitano (CA): Would help the U.S. Forest Service (USFS) streamline forest management decisions to treat insect infestations on public lands so that USFS can better protect our natural resources and critical infrastructure while reducing the fuel loads that contribute to wildfires. Adds to the Healthy Forests Restoration Act of 2003 and directs the USFS to designate and treat at least one subwatersheds on at least one National Forest in each state that is experiencing insect epidemics or diseases that impair forest health. (10 minutes)

40. Peters, Scott (CA): Gives parity to renewable chemicals and biobased product manufacturing under the energy title and the Biorefinery Assistance Program. (10 minutes)

41. Marino (PA): Repeals the Biodiesel Fuel Education Program, which awards federal grants to educate fleet operators and the public on the benefits of using biodiesel fuels, instead of fossil fuels. (10 minutes)

42. Neugebauer (TX), Vela, Filemon (TX): Makes fermentable sugar biomass crops eligible for payments under the Biomass Crop Assistance Program. (10 minutes)

43. McClintock (CA): Strikes Sec. 10003—the Farmers Market and Local Food Promotion Program. This duplicative program funds lessons on food preparation, promotions of locally-grown crops and advertising of farmers markets. (10 minutes)

44. Gibson (NY), Grimm (NY), Hanna (NY), Maloney, Sean (NY), Collins, Chris (NY): Strikes the olive oil import restriction contained in section 10010 of the bill. Under 10010, if a marketing order for olive oil is established, olive oil imports would be subject to restrictions such as taste testing. (10 minutes)

45. Walorski, Jackie (IN): Continues the prohibition on the Christmas tree tax by striking the section of the bill that lifts the stay on the tax. (10 minutes)

46. Courtney (CT), Wittman (VA): Adds farmed shellfish to the list of specialty crops listed in Section 3 of the Specialty Crops Competitiveness Act of 2004. This would allow these products to be eligible for USDA marketing and research assistance. (10 minutes)

47. Kind (WI), Petri (WI), Blumenauer (OR), Conyers (MI), Cooper (TN), DeFazio (OR), Connolly (VA), DeLauro (CT), McGovern (MA), Radcliff (FL), Sensenbrenner (WI), Waxman (CA): Limits premium subsidies to those producers with an AGI under \$250,000 and limits per person premium subsidies to \$50,000 and caps crop insurance providers' reimbursement of administrative and operating at \$900 million and reduces their rate of return to 12%. Introduces transparency into the crop insurance program. (20 minutes)

48. Carney (DE), Radel, Trey (FL): Strikes section 11012 of the Federal Agriculture Reform and Risk Management Act. (10 minutes)

49. Radel, Trey (FL): Repeals the National Sheep Industry Improvement Center. (10 minutes)

50. Walberg (MI): Strikes the addition of “natural stone” to the list of commodity products that can petition the USDA for the issuance of a promotion and research order. (10 minutes)

51. Benishek (MI): Requires a scientific and economic analysis of the FDA’s Food Safety and Modernization Act prior to final regulations being enforced. The primary focus of the analysis will be the impact of this legislation on agricultural businesses of all sizes. (10 minutes)

52. Bachus (AL): Ensures that the U.S. Department of Agriculture (USDA) will consider regulations in accordance with provisions in the Regulatory Flexibility Act—so that small business impacts are considered in actions and alternatives that the USDA considers. (10 minutes)

53. Sinema, Kyrsten (AZ), LaMalfa (CA): Requires the Secretary of Agriculture to provide technical assistance to the U.S. Customs and Border Protection on identifying produce claiming to be made in the United States when in fact it is not. Requires the Secretary of Agriculture to provide Congress with a report on produce represented as grown in the United States when in fact it was not. (10 minutes)

54. Wittman (VA): Provides performance based measures, including crosscut budgeting, adaptive management and an Independent Evaluator, to assure federal dollars currently spent on Bay restoration activities produce results. (10 minutes)

55. Herrera-Beutler (WA), Schrader (OR): Codifies the EPA’s longstanding silviculture rule. It protects federal, state, county, tribal, and private forest roads from costly permit requirements or other point source regulation along with litigation expenses and citizen suit liability. (10 minutes)

56. Crawford (AR): Modifies the exemption levels of EPA’s SPCC rules for small farmers and ranchers, which require producers to construct a containment facility around above-ground oil tanks. (10 minutes)

57. Crawford (AR), Terry (NE): Prohibits the EPA from procuring or disclosing the private information of farmers and ranchers. (10 minutes)

58. Foxx (NC): Sunsets all discretionary programs in the bill upon the expiration of the 5-year authorization period. (10 minutes)

59. Kuster, Ann (NH): Increases the cap for wildlife habitat funding within the Environmental Quality Incentives Program (EQIP) from 5 percent to 7.5 percent. (10 minutes)

60. Thompson, Bennie (MS): Allows the Healthy Forest Reserve Program to be a participating program of the Regional Conservation Partnership Program. (10 minutes)

61. Thompson, Glenn (PA): Requires the Natural Resources Conservation Service (NRCS) to provide data and consultation to the Environmental Protection Agency (EPA) with regard to water quality and nutrient management relating to ongoing modeling for the Chesapeake Bay watershed, including EPA’s ongoing implementation of the Total Maximum Daily Load (TMDL). (10 minutes)



62. Pearce (NM), Neugebauer (TX), Conaway (TX): Requires the Secretary of Agriculture to conduct a study on current USDA programs related to the Lesser Prairie Chicken to analyze the economic impact and effectiveness of these programs. (10 minutes)

63. Cramer, Kevin (ND): Caps mitigation for enhancement, restoration or creation of wetlands at a 1-for-1 acreage basis. Due to this amendment the greater than 1-for-1 mitigation appeals provision is no longer necessary, and therefore is struck. (10 minutes)

64. Keating (MA), Markey, Edward (MA), Lynch (MA), McGovern (MA), Tierney (MA): Directs the Secretary of the Department of Agriculture to conduct an economic analysis of the existing market for US Atlantic Spiny Dogfish. (10 minutes)

65. Reed (NY): Makes technical changes to Section 4015 regarding data exchange standardization for improved operability (10 minutes)

66. Young, Don (AK), Cole (OK): Grants the Secretary of Agriculture authority to permit the donation, preparation, and consumption of traditional Native food in public facilities primarily serving Alaska Natives and American Indians, as long as specific food safety requirements are met. (10 minutes)

67. Negrete McLeod, Gloria (CA), Vargas, Juan (CA): Authorizes a feasibility study to identify which federal food programs tribes have the capacity to administer on their own. (10 minutes)

68. Duckworth (IL): Requires the Secretary of Agriculture to conduct a study and report back to Congress on the impact of Supplemental Nutrition Assistance Program (SNAP) cuts on demand seen at charitable food providers. (10 minutes)

69. Crowley (NY), Grimm (NY): Facilitates cost-neutral purchasing of Kosher and Halal food within the Emergency Food Assistance Program and improve information provided to participating food banks on availability of Kosher and Halal food (10 minutes)

70. Huizenga (MI): Requires the United States Department of Agriculture (USDA) to conduct a study of sole-source contracts in Federal nutrition programs, and the effect such contracts have on program participation, program goals, non-program consumers, retailers, and free-market dynamics. The findings must be reported back to Congress within one year after the date of enactment of this act. (10 minutes)

71. Gardner (CO): Gives Rural Utilities Services (RUS) borrowers the ability to hire contractors to perform NEPA studies without going through the Federal Acquisition Regulation (FAR) process. Almost every other agency allows contractors to be hired without using the FAR. (10 minutes)

72. Ruiz, Raul (CA): Amends the Distance Learning and Telemedicine Program to add designated Health Professional Shortage Areas as a priority in awarding funding. (10 minutes)

73. Michaud (ME), Welch (VT), Owens (NY), Shea-Porter, Carol (NH), McIntyre (NC), O'Rourke (TX): Reauthorizes through fiscal year 2018 the Northern Border Regional Commission, the Southeast Crescent Regional Commission, and the Southwest Border Regional Commission. (10 minutes)

74. Turner (OH), Chabot (OH), Fudge (OH), Beatty, (OH): Adds a sense of the Congress in support of improving agricultural re-

search and education through a USDA land grant program. (10 minutes)

75. Gabbard (HI), Hanabusa (HI), Pierluisi (PR): Authorizes research, development, and a pest management plan to combat the coffee berry borer. (10 minutes)

76. Faleomavaega (AS): Include American Samoa and the Federated States of Micronesia (FSM) as provided for the Commonwealth of the Northern Mariana Islands (CNMI). The intent is to amend the McIntire-Stennis Act to include American Samoa, CNMI, and the FSM as already provided for Virgin Islands and Guam. American Samoa and FSM have land-grant colleges. The amendment will align with S. 984. (10 minutes)

77. Slaughter (NY), Polis (CO): Reauthorizes the Research and Education Grants for the Study of Antibiotic Research program through 2018; it does not explicitly authorize or appropriate any funds. Reauthorization ensures that research into antibiotic-resistant bacteria remains a priority of NIFA and that NIFA retains the flexibility to fund the best research proposals on a competitive basis. (10 minutes)

78. Gosar (AZ): Establishes parity among the fire-liability provisions in stewardship contracts by incorporating the liability provisions from timber contracts into integrated resource service contracts, companies are more likely to participate in the stewardship program, protecting communities and fostering healthy forests. (10 minutes)

79. Cotton (AR): Amends Section 8304 Good Neighbor Authority in H.R. 1947. The amendment would clarify that all types of projects may be delegated by the U.S. Forest Service to the state foresters, including projects involving commercial harvesting or other mechanical vegetative treatments. These projects would still be subject to all applicable NEPA regulations. The reference to “insect-infected trees” would be corrected to read “insect-infected forests”. (10 minutes)

80. Tipton (CO), Coffman (CO), Gardner (CO), Lamborn (CO): Establishes a program providing the US Forest Service a large airtanker and aerial asset lease program. (10 minutes)

81. Griffith (VA): Conveys a small parcel of National Forest System land in Pound, Virginia. The parcel, which is located in the Jefferson National Forest, is a family cemetery. (10 minutes)

82. Meadows (NC): Waives NEPA requirements for timber clean-up projects on forest service land after a disaster. (10 minutes)

83. Loeb sack (IA): Reinstates feasibility studies under the Rural Energy for America Program (REAP) in the Energy Title, Title IX. (10 minutes)

84. Grimm (NY), Gibson (NY), Bishop, Tim (NY): Requires the Secretary of Agriculture to conduct a study and no later than 180 days after enactment report back to the relevant committees in the House and Senate and analysis of energy use in USDA facilities, a list of energy audits that have been conducted at USDA facilities, a list of energy efficiency projects that have been conducted at USDA facilities and a list of energy savings projects that could be achieved with additional mechanical insulation at USDA facilities. (10 minutes)

85. Cárdenas (CA): Expands food safety education initiatives to include training farm workers on how to identify sources of food

contamination and how to decrease bacterial contamination of food. (10 minutes)

86. Austin, Scott (GA), Schrader (OR): Mandates the Secretary of Agriculture to consult with the Secretary of Labor to ensure that producers of perishable commodities are afforded a transparent and equitable process related to the labor disputes. (10 minutes)

87. Kaptur (OH): Requires the Secretary to submit an annual report on invasive species in the United States. The report is required to be made available to the public. (10 minutes)

88. Foxx (NC), Ellison (MN): Requires the government to disclose the names of certain persons and entities receiving federal crop insurance subsidies. Specifically, disclosure would be required for Members of Congress and their immediate families, Cabinet Secretaries and their immediate families, and entities of which any of the preceding parties is a majority shareholder. (10 minutes)

89. Schock (IL): Includes pennycrest as a research and development priority at the Risk Management Agency. (10 minutes)

90. Barr, (KY), Hudson (NC), Radcliff, Trey (FL), Whitfield (KY): Requires that any changes to current crop insurance policies be published and open for public comment at least 60 days before June 30 and at least 60 days before November 30 of the year before the change would take effect. (10 minutes)

91. Takano, Mark (CA), Markey, Edward (MA): Directs the Secretary of Agriculture to report to Congress on the economic implications for consumers, fishermen, and aquaculturists of fraud and mislabeling in wild and farmed seafood. (10 minutes)

92. Fudge (OH), Sewell (AL): Requires USDA agencies that serve farmers and ranchers to provide a time and date stamped receipt for service to each farmer and rancher requesting information or service from USDA. (10 minutes)

93. Velázquez (NY): Directs USDA to coordinate opportunities for urban agriculture. (10 minutes)

94. Jackson Lee (TX): Establishes the sense of Congress that the Federal Government should increase business opportunities for small businesses, black farmers, women, and minority businesses. (10 minutes)

95. Ross (FL), Rooney (FL): Expresses the sense of Congress that agricultural nutrients and chemicals play an important role in the production of American agriculture. Also expresses the sense of Congress that the Department of Agriculture should coordinate with the Department of Homeland Security in the development of regulations and procedures for handling these agricultural chemicals. (10 minutes)

96. Conaway (TX), Vela, Filemon (TX): Requires the Secretary of State to submit a report on water sharing with Mexico. (10 minutes)

97. Flores (TX): Requires USDA to conduct and submit a study detailing all activities engaged in and resources expended in furtherance of Executive Order 13547 relating to the Administration's continued attempts to establish the National Ocean Policy without Congressional authorization. The study also should include any budget requests for fiscal year 2014 for support of implementation of Executive Order 13547, and be submitted to the House Committee on Agriculture and Senate Committee on Agriculture, Nutrition, and Forestry. (10 minutes)

98. Pitts (PA), Davis, Danny K. (IL), Goodlatte (VA), Blumenauer (OR): Reforms the Federal sugar program, and for other purposes. (20 minutes)

99. Goodlatte (VA), Scott, David (GA), Collins, Chris (NY), Moran, James (VA), Duffy (WI), Polis (CO), Coffman (CO), Meeks (NY), DeGette (CO), Issa (CA), Sessions (TX), Lee, Barbara (CA): The Amendment would remove Subtitle D PART I—“DAIRY PRODUCER MARGIN PROTECTION AND DAIRY MARKET STABILIZATION PROGRAMS” and replaces it with a new “Dairy Producer Margin Insurance Program”. The amendment provides dairy producers with the option to annually enroll in a new margin insurance program at levels of \$4.00 and up to \$8.00 in increments of fifty cents. Based on the highest annual of three previous calendar years of their milk marketings, dairy producers are allowed to elect their coverage level and the percentage of coverage up to 80% at the start of the program and annually thereafter. Dairy producers are also allowed to update their production history annually. The Secretary is required to make payments to dairy producers enrolled in the program whenever the actual dairy producer margin drops below \$4.00 (or below a higher level of coverage up to \$8.00). The amendment leaves the rest of the underlying dairy title intact, including the removal of the Dairy Product Price Support Program, the MILC Program, and the Dairy Export Assistance Program and the reauthorization of the 1996 FMMO additional order provision. (20 minutes)

100. Fortenberry (NE): Reduces farm program payment limits, capping commodity payments at \$250,000 per year for any one farm. The legislation also closes loopholes in current law to ensure payments reach working farmers, their intended recipients. (10 minutes)

101. Huelskamp (KS), Goodlatte (VA), Neugebauer (TX), Jordan (OH), DeSantis (FL), Stewart, Chris (UT), Bentivolio, (MI): Creates additional work requirements for SNAP recipients and raises the total reduction in spending to \$31 billion. (10 minutes)

102. Southerland (FL), Westmoreland (GA), Kingston (GA), Bentivolio, (MI), Schweikert (AZ): Applies federal welfare work requirements to the food stamp program, the Supplemental Nutrition Assistance Program, at state option. (10 minutes)

103. Reed (NY), Walberg (MI), Yoho, Ted (FL): Ends eligibility for the Supplemental Nutrition Assistance Program for convicted violent rapists, pedophiles and murderers after enactment into law. (10 minutes)

PART A—TEXT OF AMENDMENT CONSIDERED AS ADOPTED

In section 1412(e)(3), page 92, line 8, strike “without further” and insert “subject to”.

In section 1435, page 110, strike lines 14 through 22, and insert the following:

(b) DEPOSIT OF MONIES.—All monies received under subsection (a) shall, subject to appropriation, be available to the Secretary until expended for use or transfer as provided in subsection (c).

(c) USE OF MONIES.—

(1) AVAILABILITY FOR CERTAIN COMMODITY DONATIONS.—  
Within three months of the receipt of monies under subsection

(a), and as provided in subsection (b), the Secretary shall obligate the monies for the purpose of—

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PART B—TEXT OF AMENDMENTS MADE IN ORDER

1. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE MCGOVERN OF MASSACHUSETTS OR HIS DESIGNEE, DEBATABLE FOR 20 MINUTES

Strike sections 1101(c), 1105, 1106, 1107, 1108, and 1109.

In section 1501(f), add the following new paragraph:

(4) DELAY IN INITIAL PAYMENTS.—Payments required under this section for fiscal years 2012, 2013, and 2014 shall not be distributed before October 1, 2014.

Strike sections 4005, 4007, 4018, and 4027.

Strike section 11003.

In section 11016(a), strike “2014” after “Beginning not later than the” and insert “2015”.

In section 11016(d)(1), strike “80 percent” and insert “65 percent”.

In section 11017, strike “2014” after “Effective beginning with the” and insert “2015”.

At the end of title XI, add the following new section:

**SEC. 11025. CAP ON OVERALL RATE OF RETURN FOR CROP INSURANCE PROVIDERS AND ON REIMBURSEMENTS FOR ADMINISTRATIVE AND OPERATING EXPENSES.**

(a) CAP ON OVERALL RATE OF RETURN.—Section 508(k)(3) of the Federal Crop Insurance Act 26 (7 U.S.C. 1508(k)(3)) is amended—

(1) by designating paragraph (3) as subparagraph (A) and, before such subparagraph, by inserting “(3) RISK.—”; and

(2) by adding at the end the following new subparagraph:

“(B) CAP ON OVERALL RATE OF RETURN.—The target rate of return for all the companies combined for the 2013 and subsequent reinsurance years shall be 12 percent of retained premium.”.

(b) ADDITIONAL CAP ON REIMBURSEMENTS.—Section 508(k)(4) of the Federal Crop Insurance Act (7 U.S.C. 1508(k)(4)) is amended by adding at the end the following new subparagraph:

“(G) ADDITIONAL CAP ON REIMBURSEMENTS.—Notwithstanding subparagraphs (A) through (F), total reimbursements for administrative and operating costs for the 2013 insurance year for all types of policies and plans of insurance shall not exceed \$900,000,000. For each subsequent insurance year, the dollar amount in effect pursuant to the preceding sentence shall be increased by the same inflation factor as established for the administrative and operating costs cap in the 2011 Standard Reinsurance Agreement.”.

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2. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE GIBBS OF OHIO OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 18, beginning on line 21, strike “total acres planted for the year” and insert “base acres”.

Page 21, strike lines 1 through 22 and insert the following:

(16) REFERENCE PRICE.—The term “reference price”, with respect to a covered commodity for a crop year, means the product obtained by multiplying—

(A) 55 percent; by

(B) the average of the national marketing year average price for the five most recent crop years, excluding each of the crop years with the highest and lowest prices.

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3. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE FOXX OF NORTH CAROLINA OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of section 1107, add the following new subsection:

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

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4. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE ELLISON OF MINNESOTA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of section 1107(b), add the following new paragraph:

(8) REPORT REQUIRED.—Not later than three years after the date of the enactment of this Act, the Secretary shall complete a study reviewing the climate impacts of the availability of price loss coverage, including (but not limited to) the impact from increased crop production, land use change, farm equipment use, and increased input of agricultural chemicals.

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5. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE BROUN OF GEORGIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of part II of subtitle D of title I, add the following new section:

**SEC. 1487. REPEAL OF PERMANENT PRICE SUPPORT AUTHORITY FOR MILK.**

(a) REPEAL.—Section 201 of the Agricultural Act of 1949 (7 U.S.C. 1446) is amended—

(1) in subsection (a), by striking “milk,”; and

(2) by striking subsections (c) and (d).

(b) EXCLUSION FROM PRICE SUPPORT FOR OTHER NONBASIC AGRICULTURAL COMMODITIES.—Section 301 of the Agricultural Act of 1949 (7 U.S.C. 1447) is amended by inserting “(other than milk)” after “agricultural commodity”.

Page 144, lines 19 and 20, strike “during the period beginning on the date of enactment of this Act through December 31, 2018”.

Page 145, lines 8, 9, and 10, strike “during the period beginning on the date of enactment of this Act through December 31, 2018”.

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6. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE ENYART OF ILLINOIS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle E of title I, add the following new section:

**SEC. 1502. NATIONAL DROUGHT COUNCIL AND NATIONAL DROUGHT POLICY ACTION PLAN.**

(a) DEFINITIONS.—In this section:

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

(2) DROUGHT.—The term “drought” means a natural disaster that is caused by a deficiency in precipitation—

(A) that may lead to a deficiency in surface and sub-surface water supplies (including rivers, streams, wetlands, ground water, soil moisture, reservoir supplies, lake levels, and snow pack); and

(B) that causes or may cause—

(i) substantial economic or social impacts; or

(ii) physical damage or injury to individuals, property, or the environment.

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

(4) MEMBER.—The term “member”, with respect to the National Drought Council, means a member of the Council specified or appointed under this section or, in the absence of the member, the member’s designee.

(5) MITIGATION.—The term “mitigation” means a short- or long-term action, program, or policy that is implemented in advance of or during a drought to minimize any risks and impacts of drought.

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

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

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

(A) in which drought is emerging; or

(B) that is experiencing a drought.

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

(10) WATERSHED GROUP.—The term “watershed group” means a group of individuals, formally recognized by the appropriate State or States, who represent the broad scope of relevant interests within a watershed and who work together in a collaborative manner to jointly plan the management of the natural resources contained within the watershed.

(b) EFFECT OF SECTION.—This section does not affect—

- (1) the authority of a State to allocate quantities of water under the jurisdiction of the State; or
- (2) any State water rights established as of the date of enactment of this Act.

(c) NATIONAL DROUGHT COUNCIL.—

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

(2) MEMBERSHIP.—

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

- (i) the Secretary (or the designee of the Secretary);
- (ii) the Secretary of Commerce (or the designee of the Secretary of Commerce);
- (iii) the Secretary of the Army (or the designee of the Secretary of the Army);
- (iv) the Secretary of the Interior (or the designee of the Secretary of the Interior);
- (v) the Director of the Federal Emergency Management Agency (or the designee of the Director);
- (vi) the Administrator of the Environmental Protection Agency (or the designee of the Administrator);
- (vii) 4 members appointed by the Secretary, in coordination with the National Governors Association, each of whom shall be the Governor of a State (or the designee of the Governor) and who collectively shall represent the geographic diversity of the Nation;
- (viii) 1 member appointed by the Secretary, in coordination with the National Association of Counties;
- (ix) 1 member appointed by the Secretary, in coordination with the United States Conference of Mayors;
- (x) 1 member appointed by the Secretary of the Interior, in coordination with Indian tribes, to represent the interests of tribal governments; and
- (xi) 1 member appointed by the Secretary, in coordination with the National Association of Conservation Districts, to represent local soil and water conservation districts.

(B) DATE OF APPOINTMENT.—The appointment of each member of the Council shall be made not later than 120 days after the date of enactment of this Act.

(3) TERM; VACANCIES.—

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

(B) VACANCIES.—A vacancy on the Council—

- (i) shall not affect the powers of the Council; and
- (ii) shall be filled in the same manner as the original appointment was made.

(C) TERMS OF MEMBERS FILLING VACANCIES.—Any member appointed to fill a vacancy occurring before the expiration of the term for which the member’s predecessor was appointed shall be appointed only for the remainder of that term.

(4) MEETINGS.—



- (A) IN GENERAL.—The Council shall meet at the call of the co-chairs.
- (B) FREQUENCY.—The Council shall meet at least semi-annually.
- (5) QUORUM.—A majority of the members of the Council shall constitute a quorum, but a lesser number may hold hearings or conduct other business.
- (6) COUNCIL LEADERSHIP.—
  - (A) IN GENERAL.—There shall be a Federal co-chair and non-Federal co-chair of the Council.
  - (B) APPOINTMENT.—
    - (i) FEDERAL CO-CHAIR.—The Secretary shall be Federal co-chair.
    - (ii) NON-FEDERAL CO-CHAIR.—The non-Federal members of the Council shall elect, on a biannual basis, a non-Federal co-chair of the Council from among the members appointed under paragraph (2).
- (d) DUTIES OF THE COUNCIL.—
  - (1) IN GENERAL.—The Council shall— (A) not later than one year after the date of the first meeting of the Council, develop a comprehensive National Drought Policy Action Plan that—
    - (i)(I) delineates and integrates responsibilities for activities relating to drought (including drought preparedness, mitigation, research, risk management, training, and emergency relief) among Federal agencies; and
    - (II) ensures that those activities are coordinated with the activities of the States, local governments, Indian tribes, and neighboring countries;
    - (ii) is consistent with—
      - (I) this Act and other applicable Federal laws; and
      - (II) the laws and policies of the States for water management;
    - (iii) is integrated with drought management programs of the States, Indian tribes, local governments, watershed groups, and private entities; and
    - (iv) avoids duplicating Federal, State, tribal, local, watershed, and private drought preparedness and monitoring programs in existence on the date of enactment of this Act;
  - (B) evaluate Federal drought-related programs in existence on the date of enactment of this Act and make recommendations to Congress and the President on means of eliminating—
    - (i) discrepancies between the goals of the programs and actual service delivery;
    - (ii) duplication among programs; and
    - (iii) any other circumstances that interfere with the effective operation of the programs;
  - (C) make recommendations to the President, Congress, and appropriate Federal Agencies on—
    - (i) the establishment of common interagency triggers for authorizing Federal drought mitigation programs; and

- (ii) improving the consistency and fairness of assistance among Federal drought relief programs;
  - (D) encourage and facilitate the development of drought preparedness plans under subtitle C, including establishing the guidelines under this section;
  - (E) based on a review of drought preparedness plans, develop and make available to the public drought planning models to reduce water resource conflicts relating to water conservation and droughts;
  - (F) develop and coordinate public awareness activities to provide the public with access to understandable and informative materials on drought, including—
    - (i) explanations of the causes of drought, the impacts of drought, and the damages from drought;
    - (ii) descriptions of the value and benefits of land stewardship to reduce the impacts of drought and to protect the environment;
    - (iii) clear instructions for appropriate responses to drought, including water conservation, water reuse, and detection and elimination of water leaks;
    - (iv) information on State and local laws applicable to drought; and
    - (v) opportunities for assistance to resource-dependent businesses and industries in times of drought; and
  - (G) establish operating procedures for the Council.
- (2) CONSULTATION.—In carrying out this subsection, the Council shall consult with groups affected by drought emergencies.
- (3) REPORTS TO CONGRESS.—
- (A) ANNUAL REPORT.—
    - (i) IN GENERAL.—Not later than one year after the date of the first meeting of the Council, and annually thereafter, the Council shall submit to Congress a report on the activities carried out under this section.
    - (ii) INCLUSIONS.—
      - (I) IN GENERAL.—The annual report shall include a summary of drought preparedness plans.
      - (II) INITIAL REPORT.—The initial report submitted under subparagraph (A) shall include any recommendations of the Council.
    - (B) FINAL REPORT.—Not later than seven years after the date of enactment of this Act, the Council shall submit to Congress a report that recommends—
      - (i) amendments to this section; and
      - (ii) whether the Council should continue.
- (e) POWERS OF THE COUNCIL.—
- (1) HEARINGS.—The Council may hold hearings, meet and act at any time and place, take any testimony and receive any evidence that the Council considers advisable to carry out this section.
  - (2) INFORMATION FROM FEDERAL AGENCIES.—
    - (A) IN GENERAL.—The Council may obtain directly from any Federal agency any information that the Council considers necessary to carry out this section.
    - (B) PROVISION OF INFORMATION.—

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

(ii) LIMITATION.—The head of a Federal agency shall not provide any information to the Council that the Federal agency head determines the disclosure of which may cause harm to national security interests.

(3) POSTAL SERVICES.—The Council may use the United States mail in the same manner and under the same conditions as other agencies of the Federal Government.

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

(f) COUNCIL PERSONNEL MATTERS.—

(1) COMPENSATION OF MEMBERS.—

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

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

(2) TRAVEL EXPENSES.—A member of the Council shall be allowed travel expenses at rates authorized for an employee of an agency under subchapter I of chapter 57 of title 5, United States Code, while away from the home or regular place of business of the member in the performance of the duties of the Council.

(g) TERMINATION OF COUNCIL.—The Council shall terminate at the end of the eighth fiscal year beginning on or after the date of the enactment of this Act.

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7. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE GRAVES OF GEORGIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of section 1603, add the following new subsection:

(d) EFFECT OF CORN SALES TO ETHANOL PRODUCTION FACILITIES.—Notwithstanding any other provision of law, a producer on a farm that sells corn, directly or through a third party, to an ethanol production facility is ineligible to receive any payment or benefit described in section 1001D(b)(2) of the Food Security Act of 1985 (7 U.S.C. 1308–3a(b)(2)) for that corn.

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8. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE BLUMENAUER OF OREGON OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 162, line 14, strike the closed quotation mark and the final period.

Page 162, after line 14, insert the following:

“(3) RESERVATION.—Effective beginning in fiscal year 2015, the Secretary, to the maximum extent feasible, shall manage the conservation reserve to ensure that, on an annual basis,

not less than 20.5 percent of land maintained in the program shall be—

“(A) described in subparagraphs (B) through (E) of subsection (b)(4); and

“(B) enrolled under—

“(i) the special conservation reserve enhancement program authority under section 1234(f)(4); or

“(ii) the pilot program for the enrollment of wetland and buffer acreage under section 1231B.”.

9. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE BLUMENAUER OF OREGON OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Beginning on page 197, strike line 18 and all that follows through page 198, line 10 and insert the following:

**SEC. 2201. PURPOSES.**

Section 1240 of the Food Security Act of 1985 (16 U.S.C. 3839aa) is amended to read as follows:

**“SEC. 1240. PURPOSES.**

“The purpose of the environmental quality incentives program established by this chapter is to assist producers in implementing conservation systems, practices, and activities on their operations in order to—

“(1) improve water quality, with special emphasis on reducing nutrient pollution and protecting sources of drinking water;

“(2) avoid, to the maximum extent practicable, the need for resource and regulatory programs by assisting producers in protecting soil, water, air, and related natural resources and meeting environmental quality criteria established by Federal, State, tribal, and local agencies;

“(3) conserve ground and surface water to sustain or improve in-stream flows;

“(4) enhance soil quality;

“(5) control invasive species;

“(6) enhance critical aquatic and terrestrial wildlife habitat for at-risk species;

“(7) reduce the amount and toxicity of pesticides and other agricultural chemicals found on food and in water or the air;

“(8) reduce the nontherapeutic use of medically important antibiotics in food-producing animals in order to preserve the effectiveness of antibiotics used in the treatment of human and animal disease;

“(9) help producers adapt to a changing and unpredictable climate and increase resiliency to climate change impacts, including rising temperatures and extreme weather events, while reducing greenhouse gas emissions; and

“(10) address additional priority resource concerns, as determined by the Secretary.”.

Page 198, line 19, strike “10 years” and insert “5 years”.

Page 198, after line 19, insert the following:

(3) by amending subsection (c) to read as follows:

“(c) PRIORITY.—If the Secretary determines that the environmental values of two or more applications for payments are com-

parable, the Secretary shall assign a higher priority to a program application which will achieve the environment and conservation values using practices and systems the assessed cost of which is lower.”;

(4) by amending subsection (d)(3) to read as follows:

“(3) INCREASED PAYMENTS FOR CERTAIN PRACTICES.—The Secretary shall provide supplemental payments and enhanced technical assistance to producers implementing land management and vegetative practices at a level that, as determined by the Secretary, results in highly cost-effective treatment of priority resource concerns, including—

“(A) residue and tillage management;

“(B) contour farming;

“(C) cover cropping;

“(D) integrated pest management;

“(E) nutrient management;

“(F) stream corridor improvement;

“(G) invasive plant species control;

“(H) contour buffer strips;

“(I) riparian herbaceous and forest buffers;

“(J) filterstrips;

“(K) stream habitat improvement and management;

“(L) grassed waterways;

“(M) wetland restoration and enhancement;

“(N) pollinator habitat; or

“(O) conservation crop rotation.”;

Page 199, after line 16, insert the following:

(4) by adding at the end of subsection (d) the following new paragraph:

“(7) LIMITATION ON PAYMENTS FOR CERTAIN PRACTICES.—A producer who owns or operates a large confined animal feeding operation (as defined by the Secretary) shall not be eligible for payments under this chapter to construct an animal waste management facility or any associated waste transport or transfer device.”.

Page 199, line 21, strike “60 percent” and insert “50 percent”.

Page 200, line 2, strike “5 percent” and insert “not less than 10 percent”.

Page 200, line 17, strike “and” and insert the following:

(6) by amending subsection (h) to read as follows:

“(h) WATER CONSERVATION OR IRRIGATION EFFICIENCY PRACTICE.—

“(1) AVAILABILITY OF PAYMENTS.—The Secretary may provide payments under this subsection to a producer for a water conservation or irrigation practice that promotes ground and surface water conservation on the agricultural operation of the producer by—

“(A) improvements to irrigation systems;

“(B) enhancement of irrigation efficiencies;

“(C) conversion of the agricultural operation to—

“(i) the production of less water-intensive agricultural commodities; or

“(ii) dryland farming;

“(D) improvement of the storage and conservation of water through measures such as water banking and groundwater recharge;

“(E) enhancement of fish and wildlife habitat associated with irrigation systems including pivot corners and areas with irregular boundaries;

“(F) enhancement of in-stream flows in associated rivers and streams; or

“(G) establishment of other measures, as determined by the Secretary, that improve groundwater and surface water conservation in agricultural operations.

“(2) PRIORITY.—In providing payments to a producer for a water conservation or irrigation practice, the Secretary shall give priority to applications in which—

“(A) consistent with the law of the State in which the eligible land of the producer is located, there is a reduction in water use in the operation of the producer; and

“(B) the practice reduces the amount of water consumed in a producer’s operation or reduces the amount of water diverted without increasing the water consumed.

“(3) DUTY OF PRODUCERS.—The Secretary may not provide payments to a producer for a water conservation or irrigation practice under this chapter unless the producer agrees not to use any associated water savings to bring new land, other than incidental land needed for efficient operations, under irrigated production, unless the producer is participating in a watershed-wide project that will effectively conserve water, as determined by the Secretary.”;

(7) in subsection (i)—

(A) in paragraph (1), by striking “subsection” and inserting “chapter”;

(B) by amending paragraph (2) to read as follows:

“(2) ELIGIBILITY REQUIREMENTS.—As a condition for receiving payments under this chapter, a producer shall agree to develop and implement conservation practices for certified organic production that are consistent with the regulations promulgated under the Organic Foods Production Act of 1990 (7 U.S.C. 6501 et seq.) and the purposes of this chapter.”;

(C) by striking paragraph (3) and redesignating paragraphs (4) and (5) as paragraphs (5) and (6), respectively; and

(D) by inserting after paragraph (2) the following new paragraphs:

“(3) COORDINATION WITH ORGANIC CERTIFICATION.—The Secretary shall establish a transparent means by which producers may initiate organic certification under the Organic Foods Production Act of 1990 (7 U.S.C. 6501 et seq.) while participating in a contract under this chapter.

“(4) PLANNING.—

“(A) IN GENERAL.—The Secretary shall provide planning assistance to producers transitioning to certified organic production consistent with the requirements of the Organic Foods Production Act of 1990 (7 U.S.C. 6501 et seq.) and the purposes of this chapter.

“(B) AVOIDANCE OF DUPLICATION.—The Secretary shall, to the maximum extent practicable, eliminate duplication of planning activities for a producer participating in a contract under this chapter and initiating or maintaining organic certification consistent with the Organic Foods Production Act of 1990 (7 U.S.C. 6501 et seq.)”; and

Page 201, line 8, strike the closed quotation mark and the final period.

Page 201, after line 8, insert the following:

“(k) PAYMENTS FOR CONSERVATION PRACTICES RELATED TO ANTI-BIOTIC USE.—

“(1) PAYMENTS AUTHORIZED.—The Secretary shall provide payments under this chapter to livestock producers for three years, to assist in a transition to modified animal management and production systems, for practices leading to the reduction in the need for antibiotics, including modification of systems and spaces to—

“(A) improve sanitation;

“(B) improve ventilation; or

“(C) support the implementation of improved animal management techniques at the operation.

“(2) DUTY OF PRODUCER.—The Secretary shall not make payments under this chapter for practices related to antibiotic use unless the producer agrees to provide information to the Secretary documenting the resulting reduction in antibiotic use in the operation of the producer.

“(l) COMPREHENSIVE CONSERVATION PLANNING.—The Secretary shall provide technical and financial assistance to producers under the program to develop a comprehensive conservation plan for the agricultural operation of the producer.”.

Page 201, strike lines 9 through 17 and insert the following:

**SEC. 2203. EVALUATION OF APPLICATIONS.**

(a) EVALUATION CRITERIA.—Section 1240C(a) of the Food Security Act of 1985 (16 U.S.C. 3839aa–3(a)) is amended by striking “, national, State, and local conservation priorities” and inserting “priority resource concerns identified under subsection (d)”.

(b) PRIORITIZATION OF APPLICATIONS.—Section 1240C(b) of the Food Security Act of 1985 (16 U.S.C. 3839aa–3(b)) is amended—

(1) in paragraph (1), by striking “achieving the anticipated environmental benefits of the project” and inserting “priority resource concerns identified under subsection (d)”;

(2) in paragraph (2), by striking “designated resource concern or resource concerns” and inserting “priority resource concerns identified under subsection (d), including, in the case of applications from nutrient-impacted watersheds, the degree to which nutrient loadings would be reduced as a result of the proposed project”; and

(3) in paragraph (3), by striking “purpose of the environmental quality incentives program specified in section 1240(1)” and inserting “purposes of the program”.

(c) GROUPING OF APPLICATIONS.—Section 1240C(c) of the Food Security Act of 1985 (16 U.S.C. 3839aa–3(c)) is amended by striking “for evaluation purposes or otherwise evaluate applications relative to other applications for similar farming operations” and in-

serting “proposing to address the same priority resource concerns for evaluation purposes”.

(d) **PRIORITY RESOURCE CONCERNS.**—Section 1240C of the Food Security Act of 1985 (16 U.S.C. 3839aa–3) is amended by adding at the end the following new subsection:

“(d) **PRIORITY RESOURCE CONCERNS.**—For the purposes of this section, the Secretary shall identify priority resource concerns in a particular watershed or other appropriate region or area within a State.”.

Beginning on page 201, strike line 22 and all that follows through page 202, line 8 and insert the following:

**SEC. 2205. ENVIRONMENTAL QUALITY INCENTIVES PROGRAM PLAN.**

(a) **PLAN OF OPERATIONS.**—Section 1240E(a) of the Food Security Act of 1985 (16 U.S.C. 3839aa–5(a)) is amended to read as follows:

“(a) **PLAN OF OPERATIONS.**—To be eligible to receive payments under the program, a producer shall submit to the Secretary for approval a plan of operations that—

“(1) specifies the priority resource concerns to be addressed;

“(2) specifies the type, number, and sequencing of conservation systems, practices, or activities to be implemented to address the priority resource concerns;

“(3) includes such terms and conditions as the Secretary considers necessary to carry out the program, including a description of the purposes to be met by the implementation of the plan and a statement of how the plan will achieve or take significant steps toward achieving the relevant resource management system quality criteria;

“(4) in the case of a confined livestock feeding operation, provides for development and implementation of a comprehensive nutrient management plan, if applicable;

“(5) in the case of a producer located within a nutrient-impacted watershed, identifies methods by which the producer will limit nutrient loss; and

“(6) in the case of forest land, is consistent with the provisions of a forest management plan that is approved by the Secretary, which may include—

“(A) a forest stewardship plan described in section 5 of the Cooperative Forestry Assistance Act of 1978 (16 U.S.C. 2103a);

“(B) another practice plan approved by the State forester; or

“(C) another plan determined appropriate by the Secretary.”.

(b) **AVOIDANCE OF DUPLICATION.**—Section 1240E(b)(1) of the Food Security Act of 1985 (16 U.S.C. 3839aa–5(b)(1)) is amended by striking “plan of operations” and inserting “resource management system plan”.

**SEC. 2206. DUTIES OF THE SECRETARY.**

Section 1240F(2) of the Food Security Act of 1985 (16 U.S.C. 3839aa–6(2)) is amended by striking “information” and inserting “technical assistance, information,”.

**SEC. 2207. LIMITATION ON PAYMENTS.**

Section 1240G of the Food Security Act of 1985 (16 U.S.C. 3839aa–7) is amended to read as follows:



**“SEC. 1240G. LIMITATION ON PAYMENTS.**

“(a) **LIMITATION ON TOTAL PAYMENTS.**—Subject to subsection (b), a person or legal entity may not receive, directly or indirectly, cost-share or incentive payments under this chapter, in the aggregate, for all contracts entered into under this chapter by the person or entity (excluding funding arrangements with federally recognized Native American Indian Tribes or Alaska Native Corporations under section 1240B(h)), regardless of the number of contracts entered into under this chapter by the person or entity, that—

“(1) during any fiscal year exceed \$30,000; and

“(2) during any five-year period exceed \$150,000.

“(b) **WAIVER AUTHORITY.**—In the case of contracts under this chapter for projects of special environmental significance, as determined by the Secretary, the Secretary may waive the limitation otherwise applicable under subsection (a)(1).

“(c) **PREVENTION OF DUPLICATION.**—The Secretary shall not approve a contract or provide payments to any individual for a practice that has already been paid for as part of a previously approved and completed contract for any particular parcel of land.”.

10. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE LUJÁN OF NEW MEXICO OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 201, line 8, strike the closed quotation mark and the final period.

Page 201, after line 8, insert the following:

“(k) **FUNDING FOR COMMUNITY IRRIGATION ASSOCIATIONS.**—

“(1) **IN GENERAL.**—The Secretary may enter into an alternative funding arrangement with an eligible irrigation association if the Secretary determines that—

“(A) the purposes of the program will be met by such an arrangement; and

“(B) statutory limitations regarding contracts with individual producers will not be exceeded by any member of the irrigation association.

“(2) **ELIGIBLE IRRIGATION ASSOCIATIONS.**—In this subsection, the term ‘eligible irrigation association’ means an irrigation association that is—

“(A) comprised of producers; and

“(B) a local government entity, but does not have the authority to impose taxes or levies.”.

11. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE THOMPSON OF MISSISSIPPI OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 220, beginning on line 1, strike “24-month” and insert “12-month”.

Beginning on page 233, strike line 21 and all that follows through page 234, line 4 and insert a closed quotation mark and a final period.

Page 235, line 23, strike “paragraph” and insert “paragraphs”.

Page 236, line 5, strike the closed quotation mark and the final period.

Page 236, after line 5, insert the following:

“(6) WET AND SATURATED SOILS.—For the purposes of enrolling land in a wetland easement under subtitle H, the limitations established under paragraph (1) shall not apply to cropland designated by the Secretary with subclass w in the land capability classes IV through VIII because of severe use limitations due to soil saturation or inundation.”.

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12. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE GARDNER OF COLORADO OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 256, after line 17, insert the following:

**SEC. 2507. EMERGENCY WATERSHED PROTECTION PROGRAM.**

Section 403 of the Agricultural Credit Act of 1978 (16 U.S.C. 2203) is amended by adding at the end the following new sentence: “In evaluating requests for assistance under this section, the Secretary shall give priority consideration to projects that address runoff retardation and soil-erosion preventive measures needed to mitigate the risks and remediate the effects of catastrophic wildfire on land that is the source of drinking water for landowners and land users.”.

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13. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE THOMPSON OF CALIFORNIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 260, line 11, strike the closed quotation mark and the final period.

Page 260, after line 11, insert the following:

“(3) PRIORITY.—

“(A) IN GENERAL.—In the delivery of technical assistance under the Soil Conservation and Domestic Allotment Act (16 U.S.C. 590a et seq.), the Secretary shall give priority to producers who request technical assistance from the Secretary in order to comply for the first time with the requirements of subtitle B and subtitle C of this title as a result of the amendments made by section 2801 of the Federal Agriculture Reform and Risk Management Act of 2013.

“(B) REPORT.—Not later than 270 days after the date of enactment of the Federal Agriculture Reform and Risk Management Act of 2013, the Secretary shall submit to the Committee on Agriculture of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate a report regarding the extent to which the conservation compliance requirements contained in the amendments made by section 2801 of the Federal Agriculture Reform and Risk Management Act of 2013 apply to and impact specialty crop growers, including national analysis and surveys to determine the extent of specialty crop acreage on highly erodible land and wetlands.”.

Page 274, after line 18, insert the following:

## Subtitle H—Highly Erodible Land and Wetland Conservation for Crop Insurance

### SEC. 2801. HIGHLY ERODIBLE LAND AND WETLAND CONSERVATION FOR CROP INSURANCE.

(a) HIGHLY ERODIBLE LAND PROGRAM INELIGIBILITY.—

(1) IN GENERAL.—Section 1211(a)(1) of the Food Security Act of 1985 (16 U.S.C. 3811(a)(1)) is amended—

(A) in subparagraph (C), by striking “or” at the end;

(B) in subparagraph (D), by adding “or” at the end; and

(C) by adding at the end the following:

“(E) any portion of the premium paid by the Federal Crop Insurance Corporation for a policy or plan of insurance under the Federal Crop Insurance Act (7 U.S.C. 1501 et seq.), on the condition that if a person is determined to have committed a violation under this subsection during a crop year, ineligibility under this subparagraph shall—

“(i) only apply to reinsurance years subsequent to the date of final determination of a violation, including all administrative appeals; and

“(ii) not apply to the existing reinsurance year or any reinsurance year prior to the date of final determination.”.

(2) EXEMPTIONS.—Section 1212(a)(2) of the Food Security Act of 1985 (16 U.S.C. 3812(a)(2)) is amended—

(A) in the first sentence, by striking “(2) If,” and inserting the following:

“(2) ELIGIBILITY BASED ON COMPLIANCE WITH CONSERVATION PLAN.—

“(A) IN GENERAL.—If,”;

(B) in the second sentence, by striking “In carrying” and inserting the following:

“(B) MINIMIZATION OF DOCUMENTATION.—In carrying”;

and

(C) by adding at the end the following:

“(C) CROP INSURANCE.—

“(i) IN GENERAL.—Notwithstanding section 1211(a)—

“(I) in the case of a person that is subject to section 1211 for the first time after May 1, 2013, due to the amendment made by section 2801(a) of the Federal Agriculture Reform and Risk Management Act of 2013, any person who produces an agricultural commodity on the land that is the basis of the payments described in section 1211(a)(1)(E) shall have 5 reinsurance years after the date on which such payments become subject to section 1211 to develop and comply with an approved conservation plan so as to maintain eligibility for such payments; and

“(II) in the case of a person that the Secretary determines would have been in violation of section 1211(a) if the person had continued participation in the programs requiring compliance at any time after the date of enactment of the Food, Conserva-

tion, and Energy Act of 2008 (7 U.S.C. 8701 et seq.) and is currently in violation of section 1211(a), the person shall have 2 reinsurance years after the date on which the payments described in section 1211(a)(1)(E) become subject to section 1211 to develop and comply with an approved conservation plan, as determined by the Secretary, so as to maintain eligibility for such payments.

“(ii) CERTIFICATION.—

“(I) IN GENERAL.—Beginning with the first full reinsurance year immediately following the date of enactment of this subparagraph, all persons seeking eligibility for the payment of a portion of the premium paid by the Federal Crop Insurance Corporation for a policy or plan of insurance under the Federal Crop Insurance Act (7 U.S.C. 1501 et seq.) shall provide certification of compliance with section 1211(a), as determined by the Secretary.

“(II) TIMELY EVALUATION.—The Secretary shall evaluate the certification in a timely manner and—

“(aa) a person who has properly complied with certification shall be held harmless with regard to eligibility during the period of evaluation; and

“(bb) if the Secretary fails to evaluate the certification in a timely manner and the person is subsequently found to be in violation of section 1211(a), ineligibility shall not apply to the person for that violation.

“(III) EQUITABLE CONTRIBUTION.—

“(aa) IN GENERAL.—If a person fails to provide certification of compliance to the Secretary as required and is subsequently found in violation of section 1211(a), the Secretary shall determine the amount of an equitable contribution to conservation in accordance with section 1241(e) by the person for the violation.

“(bb) LIMITATION.—The contribution shall not exceed the total of the portion of the premium paid by the Federal Crop Insurance Corporation for a policy or plan of insurance for all years the person is determined to have been in violation subsequent to the date on which certification was first required under this clause.”.

(b) WETLAND CONSERVATION PROGRAM INELIGIBILITY.—Section 1221 of the Food Security Act of 1985 (16 U.S.C. 3821) is amended—

(1) in subsection (b), by adding at the end the following:

“(4) CROP INSURANCE.—

“(A) IN GENERAL.—Except as provided in this paragraph, a person subject to a final determination, including all ad-

ministrative appeals, of a violation of subsection (c) shall have 1 reinsurance year to initiate a conservation plan to remedy the violation, as determined by the Secretary, before becoming ineligible under that subsection in the following reinsurance year to receive any payment of any portion of the premium paid by the Federal Crop Insurance Corporation for a policy or plan of insurance under the Federal Crop Insurance Act (7 U.S.C. 1501 et seq.).

“(B) APPLICABILITY.—In the case of a person that is subject to this subsection or subsection (d) for the first time due to the amendment made by section 2801(b) of the Federal Agriculture Reform and Risk Management Act of 2013, the person shall have 2 reinsurance years after the date of final determination, including all administrative appeals, to take such steps as the Secretary determines appropriate to remedy or mitigate the violation in accordance with subsection (c).

“(C) GOOD FAITH.—If the Secretary determines that a person subject to a final determination, including all administrative appeals, of a violation of subsection (c) acted in good faith and without intent to violate this section as described in section 1222(h), the Secretary shall give the person 1 reinsurance year to begin mitigation, restoration, or such other steps as are determined necessary by the Secretary.

“(D) TENANT RELIEF.—

“(i) IN GENERAL.—If a tenant is determined to be ineligible for payments and other benefits under this section, the Secretary may limit the ineligibility only to the farm that is the basis for the ineligibility determination if the tenant has established, to the satisfaction of the Secretary that—

“(I) the tenant has made a good faith effort to meet the requirements of this section, including enlisting the assistance of the Secretary to obtain a reasonable conservation plan for restoration or mitigation for the farm;

“(II) the landlord on the farm refuses to comply with the plan on the farm; and

“(III) the Secretary determines that the lack of compliance is not a part of a scheme or device to avoid the compliance.

“(ii) REPORT.—The Secretary shall provide an annual report to the Committee on Agriculture of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate concerning the ineligibility determinations limited during the previous 12-month period under this subparagraph.

“(E) CERTIFICATION.—

“(i) IN GENERAL.—Beginning with the first full reinsurance year immediately following the date of enactment of this paragraph, all persons seeking eligibility for the payment of a portion of the premium paid by the Federal Crop Insurance Corporation for a policy or

plan of insurance under the Federal Crop Insurance Act (7 U.S.C. 1501 et seq.) shall provide certification of compliance with this section as determined by the Secretary.

“(ii) **TIMELY EVALUATION.**—The Secretary shall evaluate the certification in a timely manner and—

“(I) a person who has properly complied with certification shall be held harmless with regard to eligibility during the period of evaluation; and

“(II) if the Secretary fails to evaluate the certification in a timely manner and the person is subsequently found to be in violation of subsection (c), ineligibility shall not apply to the person for that violation.

“(iii) **EQUITABLE CONTRIBUTION.**—

“(I) **IN GENERAL.**—If a person fails to provide certification of compliance to the Secretary as required and is subsequently found in violation of subsection (c), the Secretary shall determine the amount of an equitable contribution to conservation in accordance with section 1241(e) by the person for the violation.

“(II) **LIMITATION.**—The contribution shall not exceed the total of the portion of the premium paid by the Federal Crop Insurance Corporation for a policy or plan of insurance for all years the person is determined to have been in violation subsequent to the date on which certification was first required under this subparagraph.”;

(2) by redesignating subsections (c), (d), and (e) as subsections (d), (e), and (f), respectively; and

(3) by inserting after subsection (b) the following:

“(c) **INELIGIBILITY FOR CROP INSURANCE PREMIUM ASSISTANCE.**—

“(1) **IN GENERAL.**—If a person is determined to have committed a violation under subsection (a) or (d) during a crop year, the person shall be ineligible to receive any payment of any portion of the premium paid by the Federal Crop Insurance Corporation for a policy or plan of insurance under the Federal Crop Insurance Act (7 U.S.C. 1501 et seq.).

“(2) **APPLICABILITY.**—Ineligibility under this subsection shall—

“(A) only apply to reinsurance years subsequent to the date of final determination of a violation, including all administrative appeals; and

“(B) not apply to—

“(i) the existing reinsurance year; or

“(ii) any reinsurance year prior to the date of final determination.

“(3) **DATE OF CONVERSION.**—Notwithstanding subsection (d), ineligibility for crop insurance premium assistance shall apply as follows:

“(A) In the case of wetland that the Secretary determines was converted after the date of enactment of the Food, Conservation and Energy Act of 2008 (7 U.S.C. 8701 et seq.) but on or before May 1, 2013, and continues to be

in violation, the person shall have 2 reinsurance years after the date on which this subsection applies, to begin the mitigation process, as determined by the Secretary.

“(B) In the case of wetland that the Secretary determines was converted after May 1, 2013—

“(i) subject to clause (ii), the person shall be ineligible to receive crop insurance premium subsidies in subsequent reinsurance years unless section 1222(b) applies; and

“(ii) for any violation that the Secretary determines impacts less than 5 acres of the entire farm, the person may pay a contribution in accordance with section 1241(e) in an amount equal to 150 percent of the cost of mitigation, as determined by the Secretary, for wetland restoration in lieu of ineligibility to receive crop insurance premium assistance.

“(C) In the case of a wetland that the Secretary determines was converted prior to the date of enactment of the Food, Conservation, and Energy Act of 2008 (7 U.S.C. 8701 et seq.), ineligibility under this subsection shall not apply.

“(D) In the case of an agricultural commodity for which an individual policy or plan of insurance is available for the first time to the person after the date of enactment of the Federal Agriculture Reform and Risk Management Act of 2013—

“(i) ineligibility shall apply only to conversions that take place after the date on which the policy or plan of insurance first becomes available to the person; and

“(ii) the person shall take such steps as the Secretary determines appropriate to mitigate any prior conversion in a timely manner but not to exceed 2 calendar years.

“(4) CERTIFICATION.—

“(A) IN GENERAL.—In enforcing eligibility under this subsection, the Secretary shall use existing processes and procedures for certifying compliance.

“(B) RESPONSIBILITY.—The Secretary, acting through the agencies of the Department of Agriculture, shall be solely responsible for determining whether a producer is eligible to receive crop insurance premium subsidies in accordance with this subsection.

“(C) LIMITATION.—The Secretary shall ensure that no agent, approved insurance provider, or employee or contractor of an agency or approved insurance provider, bears responsibility or liability for the eligibility of an insured producer under this subsection, other than in cases of misrepresentation, fraud, or a scheme or device to avoid compliance.”.

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14. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE HASTINGS OF FLORIDA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 263, line 3, strike “; and” and insert a semicolon.

Page 263, after line 3, insert after paragraph (3) the following new paragraph:

(4) in subsection (h)(2), by inserting “, including, to the extent practicable, practices that maximize benefits for honey bees” after “pollinators”; and

At the end of subtitle C of title XII, add the following:

**SEC. 12. PROTECTION OF HONEY BEES AND OTHER POLLINATORS.**

(a) **IN GENERAL.**—The Secretary, in consultation with the Secretary of the Interior and the Administrator of the Environmental Protection Agency, shall carry out such activities as the Secretary determines to be appropriate to protect and ensure the long-term viability of populations of honey bees, wild bees, and other beneficial insects of agricultural crops, horticultural plants, wild plants, and other plants, including—

(1) providing technical expertise relating to proposed agency actions that may threaten pollinator health or jeopardize the long-term viability of populations of pollinators;

(2) providing formal guidance on national policies relating to—

(A) permitting managed honey bees to forage on National Forest Service lands where compatible with other natural resource management priorities; and

(B) planting and maintaining managed honey bee and native pollinator forage on National Forest Service lands where compatible with other natural resource management priorities;

(3) making use of the best available peer-reviewed science regarding environmental and chemical stressors on pollinator health; and

(4) regularly monitoring and reporting on the health and population status of managed and native pollinators including bees, birds, bats, and other species.

(b) **TASK FORCE ON BEE HEALTH AND COMMERCIAL BEEKEEPING.**—

(1) **ESTABLISHMENT.**—The Secretary shall establish a task force—

(A) to coordinate Federal efforts carried out on or after the date of enactment of this Act to address the serious worldwide decline in bee health, especially honey bees and declining native bees; and

(B) to assess Federal efforts to mitigate pollinator losses and threats to the United States commercial beekeeping industry.

(2) **AGENCY CONSULTATION.**—The task force established under this subsection shall seek ongoing consultation from any Federal agency carrying out activities important to bee health and commercial beekeeping, including officials from—

(A) the Department of Agriculture;

(B) the Department of the Interior;

(C) the Environmental Protection Agency;

(D) the Food and Drug Administration;

(E) the Department of Commerce; and

(F) U.S. Customs and Border Protection.

(3) **STAKEHOLDER CONSULTATION.**—The task force established under this subsection shall consult with beekeeper, conservation, scientist, and agricultural stakeholders.



(c) REPORT TO CONGRESS.—Not later than 180 days after the date of enactment of this Act, the task force established under subsection (b) shall submit to Congress a report that—

(1) summarizes Federal activities carried out pursuant to section 1672(h) of the Food, Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C. 5925(h)) or any other provision of law (including regulations) to address bee decline;

(2) summarizes international efforts to address the decline of managed honey bees and native pollinators; and

(3) provides recommendations to Congress regarding how to better coordinate Federal agency efforts to address the decline of managed honey bees and native pollinators.

(d) POLLINATOR RESEARCH LAB FEASIBILITY STUDY.—

(1) IN GENERAL.—The Secretary, acting through the Administrator of the Agricultural Research Service, may conduct feasibility studies regarding—

(A) re-locating existing honey bee and native pollinator research from Federal laboratories to a cooperator-run facility in a location most geographically appropriate for pollinator research; and

(B) modernizing existing honey bee research laboratories identified by the Agricultural Research Service in the capital investment strategy document dated 2012.

(2) CONSULTATION.—In conducting the feasibility studies under paragraph (1), the Secretary shall consult with—

(A) beekeeper, native bee, agricultural, research institution, and bee conservation stakeholders regarding new research laboratory needs under paragraph (1)(A); and

(B) commercial beekeepers regarding modernizing existing honey bee laboratories under paragraph (1)(B).

15. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE ROYCE OF CALIFORNIA OR HIS DESIGNEE, DEBATABLE FOR 20 MINUTES

Page 275, line 1, strike “paragraph (1), by” and insert the following: “paragraph (1)—”

(A) by

Page 275, after line 3, insert the following new subparagraph:

(B) by striking “agricultural commodities” and inserting “assistance, including agricultural commodities;” and

Page 275, after line 8, insert the following new section:

**SEC. 30 . PROVISION OF ASSISTANCE.**

Section 202 of the Food for Peace Act (7 U.S.C. 1722) is amended—

(1) in the section heading, by striking “**AGRICULTURAL COMMODITIES**” and inserting “**ASSISTANCE**”;

(2) in subsection (a), by striking “agricultural commodities” and inserting “assistance, including agricultural commodities;”;

(3) in subsection (b)(1), by striking “agricultural commodities” and inserting “assistance, including agricultural commodities;” and

(4) by adding at the end the following new subsection:

“(i) LIMITATION.—Of the funds authorized to be appropriated to carry out this title, not more than 45 percent shall be used for as-

sistance other than agricultural commodities and associated costs under subsections (a) and (b).”.

Page 277, after line 10, insert the following new section:

**SEC. 30 . MINIMUM LEVEL OF LOCAL SALES.**

Section 203(b) of the Food for Peace Act (7 U.S.C. 1723(b)) is amended—

- (1) by striking “shall” and inserting “may”; and
- (2) by striking “equal to not less than” and inserting “up to”.

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16. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE CHABOT OF OHIO OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Strike section 3102, relating to extension of funding for the market access program.

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17. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE TITUS OF NEVADA OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Strike section 3102, and insert the following new section:

**SEC. 3102. FUNDING FOR MARKET ACCESS PROGRAM.**

Section 211(c)(1)(A) of the Agricultural Trade Act of 1978 (7 U.S.C. 5641(c)(1)(A)) is amended by striking “and \$200,000,000 for each of fiscal years 2008 through 2012” and inserting “\$200,000,000 for each of fiscal years 2008 through 2013, \$185,000,000 for fiscal year 2014, \$180,000,000 for each of fiscal years 2015 through 2017, and \$175,000,000 for fiscal year 2018”.

At the end of subtitle C of title IV, insert the following:

**SEC. 4208. HUNGER-FREE COMMUNITIES.**

Section 4405 of the Food, Conservation, and Energy Act of 2008 (7 U.S.C. 7517) is amended to read as follows:

**“SEC. 4405. HUNGER-FREE COMMUNITIES.**

“(a) IN GENERAL.—In this section:

“(1) ELIGIBLE ENTITY.—The term ‘eligible entity’ means—

“(A) a nonprofit organization (including an emergency feeding organization);

“(B) an agricultural cooperative;

“(C) a producer network or association;

“(D) a community health organization;

“(E) a public benefit corporation;

“(F) an economic development corporation;

“(G) a farmers’ market;

“(H) a community-supported agriculture program;

“(I) a buying club;

“(J) a retail food store participating in the supplemental nutrition assistance program;

“(K) a State, local, or tribal agency; and

“(L) any other entity the Secretary designates.

“(2) EMERGENCY FEEDING ORGANIZATION.—The term ‘emergency feeding organization’ has the meaning given the term in section 201A of the Emergency Food Assistance Act of 1983 (7 U.S.C. 7501).

- “(3) SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM.—The term ‘supplemental nutrition assistance program’ means the supplemental nutrition assistance program established under the Food and Nutrition Act of 2008 (7 U.S.C. 2011 et seq.).
- “(b) HUNGER-FREE COMMUNITIES INCENTIVE GRANTS.—
- “(1) AUTHORIZATION.—
- “(A) IN GENERAL.—In each of the years specified in subsection (c), the Secretary shall make grants to eligible entities in accordance with paragraph (2).
- “(B) FEDERAL SHARE.—The Federal share of the cost of carrying out an activity under this subsection shall not exceed 50 percent of the total cost of the activity.
- “(C) NON-FEDERAL SHARE.—
- “(i) IN GENERAL.—The non-Federal share of the cost of an activity under this subsection may be provided—
- “(I) in cash or in-kind contributions as determined by the Secretary, including facilities, equipment, or services; and
- “(II) by a State or local government or a private source.
- “(ii) LIMITATION.—In the case of a for-profit entity, the non-Federal share described in clause (i) shall not include services of an employee, including salaries paid or expenses covered by the employer.
- “(2) CRITERIA.—
- “(A) IN GENERAL.—For purposes of this subsection, an eligible entity is a governmental agency or nonprofit organization that—
- “(i) meets the application criteria set forth by the Secretary; and
- “(ii) proposes a project that, at a minimum—
- “(I) has the support of the State agency;
- “(II) would increase the purchase of fruits and vegetables by low-income consumers participating in the supplemental nutrition assistance program by providing incentives at the point of purchase;
- “(III) agrees to participate in the evaluation described in paragraph (4);
- “(IV) ensures that the same terms and conditions apply to purchases made by individuals with benefits issued under this Act and incentives provided for in this subsection as apply to purchases made by individuals who are not members of households receiving benefits, such as provided for in section 278.2(b) of title 7, Code of Federal Regulations (or a successor regulation); and
- “(V) includes effective and efficient technologies for benefit redemption systems that may be replicated in other for States and communities.
- “(B) PRIORITY.—In awarding grants under this section, the Secretary shall give priority to projects that—
- “(i) maximize the share of funds used for direct incentives to participants;
- “(ii) use direct-to-consumer sales marketing;

“(iii) demonstrate a track record of designing and implementing successful nutrition incentive programs that connect low-income consumers and agricultural producers;

“(iv) provide locally or regionally produced fruits and vegetables;

“(v) are located in underserved communities; or

“(vi) address other criteria as established by the Secretary.

“(3) APPLICABILITY.—

“(A) IN GENERAL.—The value of any benefit provided to a participant in any activity funded under this subsection shall not be considered income or resources for any purpose under any Federal, State, or local law.

“(B) PROHIBITION ON COLLECTION OF SALES TAXES.—Each State shall ensure that no State or local tax is collected on a purchase of food under this subsection.

“(C) NO LIMITATION ON BENEFITS.—A grant made available under this subsection shall not be used to carry out any project that limits the use of benefits under the Food and Nutrition Act of 2008 (7 U.S.C. 2011 et seq.) or any other Federal nutrition law.

“(D) HOUSEHOLD ALLOTMENT.—Assistance provided under this subsection to households receiving benefits under the supplemental nutrition assistance program shall not—

“(i) be considered part of the supplemental nutrition assistance program benefits of the household; or

“(ii) be used in the collection or disposition of claims under section 13 of the Food and Nutrition Act of 2008 (7 U.S.C. 2022).

“(4) EVALUATION.—

“(A) INDEPENDENT EVALUATION.—The Secretary shall provide for an independent evaluation of projects selected under this subsection that measures the impact of each project on—

“(i) improving the nutrition and health status of participating households receiving incentives under this subsection; and

“(ii) increasing fruit and vegetable purchases in participating households.

“(B) REQUIREMENT.—The independent evaluation under subparagraph (A) shall use rigorous methodologies capable of producing scientifically valid information regarding the effectiveness of a project.

“(C) COSTS.—The Secretary may use funds not to exceed 10 percent of the funding provided to carry out this section to pay costs associated with administering, monitoring, and evaluating each project.

“(c) FUNDING.—

“(1) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out subsection (b) \$5,000,000 for each of fiscal years 2014 through 2018.

“(2) MANDATORY FUNDING.—Of the funds of the Commodity Credit Corporation, the Secretary shall use to carry out subsection (b)—

“(A) \$15,000,000 for fiscal year 2014;

“(B) \$20,000,000 for each of fiscal years 2015 through 2017; and

“(C) \$25,000,000 for fiscal year 2018.”.

18. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE BROOKS OF ALABAMA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

In section 3203, relating to promotion of agricultural exports to emerging markets, strike subsection (b) and insert the following new subsection:

(b) TERMINATION OF PROGRAM TO DEVELOP AGRICULTURAL MARKETS IN EMERGING MARKETS.—Section 1542(d) of the Food, Agriculture, Conservation, and Trade Act of 1990 (Public Law 101–624; 7 U.S.C. 5622 note) is amended by striking paragraph (1).

19. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE CASTOR OF FLORIDA OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle C of title III, add the following new section:

**SEC. 32 \_\_\_\_ . DEPARTMENT OF AGRICULTURE CERTIFICATES OF ORIGIN.**

The Secretary of Agriculture shall seek to ensure that Department of Agriculture certificates of origin are accepted by any country with respect to which the United States has entered into a free trade agreement providing for preferential duty treatment.

20. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE MESSER OF INDIANA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 311, line 15, strike “and” at the end.

Page 311, after line 18, insert the following:

“(iii) an assessment of the cost and impact of security measures that may have been prescribed by the Secretary under subparagraph (A)(iii) and recommendations for additional or alternative security enhancements to reduce fraud and ensure that only eligible recipients are participating in the program in the most cost-effective manner.”.

21. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE GRIMM OF NEW YORK OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 318, at the end of line 3, add the following:

“At least 1 such pilot project shall be carried out in an urban area that is among the 10 largest urban areas in the United States (based on population) if the supplemental nutrition assistance program is separately administered in such area and if the administration of such program in such area complies with the other applicable requirements of such program.”.

22. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE HUDSON OF NORTH CAROLINA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle A of title IV (page 346, after line 17), insert the following new section:

**SEC. 4033. TESTING APPLICANTS FOR UNLAWFUL USE OF CONTROLLED SUBSTANCES.**

Section 6 of the Food and Nutrition Act of 2008 (7 U.S.C. 2015), as amended by section 4009, is amended by adding at the end the following:

“(s) TESTING APPLICANTS FOR UNLAWFUL USE OF CONTROLLED SUBSTANCES.—

“(1) Nothing in this Act, or in any other Federal law, shall be considered to prevent a State, at the full cost to such State, from—

“(A) enacting legislation to provide for testing any individual who is a member of a household applying for supplemental nutrition assistance benefits, for the unlawful use of controlled substances as a condition for receiving such benefits; and

“(B) finding an individual ineligible to participate in the supplemental nutrition assistance program on the basis of the positive result of the testing conducted by the State under such legislation.

“(2) For purposes of this subsection, term ‘controlled substance’ has the meaning given such term in section 102 of the Controlled Substances Act ((21 U.S.C. 802)).”.

23. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE CONAWAY OF TEXAS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle A of title IV, insert the following:

**SEC. 4033. REDUCTION IN BENEFITS PAID WITH UNAUTHORIZED APPROPRIATIONS.**

Section 8(a) of the Food and Nutrition Act of 2008 (7 U.S.C. 2017(a)) is amended—

(1) by striking “(a) The” and inserting the following:

“(a)(1) Subject to paragraph (2), the”; and

(2) by adding at the end the following:

“(2) For any fiscal year for which funds are not authorized under section 18(a)(1), the thrifty food plan shall be reduced by 10 percent only for the purpose of determining the value of allotments under paragraph (1) for such fiscal year.”.

24. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE KINGSTON OF GEORGIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle A of title IV, insert the following:

**SEC. 4033. TERMINATING AN INCREASE IN SNAP BENEFITS.**

Section 101(a) of division A of the American Recovery and Reinvestment Act of 2009 (Public Law 111–5; 123 Stat. 120; 124 Stat. 2394; 124 Stat. 3265) is amended by striking paragraph (2).”.

25. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE BUTTERFIELD OF NORTH CAROLINA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle A of title IV, add the following:

**SEC. 4033. SNAP ENHANCEMENT.**

(a) AMENDMENT.—Section 3(k) of the Food and Nutrition Act of 2008 (7 U.S.C. 2012(k)) is amended—

(1) by striking “and (9)” the last place it appears and inserting “(9)”, and

(2) by inserting “, and (10) items of personal hygiene for household use” before the period at the end.

(b) EFFECTIVE DATE.—This section and the amendments made by this section shall take effect on the 1st day of the 1st month that begins not less than 180 days after the date of the enactment of this Act.

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26. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE MARINO OF PENNSYLVANIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle A, of title IV, insert the following:

**SEC. 4033. GAO PILOT PROGRAM TO COLLECT AND PUBLISH SUPPLEMENTAL NUTRITION ASSISTANCE BENEFIT REDEMPTION DATA.**

(a) PILOT PROGRAM.—After the enactment of this Act, the Comptroller General shall carry out a pilot program as follows:

(1) The program shall collect the data that is currently required to be reported under the Food and Nutrition Act of 2008 (7 U.S.C. 2011 et seq.) and under the benefit redemption requirements applicable to households under such Act.

(2) The program shall be carried out in 9 States, selected by the Comptroller General in the discretion of the Comptroller General, based on a good variety of demographics, economics and geographics.

(3) The program shall conclude after the expiration of the 9-month period, and before the expiration of the 1-year period, beginning on the date of the enactment of this Act.

(b) RESULTS OF PROGRAM.—Promptly after the conclusion of the program, the Comptroller General shall—

(1) describe the extent to which data collected under subsection (a) can be analyzed under current reporting requirements to identify the aggregate number and aggregate cost of each specific food item purchased with supplemental nutrition assistance benefits;

(2) indicate which additional information should be collected in order to obtain the aggregate number of and cost of each specific food item purchased with supplemental nutrition assistance benefits;

(3) make recommendations necessary to improve the current benefit redemption data reporting requirements to enable the Secretary to publish on the Internet in a searchable, comparable database available to the public, the aggregate number and aggregate cost of each specific food item purchased with supplemental nutrition assistance benefits; and

(4) publish the data collected under subsection (a) on the Internet in a searchable, comparable database available to the public.

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27. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE CHABOT OF OHIO OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle A of title IV, insert the following:

**SEC. 4033. EXPUNGEMENT OF UNSUED SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM BENEFITS.**

Section 11 of the Food and Nutrition Act of 2008 (7 U.S.C. 2020), as amended by section 4015, is amended by adding at the end the following:

“(w) EXPUNGEMENT OF UNUSED BENEFITS.—The State agency shall expunge from the EBT account of a household benefits that are not used before the expiration of the 60-day period beginning on the date such benefits are posted to such account.”.

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28. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE BLACK OF TENNESSEE OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle A of title IV, insert the following:

**SEC. 4033. TERMINATION OF EXISTING AGREEMENT.**

Effective on the date of the enactment of this Act, the memorandum of understanding entered into on July 22, 2004, by the Secretary of Agriculture of the United States Department of Agriculture and the Secretary of Foreign Affairs of the Republic of Mexico and known as the “Partnership for Nutrition Assistance Initiative” is null and void.

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29. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE KAPTUR OF OHIO OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

In section 4402(a) of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 3007(a)), as added by section 4201 of subtitle C of title IV—

(1) in paragraph (2) strike the close quotation and the period at the end, and

(2) add at the end the following:

“(3) REQUIREMENT.—Not less than 50 percent of the funds made available to carry out this section in any fiscal year shall be used to provide assistance to seniors.”.

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30. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE SCHWEIKERT OF ARIZONA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

In subtitle C of title IV, strike section 4207.

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31. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE WELCH OF VERMONT OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 375, after line 2, insert the following:



**SEC. \_\_\_\_ . LIMITATION ON PERIOD BORROWERS ARE ELIGIBLE FOR GUARANTEED ASSISTANCE MADE INAPPLICABLE TO RECIPIENTS OF GUARANTEED LOANS ONLY.**

Section 319(b) of the Consolidated Farm and Rural Development Act (7 U.S.C. 1949(b)) is amended by striking “(b)” and all that follows through “guaranteed operating loan” in paragraph (2) and inserting the following:

“(b) LIMITATION ON PERIOD RECIPIENT OF DIRECT LOAN IS ELIGIBLE FOR ASSISTANCE.—If, as of October 28, 1992, a farmer or rancher has received a direct loan”.

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**32. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE TIERNEY OF MASSACHUSETTS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES**

Page 375, line 5, insert “(a) IN GENERAL.—” before “Section”.

Page 375, after line 6, insert the following:

(1) by inserting “or commercial fishing” after “aquaculture” the 1st place it appears;

(2) by striking “or aquaculture” each place it appears and inserting “aquaculture, or commercial fishing”;

Page 375, line 7, strike “(1)” and insert “(3)”.

Page 375, line 15, strike “(2)” and insert “(4)”.

Page 375, line 19, strike “(3)” and insert “(5)”.

Page 375, line 22, strike “(4)” and insert “(6)”.

Page 376, line 1, strike “(5)” and insert “(7)”.

Page 376, line 3, strike “(6)” and insert “(8)”.

Page 376, after line 10, insert the following:

(b) CONFORMING AMENDMENT.—Section 329 of such Act (7 U.S.C. 1970) is amended by striking “or aquaculture” and inserting “aquaculture, or commercial fishing”.

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**33. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE COSTA OF CALIFORNIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES**

Page 379, line 23, insert “(a) IN GENERAL.—” before “Section”.

Page 380, after line 2, insert the following:

(b) PILOT PROGRAM FOR TECHNICAL ASSISTANCE TO ADDRESS NITRATE CONTAMINATION OF RURAL DRINKING WATER.—Section 306(a)(2)(B) of such Act (7 U.S.C. 1926(a)(2)(B)) is amended by adding at the end the following:

“(viii) PILOT PROGRAM FOR TECHNICAL ASSISTANCE TO ADDRESS NITRATE CONTAMINATION OF RURAL DRINKING WATER.—Using amounts made available to carry out this subparagraph, the Secretary, acting through the Rural Utilities Service, shall conduct a pilot program under which the Secretary shall provide grants and technical assistance for disadvantaged communities in rural areas and in cities and towns with a population of less than 10,000 individuals where drinking water is impaired by nitrate contamination.”

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34. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE GINGREY  
OF GEORGIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 394, strike line 11 and all that follows through page 396,  
line 17.

35. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE RICE OF  
SOUTH CAROLINA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 433, line 17, strike “subsections (e) and (f)” and insert  
“subsections (e), (f), and (g)”.

Page 433, line 20, strike “subsections (e) and (f)” and insert  
“subsections (e), (f), and (g)”.

Page 433, line 21, strike “subsections (e), (f), and (i)” and insert  
“subsections (f) and (i)”.

Page 433, line 23, strike “subsections (e), (f), and (g)” and insert  
“subsections (f), (g), and (h)”.

Page 433, after line 23, insert the following new paragraph:

(5) by striking subsection (e) and inserting the following new  
subsection:

“(e) PASTURE-BASED BEEF SYSTEMS RESEARCH INITIATIVE.—Research and extension grants may be made under this section to study the development of forage sequences and combinations for cow-calf, heifer development, stocker, and finishing systems, to deliver optimal nutritive value for efficient production of cattle for pasture finishing, to optimize forage systems to improve marketability of pasture-finished beef, and to assess the effect of forage quality on reproductive fitness.”

Page 433, line 24, strike “(5) in subsection (f)” and insert “(6) in subsection (g)”.

Page 434, line 11, strike “(6) in subsection (g)” and insert “(7) in subsection (h)”.

36. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE PALAZZO  
OF MISSISSIPPI OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 444, after line 18, insert the following:

**SEC. 73. AGRICULTURAL TECHNOLOGY INNOVATION PARTNERSHIP PILOT PROGRAM FOR REGIONAL COLLABORATION AND INNOVATIVE VENTURE DEVELOPMENT TRAINING.**

Subtitle A of title VI of the Agricultural Research, Extension, and Education Reform Act of 1998 is amended by adding after section 604 (7 U.S.C. 7642) the following:

**“SEC. 605. AGRICULTURAL TECHNOLOGY INNOVATION PARTNERSHIP PILOT PROGRAM FOR REGIONAL COLLABORATION AND INNOVATIVE VENTURE DEVELOPMENT TRAINING.**

“(a) IN GENERAL.—Funds made available under this section shall be used to provide regional collaborations, technology transfer and commercialization, and innovative venture development training under the Agricultural Technology Innovation Partnership program of the Office of Technology Transfer in the Agricultural Research Service.

“(b) FUNDING.—Of the funds made available to the Agricultural Research Service, the Secretary shall use to carry out this section \$500,000 for each of fiscal years 2014 through 2018.”.

37. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE POLIS OF COLORADO OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 475, after line 15, add the following new section:

**SEC. 7605. LEGITIMACY OF INDUSTRIAL HEMP RESEARCH.**

(a) IN GENERAL.—Notwithstanding the Controlled Substances Act (21 U.S.C. 801 et seq.), the Drug-Free Workplace Act of 1988 (41 U.S.C. 8101 et seq.), the Safe and Drug-Free Schools and Communities Act of 1986 (20 U.S.C. 7101 et seq.), or any other Federal law, an institution of higher education (as defined in section 101 of the Higher Education Act of 1965 (20 U.S.C. 1001)) may grow or cultivate industrial hemp if—

- (1) the industrial hemp is grown or cultivated for purposes of agricultural research or other academic research; and
- (2) the growing or cultivating of industrial hemp is allowed under the laws of the State in which such institution of higher education is located and such research occurs.

(b) INDUSTRIAL HEMP DEFINED.—In this section, the term “industrial hemp” means the plant *Cannabis sativa L.* and any part of such plant, whether growing or not, with a delta-9 tetrahydrocannabinol concentration of not more than 0.3 percent on a dry weight basis.

38. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE GARAMENDI OF CALIFORNIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

In section 8102, relating to the Forest Legacy Program, insert before the existing text “(a) AUTHORIZATION OF APPROPRIATIONS.—” and add at the end the following:

(b) AUTHORIZING STATES TO ALLOW QUALIFIED ORGANIZATIONS TO ACQUIRE, HOLD, AND MANAGE CONSERVATION EASEMENTS.—Subsection (l) of section 7 of the Cooperative Forestry Assistance Act of 1978 (16 U.S.C. 2103c) is amended by adding at the end the following new paragraph:

“(4) STATE AUTHORIZATION.—

“(A) IN GENERAL.—At the request of a State acting through the State Lead Agency, the Secretary shall authorize the State to allow qualified organizations, as defined in section 170(h)(3) of the Internal Revenue Code of 1986, and organized for one or more of the purposes described in section 170(h)(4)(A) of that Code, to acquire, hold, and manage conservation easements, using funds granted to the State under this subsection, for purposes of the Forest Legacy Program in the State.

“(B) ELIGIBILITY.—To be eligible to acquire and manage conservation easements under this paragraph, a qualified organization described in subparagraph (A) must demonstrate to the Secretary the abilities necessary to acquire, monitor, and enforce interests in forestland consistent with

the Forest Legacy Program and the assessment of need for the State.

“(C) REVERSION.—If the Secretary, or a State acting through the State Lead Agency, makes any of the determinations described in subparagraph (D) with respect to a conservation easement acquired by a qualified organization under the authority of subparagraph (A)—

“(i) all right, title, and interest of the qualified organization in and to the conservation easement shall terminate; and

“(ii) all right, title, and interest in and to the conservation easement shall revert to the State or other qualified designee as approved by the State.

“(D) DETERMINATIONS.—The determinations required for operation of the reversionary interest retained in subparagraph (C) are that—

“(i) the qualified organization is unable to carry out its responsibilities under the Forest Legacy Program in the State with respect to the conservation easement;

“(ii) the conservation easement has been modified in a way that is inconsistent with the purposes of the Forest Legacy Program or the assessment of need for the State; or

“(iii) the conservation easement has been conveyed to another person (other than a qualified organization approved by the State and the Secretary).”.

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39. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE POLIS OF COLORADO OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Strike sections 8301 through 8303 (page 481, line 20, through page 485, line 23) and insert the following:

**SEC. 8301. INSECT AND DISEASE INFESTATION.**

Title VI of the Healthy Forests Restoration Act of 2003 (16 U.S.C. 6591 et seq.) is amended by adding at the end the following:

**“SEC. 602. DESIGNATION OF TREATMENT AREAS.**

“(a) DEFINITION OF DECLINING FOREST HEALTH.—In this section, the term ‘declining forest health’ means a forest that is experiencing—

“(1) substantially increased tree mortality due to insect or disease infestation; or

“(2) dieback due to infestation or defoliation by insects or disease.

“(b) DESIGNATION OF TREATMENT AREAS.—

“(1) INITIAL AREAS.—Not later than 60 days after the date of enactment of the Agriculture Reform, Food, and Jobs Act of 2013, the Secretary shall, if requested by the Governor of the State, designate as part of an insect and disease treatment program 1 or more subwatersheds (sixth-level hydrologic units, according to the System of Hydrologic Unit Codes of the United States Geological Survey) in at least 1 national forest in each State that is experiencing an insect or disease epidemic.

“(2) ADDITIONAL AREAS.—After the end of the 60-day period described in paragraph (1), the Secretary may designate additional subwatersheds under this section as needed to address insect or disease threats.

“(c) REQUIREMENTS.—To be designated a subwatershed under subsection (b), the subwatershed shall be—

“(1) experiencing declining forest health, based on annual forest health surveys conducted by the Secretary;

“(2) at risk of experiencing substantially increased tree mortality over the next 15 years due to insect or disease infestation, based on the most recent National Insect and Disease Risk Map published by the Forest Service; or

“(3) in an area in which the risk of hazard trees poses an imminent risk to public infrastructure, health, or safety.

“(d) TREATMENT OF AREAS.—

“(1) IN GENERAL.—The Secretary may carry out priority projects on Federal land in the subwatersheds designated under subsection (b) to reduce the risk or extent of, or increase the resilience to, insect or disease infestation in the subwatersheds.

“(2) AUTHORITY.—Any project under paragraph (1) for which a public notice to initiate scoping is issued on or before September 30, 2018, may be carried out in accordance with subsections (b), (c), and (d) of section 102, and sections 104, 105, and 106.

“(3) EFFECT.—Projects carried out under this subsection shall be considered authorized hazardous fuel reduction projects for purposes of the authorities described in paragraph (2).

“(4) REPORT.—Not later than September 30, 2018, the Secretary shall issue a report on actions taken to carry out this subsection, including—

“(A) an evaluation of the progress towards project goals; and

“(B) recommendations for modifications to the projects and management treatments.

“(e) TREE RETENTION.—The Secretary shall carry out projects under subsection (d) in a manner that maximizes the retention of old-growth and large trees, as appropriate for the forest type, to the extent that the trees promote stands that are resilient to insects and disease.”

Page 485, line 24, strike “8304” and insert “8302”.

40. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE PETERS OF CALIFORNIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 497, after line 13 insert the following new paragraphs:

(2) in paragraph (6)—

(A) in subparagraph (C), by striking “or”;

(B) in subparagraph (D), by striking the period and inserting “; or”; and

(C) by adding at the end the following new subparagraph:

“(E) renewable chemicals.”;

(3) in paragraph (7)(A), by striking “biofuels and biobased products” and inserting “biofuels, biobased products, or renewable chemicals”;  
 Page 497, line 16, strike “(13), (14), and (16)” and insert “(13), (15), and (17)”.

Page 498, after line 4 insert the following new paragraphs:

(4) in paragraph (12) (as so redesignated), by inserting “(including a renewable chemical)” after “material or compound”;

(5) by inserting after paragraph (13) (as so redesignated), the following new paragraph:

“(14) RENEWABLE CHEMICAL.—The term ‘renewable chemical’ means a monomer, polymer, plastic, formulated product, or chemical substance produced from renewable biomass.”;

Page 498, line 5, strike “(14)” and insert “(15)”.

Page 498, line 7, strike “(15)” and insert “(16)”.

Page 499, strike lines 2 through 18 and insert the following:

(a) PROGRAM ADJUSTMENTS.—Section 9003 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8103) is amended—

(1) in subsection (a) in the matter preceding paragraph (1), by striking “advanced biofuels” and inserting “advanced biofuels, renewable chemicals, or biobased products”;

(2) in subsection (b)(2)—

(A) in subparagraph (A), by striking “advanced biofuel” and inserting “advanced biofuel, a renewable chemical, or a biobased product”; and

(B) in subparagraph (B), by striking “advanced biofuel” and inserting “advanced biofuel, a renewable chemical, or a biobased product”;

(3) in subsection (c)(1), by striking “advanced biofuels” and inserting “advanced biofuels, renewable chemicals, or biobased products”;

(4) in subsection (d)(2)(C)—

(A) in clause (i), by striking “advanced biofuel” and inserting “advanced biofuel, a renewable chemical, or a biobased product”; and

(B) in clause (iii), by striking “advanced biofuels” and inserting “advanced biofuels, renewable chemicals, or biobased products”; and

(5) in subsection (e)(1)(C)—

(A) in clause (i), by striking “advanced biofuel” and inserting “advanced biofuel or renewable chemical”; and

(B) in clause (iii), striking “advanced biofuels” and inserting “advanced biofuels, renewable chemicals, or biobased products”.

Page 499, line 19, strike “9003(g)” and insert “9003(h)”.

Page 499, beginning on line 20, strike “, as redesignated by subsection (a)(3),”.

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41. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE MARINO OF PENNSYLVANIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Strike section 9006 and insert the following new section:

**SEC. 9006. REPEAL OF BIODIESEL FUEL EDUCATION PROGRAM.**

Section 9006 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8106) is repealed.

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42. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE NEUGEBAUER OF TEXAS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 507, line 2, strike “and” at the end.

Page 507, after line 3 insert the following new subparagraph:

(B) in paragraph (5)(B)—

(i) in the matter preceding clause (i), by striking “perennial crop” and inserting “fermentable sugar, cellulosic biomass, or perennial crop”;

(ii) in clause (i), by striking “for perennials”; and

(iii) in clause (ii), by striking “perennial”; and

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43. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE McCLINTOCK OF CALIFORNIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 509, strike line 15 and all that follows through page 512, line 22.

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44. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE GIBSON OF NEW YORK OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Strike section 10010.

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45. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE WALORSKI OF INDIANA OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 541, strike line 21 and all that follows through page 542, line 8.

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46. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE COURTNEY OF CONNECTICUT OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title X, insert the following new section:

**SEC. 10018. FARMED SHELLFISH AS SPECIALTY CROPS.**

Section 3(1) of the Specialty Crops Competitiveness Act of 2004 (7 U.S.C. 1621 note; Public Law 108-465) is amended by inserting “farmed shellfish” after “fruits.”

In the table of contents in section 1(b), insert after the item relating to section 10017 the following new item:

Sec. 10018. Farmed shellfish as specialty crops.

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47. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE KIND OF WISCONSIN OR HIS DESIGNEE, DEBATABLE FOR 20 MINUTES

In title XI, insert after the title heading the following:

## Subtitle A—In General

At the end of title XI, add the following new subtitle:

### Subtitle B—Assisting Family Farmers Through Insurance Reform Measures

**SEC. 11041. ADJUSTED GROSS INCOME AND PER PERSON LIMITATIONS ON SHARE OF INSURANCE PREMIUMS PAID BY CORPORATION.**

Section 508(e)(1) of the Federal Crop Insurance Act (7 U.S.C. 1508(e)(1)) is amended—

(1) by striking “For the purpose” and inserting the following:

“(A) PAYMENT AUTHORITY.—For the purpose”; and

(2) by adding at the end the following new subparagraphs:

“(B) ADJUSTED GROSS INCOME LIMITATION.—Notwithstanding any other provision of this title, the Corporation shall not pay a part of the premium for additional coverage for any person or legal entity that has an average adjusted gross income (as defined in section 1001D of the Food Security Act of 1985 (7 U.S.C. 1308-3a)) in excess of \$250,000.

“(C) PER PERSON LIMITATION.—Notwithstanding any other provision of this title, the total amount of premium paid by the Corporation on behalf of a person or legal entity, directly or indirectly, with respect to all policies issued to the person or legal entity under this title for a crop year shall be limited to a maximum of \$50,000. To the maximum extent practicable, the Corporation shall carry out this subparagraph in accordance with sections 1001 through 1001F of the Food Security Act of 1985 (7 U.S.C. 1308 et seq.).”.

**SEC. 11042. CAP ON OVERALL RATE OF RETURN FOR CROP INSURANCE PROVIDERS.**

Section 508(k)(3) of the Federal Crop Insurance Act (7 U.S.C. 1508(k)(3)) is amended—

(1) by designating paragraph (3) as subparagraph (A) (and adjusting the margin two ems to the right);

(2) by inserting before subparagraph (A) (as so designated) the following:

“(3) RISK.—”; and

(3) by adding at the end the following new subparagraph:

“(B) CAP ON OVERALL RATE OF RETURN.—The target rate of return for all the companies combined for the 2013 and subsequent reinsurance years shall be 12 percent of retained premium.”.

**SEC. 11043. CAP ON REIMBURSEMENTS FOR ADMINISTRATIVE AND OPERATING EXPENSES OF CROP INSURANCE PROVIDERS.**

Section 508(k)(4) of the Federal Crop Insurance Act (7 U.S.C. 1508(k)(4)) is amended by adding at the end the following new subparagraph:

“(G) ADDITIONAL CAP ON REIMBURSEMENTS.—Notwithstanding subparagraphs (A) through (F), total reimburse-



ments for administrative and operating costs for the 2013 insurance year for all types of policies and plans of insurance shall not exceed \$900,000,000. For each subsequent insurance year, the dollar amount in effect pursuant to the preceding sentence shall be increased by the same inflation factor as established for the administrative and operating costs cap in the 2011 Standard Reinsurance Agreement.”.

**SEC. 11044. BUDGET LIMITATIONS ON RENEGOTIATION OF STANDARD REINSURANCE AGREEMENT.**

Section 508(k)(8) of the Federal Crop Insurance Act of 1938 (7 U.S.C. 1508(k)(8)) is amended by adding at the end the following new subparagraph:

“(F) REDUCTION IN CORPORATION OBLIGATIONS.—The Board shall ensure that any Standard Reinsurance Agreement negotiated under subparagraph (A)(ii), when compared to the immediately preceding Standard Reinsurance Agreement, shall reduce, to the maximum extent practicable, the obligations of the Corporation under subsections (e)(2) or (k)(4) or section 523.”.

**SEC. 11045. CROP INSURANCE PREMIUM SUBSIDIES DISCLOSURE IN THE PUBLIC INTEREST.**

Section 502(c)(2) of the Federal Crop Insurance Act (7 U.S.C. 1502(c)(2)) is amended—

- (1) by redesignating subparagraphs (A) and (B) as subparagraphs (C) and (D) respectively; and
- (2) by inserting before subparagraph (C) (as so redesignated) the following:

“(A) DISCLOSURE IN THE PUBLIC INTEREST.—Notwithstanding paragraph (1) or any other provision of law, except as provided in subparagraph (B), the Secretary shall on an annual basis make available to the public—

“(i)(I) the name of each individual or entity who obtained a federally subsidized crop insurance, livestock, or forage policy or plan of insurance during the previous fiscal year;

“(II) the amount of premium subsidy received by the individual or entity from the Corporation; and

“(III) the amount of any Federal portion of indemnities paid in the event of a loss during that fiscal year for each policy associated with that individual or entity; and

“(ii) for each private insurance provider, by name—

“(I) the underwriting gains earned through participation in the federally subsidized crop insurance program; and

“(II) the amount paid under this subtitle for—

“(aa) administrative and operating expenses;

“(bb) any Federal portion of indemnities and reinsurance; and

“(cc) any other purpose.

“(B) LIMITATION.—The Secretary shall not disclose information pertaining to individuals and entities covered by a

catastrophic risk protection plan offered under section 508(b).”.

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48. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE CARNEY OF DELAWARE OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Strike section 11012.

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49. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE RADEL OF FLORIDA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 590, beginning on line 18, strike section 12101 and insert the following new section:

**SEC. 12101. REPEAL OF THE NATIONAL SHEEP INDUSTRY IMPROVEMENT CENTER.**

Effective October 1, 2013, section 375 of the Consolidated Farm and Rural Development Act (7 U.S.C. 2008j) is repealed.

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50. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE WALBERG OF MICHIGAN OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Strike section 12312.

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51. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE BENISHEK OF MICHIGAN OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle C of title XII, add the following:

**SEC. 12317. SCIENTIFIC AND ECONOMIC ANALYSIS OF THE FDA FOOD SAFETY MODERNIZATION ACT.**

(a) IN GENERAL.—The Secretary of Health and Human Services (referred to in this section as the “Secretary”) may not enforce any regulations promulgated under the FDA Food Safety Modernization Act (Public Law 111–353) until the Secretary publishes in the Federal Register the following:

(1) An analysis of the scientific information used in the final rule to implement the FDA Food Safety Modernization Act with a particular focus on—

- (A) agricultural businesses of a variety of sizes;
- (B) regional differences of agriculture production, processing, marketing, and value added production;
- (C) agricultural businesses that are diverse livestock and produce producers; and

- (D) what, if any, negative impact on the agricultural businesses would be created, or exacerbated, by implementation of the FDA Food Safety Modernization Act.

(2) An analysis of the economic impact of the proposed final rule to implement the FDA Food Safety Modernization Act with a particular focus on—

- (A) agricultural businesses of a variety of sizes; and
- (B) small and mid-sized value added food processors.

(3) A plan to systematically evaluate the regulations by surveying farmers and processors and developing an ongoing process to evaluate and address business concerns.

(b) ANNUAL REPORT.—Not later than 1 year after the date of enactment of this Act and annually thereafter, the Secretary shall submit to the Committee on Agriculture, Nutrition, and Forestry of the Senate and the Committee on Agriculture of the House of Representatives a report on the impact of implementation of the regulations promulgated under the FDA Food Safety Modernization Act.

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52. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE BACHUS OF ALABAMA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title XII, add the following new section:

**SEC. 12317. IMPROVED DEPARTMENT OF AGRICULTURE CONSIDERATION OF ECONOMIC IMPACT OF REGULATIONS ON SMALL BUSINESS.**

The Secretary of Agriculture shall complete procedures consistent with the requirements of subsection (b) of section 609 of title 5, United States Code, whenever the Department of Agriculture promulgates any rule which will have a significant economic impact on a substantial number of small entities.

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53. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE SINEMA OF ARIZONA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 629, after line 4, insert the following:

**SEC. 12317. PRODUCE REPRESENTED AS GROWN IN THE UNITED STATES WHEN IT IS NOT IN FACT GROWN IN THE UNITED STATES.**

(a) TECHNICAL ASSISTANCE TO CBP.—The Secretary of Agriculture shall make available to U.S. Customs and Border Protection technical assistance related to the identification of produce represented as grown in the United States when it is not in fact grown in the United States.

(b) REPORT TO CONGRESS.—The Secretary shall submit to the Committee on Agriculture of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate a report on produce represented as grown in the United States when it is not in fact grown in the United States.

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54. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE WITTMAN OF VIRGINIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title XII, add the following new subtitle:

**Subtitle D—Chesapeake Bay  
Accountability and Recovery**

**SECTION 12401. SHORT TITLE.**

This subtitle may be cited as the “Chesapeake Bay Accountability and Recovery Act of 2013”.

**SEC. 12402. CHESAPEAKE BAY CROSSCUT BUDGET.**

(a) CROSSCUT BUDGET.—The Director, in consultation with the Chesapeake Executive Council, the chief executive of each Chesapeake

apeake Bay State, and the Chesapeake Bay Commission, shall submit to Congress a financial report containing—

(1) an interagency crosscut budget that displays—

(A) the proposed funding for any Federal restoration activity to be carried out in the succeeding fiscal year, including any planned interagency or intra-agency transfer, for each of the Federal agencies that carry out restoration activities;

(B) to the extent that information is available, the estimated funding for any State restoration activity to be carried out in the succeeding fiscal year;

(C) all expenditures for Federal restoration activities from the preceding 2 fiscal years, the current fiscal year, and the succeeding fiscal year; and

(D) all expenditures, to the extent that information is available, for State restoration activities during the equivalent time period described in subparagraph (C);

(2) a detailed accounting of all funds received and obligated by all Federal agencies for restoration activities during the current and preceding fiscal years, including the identification of funds which were transferred to a Chesapeake Bay State for restoration activities;

(3) to the extent that information is available, a detailed accounting from each State of all funds received and obligated from a Federal agency for restoration activities during the current and preceding fiscal years; and

(4) a description of each of the proposed Federal and State restoration activities to be carried out in the succeeding fiscal year (corresponding to those activities listed in subparagraphs (A) and (B) of paragraph (1)), including the—

(A) project description;

(B) current status of the project;

(C) Federal or State statutory or regulatory authority, programs, or responsible agencies;

(D) authorization level for appropriations;

(E) project timeline, including benchmarks;

(F) references to project documents;

(G) descriptions of risks and uncertainties of project implementation;

(H) adaptive management actions or framework;

(I) coordinating entities;

(J) funding history;

(K) cost sharing; and

(L) alignment with existing Chesapeake Bay Agreement and Chesapeake Executive Council goals and priorities.

(b) **MINIMUM FUNDING LEVELS.**—The Director shall only describe restoration activities in the report required under subsection (a) that—

(1) for Federal restoration activities, have funding amounts greater than or equal to \$100,000; and

(2) for State restoration activities, have funding amounts greater than or equal to \$50,000.

(c) **DEADLINE.**—The Director shall submit to Congress the report required by subsection (a) not later than 30 days after the submission by the President of the President's annual budget to Congress.

(d) **REPORT.**—Copies of the financial report required by subsection (a) shall be submitted to the Committees on Appropriations, Natural Resources, Energy and Commerce, and Transportation and Infrastructure of the House of Representatives and the Committees on Appropriations, Environment and Public Works, and Commerce, Science, and Transportation of the Senate.

(e) **EFFECTIVE DATE.**—This section shall apply beginning with the first fiscal year after the date of enactment of this Act for which the President submits a budget to Congress.

**SEC. 12403. RESTORATION THROUGH ADAPTIVE MANAGEMENT.**

(a) **IN GENERAL.**—Not later than 1 year after the date of enactment of this Act, the Administrator, in consultation with other Federal and State agencies, and with the participation of stakeholders, shall develop a plan to provide technical and financial assistance to Chesapeake Bay States to employ adaptive management in carrying out restoration activities in the Chesapeake Bay watershed.

(b) **PLAN DEVELOPMENT.**—The plan referred to in subsection (a) shall include—

(1) specific and measurable objectives to improve water quality, habitat, and fisheries identified by Chesapeake Bay States;

(2) a process for stakeholder participation;

(3) monitoring, modeling, experimentation, and other research and evaluation technical assistance requested by Chesapeake Bay States;

(4) identification of State restoration activities planned by Chesapeake Bay States to attain the State's objectives under paragraph (1);

(5) identification of Federal restoration activities that could help a Chesapeake Bay State to attain the State's objectives under paragraph (1);

(6) recommendations for a process for modification of State and Federal restoration activities that have not attained or will not attain the specific and measurable objectives set forth under paragraph (1); and

(7) recommendations for a process for integrating and prioritizing State and Federal restoration activities and programs to which adaptive management can be applied.

(c) **IMPLEMENTATION.**—In addition to carrying out Federal restoration activities under existing authorities and funding, the Administrator shall implement the plan developed under subsection (a) by providing technical and financial assistance to Chesapeake Bay States using resources available for such purposes that are identified by the Director under section 12402.

(d) **UPDATES.**—The Administrator shall update the plan developed under subsection (a) every 2 years.

(e) **REPORT TO CONGRESS.**—

(1) **IN GENERAL.**—Not later than 60 days after the end of a fiscal year, the Administrator shall transmit to Congress an annual report on the implementation of the plan required under this section for such fiscal year.

(2) **CONTENTS.**—The report required under paragraph (1) shall contain information about the application of adaptive management to restoration activities and programs, including level changes implemented through the process of adaptive management.

(3) EFFECTIVE DATE.—Paragraph (1) shall apply to the first fiscal year that begins after the date of enactment of this Act.

(f) INCLUSION OF PLAN IN ANNUAL ACTION PLAN AND ANNUAL PROGRESS REPORT.—The Administrator shall ensure that the Annual Action Plan and Annual Progress Report required by section 205 of Executive Order 13508 includes the adaptive management plan outlined in subsection (a).

**SEC. 12404. INDEPENDENT EVALUATOR FOR THE CHESAPEAKE BAY PROGRAM.**

(a) IN GENERAL.—There shall be an Independent Evaluator for restoration activities in the Chesapeake Bay watershed, who shall review and report on restoration activities and the use of adaptive management in restoration activities, including on such related topics as are suggested by the Chesapeake Executive Council.

(b) APPOINTMENT.—

(1) IN GENERAL.—The Independent Evaluator shall be appointed by the Administrator from among nominees submitted by the Chesapeake Executive Council.

(2) NOMINATIONS.—The Chesapeake Executive Council may submit to the Administrator 4 nominees for appointment to any vacancy in the office of the Independent Evaluator.

(c) REPORTS.—The Independent Evaluator shall submit a report to the Congress every 2 years in the findings and recommendations of reviews under this section.

(d) CHESAPEAKE EXECUTIVE COUNCIL.—In this section, the term “Chesapeake Executive Council” has the meaning given that term by section 307 of the National Oceanic and Atmospheric Administration Authorization Act of 1992 (Public Law 102–567; 15 U.S.C. 1511d).

**SEC. 12405. DEFINITIONS.**

In this subtitle, the following definitions apply:

(1) ADAPTIVE MANAGEMENT.—The term “adaptive management” means a type of natural resource management in which project and program decisions are made as part of an ongoing science-based process. Adaptive management involves testing, monitoring, and evaluating applied strategies and incorporating new knowledge into programs and restoration activities that are based on scientific findings and the needs of society. Results are used to modify management policy, strategies, practices, programs, and restoration activities.

(2) ADMINISTRATOR.—The term “Administrator” means the Administrator of the Environmental Protection Agency.

(3) CHESAPEAKE BAY STATE.—The term “Chesapeake Bay State” or “State” means the States of Maryland, West Virginia, Delaware, and New York, the Commonwealths of Virginia and Pennsylvania, and the District of Columbia.

(4) CHESAPEAKE BAY WATERSHED.—The term “Chesapeake Bay watershed” means the Chesapeake Bay and the geographic area, as determined by the Secretary of the Interior, consisting of 36 tributary basins, within the Chesapeake Bay States, through which precipitation drains into the Chesapeake Bay.

(5) CHIEF EXECUTIVE.—The term “chief executive” means, in the case of a State or Commonwealth, the Governor of each

such State or Commonwealth and, in the case of the District of Columbia, the Mayor of the District of Columbia.

(6) DIRECTOR.—The term “Director” means the Director of the Office of Management and Budget.

(7) STATE RESTORATION ACTIVITIES.—The term “State restoration activities” means any State programs or projects carried out under State authority that directly or indirectly protect, conserve, or restore living resources, habitat, water resources, or water quality in the Chesapeake Bay watershed, including programs or projects that promote responsible land use, stewardship, and community engagement in the Chesapeake Bay watershed. Restoration activities may be categorized as follows:

- (A) Physical restoration.
- (B) Planning.
- (C) Feasibility studies.
- (D) Scientific research.
- (E) Monitoring.
- (F) Education.
- (G) Infrastructure development.

(8) FEDERAL RESTORATION ACTIVITIES.—The term “Federal restoration activities” means any Federal programs or projects carried out under existing Federal authority that directly or indirectly protect, conserve, or restore living resources, habitat, water resources, or water quality in the Chesapeake Bay watershed, including programs or projects that provide financial and technical assistance to promote responsible land use, stewardship, and community engagement in the Chesapeake Bay watershed. Restoration activities may be categorized as follows:

- (A) Physical restoration.
- (B) Planning.
- (C) Feasibility studies.
- (D) Scientific research.
- (E) Monitoring.
- (F) Education.
- (G) Infrastructure development.

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55. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE HERRERA BEUTLER OF WASHINGTON OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle C of title XII, add the following:

**SEC. 123 . SILVICULTURAL ACTIVITIES.**

Section 402(l) of the Federal Water Pollution Control Act (33 U.S.C. 1342(l)) is amended by adding at the end the following:

“(3) SILVICULTURAL ACTIVITIES.—

“(A) NPDES PERMIT REQUIREMENTS FOR SILVICULTURAL ACTIVITIES.—The Administrator shall not require a permit or otherwise promulgate regulations under this section or directly or indirectly require any State to require a permit under this section for a discharge of stormwater runoff resulting from the conduct of the following silviculture activities: nursery operations, site preparation, reforestation and subsequent cultural treatment, thinning, prescribed burn-

ing, pest and fire control, harvesting operations, surface drainage, and road use, construction, and maintenance.

“(B) PERMITS FOR DREDGED OR FILL MATERIAL.—Nothing in this paragraph exempts a silvicultural activity resulting in the discharge of dredged or fill material from any permitting requirement under section 404.”.

56. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE CRAWFORD OF ARKANSAS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle C of title XII, add the following:

**SEC. 12317. APPLICABILITY OF SPILL PREVENTION, CONTROL, AND COUNTERMEASURE RULE.**

(a) IN GENERAL.—The Administrator, in implementing the Spill Prevention, Control, and Countermeasure rule with respect to any farm, shall—

- (1) require certification of compliance with such rule by—
  - (A) a professional engineer for a farm with—
    - (i) an individual tank with an aboveground storage capacity greater than 10,000 gallons;
    - (ii) an aggregate aboveground storage capacity greater than or equal to 42,000 gallons; or
    - (iii) a history that includes a spill, as determined by the Administrator; or
  - (B) the owner or operator of the farm (via self-certification) for a farm with—
    - (i) an aggregate aboveground storage capacity greater than 10,000 gallons but less than 42,000 gallons; and
    - (ii) no history of spills, as determined by the Administrator; and
- (2) exempt from all requirements of such rule any farm—
  - (A) with an aggregate aboveground storage capacity of less than or equal to 10,000 gallons; and
  - (B) no history of spills, as determined by the Administrator.

(b) CALCULATION OF AGGREGATE ABOVEGROUND STORAGE CAPACITY.—For the purposes of subsection (a), the aggregate aboveground storage capacity of a farm excludes—

- (1) all containers on separate parcels that have a capacity that is less than 1,320 gallons; and
- (2) all storage containers holding animal feed ingredients approved for use in livestock feed by the Food and Drug Administration.

(c) DEFINITIONS.—In this section, the following definitions apply:

- (1) ADMINISTRATOR.—The term “Administrator” means the Administrator of the Environmental Protection Agency.
- (2) FARM.—The term “farm” has the meaning given such term in section 112.2 of title 40, Code of Federal Regulations.
- (3) GALLON.—The term “gallon” refers to a United States liquid gallon.
- (4) HISTORY OF SPILLS.—The term “history of spills” has the meaning used to describe the term “reportable discharge his-



tory” in section 112.7(k)(1) of title 40, Code of Federal Regulations (or successor regulations).

(5) SPILL PREVENTION, CONTROL, AND COUNTERMEASURE RULE.—The term “Spill Prevention, Control, and Countermeasure rule” means the regulation promulgated by the Environmental Protection Agency under part 112 of title 40, Code of Federal Regulations.

57. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE CRAWFORD OF ARKANSAS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle C of title XII, add the following:

**SEC. 123 . AGRICULTURAL PRODUCER INFORMATION DISCLOSURE.**

(a) DEFINITIONS.—In this section:

(1) ADMINISTRATOR.—The term “Administrator” means the Administrator of the Environmental Protection Agency.

(2) AGENCY.—The term “Agency” means the Environmental Protection Agency.

(3) AGRICULTURAL OPERATION.—The term “agricultural operation” includes any operation where an agricultural commodity crop is raised, including livestock operations.

(4) LIVESTOCK OPERATION.—The term “livestock operation” includes any operation involved in the raising or finishing of livestock or poultry.

(b) DISCLOSURE OF INFORMATION.—

(1) PROHIBITION.—Except as provided in paragraph (2), the Administrator, any officer or employee of the Agency, or any contractor of the Agency, shall not make public the information of any owner, operator, or employee of an agricultural operation provided to the Agency by a farmer, rancher, or livestock producer or a State agency that has been obtained in accordance with the Federal Water Pollution Control Act (33 U.S.C. 1251 et seq.) or any other law, including—

- (A) names;
- (B) telephone numbers;
- (C) email addresses;
- (D) physical addresses;
- (E) Global Positioning System coordinates; or
- (F) other identifying location information.

(2) EFFECT.—Nothing in paragraph (1) affects—

(A) the disclosure of information described in paragraph (1) if—

- (i) the information has been transformed into a statistical or aggregate form at the county level or higher without any information that identifies the agricultural operation or agricultural producer; or
- (ii) the producer consents to the disclosure; or

(B) the authority of any State agency to collect information on livestock operations.

(3) CONDITION OF PERMIT OR OTHER PROGRAMS.—The approval of any permit, practice, or program administered by the Administrator shall not be conditioned on the consent of the

agricultural producer or livestock producer under paragraph (2)(A)(ii).

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58. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE FOXX OF NORTH CAROLINA OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle C of title XII, add the following new section:

**SEC. 12 . SUNSETTING OF PROGRAMS.**

(a) IN GENERAL.—Subject to subsection (b), each fiscal year the Secretary of Agriculture may not carry out any program—

(1) for which an authorization of appropriations is established or extended under this Act; and

(2) that is funded by discretionary appropriations (as defined in section 250(c) of the Balanced Budget and Emergency Deficit Control Act of 1985 (2 U.S.C. 900(c))).

(b) EFFECTIVE DATE.—Subsection (a) shall take effect with respect to a program referred to in such subsection on the date on which the authorization of appropriations under this Act for such program expires.

(c) EXISTING OBLIGATIONS.—Subsection (a) does not affect the ability of the Secretary to carry out responsibilities with regard to loans, grants, or other obligations made or in existence before an applicable effective date under subsection (b).

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59. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE KUSTER OF NEW HAMPSHIRE OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 200, line 2, strike “5 percent” and insert “7.5 percent”.

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60. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE THOMPSON OF MISSISSIPPI OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 238, after line 13, insert the following:

“(D) The healthy forests reserve program established under section 501 of the Healthy Forests Restoration Act of 2003 (16 U.S.C. 6571).

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61. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE THOMPSON OF PENNSYLVANIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 256, after line 17, insert the following:

**SEC. 2507. CHESAPEAKE BAY TMDL.**

In each of fiscal years 2014 through 2018, the Secretary, acting through the Chief of the Natural Resources Conservation Service, shall provide data to, and consult with, the Administrator of the Environmental Protection Agency with regard to water quality and nutrient management relating to ongoing modeling for the Chesapeake Bay watershed, including the establishment of total max-

imum daily loads under the Federal Water Pollution Control Act (33 U.S.C. 1251 et seq.) for such watershed.

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62. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE PEARCE OF NEW MEXICO OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle G of title II, insert the following new section:

**SEC. 2609. LESSER PRAIRIE-CHICKEN CONSERVATION REPORT.**

(a) IN GENERAL.—Not later than 90 days after the date of enactment of this Act, the Secretary shall submit to the House Committee on Agriculture and the Senate Committee on Agriculture, Nutrition, and Forestry a report containing the results of a review and analysis of each of the programs administered by the Secretary that pertain to the conservation of the lesser prairie-chicken, including the conservation reserve program, the environmental quality incentives program, the wildlife habitat incentive program, and the Lesser Prairie-Chicken Initiative.

(b) CONTENTS.—The Secretary shall include in the report required by this section, at a minimum—

(1) with respect to each program described in subsection (a) as it relates to the conservation of the lesser prairie-chicken, findings regarding—

(A) the cost of the program to the Federal Government, impacted State governments, and the private sector;

(B) the conservation effectiveness of the program; and

(C) the cost-effectiveness of the program; and

(2) a ranking of the programs described in subsection (a) based on their relative cost-effectiveness.

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63. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE CRAMER OF NORTH DAKOTA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 265, after line 22, insert the following:

**SEC. 2609. WETLANDS MITIGATION.**

Section 1222 of the Food Security Act of 1985 (16 U.S.C. 3822) is amended—

(1) in subsection (f)—

(A) in paragraph (2)(D), by striking “unless more acreage is needed to provide equivalent functions and values that will be lost as a result of the wetland conversion to be mitigated”; and

(B) in paragraph (2)(E)—

(i) by inserting “not” before “greater than”; and

(ii) by striking “if more acreage is needed to provide equivalent functions and values that will be lost as a result of the wetland conversion that is mitigated”; and

(2) by striking subsection (g).

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64. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE KEATING OF MASSACHUSETTS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 290, after line 9, insert the following new subsection:

(c) U.S. ATLANTIC SPINY DOGFISH STUDY.—Not later than 90 days after the date of the enactment of this Act, the Secretary shall conduct an economic study on the existing market in the United States for U.S. Atlantic Spiny Dogfish.

65. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE REED OF NEW YORK OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Strike section 4015 and insert the following:

**SEC. 4015. DATA EXCHANGE STANDARDIZATION FOR IMPROVED INTEROPERABILITY.**

(a) DATA EXCHANGE STANDARDIZATION.—Section 11 of the Food and Nutrition Act of 2008 (7 U.S.C. 2020) is amended by adding at the end the following:

“(v) DATA EXCHANGE STANDARDS FOR IMPROVED INTEROPERABILITY.—

“(1) DESIGNATION—The Secretary shall, in consultation with an interagency work group established by the Office of Management and Budget, and considering State government perspectives, designate data exchange standards to govern, under this part—

“(A) necessary categories of information that State agencies operating such programs are required under applicable law to electronically exchange with another State agency; and

“(B) Federal reporting and data exchange required under applicable law.

“(2) REQUIREMENTS—The data exchange standards required by paragraph (1) shall, to the extent practicable—

“(A) incorporate a widely accepted, non-proprietary, searchable, computer-readable format, such as the eXtensible Markup Language;

“(B) contain interoperable standards developed and maintained by intergovernmental partnerships, such as the National Information Exchange Model;

“(C) incorporate interoperable standards developed and maintained by Federal entities with authority over contracting and financial assistance;

“(D) be consistent with and implement applicable accounting principles;

“(E) be implemented in a manner that is cost-effective and improves program efficiency and effectiveness; and

“(F) be capable of being continually upgraded as necessary.

“(3) RULES OF CONSTRUCTION.—Nothing in this subsection shall be construed to require a change to existing data exchange standards for Federal reporting found to be effective and efficient.”

(b) EFFECTIVE DATE—The Secretary shall issue a proposed rule within 24 months after the date of the enactment of this Act. The rule shall identify federally-required data exchanges, include speci-

fication and timing of exchanges to be standardized, and address the factors used in determining whether and when to standardize data exchanges. It should also specify state implementation options and describe future milestones.

66. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE YOUNG OF ALASKA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle A of title IV, insert the following:

**SEC. 4033. SERVICE OF TRADITIONAL FOODS IN PUBLIC FACILITIES.**

(a) DEFINITIONS.—In this section:

(1) FOOD SERVICE PROGRAM.—The term “food service program” includes—

(A) food service at a residential child care facility with a license from an appropriate State agency;

(B) a child nutrition program (as defined in section 25(b) of the Richard B. Russell National School Lunch Act (42 U.S.C. 1769f (b)));

(C) food service at a hospital or clinic or long term care facility; and

(D) a senior meal program.

(2) INDIAN; INDIAN TRIBE; INDIAN TRIBAL ORGANIZATION.—The terms “Indian”; “Indian tribe”; and “Indian Tribal Organization” have the meanings given those terms in section 4 of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450b).

(3) TRADITIONAL FOOD.—

(A) IN GENERAL.—The term “traditional food” means food that has traditionally been prepared and consumed by an Indian tribe.

(B) INCLUSIONS.—The term “traditional food” includes—

(i) wild game meat;

(ii) fish;

(iii) seafood;

(iv) marine mammals;

(v) plants; and

(vi) berries.

(b) PROGRAM.—Notwithstanding any other provision of law, the Secretary shall allow the donation to and serving of traditional food through a food service program at a public facility, nonprofit facility, including facilities operated by an Indian tribe or tribal organization that primarily serves Indians if the operator of the food service program—

(1) ensures that the food is received whole, gutted, gilled, as quarters, or as a roast, without further processing;

(2) makes a reasonable determination that—

(A) the animal was not diseased;

(B) the food was butchered, dressed, transported, and stored to prevent contamination, undesirable microbial growth, or deterioration; and

(C) the food will not cause a significant health hazard or potential for human illness;

(3) carries out any further preparation or processing of the food at a different time or in a different space from the prepa-

ration or processing of other food for the applicable program to prevent cross-contamination;

(4) cleans and sanitizes food-contact surfaces of equipment and utensils after processing the traditional food; and

(5) labels donated traditional food with the name of the food and stores the traditional food separately from other food for the applicable program, including through storage in a separate freezer or refrigerator or in a separate compartment or shelf in the freezer or refrigerator.

(c) **LIABILITY.**—Liability for damages from donated traditional food and products to the participating food service program shall not be subject to civil or criminal liability arising from the nature, age, packaging, or condition of donated food.

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67. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE NEGRETE MCLEOD OF CALIFORNIA OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle A of title IV, insert the following:

**SEC. 4033. FEASIBILITY STUDY FOR INDIAN TRIBES.**

Section 4 of the Food and Nutrition Act of 2008 (7 U.S.C. 2013) is amended by adding at the end the following:

“(d) **FEASIBILITY STUDY FOR INDIAN TRIBES.**—

“(1) **STUDY.**—The Secretary shall conduct a study to determine the feasibility of a tribal demonstration project for tribes to administer all Federal food assistance programs, services, functions, and activities (or portions thereof) of the agency.

“(2) **CONSIDERATIONS.**—In conducting the study, the Secretary shall consider—

“(A) the probable effects on specific programs and program beneficiaries of such a demonstration project;

“(B) statutory, regulatory, or other impediments to implementation of such a demonstration project;

“(C) strategies for implementing such a demonstration project;

“(D) probable costs or savings associated with such a demonstration project;

“(E) methods to assure quality and accountability in such a demonstration project; and

“(F) such other issues that may be determined by the Secretary or developed through consultation with pursuant to paragraph (4).

“(3) **REPORT.**—Not later than 18 months after the effective date of this subsection, the Secretary shall submit a report to the Committee on Agriculture, Nutrition and Forestry of the Senate and the Committee on Agriculture of the House of Representatives. The report shall contain—

“(A) the results of the study under this subsection;

“(B) a list of programs, services, functions, and activities (or portions thereof) within each agency with respect to which it would be feasible to include in a tribal demonstration project;

“(C) a list of programs, services, functions, and activities (or portions thereof) included in the list provided pursuant

to subparagraph (B) that could be included in a tribal demonstration project without amending a statute, or waiving regulations that the Secretary may not waive; and

“(D) a list of legislative actions required in order to include those programs, services, function, and activities (or portions thereof) included in the list provided pursuant to subparagraph (B) but not included in the list provided pursuant to subparagraph (C), in a tribal demonstration project.

“(4) CONSULTATION WITH INDIAN TRIBES.—The Secretary shall consult with Indian tribes to determine a protocol for consultation under paragraph (1) prior to consultation under such paragraph with the other entities described in such paragraph. The protocol shall require, at a minimum, that—

“(A) the government-to-government relationship with Indian tribes forms the basis for the consultation process;

“(B) the Indian tribes and the Secretary jointly conduct the consultations required by this subsection; and

“(C) the consultation process allows for separate and direct recommendations from the Indian tribes and other entities described in paragraph (1).

“(5) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated such sums as may be necessary to carry out this subsection. Such sums shall remain available until expended.”.

68. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE DUCKWORTH OF ILLINOIS OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 366, after line 20, insert the following:

**SEC. 4208. STUDY ON FUNDING FOR EMERGENCY FEEDING ORGANIZATIONS.**

(a) IN GENERAL.—Subject to the availability of appropriations for such purpose, the Secretary shall conduct a study of the impact on emergency feeding organizations of cuts made to the supplemental nutrition assistance program pursuant to this Act and the Healthy, Hunger Free Kids Act of 2010 (Public Law 111–296).

(b) MATTERS TO BE ASSESSED.—In carrying out the study under subsection (a), the Secretary shall assess the following:

(1) In the month preceding the implementation of the cuts described in subsection (a)—

(A) a baseline of the number of clients served by emergency feeding organizations;

(B) a baseline of the frequency that clients visit an emergency feeding organization during the month; and

(C) a baseline of the amount of food distributed by emergency feeding organizations during the month.

(2) Two months and four months following the implementation of such cuts (or at such other times the Secretary determines appropriate to best measure the impact of such cuts)—

(A) the change in the number of clients seeking food assistance from emergency feeding organizations;

(B) the change in the frequency that clients seek food assistance from emergency feeding organizations;

(C) the adequacy of supply of donated food to emergency feeding organizations to meet demand for food assistance; and

(D) the total number of clients served and number of clients turned away or reductions in the amount of food distributed to clients by emergency feeding organizations because of the lack of resources to meet the need for food assistance.

(c) REPORT.—Not later than September 30, 2014, the Secretary shall submit to Congress a report describing—

(1) the impact of cuts described in subsection (a) on demand at emergency feeding organizations; and

(2) the ability of emergency feeding organizations to meet changes in need resulting from such cuts.

(d) EMERGENCY FEEDING ORGANIZATION DEFINED.—In this section, the term “emergency feeding organization” has the meaning given the term in section 201A of the Emergency Food Assistance Act of 1983 (7 U.S.C. 7501).

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69. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE CROWLEY OF NEW YORK OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle C of title IV, add the following new section:

**SEC. 4208. PURCHASE OF HALAL AND KOSHER FOOD FOR EMERGENCY FOOD ASSISTANCE PROGRAM.**

Section 202 of the Emergency Food Assistance Act of 1983 (7 U.S.C. 7502) is amended by adding at the end the following:

“(h) KOSHER AND HALAL FOOD.—As soon as practicable after the date of enactment of this subsection, the Secretary shall finalize and implement a plan—

“(1) to increase the purchase of Kosher and Halal food from food manufacturers with a Kosher or Halal certification to carry out the program established under this Act if the Kosher and Halal food purchased is cost neutral as compared to food that is not from food manufacturers with a Kosher or Halal certification; and

“(2) to modify the labeling of the commodities list used to carry out the program in a manner that enables Kosher and Halal food bank operators to identify which commodities to obtain from local food banks.”.

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70. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE HUIZENGA OF MICHIGAN OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle C of title IV, insert the following:

**SEC. 4208. REVIEW OF SOLE-SOURCE CONTRACTS IN FEDERAL NUTRITION PROGRAMS.**

The Secretary shall conduct an evaluation of sole-source contracts in Federal nutrition programs, and the effect such contracts have on program participation, program goals, nonprogram consumers, retailers, and free market dynamics. Not later than 1 year after the date of the enactment of this Act, the Secretary shall report the findings of this review to the Committee on Agriculture of



the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate.

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71. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE GARDNER OF COLORADO OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 393, after line 22, insert the following:

**SEC. \_\_\_\_ . RURAL UTILITIES SERVICE CONTRACTING AUTHORITY.**

Section 18(c) of the Rural Electrification Act of 1936 (7 U.S.C. 918(c)) is amended—

(1) in paragraph (1), by striking “Rural Electrification Administration” each place it appears and inserting “Rural Utilities Service”; and

(2) in paragraph (4)—

(A) in the paragraph heading, by inserting “COOPERATIVE” before “AGREEMENTS”; and

(B) by inserting after the 1st sentence the following: “A contract funded by a borrower that is to be paid for out of the general funds of the borrower is not a public contract within the meaning of title 41, United States Code”.

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72. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE RUIZ OF CALIFORNIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 401, after line 4, insert the following:

**SEC. \_\_\_\_ . TELEMEDICINE AND DISTANCE LEARNING SERVICES IN RURAL AREAS.**

Section 2333(d) of the Food, Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C. 950aaa-2(d)) is amended—

(1) by striking “and” at the end of paragraph (12); and

(2) by redesignating paragraph (13) as paragraph (14) and inserting after paragraph (12) the following:

“(13) whether the applicant for assistance is located in a designated health professional shortage area (within the meaning of section 332 of the Public Health Service Act)”.

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73. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE MICHAUD OF MAINE OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 401, after line 4, insert the following:

**SEC. \_\_\_\_ . REGIONAL ECONOMIC AND INFRASTRUCTURE DEVELOPMENT.**

Section 15751 of title 40, United States Code, is amended—

(1) in subsection (a), by striking “2012” and inserting “2018”; and

(2) in subsection (b)—

(A) by striking “Not more than” and inserting the following:

“(1) IN GENERAL.—Except as provided in paragraph (2), not more than”; and

(B) by adding at the end the following:

“(2) LIMITED FUNDING.—In a case in which less than \$10,000,000 is made available to a Commission for a fiscal year under this section, paragraph (1) shall not apply.”.

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74. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE TURNER OF OHIO OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle A of title VII (page 430, after line 18), add the following:

**SEC. 7129. SENSE OF CONGRESS REGARDING EXPANSION OF THE LAND GRANT PROGRAM TO INCLUDE ENHANCED FUNDING AND ADDITIONAL INSTITUTIONS.**

It is the sense of the Congress that—

(1) institutions of higher education designated under the Act of August 30, 1890 (commonly known, and referred to in this section, as the “Second Morrill Act”; 7 U.S.C. 321 et seq.) have played an integral role in the education and advancement of agriculture and mechanic arts for over a century;

(2) in addition to those institutions, a number of colleges and universities have fulfilled similar and parallel missions in successfully training and graduating generations of students who have gone on to be leaders in their field;

(3) the colleges and universities, both with and without designation under the Second Morrill Act, fulfill a vital role to the future of industry, opportunities for increased job creation, and the strength of American agriculture;

(4) Congress must ensure that the United States’ higher education framework and policies meet the needs of young Americans, and that students from across the country are able to choose from a variety of institutions and programs that will equip them with the skills and training necessary to achieve their individual goals; and

(5) as Congress and the agricultural community generally consider policies and approaches to improve research, extension, and education in the agricultural sciences, expansion of the land grant program under the Second Morrill Act to include enhanced funding and additional institutions should be considered.

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75. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE GABBARD OF HAWAII OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 433, line 17, strike “‘subsections (e) and (f)’” and insert “‘subsections (e), (f), and (g)’”.

Page 433, line 20, strike “‘subsections (e) and (f)’” and insert “‘subsections (e), (f), and (g)’”.

Page 433, line 23, strike “‘subsections (e), (f), and (g)’” and insert “‘subsections (e), (f), and (h)’”.

Page 434, line 10, strike “and” at the end.

Page 434, after line 10, insert the following new paragraph:

(6) by inserting after subsection (f) (as redesignated by paragraph (4)) the following new subsection:

“(g) COFFEE PLANT HEALTH INITIATIVE.—

“(1) ESTABLISHMENT.—The Secretary shall establish a coffee plant health initiative to address the critical needs of the coffee industry by—

“(A) developing and disseminating science-based tools and treatments to combat the coffee berry borer (*Hypothenemus hampei*); and

“(B) establishing an area-wide integrated pest management program in areas affected by or areas at risk of being affected by the coffee berry borer.

“(2) ELIGIBLE ENTITIES.—The Secretary may carry out the coffee plant health initiative through—

“(A) Federal agencies, including the Agricultural Research Service and the National Institute of Food and Agriculture;

“(B) National Laboratories;

“(C) institutions of higher education;

“(D) research institutions or organizations;

“(E) private organizations or corporations;

“(F) State agricultural experiment stations;

“(G) individuals; or

“(H) groups consisting of 2 or more entities or individuals described in subparagraphs (A) through (G).

“(3) PROJECT GRANTS AND COOPERATIVE AGREEMENTS.—In carrying out this subsection, the Secretary shall—

“(A) enter into cooperative agreements with eligible entities, as appropriate; and

“(B) award grants on a competitive basis.

“(4) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this subsection \$2,000,000 for each of fiscal years 2014 through 2018.”; and

Page 434, line 11, strike “(6) in subsection (g)” and insert “(7) in subsection (h)”.

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76. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE FALEOMAVAEGA OF AMERICAN SAMOA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 460, line 1, insert “**AMERICAN SAMOA, FEDERATED STATES OF MICRONESIA, AND**” before “**NORTHERN MARIANA**”.

Page 460, line 7, insert “American Samoa, the Federated States of Micronesia,” before “and the Commonwealth”.

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77. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE SLAUGHTER OF NEW YORK OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Strike section 7514 and insert the following new section:

**SEC. 7514. RESEARCH AND EDUCATION GRANTS FOR THE STUDY OF ANTIBIOTIC-RESISTANT BACTERIA.**

Section 7521(c) of the Food, Conservation, and Energy Act of 2008 (7 U.S.C. 3202(c)) is amended by striking “2012” and inserting “2018”.

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78. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE GOSAR OF ARIZONA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 481, line 17, strike the closing quotation marks and the second period.

Page 481, after line 17, insert the following:

“(7) FIRE LIABILITY PROVISIONS.—Not later than 90 days after the date of enactment of this paragraph, the Chief and the Director shall issue for use in all contracts and agreements under this section fire liability provisions that are in substantially the same form as the fire liability provisions contained in—

“(A) integrated resource timber contracts, as described in the Forest Service contract numbered 2400–13, part H, section H.4; and

“(B) timber sale contracts conducted pursuant to section 14 of the National Forest Management Act of 1976 (16 U.S.C. 472a).”.

79. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE COTTON OF ARKANSAS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 486, lines 15 and 19, insert “, management,” after “restoration”.

Page 486, line 22, strike “trees” and insert “forests”.

Page 486, line 24, strike “and” and insert the following:

(C) activities involving commercial harvesting or other mechanical vegetative treatments; or

Page 487, line 1, strike “(C)” and insert “(D)”.

Page 487, lines 8, 13, and 24 insert “, management,” after “restoration”.

Page 488, line 4, insert “, management,” after “restoration”.

80. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE TIPTON OF COLORADO OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle E of title VIII, add the following:

**SEC. 8408. FOREST SERVICE LARGE AIRTANKER AND AERIAL ASSET FIREFIGHTING RECAPITALIZATION PILOT PROGRAM.**

(a) IN GENERAL.—Subject to the availability of appropriations, the Secretary, acting through the Chief of the Forest Service, may establish a large airtanker and aerial asset lease program in accordance with this section.

(b) AIRCRAFT REQUIREMENTS.—In carrying out the program described in subsection (a), the Secretary may enter into a multiyear lease contract for up to five aircraft that meet the criteria—

(1) described in the Forest Service document entitled “Large Airtanker Modernization Strategy” and dated February 10, 2012, for large airtankers; and

(2) determined by the Secretary, for other aerial assets.

(c) LEASE TERMS.—The term of any individual lease agreement into which the Secretary enters under this section shall be—

(1) up to five years, inclusive of any options to renew or extend the initial lease term; and

(2) in accordance with section 3903 of title 41, United States Code.

(d) PROHIBITION.—No lease entered into under this section shall provide for the purchase of the aircraft by, or the transfer of ownership to, the Forest Service.

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81. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE GRIFFITH OF VIRGINIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title VIII, add the following new section:

**SEC. 8408. LAND CONVEYANCE, JEFFERSON NATIONAL FOREST IN WISE COUNTY, VIRGINIA.**

(a) CONVEYANCE REQUIRED.—Upon payment by the Association of the consideration under subsection (b) and the costs under subsection (d), the Secretary shall, subject to valid existing rights, convey to the Association all right, title, and interest of the United States in and to a parcel of National Forest System land in the Jefferson National Forest in Wise County, Virginia, consisting of approximately 0.70 acres and containing the Mullins and Sturgill Cemetery and an easement to provide access to the parcel, as generally depicted on the map.

(b) CONSIDERATION.—

(1) FAIR MARKET VALUE.—As consideration for the land conveyed under subsection (a), the Association shall pay to the Secretary cash in an amount equal to the market value of the land, as determined by an appraisal approved by the Secretary and conducted in conformity with the Uniform Appraisal Standards for Federal Land Acquisitions and section 206 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1716).

(2) DEPOSIT.—The consideration received by the Secretary under paragraph (1) shall be deposited into the general fund of the Treasury of the United States for the purposes of deficit reduction.

(c) DESCRIPTION OF PROPERTY.—The exact acreage and legal description of the land to be conveyed under subsection (a) shall be determined by a survey satisfactory to the Secretary.

(d) COSTS.—The Association shall pay to the Secretary at closing the reasonable costs of the survey, the appraisal, and any administrative and environmental analyses required by law.

(e) DEFINITIONS.—In this section:

(1) ASSOCIATION.—The term “Association” means the Mullins and Sturgill Cemetery Association of Pound, Virginia.

(2) MAP.—The term “map” means the map titled “Mullins and Sturgill Cemetery” dated March 1, 2013.

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

(f) ADDITIONAL TERMS AND CONDITIONS.— The Secretary may require such additional terms and conditions in connection with the conveyance under subsection (a) as the Secretary considers appropriate to protect the interests of the United States.

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82. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE MEADOWS OF NORTH CAROLINA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title VIII, add the following new section:

**SEC. 8408. CATEGORICAL EXCLUSION FOR FOREST PROJECTS IN RESPONSE TO EMERGENCIES.**

In the case of National Forest System land damaged by a natural disaster regarding which the President declares a disaster or emergency pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.), any forest project carried out to clean up or restore the damaged National Forest System land during the two-year period beginning on the date of the declaration shall be categorically excluded from the requirements relating to environmental assessments or environmental impact statements under section 1508.4 of title 40, Code of Federal Regulations.

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83. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE LOEBSACK OF IOWA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 502, strike lines 20 through 24.

Page 503, line 1, redesignate paragraph (2) as subsection (a) and conform the margins accordingly.

Page 503, line 5, redesignate subparagraph (A) as paragraph (1) and conform the margins accordingly.

Page 503, beginning on line 5, strike “paragraph (2) as paragraph (3)” and insert “paragraphs (2) and (3) as paragraphs (3) and (4), respectively”.

Page 503, line 7, redesignate subparagraph (B) as paragraph (2) and conform the margins accordingly.

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84. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE GRIMM OF NEW YORK OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title IX, add the following new section:

**SEC. \_\_\_\_ . ENERGY EFFICIENCY REPORT FOR USDA FACILITIES.**

(a) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Agriculture shall submit to the Committee on Agriculture of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate a report on energy use and energy efficiency projects at Department of Agriculture facilities.

(b) CONTENTS.—The report required by subsection (a) shall include the following:

(1) An analysis of energy use by Department of Agriculture facilities.

(2) A list of energy audits that have been conducted at such facilities.

(3) A list of energy efficiency projects that have been conducted at such facilities.

(4) A list of energy savings projects that could be achieved with enacting a consistent, timely, and proper mechanical insu-

lation maintenance program and upgrading mechanical insulation at such facilities.

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85. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE CÁRDENAS OF CALIFORNIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 527, strike lines 20 through 23 and insert the following:

**SEC. 10006. FOOD SAFETY EDUCATION INITIATIVES.**

Section 10105 of the Food, Conservation, and Energy Act of 2008 (7 U.S.C. 7655) is amended—

(1) in subsection (a)—

(A) in the matter preceding paragraph (1), by inserting “, including farm workers” after “industry”;

(B) in paragraph (2), by striking the period at the end and inserting “; and”; and

(C) by adding at the end the following new paragraph:  
“(3) practices that prevent bacterial contamination of food, how to identify sources of food contamination, and other means of decreasing food contamination.”; and

(2) in subsection (c), by striking “2012” and inserting “2018”.

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86. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE SCOTT OF GEORGIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

After section 10007, insert the following new section (and redesignate succeeding sections and conform the table of contents accordingly):

**SEC. 10008. DEPARTMENT OF AGRICULTURE CONSULTATION REGARDING ENFORCEMENT OF CERTAIN LABOR LAW PROVISIONS.**

Not later than 60 days after the date of enactment of this Act, the Secretary of Agriculture shall consult with the Secretary of Labor regarding the restraining of shipments of agricultural commodities, or the confiscation of such commodities, by the Department of Labor for actual or suspected labor law violations in order to consider—

(1) the perishable nature of such commodities;

(2) the impact of such restraining or confiscation on the economic viability of farming operations; and

(3) the competitiveness of specialty crops through grants awarded to States under section 101 of the Specialty Crops Competitiveness Act of 2004 (7 U.S.C. 1621 note).

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87. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE KAPTUR OF OHIO OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 545, after line 9, insert the following:

**SEC. 10018. ANNUAL REPORT ON INVASIVE SPECIES.**

(a) INITIAL REPORT.—

(1) IN GENERAL.—Not later than 180 days after the date of the enactment of this Act, the Secretary shall submit to Congress a report on invasive species.

(2) MATTERS INCLUDED.—The report under paragraph (1) shall include the following:

(A) A list of each invasive species that is in the United States as of the date of the report.

(B) For each invasive species listed under subparagraph

(A)—

- (i) the country that the species originated;
- (ii) the means in which the species entered the United States;
- (iii) the year in which the species entered the United States;
- (iv) the rate by which the entry of the species is increasing or decreasing;
- (v) cost estimates, covering both the date of the report and future periods, of the cost of such species to the public and private sectors;
- (vi) if cost estimates cannot be conducted under clause (iv), a detailed explanation of why;
- (vii) environmental impact estimates, covering both the date of the report and future periods, of the environmental impact of the species;
- (viii) if environmental impact estimates cannot be conducted under clause (iv), a detailed explanation of why;
- (ix) recommendations as to what steps are needed to combat the species;
- (x) a description of the ongoing research occurring to combat the species; and
- (xi) a description of any legal recourse available to people affected by the species.

(C) Any other matter the Secretary determines appropriate.

(3) PERIOD COVERED.—The report under paragraph (1) shall cover the period beginning in 1980 and ending on the date on which the report is submitted.

(b) ANNUAL UPDATED REPORTS.—Not later than October 1 of each fiscal year beginning after the date on which the report under paragraph (1) of subsection (a) is submitted, the Secretary shall submit annually to Congress an updated report, including an update to each of the matters described in paragraph (2) of such subsection.

(c) PUBLIC AVAILABILITY.—The Secretary shall make each report under this section available to the public.

88. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE FOXX OF NORTH CAROLINA OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

In section 11001, insert “(a) IN GENERAL.—” before “Section 502(c)” and add at the end the following new subsection:

(b) DISCLOSURE OF CROP INSURANCE PREMIUM SUBSIDIES MADE ON BEHALF OF MEMBERS OF CONGRESS AND CERTAIN OTHER INDIVIDUALS AND ENTITIES.—Section 502(c)(2) of the Federal Crop Insurance Act (7 U.S.C. 1502(c)(2)) is amended—

- (1) by redesignating subparagraphs (A) and (B) as subparagraphs (D) and (E) respectively; and



(2) by inserting before subparagraph (C) (as so redesignated) the following:

“(A) DISCLOSURE IN THE PUBLIC INTEREST.—Notwithstanding paragraph (1) or any other provision of law, except as provided in subparagraph (B), the Secretary shall on an annual basis make available to the public—

“(i)(I) the name of each individual or entity specified in subparagraph (C) who obtained a federally subsidized crop insurance, livestock, or forage policy or plan of insurance during the previous fiscal year;

“(II) the amount of premium subsidy received by that individual or entity from the Corporation; and

“(III) the amount of any Federal portion of indemnities paid in the event of a loss during that fiscal year for each policy associated with that individual or entity; and

“(ii) for each private insurance provider, by name—

“(I) the underwriting gains earned through participation in the federally subsidized crop insurance program; and

“(II) the amount paid under this subtitle for—

“(aa) administrative and operating expenses;

“(bb) any Federal portion of indemnities and reinsurance; and

“(cc) any other purpose.

“(B) LIMITATION.—The Secretary shall not disclose information pertaining to individuals and entities covered by a catastrophic risk protection plan offered under section 508(b).

“(C) COVERED INDIVIDUALS AND ENTITIES.—Subparagraph (A) applies with respect to the following:

“(i) Members of Congress and their immediate families.

“(ii) Cabinet Secretaries and their immediate families.

“(iii) Entities of which any individual described in clause (i) or (ii), or combination of such individuals, is a majority shareholder.”.

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89. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE SCHOCK OF ILLINOIS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 578, line 20, insert “pennycress,” after “alfalfa.”.

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90. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE BARR OF KENTUCKY OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 590, after line 15, insert the following:

**SEC. 11025. ADVANCE PUBLIC NOTICE OF CROP INSURANCE POLICY AND PLAN CHANGES.**

Section 505(e) of the Federal Crop Insurance Act (7 U.S.C. 1505(e)) is amended—

(1) by redesignating paragraphs (5) and (6) as paragraphs (6) and (7); respectively; and

(2) by inserting after paragraph (4) the following new paragraph (5):

“(5) ADVANCE NOTICE OF MODIFICATION BEFORE IMPLEMENTATION.—

“(A) IN GENERAL.—Any modification to be made in the terms or conditions of any policy or plan of insurance offered under this subtitle shall not take effect for a crop year unless the Secretary publishes the modification in the Federal Register and on the website of the Corporation and provides for a subsequent period of public comment—

“(i) with respect to fall-planted crops, not later than 60 days before June 30 during the preceding crop year; and

“(ii) with respect to spring-planted crops, not later than 60 days before November 30 during the preceding crop year.

“(B) WAIVER.—The Secretary may waive the application of subparagraph (A) in an emergency situation declared by the Secretary upon notice to Congress of the nature of the emergency and the need for immediate implementation of the policy or plan modification referred to in such subparagraph.”.

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91. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE TAKANO OF CALIFORNIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle A of title XII, add the following new section:

**SEC. \_\_\_\_ . ECONOMIC FRAUD IN WILD AND FARM-RAISED SEAFOOD.**

(a) IN GENERAL.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Agriculture, acting through the Office of the Chief Economist, shall submit to Congress a report on the economic implications for consumers, fishermen, and aquaculturists of fraud and mislabeling in wild and farmed seafood.

(b) CONTENTS.—The report required under subsection (a) shall include, with respect to fraud and mislabeling in wild and farm-raised seafood, an analysis of the impact on consumers and producers in the United States of—

(1) sales of imported seafood that is misrepresented as domestic product;

(2) country of origin labeling that allows seafood harvested outside the United States to be labeled as a product of the United States;

(3) the lack of seafood product traceability through the supply chain; and

(4) the inadequate use of DNA testing and other technology to address seafood safety and fraud, including traceability.

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92. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE FUDGE OF OHIO OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 601, after line 18, insert the following new section:

**SEC. 12204. RECEIPT FOR SERVICE OR DENIAL OF SERVICE FROM CERTAIN DEPARTMENT OF AGRICULTURE AGENCIES.**

Section 2501A(e) of the Food, Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C. 2279-1(e)) is amended by striking “and, at the time of the request, also requests a receipt”.

93. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE VELÁZQUEZ OF NEW YORK OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 629, after line 4, insert the following:

**SEC. \_\_\_\_ . URBAN AGRICULTURE COORDINATION.**

The Secretary of Agriculture shall coordinate opportunities for urban agriculture, by—

(1) compiling a list of all programs administered by the Secretary or by the head of any other department, agency, or instrumentality of the United States to which urban farmers can apply for assistance or participation;

(2) examining and implementing opportunities to adjust the regulations governing the programs to enable urban farmers to participate in more of the programs;

(3) developing a process for streamlining the process by which urban farmers may apply for assistance from, or for participation in, the programs, including through the use of a single, harmonized application for multiple programs; and

(4) such other methods as the Secretary deems appropriate.

94. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE JACKSON LEE OF TEXAS OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 629, after line 4, insert the following:

**SEC. 12317. SENSE OF CONGRESS ON INCREASED BUSINESS OPPORTUNITIES FOR BLACK FARMERS, WOMEN, MINORITIES, AND SMALL BUSINESSES.**

It is the sense of Congress that the Federal Government should increase the number of contracts the Federal Government awards to Black farmers, businesses owned and controlled by women, businesses owned and controlled by minorities, and small business concerns.

95. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE ROSS OF FLORIDA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 629, after line 4, insert the following:

**SEC. 12317. SENSE OF CONGRESS REGARDING AGRICULTURE SECURITY PROGRAMS.**

It is the sense of Congress that—

(1) agricultural nutrients and other agricultural chemicals are essential to ensuring the most efficient production of food, fuel, and fiber;

(2) these products must be properly stored, handled, transported, and used to ensure that they are not misused or cause harm either accidentally or intentionally;

(3) the Department of Agriculture is the Federal agency with the staffing and technical expertise to understand the important role these products play in agriculture;

(4) other Federal departments and agencies have been given lead responsibility to develop and implement security programs affecting the availability, storage, transportation, and use of a variety of chemicals and products used in agriculture;

(5) it is critical that the Department of Agriculture participate fully in the development of any such security programs to ensure that they do not unnecessarily restrict the availability of the most efficient and beneficial products needed to sustain American agriculture;

(6) the Secretary of Agriculture should review staffing at the Department to ensure that the agency has senior employees within the Department at the Senior Executive Service level or higher, who have responsibility for coordinating with other Federal, State, and international agencies in the development of regulations, guidance, and procedures for the secure handling of agricultural chemicals; and

(7) that such employees shall—

(A) work with manufacturers, retailers, and the general farm community to review existing and proposed Federal, State, and international agricultural chemical security regulations;

(B) coordinate with manufacturers, retailers, transporters, and farmers to evaluate how existing and proposed security regulations, including systems to track the sale, transportation, delivery, and use of agricultural products, can be designed to minimize any adverse impact on agricultural productivity;

(C) evaluate how existing and proposed security regulations will affect the ability of agricultural producers to have timely access to nutrients, chemicals, and other products that are affordable and best suited to the producers' operations;

(D) develop recommendations on best practices, policies, and regulatory mechanisms relating to existing and proposed security programs to ensure that there is minimal adverse impact on agricultural productivity; and

(E) engage with Federal agencies with responsibility for establishing security programs to ensure that they have the information needed to develop procedures for effective security administration and enforcement that minimize any adverse impact on domestic or international agricultural productivity.

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96. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE CONAWAY  
OF TEXAS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle C of title XII, add the following:

**SEC. 12317. REPORT ON WATER SHARING.**

Not later than 120 days after the date of the enactment of this Act and annually thereafter, the Secretary of State shall submit to Congress a report on—

(1) efforts by Mexico to meet its treaty deliveries of water to the Rio Grande in accordance with the Treaty between the United States and Mexico Respecting Utilization of waters of the Colorado and Tijuana Rivers and of the Rio Grande (done at Washington, February 3, 1944); and

(2) the benefits to the United States of the Interim International Cooperative Measures in the Colorado River Basin through 2017 and Extension of Minute 318 Cooperative Measures to Address the Continued Effects of the April 2010 Earthquake in the Mexicali Valley, Baja, California (done at Coronado, California, November 20, 2012; commonly referred to as “Minute No. 319”).

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97. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE FLORES OF TEXAS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title XII, add the following new section:

**SEC. \_\_\_\_ . REPORT ON NATIONAL OCEAN POLICY.**

(a) FINDINGS.—Congress finds the following:

(1) Executive Order 13547, issued on July 19, 2010, established the national policy for the Stewardship of the Ocean, Our Coasts, and the Great Lakes and requires—

(A) Federal implementation of “ecosystem-based management” to achieve a “fundamental shift” in how the United States manages ocean, coastal, and Great Lakes resources; and

(B) the establishment of nine new governmental “Regional Planning Bodies” and “Coastal and Marine Spatial Plans” in every region of the United States.

(2) Executive Order 13547 created a 54-member National Ocean Council led by the White House Council on Environmental Quality and Office of Science and Technology Policy that includes 54 principal and deputy-level representatives from Federal entities, including the Department of Agriculture.

(3) Executive Order 13547 requires National Ocean Council members, including the Department of Agriculture, to take action to implement the Policy and participate in coastal and marine spatial planning to the maximum extent possible.

(4) The Final Recommendations of the Interagency Ocean Policy Task Force that were adopted by Executive Order 13547 state that “effective” implementation of the National Ocean Policy will “require clear and easily understood requirements and regulations, where appropriate, that include enforcement as a critical component”.

(5) Despite repeated Congressional requests, the National Ocean Council, which is charged with overseeing implementation of the policy, has still not provided a complete accounting of Federal activities under the policy and resources expended and allocated in furtherance of implementation of the policy.

(6) The continued economic and budgetary challenges of the United States underscore the necessity for sound, transparent, and practical Federal policies.

(b) REPORT.—Not later than 90 days after the date of the enactment of this Act, the Inspector General of the Department of Agriculture shall submit to the Committee on Agriculture of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate a report detailing—

- (1) all activities engaged in and resources expended in furtherance of Executive Order 13547 since July 19, 2010; and
- (2) any budget requests for fiscal year 2014 for support of implementation of Executive Order 13547.

98. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE PITTS OF PENNSYLVANIA OR HIS DESIGNEE, DEBATABLE FOR 20 MINUTES

Strike subtitle C of title I (sugar) and insert the following:

### **Subtitle C—Sugar**

**SEC. 1301. SUGAR PROGRAM.**

(a) SUGARCANE.—Section 156(a) of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7272(a)) is amended—

- (1) in paragraph (4), by striking “and” after the semicolon at the end;
- (2) in paragraph (5), by striking the period at the end and inserting “; and”; and
- (3) by adding at the end the following:  
“(6) 18 cents per pound for raw cane sugar for each of the 2014 through 2018 crop years.”.

(b) SUGAR BEETS.—Section 156(b)(2) of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7272(b)(2)) is amended by striking “2012” and inserting “2018”.

(c) EFFECTIVE PERIOD.—Section 156(i) of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7272(i)) is amended by striking “2012” and inserting “2018”.

**SEC. 1302. FLEXIBLE MARKETING ALLOTMENTS FOR SUGAR.**

(a) IN GENERAL.—Section 359b of the Agricultural Adjustment Act of 1938 (7 U.S.C. 1359bb) is amended—

- (1) in subsection (a)(1)—
  - (A) in the matter before subparagraph (A), by striking “2012” and inserting “2018”; and
  - (B) in subparagraph (B), by inserting “at reasonable prices” after “stocks”; and
- (2) in subsection (b)(1)—
  - (A) in subparagraph (A), by striking “but” after the semicolon at the end and inserting “and”; and
  - (B) by striking subparagraph (B) and inserting the following:  
“(B) appropriate to maintain adequate domestic supplies at reasonable prices, taking into account all sources of domestic supply, including imports.”.

(b) ESTABLISHMENT OF FLEXIBLE MARKETING ALLOTMENTS.—Section 359c of the Agricultural Adjustment Act of 1938 (7 U.S.C. 1359cc) is amended—

(1) in subsection (b)—

(A) in paragraph (1)—

(i) in subparagraph (A), by striking “but” after the semicolon at the end and inserting “and”; and

(ii) by striking subparagraph (B) and inserting the following:

“(B) appropriate to maintain adequate supplies at reasonable prices, taking into account all sources of domestic supply, including imports.”; and

(B) in paragraph (2)(B), by inserting “at reasonable prices” after “market”; and

(2) in subsection (g)(1)—

(A) by striking “ADJUSTMENTS.—” and all that follows through “Subject to subparagraph (B), the” and inserting “ADJUSTMENTS.—The”; and

(B) by striking subparagraph (B).

(c) SUSPENSION OR MODIFICATION OF PROVISIONS.—Section 359j of the Agricultural Adjustment Act of 1938 (7 U.S.C. 1359jj) is amended by adding at the end the following:

“(c) SUSPENSION OR MODIFICATION OF PROVISIONS.—Notwithstanding any other provision of this part, the Secretary may suspend or modify, in whole or in part, the application of any provision of this part if the Secretary determines that the action is appropriate, taking into account—

“(1) the interests of consumers, workers in the food industry, businesses (including small businesses), and agricultural producers; and

“(2) the relative competitiveness of domestically produced and imported foods containing sugar.”.

(d) ADMINISTRATION OF TARIFF RATE QUOTAS.—Section 359k of the Agricultural Adjustment Act of 1938 (7 U.S.C. 1359kk) is amended to read as follows:

**“SEC. 359k. ADMINISTRATION OF TARIFF RATE QUOTAS.**

“(a) ESTABLISHMENT.—Notwithstanding any other provision of law, at the beginning of the quota year, the Secretary shall establish the tariff-rate quotas for raw cane sugar and refined sugar at no less than the minimum level necessary to comply with obligations under international trade agreements that have been approved by Congress.

“(b) ADJUSTMENT.—

“(1) IN GENERAL.—Subject to subsection (a), the Secretary shall adjust the tariff-rate quotas for raw cane sugar and refined sugar to provide adequate supplies of sugar at reasonable prices in the domestic market.

“(2) ENDING STOCKS.—Subject to paragraphs (1) and (3), the Secretary shall establish and adjust tariff-rate quotas in such a manner that the ratio of sugar stocks to total sugar use at the end of the quota year will be approximately 15.5 percent.

“(3) MAINTENANCE OF REASONABLE PRICES AND AVOIDANCE OF FORFEITURES.—

“(A) IN GENERAL.—The Secretary may establish a different target for the ratio of ending stocks to total use if,

in the judgment of the Secretary, the different target is necessary to prevent—

“(i) unreasonably high prices; or

“(ii) forfeitures of sugar pledged as collateral for a loan under section 156 of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7272).

“(B) ANNOUNCEMENT.—The Secretary shall publicly announce any establishment of a target under this paragraph.

“(4) CONSIDERATIONS.—In establishing tariff-rate quotas under subsection (a) and making adjustments under this subsection, the Secretary shall consider the impact of the quotas on consumers, workers, businesses (including small businesses), and agricultural producers.

“(c) TEMPORARY TRANSFER OF QUOTAS.—

“(1) IN GENERAL.—To promote full use of the tariff-rate quotas for raw cane sugar and refined sugar, notwithstanding any other provision of law, the Secretary shall promulgate regulations that provide that any country that has been allocated a share of the quotas may temporarily transfer all or part of the share to any other country that has also been allocated a share of the quotas.

“(2) TRANSFERS VOLUNTARY.—Any transfer under this subsection shall be valid only on voluntary agreement between the transferor and the transferee, consistent with procedures established by the Secretary.

“(3) TRANSFERS TEMPORARY.—

“(A) IN GENERAL.—Any transfer under this subsection shall be valid only for the duration of the quota year during which the transfer is made.

“(B) FOLLOWING QUOTA YEAR.—No transfer under this subsection shall affect the share of the quota allocated to the transferor or transferee for the following quota year.”.

(e) EFFECTIVE PERIOD.—Section 359l(a) of the Agricultural Adjustment Act of 1938 (7 U.S.C. 1359ll(a)) is amended by striking “2012” and inserting “2018”.

**SEC. 1303. REPEAL OF FEEDSTOCK FLEXIBILITY PROGRAM FOR BIO-ENERGY PRODUCERS.**

(a) IN GENERAL.—Section 9010 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8110) is repealed.

(b) CONFORMING AMENDMENTS.—

(1) Section 359a(3)(B) of the Agricultural Adjustment Act of 1938 (7 U.S.C. 1359aa(3)(B)) is amended—

(A) in clause (i), by inserting “and” after the semicolon at the end;

(B) in clause (ii), by striking “; and” at the end and inserting a period; and

(C) by striking clause (iii).

(2) Section 359b(c)(2)(C) of the Agricultural Adjustment Act of 1938 (7 U.S.C. 1359bb(c)(2)(C)) is amended by striking “, except for” and all that follows through “ of 2002”.



99. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE GOODLATTE OF VIRGINIA OR HIS DESIGNEE, DEBATABLE FOR 20 MINUTES

Strike part I of subtitle D (Dairy) of title I and insert the following new part:

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

**SEC. 1401. DAIRY PRODUCER MARGIN INSURANCE PROGRAM.**

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

**“SEC. 1511. DAIRY PRODUCER MARGIN INSURANCE PROGRAM.**

“(a) DEFINITIONS.—In this section:

“(1) ACTUAL DAIRY PRODUCER MARGIN.—The term ‘actual dairy producer margin’ means the difference between the all-milk price and the average feed cost, as calculated under subsection (b)(2).

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

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

“(A) The product determined by multiplying—

“(i) 1.0728; by

“(ii) the price of corn per bushel.

“(B) The product determined by multiplying—

“(i) 0.00735; by

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

“(C) The product determined by multiplying—

“(i) 0.0137; by

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

“(4) CONSECUTIVE 2-MONTH PERIOD.—The term ‘consecutive 2-month period’ refers to the 2-month period consisting of the months of January and February, March and April, May and June, July and August, September and October, or November and December, respectively.

“(5) DAIRY PRODUCER.—The term ‘dairy producer’ means an individual or entity that directly or indirectly (as determined by the Secretary)—

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

“(B) makes contributions (including land, labor, management, equipment, or capital) to the dairy operation of the individual or entity that are at least commensurate with the share of the individual or entity of the proceeds of the operation.

“(6) MARGIN INSURANCE PROGRAM.—The term ‘margin insurance program’ means the dairy producer margin insurance program required by this section.

“(7) PARTICIPATING DAIRY PRODUCER.—The term ‘participating dairy producer’ means a dairy producer that registers under subsection (d)(2) to participate in the margin insurance program.

“(8) PRODUCTION HISTORY.—The term ‘production history’ means the quantity of annual milk marketings determined for a dairy producer under subsection (e)(1).

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

“(b) CALCULATION OF AVERAGE FEED COST AND ACTUAL DAIRY PRODUCER MARGINS.—

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

“(A) The price of corn for a month shall be the price received during that month by agricultural producers in the United States for corn, as reported in the monthly Agriculture Prices report by the Secretary.

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

“(C) The price of alfalfa hay for a month shall be the price received during that month by agricultural producers in the United States for alfalfa hay, as reported in the monthly Agriculture Prices report by the Secretary.

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

“(A) the average feed cost for that consecutive 2-month period, determined in accordance with paragraph (1); from

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

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

“(d) ELIGIBILITY AND REGISTRATION OF DAIRY PRODUCERS FOR MARGIN INSURANCE PROGRAM.—

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

“(2) REGISTRATION PROCESS.—

“(A) REGISTRATION.—

“(i) ANNUAL REGISTRATION.—On an annual basis, the Secretary shall register all interested dairy producers in the margin insurance program.

“(ii) MANNER AND FORM.—The Secretary shall specify the manner and form by which a dairy producer shall register for the margin insurance program.

“(B) TREATMENT OF MULTI-PRODUCER OPERATIONS.—If a dairy operation consists of more than 1 dairy producer, all

of the dairy producers of the operation shall be treated as a single dairy producer for purposes of—

“(i) purchasing margin insurance; and

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

“(C) TREATMENT OF PRODUCERS WITH MULTIPLE DAIRY OPERATIONS.—If a dairy producer operates 2 or more dairy operations, each dairy operation of the producer shall require a separate registration to participate and purchase margin insurance.

“(3) TIME FOR REGISTRATION.—

“(A) EXISTING DAIRY PRODUCERS.—During the 1-year period beginning on the date of enactment of this section, and annually thereafter, a dairy producer that is actively engaged in a dairy operation as of that date may register with the Secretary to participate in the margin insurance program.

“(B) NEW ENTRANTS.—A dairy producer that has no existing interest in a dairy operation as of the date of enactment of this section, but that, after that date, establishes a new dairy operation, may register with the Secretary during the 180-day period beginning on the date on which the dairy operation first markets milk commercially to participate in the margin insurance program.

“(4) RETROACTIVITY.—

“(A) NOTICE OF AVAILABILITY OF RETROACTIVE PROTECTION.—Not later than 30 days after the effective date of this section, the Secretary shall publish a notice in the Federal Register to inform dairy producers of the availability of retroactive margin insurance, subject to the condition that interested producers must file a notice of intent (in such form and manner as the Secretary specifies in the Federal Register notice) to participate in the margin insurance program.

“(B) RETROACTIVE MARGIN INSURANCE.—

“(i) AVAILABILITY.—If a dairy producer files a notice of intent under subparagraph (A) to participate in the margin insurance program before the initiation of the sign-up period for the margin insurance program and subsequently signs up for the margin insurance program, the producer shall receive margin insurance retroactive to the effective date of this section.

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

“(C) NOTICE OF INTENT AND OBLIGATION TO PARTICIPATE.—In no way does filing a notice of intent under this paragraph obligate a dairy producer to sign up for the margin insurance program once the program rules are final, but if a producer does file a notice of intent and subsequently signs up for the margin insurance program, that dairy producer is obligated to pay premiums for any retroactive margin insurance selected in the notice of intent.

“(5) RECONSTITUTION.—The Secretary shall ensure that a dairy producer does not reconstitute a dairy operation for the sole purpose of purchasing margin insurance.

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

“(1) DETERMINATION OF PRODUCTION HISTORY.—

“(A) IN GENERAL.—The Secretary shall determine the production history of the dairy operation of each participating dairy producer in the margin insurance program.

“(B) CALCULATION.—Except as provided in subparagraphs (C) and (D), the production history of a participating dairy producer shall be equal to the highest annual milk marketings of the dairy producer during any 1 of the 3 calendar years immediately preceding the registration of the dairy producer for participation in the margin insurance program.

“(C) UPDATING PRODUCTION HISTORY.—So long as participating producer remains registered, the production history of the participating producer shall be annually updated based on the highest annual milk marketings of the dairy producer during any one of the 3 immediately preceding calendar years.

“(D) NEW PRODUCERS.—If a dairy producer has been in operation for less than 1 year, the Secretary shall determine the initial production history of the dairy producer under subparagraph (B) by extrapolating the actual milk marketings for the months that the dairy producer has been in operation to a yearly amount.

“(2) REQUIRED INFORMATION.—A participating dairy producer shall provide all information that the Secretary may require in order to establish the production history of the dairy operation of the dairy producer.

“(3) TRANSFER OF PRODUCTION HISTORY.—

“(A) TRANSFER BY SALE.—

“(i) REQUEST FOR TRANSFER.—If an existing dairy producer sells an entire dairy operation to another party, the seller and purchaser may jointly request that the Secretary transfer to the purchaser the interest of the seller in the production history of the dairy operation.

“(ii) TRANSFER.—If the Secretary determines that the seller has sold the entire dairy operation to the purchaser, the Secretary shall approve the transfer and, thereafter, the seller shall have no interest in the production history of the sold dairy operation.

“(B) TRANSFER BY LEASE.—

“(i) REQUEST FOR TRANSFER.—If an existing dairy producer leases an entire dairy operation to another party, the lessor and lessee may jointly request that the Secretary transfer to the lessee for the duration of the term of the lease the interest of the lessor in the production history of the dairy operation.

“(ii) TRANSFER.—If the Secretary determines that the lessor has leased the entire dairy operation to the lessee, the Secretary shall approve the transfer and,

thereafter, the lessor shall have no interest for the duration of the term of the lease in the production history of the leased dairy operation.

“(C) COVERAGE LEVEL.—A purchaser or lessee to whom the Secretary transfers a production history under this paragraph may not obtain a different level of margin insurance coverage held by the seller or lessor from whom the transfer was obtained.

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

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

“(A) MOVEMENT AND TRANSFER AUTHORIZED.—Subject to subparagraph (B), if a dairy producer moves from 1 location to another location, the dairy producer may maintain the production history associated with the operation.

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

“(C) SUBSEQUENT OCCUPATION OF VACATED LOCATION.—A party subsequently occupying a dairy operation location vacated as described in subparagraph (A) shall have no interest in the production history previously associated with the operation at that location.

“(f) MARGIN INSURANCE.—

“(1) IN GENERAL.—At the time of the registration of a dairy producer in the margin insurance program under subsection (d) and annually thereafter during the duration of the margin insurance program, an eligible dairy producer may purchase margin insurance.

“(2) SELECTION OF PAYMENT THRESHOLD.—A participating dairy producer purchasing margin insurance shall elect a coverage level in any increment of \$0.50, with a minimum of \$4.00 and a maximum of \$8.00.

“(3) SELECTION OF COVERAGE PERCENTAGE.—A participating dairy producer purchasing margin insurance shall elect a percentage of coverage, equal to not more than 80 percent nor less than 25 percent, of the production history of the dairy operation of the participating dairy producer.

“(4) PRODUCER PREMIUMS.—

“(A) PREMIUMS REQUIRED.—A participating dairy producer that purchases margin insurance shall pay an annual premium equal to the product obtained by multiplying—

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

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

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

“(B) PREMIUM PER HUNDREDWEIGHT FOR FIRST 4 MILLION POUNDS OF PRODUCTION.—For the first 4,000,000 pounds of milk marketings included in the annual production history of a participating dairy operation, the premium per hun-

dredweight corresponding to each coverage level specified in the following table is as follows:

Coverage Level	Premium per Cwt.
\$4.00	\$0.000
\$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

“(C) PREMIUM PER HUNDREDWEIGHT FOR PRODUCTION IN EXCESS OF 4 MILLION POUNDS.—For milk marketings in excess of 4,000,000 pounds included in the annual production history of a participating dairy operation, the premium per hundredweight corresponding to each coverage level is as follows:

Coverage Level	Premium per Cwt.
\$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

“(D) TIME FOR PAYMENT.—

“(i) FIRST YEAR.—As soon as practicable after a dairy producer registers to participate in the margin insurance program and purchases margin insurance, the dairy producer shall pay the premium determined under subparagraph (A) for the dairy producer for the first calendar year of the margin insurance.

“(ii) SUBSEQUENT YEARS.—

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

“(II) SINGLE ANNUAL PAYMENT.—The participating dairy producer may elect to pay 100 percent of the annual premium determined under subparagraph (A) for the dairy producer for a calendar year by not later than January 15 of the calendar year.

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

“(aa) 50 percent of the annual premium determined under subparagraph (A) for the dairy producer for a calendar year by not

later than January 15 of the calendar year;  
and

“(bb) the remaining 50 percent of the premium by not later than June 15 of the calendar year.

“(5) PRODUCER PREMIUM OBLIGATIONS.—

“(A) PRO-RATION OF FIRST YEAR PREMIUM.—A participating dairy producer that purchases margin insurance after initial registration in the margin insurance program shall pay a pro-rated premium for the first calendar year based on the date on which the producer purchases the coverage.

“(B) SUBSEQUENT PREMIUMS.—Except as provided in subparagraph (A), the annual premium for a participating dairy producer shall be determined under paragraph (4) for each year in which the margin insurance program is in effect.

“(C) LEGAL OBLIGATION.—

“(i) IN GENERAL.—Except as provided in clauses (ii) and (iii), a participating dairy producer that purchases margin insurance shall be legally obligated to pay the applicable premiums for the entire period of the margin insurance program (as provided in the payment schedule elected under paragraph (4)(B)), and may not opt out of the margin insurance program.

“(ii) DEATH.—If the dairy producer dies, the estate of the deceased may cancel the margin insurance and shall not be responsible for any further premium payments.

“(iii) RETIREMENT.—If the dairy producer retires, the producer may request that Secretary cancel the margin insurance if the producer has terminated the dairy operation entirely and certifies under oath that the producer will not be actively engaged in any dairy operation for at least the next 7 years.

“(6) PAYMENT THRESHOLD.—A participating dairy producer with margin insurance shall receive a margin insurance payment whenever the average actual dairy producer margin for a consecutive 2-month period is less than the coverage level threshold selected by the dairy producer under paragraph (2).

“(7) MARGIN INSURANCE PAYMENTS.—

“(A) IN GENERAL.—The Secretary shall make a margin insurance protection payment to each participating dairy producer whenever the average actual dairy producer margin for a consecutive 2-month period is less than the coverage level threshold selected by the dairy producer under paragraph (2).

“(B) AMOUNT OF PAYMENT.—The margin insurance payment for the dairy operation of a participating dairy producer shall be determined as follows:

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

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

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

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

“(I) the percentage selected by the dairy producer under paragraph (3); and

“(II) the lesser of—

“(aa) the quotient obtained by dividing—

“(AA) the production history applicable to the producer under subsection (e)(1);  
by

“(BB) 6; and

“(bb) the actual quantity of milk marketed by the dairy operation of the dairy producer during the consecutive 2-month period.

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

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

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

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

“(2) ENFORCEMENT.—The Secretary may take such action as is necessary to collect premium payments for margin insurance.

“(h) USE OF COMMODITY CREDIT CORPORATION.—The Secretary shall use the funds, facilities, and the authorities of the Commodity Credit Corporation to carry out this section.

“(i) DURATION.—The Secretary shall conduct the margin insurance program during the period beginning on October 1, 2013, and ending on September 30, 2018.”.

**SEC. 1402. RULEMAKING.**

(a) PROCEDURE.—The promulgation of regulations for the initiation of the margin insurance program, and for administration of the margin insurance program, shall be made—

(1) without regard to chapter 35 of title 44, United States Code (commonly known as the Paperwork Reduction Act);

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

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

(b) SPECIAL RULEMAKING REQUIREMENTS.—

(1) INTERIM RULES AUTHORIZED.—With respect to the margin insurance program, the Secretary may promulgate interim rules under the authority provided in subparagraph (B) of section 553(b) of title 5, United States Code, if the Secretary determines such interim rules to be needed. Any such interim rules for the margin insurance program shall be effective on publication.

(2) FINAL RULES.—With respect to the margin insurance program, the Secretary shall promulgate final rules, with an opportunity for public notice and comment, no later than 21 months after the date of the enactment of this Act.



(c) INCLUSION OF ADDITIONAL ORDER.—Section 143(a)(2) of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7253(a)(2)) is amended by adding at the end the following new sentence: “Subsection (b)(2) does not apply to the authority of the Secretary under this subsection.”.

100. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE FORTENBERRY OF NEBRASKA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Strike section 1603 and insert the following new sections:

**SEC. 1603. PAYMENT LIMITATIONS.**

(a) IN GENERAL.—Section 1001 of the Food Security Act of 1985 (7 U.S.C. 1308) is amended—

(1) in subsection (a), by striking paragraph (3) and inserting the following:

“(3) LEGAL ENTITY.—

“(A) IN GENERAL.—The term ‘legal entity’ means—

“(i) an organization that (subject to the requirements of this section and section 1001A) is eligible to receive a payment under a provision of law referred to in subsection (b), (c), or (d);

“(ii) a corporation, joint stock company, association, limited partnership, limited liability company, limited liability partnership, charitable organization, estate, irrevocable trust, grantor of a revocable trust, or other similar entity (as determined by the Secretary); and

“(iii) an organization that is participating in a farming operation as a partner in a general partnership or as a participant in a joint venture.

“(B) EXCLUSION.—The term ‘legal entity’ does not include a general partnership or joint venture.”;

(2) by striking subsections (b) through (d) and inserting the following:

“(b) LIMITATION ON PAYMENTS FOR COVERED COMMODITIES AND PEANUTS.—The total amount of payments received, directly or indirectly, by a person or legal entity for any crop year for 1 or more covered commodities and peanuts under title I of the Federal Agriculture Reform and Risk Management Act of 2013 may not exceed \$125,000, of which—

“(1) not more than \$75,000 may consist of marketing loan gains and loan deficiency payments under subtitle B of title I of the Federal Agriculture Reform and Risk Management Act of 2013; and

“(2) not more than \$50,000 may consist of any other payments made for covered commodities and peanuts under title I of the Federal Agriculture Reform and Risk Management Act of 2013.

“(c) SPOUSAL EQUITY.—

“(1) IN GENERAL.—Notwithstanding subsection (b), except as provided in paragraph (2), if a person and the spouse of the person are covered by paragraph (2) and receive, directly or indirectly, any payment or gain covered by this section, the total amount of payments or gains (as applicable) covered by this

section that the person and spouse may jointly receive during any crop year may not exceed an amount equal to twice the applicable dollar amounts specified in subsection (b).

“(2) EXCEPTIONS.—

“(A) SEPARATE FARMING OPERATIONS.—In the case of a married couple in which each spouse, before the marriage, was separately engaged in an unrelated farming operation, each spouse shall be treated as a separate person with respect to a farming operation brought into the marriage by a spouse, subject to the condition that the farming operation shall remain a separate farming operation, as determined by the Secretary.

“(B) ELECTION TO RECEIVE SEPARATE PAYMENTS.—A married couple may elect to receive payments separately in the name of each spouse if the total amount of payments and benefits described in subsection (b) that the married couple receives, directly or indirectly, does not exceed an amount equal to twice the applicable dollar amounts specified in those subsections.”;

(3) in paragraph (3)(B) of subsection (f), by adding at the end the following:

“(iii) IRREVOCABLE TRUSTS.—In promulgating regulations to define the term ‘legal entity’ as the term applies to irrevocable trusts, the Secretary shall ensure that irrevocable trusts are legitimate entities that have not been created for the purpose of avoiding a payment limitation.”; and

(4) in subsection (h), in the second sentence, by striking “or other entity” and inserting “or legal entity”.

(b) CONFORMING AMENDMENTS.—

(1) Section 1001 of the Food Security Act of 1985 (7 U.S.C. 1308) is amended—

(A) in subsection (e), by striking “subsections (b) and (c)” each place it appears in paragraphs (1) and (3)(B) and inserting “subsection (b)”;

(B) in subsection (f)—

(i) in paragraph (2), by striking “Subsections (b) and (c)” and inserting “Subsection (b)”;

(ii) in paragraph (4)(B), by striking “subsection (b) or (c)” and inserting “subsection (b)”;

(iii) in paragraph (5)—

(I) in subparagraph (A), by striking “subsection (d)”;

(II) in subparagraph (B), by striking “subsection (b), (c), or (d)” and inserting “subsection (b)”;

(iv) in paragraph (6)—

(I) in subparagraph (A), by striking “Notwithstanding subsection (d), except as provided in subsection (g)” and inserting “Except as provided in subsection (f)”;

(II) in subparagraph (B), by striking “subsections (b), (c), and (d)” and inserting “subsection (b)”;

(C) in subsection (g)—

(i) in paragraph (1)—

- (I) by striking “subsection (f)(6)(A)” and inserting “subsection (e)(6)(A)”; and
  - (II) by striking “subsection (b) or (c)” and inserting “subsection (b)”; and
  - (ii) in paragraph (2)(A), by striking “subsections (b) and (c)” and inserting “subsection (b)”; and
  - (D) by redesignating subsections (e) through (h) as subsections (d) through (g), respectively.
- (2) Section 1001A of the Food Security Act of 1985 (7 U.S.C. 1308–1) is amended—
- (A) in subsection (a), by striking “subsections (b) and (c) of section 1001” and inserting “section 1001(b)”; and
  - (B) in subsection (b)(1), by striking “subsection (b) or (c) of section 1001” and inserting “section 1001(b)”.
- (3) Section 1001B(a) of the Food Security Act of 1985 (7 U.S.C. 1308–2(a)) is amended in the matter preceding paragraph (1) by striking “subsections (b) and (c) of section 1001” and inserting “section 1001(b)”.
- (c) APPLICATION.—The amendments made by this section shall apply beginning with the 2014 crop year.

**SEC. 1603A. PAYMENTS LIMITED TO ACTIVE FARMERS.**

Section 1001A of the Food Security Act of 1985 (7 U.S.C. 1308–1) is amended—

- (1) in subsection (b)(2)—
  - (A) by striking “or active personal management” each place it appears in subparagraphs (A)(i)(II) and (B)(ii); and
  - (B) in subparagraph (C), by striking “, as applied to the legal entity, are met by the legal entity, the partners or members making a significant contribution of personal labor or active personal management” and inserting “are met by partners or members making a significant contribution of personal labor, those partners or members”; and
- (2) in subsection (c)—
  - (A) in paragraph (1)—
    - (i) by striking subparagraph (A) and inserting the following:
 

“(A) the landowner share-rents the land at a rate that is usual and customary;”;
    - (ii) in subparagraph (B), by striking the period at the end and inserting “, and”; and
    - (iii) by adding at the end the following:
 

“(C) the share of the payments received by the landowner is commensurate with the share of the crop or income received as rent.”;
  - (B) in paragraph (2)(A), by striking “active personal management or”;
  - (C) in paragraph (5)—
    - (i) by striking “(5)” and all that follows through “(A) IN GENERAL.—A person” and inserting the following:
 

“(5) CUSTOM FARMING SERVICES.—A person”;
    - (ii) by inserting “under usual and customary terms” after “services”; and
    - (iii) by striking subparagraph (B); and
  - (D) by adding at the end the following:

“(7) FARM MANAGERS.—A person who otherwise meets the requirements of this subsection other than (b)(2)(A)(i)(II) shall be considered to be actively engaged in farming, as determined by the Secretary, with respect to the farming operation, including a farming operation that is a sole proprietorship, a legal entity such as a joint venture or general partnership, or a legal entity such as a corporation or limited partnership, if the person—

“(A) makes a significant contribution of management to the farming operation necessary for the farming operation, taking into account—

“(i) the size and complexity of the farming operation; and

“(ii) the management requirements normally and customarily required by similar farming operations;

“(B)(i) is the only person in the farming operation qualifying as actively engaged in farming by using the farm manager special class designation under this paragraph; and

“(ii) together with any other persons in the farming operation qualifying as actively engaged in farming under subsection (b)(2) or as part of a special class under this subsection, does not collectively receive, directly or indirectly, an amount equal to more than the applicable limits under section 1001(b);

“(C) does not use the management contribution under this paragraph to qualify as actively engaged in more than 1 farming operation; and

“(D) manages a farm operation that does not substantially share equipment, labor, or management with persons or legal entities that with the person collectively receive, directly or indirectly, an amount equal to more than the applicable limits under section 1001(b).”.

101. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE HUELSKAMP OF KANSAS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

In subtitle A of title IV, strike section 4007 and insert the following:

**SEC. 4007. ELIMINATING THE LOW-INCOME HOME ENERGY ASSISTANCE LOOPHOLE.**

(a) IN GENERAL.—Section 5 of the Food and Nutrition Act of 2008 (7 U.S.C. 2014) is amended—

(1) in subsection (d)(11)(A), by striking “(other than” and all that follows through “et seq.)” and inserting “(other than payments or allowances made under part A of title IV of the Social Security Act (42 U.S.C. 601 et seq.) or any payments under any other State program funded with qualified State expenditures (as defined in section 409(a)(7)(B)(i) of that Act (42 U.S.C. 609(a)(7)(B)(1)))”;

(2) in subsection (e)(6)(C), by striking clause (iv); and

(3) in subsection (k)—

(A) in paragraph (2)—

(i) by striking subparagraph (C);

- (ii) by redesignating subparagraphs (D) through (G) as subparagraphs (C) through (F), respectively; and
- (iii) by striking paragraph (4).

(b) CONFORMING AMENDMENTS.—Section 2605(f) of the Low-Income Home Energy Assistance Act of 1981 (42 U.S.C. 8624(f)) is amended—

- (1) in paragraph (1), by striking “(1)”; and
- (2) by striking paragraph (2).

At the end of subtitle A of title IV, insert the following:

**SEC. 4033. PROJECTS TO PROMOTE WORK AND INCREASE STATE AGENCY ACCOUNTABILITY.**

Section 11 of the Food and Nutrition Act of 2008 (7 U.S.C. 2020), as amended by section 4015, is amended by adding at the end the following:

“(w) PROJECTS TO PROMOTE WORK AND INCREASE STATE AGENCY ACCOUNTABILITY.—The State agency shall create a work activation program that operates as follows:

“(1) Each able-bodied individual participating in the program—

“(A) shall at the time of application for supplemental food and nutrition assistance and every 12 months thereafter, register for employment in a manner prescribed by the chief executive officer of the State;

“(B) shall, each month of participation in the program, participate in—

“(i) 2 days of supervised job search for 8 hours per day at the program site; and

“(ii) 5 days of off-site activity for 8 hours per day;

“(C) shall not refuse without good cause to accept an offer of employment, at a site or plant not subject to a strike or lockout at the time of the refusal, at a wage not less than the higher of—

“(i) the applicable Federal or State minimum wage;

or

“(ii) 80 percent of the wage that would have governed had the minimum hourly rate under section 6(a)(1) of the Fair Labor Standards Act of 1938 (29 U.S.C. 206(a)(1)) been applicable to the offer of employment;

“(D) shall not refuse without good cause to provide a State agency with sufficient information to allow the State agency to determine the employment status or the job availability of the individual; and

“(E) shall not voluntarily—

“(i) quit a job; or

“(ii) reduce work effort and, after the reduction, the individual is working less than 30 hours per week, unless another adult in the same family unit increases employment at the same time by an amount equal to the reduction in work effort by the first adult.

“(2) An able-bodied individual participating in the work activation program who fails to comply with 1 or more of the requirements described in paragraph (1)—

“(A) shall be subject to a sanction period of not less than a 2-month period beginning the day of the individual’s first failure to comply with such requirements during which the individual shall not receive any supplemental food and nutrition assistance; and

“(B) may receive supplemental food and nutrition assistance after the individual is in compliance with such requirements for not less than a 1-month period beginning after the completion of such sanction period, except that such assistance may not be provided retroactively.”.

**SEC. 4034. REPEAL OF CERTAIN AUTHORITY TO WAIVE WORK REQUIREMENT.**

The Food and Nutrition Act of 2008 (7 U.S.C. 2011 et seq.) is amended—

(1) in section 6(o) by striking paragraph (4); and

(2) in section 16(b)(1)(E)(ii)—

(A) in subclause (II) by adding “and” at the end;

(B) by striking subclause (III); and

(C) by redesignating subclause (IV) as subclause (III).

**SEC. 4035. ELIMINATING DUPLICATIVE EMPLOYMENT AND TRAINING.**

(a) **FUNDING OF EMPLOYMENT AND TRAINING PROGRAMS.**—Section 16 of Food and Nutrition Act of 2008 (7 U.S.C. 2025) is amended by striking subsection (h).

(b) **ADMINISTRATIVE COST-SHARING.**—

(1) **IN GENERAL.**—Section 16(a) of the Food and Nutrition Act of 2008 (7 U.S.C. 2025(a)) is amended in the first sentence, in the matter preceding paragraph (1), by inserting “(other than a program carried out under section 6(d)(4))” after “supplemental nutrition assistance program”.

(2) **CONFORMING AMENDMENTS.**—

(A) Section 17(b)(1)(B)(iv)(III)(hh) of the Food and Nutrition Act of 2008 (7 U.S.C. 2026(b)(1)(B)(iv)(III)(hh)) is amended by striking “(g), (h)(2), or (h)(3)” and inserting “or (g)”.

(B) Section 22(d)(1)(B)(ii) of the Food and Nutrition Act of 2008 (7 U.S.C. 2031(d)(1)(B)(ii)) is amended by striking “, (g), (h)(2), and (h)(3)” and inserting “and (g)”.

(c) **WORKFARE.**—

(1) **IN GENERAL.**—Section 20 of the Food and Nutrition Act of 2008 (7 U.S.C. 2029) is amended by striking subsection (g).

(2) **CONFORMING AMENDMENT.**—Section 17(b)(1)(B)(iv)(III)(jj) of the Food and Nutrition Act of 2008 (7 U.S.C. 2026(b)(1)(B)(iv)(III)(jj)) is amended by striking “or (g)(1)”.

**SEC. 4036. ELIMINATING THE NUTRITION EDUCATION GRANT PROGRAM.**

Section 28 of the Food and Nutrition Act of 2008 (7 U.S.C. 2036a) is repealed.

102. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE SOUTHERLAND OF FLORIDA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 336, line 8, strike “\$375,000,000” and insert “\$372,000,000”.  
At the end of subtitle A of title IV, insert the following:

**SEC. 4033. PILOT PROJECTS TO PROMOTE WORK AND INCREASE STATE ACCOUNTABILITY IN THE SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM.**

Effective October 1, 2013, section 17 of the Food and Nutrition Act of 2008 (7 U.S.C. 2026), as amended by sections 4021 and 4022, is amended by adding at the end the following:

“(n) PILOT PROJECTS TO PROMOTE WORK AND INCREASE STATE ACCOUNTABILITY IN THE SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM.—

“(1) IN GENERAL.—The Secretary shall carry out pilot projects to develop and test methods allowing States to run a work program with certain features comparable to the State program funded under part A of title IV of the Social Security Act (42 U.S.C. 601 et seq.), with the intent of increasing employment and self-sufficiency through increased State accountability and thereby reducing the need for supplemental nutrition assistance benefits.

“(2) AGREEMENTS.—

“(A) IN GENERAL.—In carrying out this subsection, the Secretary shall enter into cooperative agreements with States in accordance with pilot projects that meet the criteria required under this subsection.

“(B) APPLICATION.—To be eligible for a cooperative agreement under this paragraph, a State shall submit to the Secretary a plan that complies with requirements of this subsection beginning in fiscal year 2014. The Secretary may not disapprove applications which meet the requirements of this subsection as described through its amended supplemental nutrition assistance State Plan.

“(C) ASSURANCES.—A State shall include in its plan assurances that its pilot project will—

“(i) operate for at least three 12-month periods but not more than five 12-month periods;

“(ii) have a robust data collection system for program administration that is designed and shared with project evaluators to ensure proper and timely evaluation; and

“(iii) intend to offer a work activity described in paragraph (4) to adults assigned and required to participate under paragraph (3)(A) and who are not exempt under paragraph (3)(F).

“(D) NUMBER OF PILOT PROJECTS.—Any State may carry out a pilot project that meets the requirements of this subsection.

“(E) EXTENT OF PILOT PROJECTS.—Pilot projects shall cover no less than the entire State.

“(F) OTHER PROGRAM WAIVERS.—Waivers for able-bodied adults without dependents provided under section 6(o) are

void for States covered by a pilot project carried out under paragraph (1).

“(3) WORK ACTIVITY.—(A) For purposes of this subsection, the term ‘work activity’ means any of the following:

“(i) Employment in the public or private sector that is not subsidized by any public program.

“(ii) Employment in the private sector for which the employer receives a subsidy from public funds to offset some or all of the wages and costs of employing an adult.

“(iii) Employment in the public sector for which the employer receives a subsidy from public funds to offset some or all of the wages and costs of employing an adult.

“(iv) A work activity that—

“(I) is performed in return for public benefits;

“(II) provides an adult with an opportunity to acquire the general skills, knowledge, and work habits necessary to obtain employment;

“(III) is designed to improve the employability of those who cannot find unsubsidized employment; and

“(IV) is supervised by an employer, work site sponsor, or other responsible party on an ongoing basis.

“(v) Training in the public or private sector that is given to a paid employee while he or she is engaged in productive work and that provides knowledge and skills essential to the full and adequate performance of the job.

“(vi) Job search, obtaining employment, or preparation to seek or obtain employment, including—

“(I) life skills training;

“(II) substance abuse treatment or mental health treatment, determined to be necessary and documented by a qualified medical, substance abuse, or mental health professional; or

“(III) rehabilitation activities;

supervised by a public agency or other responsible party on an ongoing basis.

“(vii) Structured programs and embedded activities—

“(I) in which adults perform work for the direct benefit of the community under the auspices of public or nonprofit organizations;

“(II) that are limited to projects that serve useful community purposes in fields such as health, social service, environmental protection, education, urban and rural redevelopment, welfare, recreation, public facilities, public safety, and child care;

“(III) that are designed to improve the employability of adults not otherwise able to obtain unsubsidized employment; and

“(IV) that are supervised on an ongoing basis; and

“(V) with respect to which a State agency takes into account, to the extent possible, the prior training, experience, and skills of a recipient in making appropriate community service assignments.

“(viii) Career and technical training programs (not to exceed 12 months with respect to any adult) that are directly related to the preparation of adults for employment in cur-



rent or emerging occupations and that are supervised on an ongoing basis.

“(ix) Training or education for job skills that are required by an employer to provide an adult with the ability to obtain employment or to advance or adapt to the changing demands of the workplace and that are supervised on an ongoing basis.

“(x) Education that is related to a specific occupation, job, or job offer and that is supervised on an ongoing basis.

“(xi) In the case of an adult who has not completed secondary school or received such a certificate of general equivalence, regular attendance—

“(I) in accordance with the requirements of the secondary school or course of study, at a secondary school or in a course of study leading to such certificate; and

“(II) supervised on an ongoing basis.

“(xii) Providing child care to enable another recipient of public benefits to participate in a community service program that—

“(I) does not provide compensation for such community service;

“(II) is a structured program designed to improve the employability of adults who participate in such program; and

“(III) is supervised on an ongoing basis.

“(B) PROTECTIONS.—Work activities under this subsection shall be subject to all applicable health and safety standards. Except as described in clauses (i), (ii), and (iii) of subparagraph (A), the term ‘work activity’ shall be considered work preparation and not defined as employment for purposes of other law.

“(4) PILOT PROJECTS.—Pilot projects carried out under paragraph (1) shall include interventions to which adults are assigned that are designed to reduce unnecessary dependence, promote self sufficiency, increase work levels, increase earned income, and reduce supplemental nutrition assistance benefit expenditures among households eligible for, applying for, or participating in the supplemental nutrition assistance program.

“(A) Adults assigned to interventions by the State shall—

“(i) be subject to mandatory participation in work activities specified in paragraph (4), except those with 1 or more dependent children under 1 year of age;

“(ii) participate in work activities specified in paragraph (4) for a minimum of 20 hours per week per household;

“(iii) be a maximum age of not less than 50 and not more than 60, as defined by the State;

“(iv) be subject to penalties during a period of non-participation without good cause ranging from, at State option, a minimum of the removal of the adults from the household benefit amount, up to a maximum of the discontinuance of the entire household benefit amount; and

“(v) not be penalized for nonparticipation if child care is not available for 1 or more children under 6 years of age.

“(B) The State shall allow certain individuals to be exempt from work requirements—

“(i) those participating in work programs under a State program funded under part A of title IV of the Social Security Act (42 U.S.C. 601 et seq.) for an equal or greater number of hours;

“(ii) 1 adult family member per household who is needed in the home to care for a disabled family member;

“(iii) a parent who is a recipient of or becomes eligible for Social Security Disability Insurance (SSDI) or Supplemental Security Income (SSI); and

“(iv) those with a good cause reason for nonparticipation, such as victims of domestic violence, as defined by the State.

“(5) EVALUATION AND REPORTING.—

“(A) EVALUATION.—

“(i) INDEPENDENT EVALUATION.—

“(I) IN GENERAL.—The Secretary shall provide for each State that enters into an agreement under paragraph (2) an independent, longitudinal evaluation of its pilot project under this subsection to determine total program savings over the entire course of the pilot project with results reported in consecutive 12-month increments.

“(II) PURPOSE.—The purpose of the evaluation is to measure the impact of interventions provided by the State under the pilot project on the ability of adults in households eligible for, applying for, or participating in the supplemental nutrition assistance program to find and retain employment that leads to increased household income and reduced dependency.

“(III) REQUIREMENT.—The independent evaluation under subclause (I) shall use valid statistical methods which can determine the difference between supplemental nutrition assistance benefit expenditures, if any, as a result of the interventions as compared to a control group that—

“(aa) is not subject to the interventions provided by the State under the pilot project under this subsection; and

“(bb) maintains services provided under 16(h) in the year prior to the start of the pilot project under this subsection.

“(IV) OPTION.—States shall have the option to evaluate pilot projects by matched counties or matched geographical areas using a constructed control group design to isolate the effects of the intervention of the pilot project.

“(V) DEFINITION.—Constructed control group means there is no random assignment, and in-

stead program participants (those subject to interventions) and non-participants (control) are equated using matching or statistical procedures on characteristics that may be associated with program outcomes.

“(B) REPORTING.—Not later than 90 days after the end of fiscal year 2014 and of each fiscal year thereafter, until the completion of the last evaluation under subparagraph (A), the Secretary shall submit to the Committee on Agriculture of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate, a report that includes a description of—

“(i) the status of each pilot project carried out under paragraph (1);

“(ii) the results of the evaluation completed during the previous fiscal year; and

“(iii) to the maximum extent practicable—

“(I) baseline information relevant to the stated goals and desired outcomes of the pilot project;

“(II) the impact of the interventions on appropriate employment, income, and public benefit receipt outcomes among households participating in the pilot project;

“(III) equivalent information about similar or identical measures among control or comparison groups;

“(IV) the planned dissemination of the report findings to State agencies; and

“(V) the steps and funding necessary to incorporate into State employment and training programs the components of pilot projects that demonstrate increased employment and earnings.

“(C) PUBLIC DISSEMINATION.—In addition to the reporting requirements under subparagraph (B), evaluation results shall be shared broadly to inform policy makers, service providers, other partners, and the public in order to promote wide use of successful strategies, including by posting evaluation results on the Internet website of the Department of Agriculture.

“(6) FUNDING.—

“(A) AVAILABLE FUNDS.—From amounts made available under section 18(a)(1), the Secretary shall make available—

“(i) up to \$1,000,000 for each of the fiscal years 2014 through 2017 for evaluations described in paragraph (5) to carry out this subsection, with such amounts to remain available until expended; and

“(ii) amounts equal to one-half of the accumulated supplemental nutrition assistance benefit dollars saved over each consecutive 12-month period according to the evaluation under paragraph (5) for bonus grants to States under paragraph (7)(B).

“(B) LIMITATION.—A State operating a pilot project under this subsection shall not receive more funding under section 16(h) than the State received the year prior to com-

mencing a project under this subsection and shall not claim funds under 16(a) for expenses that are unique to the pilot project under this subsection.

“(C) OTHER FUNDS.—Any additional funds required by a State to carry out a pilot project under this subsection may be provided by the State from funds made available to the State for such purpose and in accordance with State and other Federal laws, including the following:

“(i) Section 403 of the Social Security Act (42 U.S.C. 603).

“(ii) The Workforce Investment Act of 1998 (29 U.S.C. 9201 et seq.).

“(iii) The Child Care and Development Block Grant Act of 1990 (42 U.S.C. 9858 et seq.) and section 418 of the Social Security Act (42 U.S.C. 618).

“(iv) The social services block grant under subtitle A of title XX of the Social Security Act (42 U.S.C. 1397 et seq.).

“(7) USE OF FUNDS.—

“(A) SPECIFIC USES.—Funds provided under this subsection for evaluation of pilot projects shall be used only for—

“(i) pilot projects that comply with this subsection;

“(ii) the costs incurred in gathering and providing information and data used to conduct the independent evaluation under paragraph (5); and

“(iii) the costs of the evaluation under paragraph (5).

“(B) LIMITATION.—Funds provided for bonus grants to States for pilot projects under this subsection shall be used only for—

“(i) pilot projects that comply with this subsection;

“(ii) amounts equal to one-half of the accumulated supplemental nutrition assistance benefit dollars saved over each consecutive 12-month period according to the evaluation under paragraph (5); and

“(iii) any State purpose, not to be restricted to the supplemental nutrition assistance program or its beneficiary population.”

**SEC. 4034. IMPROVED WAGE VERIFICATION USING THE NATIONAL DIRECTORY OF NEW HIRES.**

Effective October 1, 2013, section 11(e) of the Food and Nutrition Act of 2008 (7 U.S.C. 2020(e)) is amended—

(1) in paragraph (3) by inserting “and after compliance with the requirement specified in paragraph (24)” after “section 16(e) of this Act”,

(2) in paragraph (22) by striking “and” at the end,

(3) in paragraph (23) by striking the period at the end and inserting “; and”, and

(4) by adding at the end the following:

“(24) that the State agency shall request wage data directly from the National Directory of New Hires established under section 453(i) of the Social Security Act (42 U.S.C. 653(i)) relevant to determining eligibility to receive supplemental nutri-

tion assistance program benefits and determining the correct amount of such benefits.”.

103. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE REED OF NEW YORK OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of subtitle A of title IV, insert the following:

**SEC. 4033. ELIGIBILITY DISQUALIFICATIONS FOR CERTAIN CONVICTED FELONS.**

(a) AMENDMENT.—Section 6 of the Food and Nutrition Act of 2008 (7 U.S.C. 2015), as amended by section 4009, is amended by adding at the end the following:

“(s) DISQUALIFICATION FOR CERTAIN CONVICTED FELONS.—

“(1) IN GENERAL.—An individual shall not be eligible for benefits under this Act if the individual is convicted of—

“(A) aggravated sexual abuse under section 2241 of title 18, United States Code;

“(B) murder under section 1111 of title 18, United States Code;

“(C) an offense under chapter 110 of title 18, United States Code;

“(D) a Federal or State offense involving sexual assault, as defined in 40002(a) of the Violence Against Women Act of 1994 (42 U.S.C. 13925(a)); or

“(E) an offense under State law determined by the Attorney General to be substantially similar to an offense described in subparagraph (A), (B), or (C).

“(2) EFFECTS ON ASSISTANCE AND BENEFITS FOR OTHERS.—The amount of benefits otherwise required to be provided to an eligible household under this Act shall be determined by considering the individual to whom paragraph (1) applies not to be a member of such household, except that the income and resources of the individual shall be considered to be income and resources of the household.

“(3) ENFORCEMENT.—Each State shall require each individual applying for benefits under this Act, during the application process, to state, in writing, whether the individual, or any member of the household of the individual, has been convicted of a crime described in paragraph (1).”.

(b) CONFORMING AMENDMENT.—Section 5(a) of the Food and Nutrition Act of 2008 (7 U.S.C. 2014(a)), as amended by section 4009, is amended in the 2d sentence by striking “and (r)” and inserting “, (r), and (s)”.

(c) INAPPLICABILITY TO CONVICTIONS OCCURRING ON OR BEFORE ENACTMENT.—The amendments made by this section shall not apply to a conviction if the conviction is for conduct occurring on or before the date of the enactment of this Act.