

108TH CONGRESS  
2D SESSION

# H. R. 4583

To amend the Farm Security and Rural Investment Act of 2002 to base the counter-cyclical payment rate for the 2003 crop year for producers whose farming operations are located in certain declared disaster areas on the total of the partial payments for that crop year.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 15, 2004

Mr. REHBERG (for himself and Mr. PETERSON of Minnesota) introduced the following bill; which was referred to the Committee on Agriculture

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## A BILL

To amend the Farm Security and Rural Investment Act of 2002 to base the counter-cyclical payment rate for the 2003 crop year for producers whose farming operations are located in certain declared disaster areas on the total of the partial payments for that crop year.

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

1 **SECTION 1. SPECIAL COUNTER-CYCLICAL PAYMENT RATE**  
2 **FOR 2003 CROP YEAR FOR PRODUCERS OPER-**  
3 **ATING IN DECLARED DISASTER AREAS.**

4 Section 1104 of the Farm Security and Rural Invest-  
5 ment Act of 2002 (7 U.S.C. 7914) is amended by adding  
6 at the end the following new subsection:

7 “(g) SPECIAL PAYMENT RATE FOR CERTAIN DE-  
8 CLARED DISASTER AREAS.—

9 “(1) 2003 RATE BASED ON PROJECTED PAY-  
10 MENT RATE.—In the case of the counter-cyclical  
11 payments that were required to be made under this  
12 section for the 2003 crop year to producers on a  
13 farm located in a federally declared disaster area for  
14 any of the 2001 through 2004 crop years, the Sec-  
15 retary shall use as the payment rate for that crop  
16 year the payment rate that was used to make partial  
17 payments under subsection (f) for that crop year,  
18 rather than the final payment rate determined for  
19 that crop year.

20 “(2) PROMPT PAYMENT OF ADDITIONAL  
21 AMOUNTS.—As soon as practicable after the date of  
22 the enactment of this subsection, the Secretary shall  
23 pay to producers described in paragraph (1) any ad-  
24 ditional counter-cyclical payment amount due the  
25 producers for the 2003 crop year as a result of the  
26 revised payment rate required by paragraph (1).

1           “(3) FEDERALLY DECLARED DISASTER AREA  
2       DEFINED.—In this subsection, the term ‘federally  
3       declared disaster area’ means an area—

4           “(A) covered by a Presidential declaration  
5       of major disaster issued under section 401 of  
6       the Robert T. Stafford Disaster Relief and  
7       Emergency Assistance Act (42 U.S.C. 5170); or

8           “(B) determined to be a disaster area by  
9       the Secretary under subpart A of part 1945 of  
10      title 7, Code of Federal Regulations.”.

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