

110TH CONGRESS  
1ST SESSION

# H. R. 2752

To amend provisions of title IX of the Farm Security and Rural Investment Act of 2002 relating to Federal procurement of biobased products and labeling of such products.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 15, 2007

Mr. LAMPSON introduced the following bill; which was referred to the Committee on Agriculture, and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To amend provisions of title IX of the Farm Security and Rural Investment Act of 2002 relating to Federal procurement of biobased products and labeling of such products.

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

3 **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Market Incentives for  
5 Biobased Products Act of 2007”.

6 **SEC. 2. FINDINGS.**

7       Congress finds the following:

(1) There is significant potential for replacing petroleum-based products with products made using farm-grown biomass.

4 (2) The biobased industry provides value-added  
5 opportunities for farmers and environmentally  
6 friendly options for consumers.

10 (4) A labeling program for biobased products  
11 would provide consumers with basic, reliable infor-  
12 mation about these products and raise awareness of  
13 their environmental benefits.

18 (6) By reducing the use of petroleum and in-  
19 creasing reliance on farm-grown raw materials, the  
20 Nation will decrease its needs for imported petro-  
21 leum

1     **SEC. 3. AMENDMENTS RELATING TO FEDERAL PROCUREMENT AND LABELING OF BIOBASED PRODUCTS.**

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4         (a) PROCUREMENT GUIDELINE CONSIDERATIONS.—

5     Section 9002(e)(2)(B) of the Farm Security and Rural In-

6     vestment Act of 2002 (7 U.S.C. 8102(e)(2)(B)) is amend-

7     ed by striking “life cycle costs” and inserting “information

8     on life cycle costs if such information is appropriate and

9     available”.

10         (b) LABELING REQUIREMENTS AND REVISED DEAD-

11     LINE.—Section 9002(h) of the Farm Security and Rural

12     Investment Act of 2002 (7 U.S.C. 8102(h)) is amended—

13             (1) in paragraph (2)—

14                 (A) by striking “Within one year after the

15             date of enactment of this Act” and inserting

16             “Not later than 90 days after the date of enact-

17             ment of the Market Incentives for Biobased

18             Products Act of 2007,”; and

19                 (B) by adding at the end the following:

20             “Criteria shall be issued for finished products

21             and intermediate ingredients and feedstocks.”;

22             (2) by redesignating paragraphs (3) and (4) as

23             paragraphs (4) and (5), respectively, and inserting

24             after paragraph (2) the following:

25                 “(3) CONSULTATION.—In developing the eligi-

26             bility criteria for the labeling program under this

1 section, the Secretary shall consult with other Federal  
2 agencies and with non-governmental groups  
3 with an interest in biobased products including small  
4 and large producers of biobased materials and products,  
5 industry, trade organizations, academia, consumer organizations,  
6 and environmental organizations.”.

8 (c) AUTHORIZATION OF APPROPRIATIONS.—

9 (1) IN GENERAL.—Paragraph (1) of section  
10 9002(k) of the Farm Security and Rural Investment  
11 Act of 2002 (7 U.S.C. 8102(k)) is amended to read  
12 as follows:

13 “(1) AUTHORIZATION OF APPROPRIATIONS.—

14 “(A) FEDERAL PROCUREMENT.—There  
15 are authorized to be appropriated \$1,000,000  
16 for each of fiscal years 2008 through 2013 to  
17 implement the provisions of this section other  
18 than subsection (h).

19 “(B) LABELING.—There are authorized to  
20 be appropriated \$1,000,000 for each of fiscal  
21 years 2008 through 2013 to implement sub-  
22 section (h) of this section.”.

23 (2) FUNDING FOR TESTING OF BIOBASED  
24 PRODUCTS.—Paragraph (2)(A) of such section is  
25 amended by striking “\$1,000,000 for each of fiscal

1       years 2002 through 2007" and inserting  
2       "\$2,000,000 for each of fiscal years 2008 through  
3       2013".

4       (d) REPORT REQUIREMENTS.—

5               (1) REPORT BY AGENCIES TO ADMINISTRATOR  
6       FOR FEDERAL PROCUREMENT POLICY.—Subsection  
7       (f) of section 9002 of the Farm Security and Rural  
8       Investment Act of 2002 (7 U.S.C. 8102) is amend-  
9       ed—

10               (A) by striking "The Office of" and insert-  
11       ing "(1) The Administrator for"; and

12               (B) by adding at the end the following new  
13       paragraph:

14               "(2) To assist the Administrator for Federal Pro-  
15       curement Policy in preparing the report to Congress re-  
16       quired under paragraph (1), each procuring agency each  
17       year shall submit to the Administrator a report covering  
18       the following:

19               "(A) Actions taken to implement subsections  
20       (c), (d), and (g) of this section.

21               "(B) The results of the annual review and mon-  
22       itoring program established under subsection  
23       (g)(2)(C).

1               “(C) The number of contracts entered into by  
2               the agency during the year covered by the report  
3               that include the procurement of biobased products.

4               “(D) A list of the biobased products procured  
5               by the agency during the year covered by the re-  
6               port.”.

7               (2) REPORT BY SECRETARY TO CONGRESS ON  
8               IMPLEMENTATION OF SECTION.—Section 9002 of  
9               the Farm Security and Rural Investment Act of  
10               2002 (7 U.S.C. 8102) is amended by adding at the  
11               end the following new subsection:

12               “(l) REPORT BY SECRETARY TO CONGRESS ON IM-  
13               PLEMENTATION OF SECTION.—Not later than six months  
14               after the date of the enactment of the Market Incentives  
15               for Biobased Products Act of 2007, and each year there-  
16               after, the Secretary shall submit to Congress a report on  
17               the implementation of this section. The report shall in-  
18               clude the following:

19               “(1) A comprehensive management plan defin-  
20               ing tasks, milestones, and funding allocations for  
21               fully implementing this section.

22               “(2) A list of items designated under subsection  
23               (e)(1)(A) whose procurement will carry out the ob-  
24               jectives of this section, with associated cost and per-  
25               formance data.

1           “(3) Information on the current status of im-  
2        plementation of the procurement preference under  
3        this section, including the procurement program of  
4        each Federal agency under subsection (g), and the  
5        voluntary labeling program under subsection (h).”.

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