

110TH CONGRESS  
1ST SESSION

# H. R. 912

To provide additional funds for food safety research related to perishable agricultural commodities, to provide emergency financial assistance to producers and first handlers of fresh spinach for losses incurred as a result of the removal of fresh spinach and products containing fresh spinach from the market and other actions undertaken in response to a public health advisory regarding spinach issued by the Food and Drug Administration in September 2006, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 8, 2007

Mr. FARR (for himself, Mr. BACA, Mr. CARDOZA, Mr. COSTA, Mr. FILNER, Mr. GILCREST, Ms. ZOE LOFGREN of California, and Mr. SALAZAR) introduced the following bill; which was referred to the Committee on Agriculture

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## A BILL

To provide additional funds for food safety research related to perishable agricultural commodities, to provide emergency financial assistance to producers and first handlers of fresh spinach for losses incurred as a result of the removal of fresh spinach and products containing fresh spinach from the market and other actions undertaken in response to a public health advisory regarding spinach issued by the Food and Drug Administration in September 2006, and for other purposes.

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 “Spinach Research and  
5       Recovery Act of 2007”.

6       **SEC. 2. ADDITIONAL FUNDS FOR FOOD SAFETY RESEARCH**  
7                       **REGARDING PERISHABLE AGRICULTURAL**  
8                       **COMMODITIES.**

9       (a) IN GENERAL.—For the purpose of conducting  
10      and supporting applied research to enhance the safety of  
11      perishable agricultural commodities for consumers:

12           (1) For the Agricultural Research Service with-  
13      in the Department of Agriculture for such research  
14      within the jurisdiction and particular expertise of  
15      such Service, there is authorized to be appropriated  
16      \$10,000,000 for fiscal year 2008, in addition to  
17      other authorizations of appropriations available to  
18      such Service for such purpose, to remain available  
19      until expended.

20           (2) For the Cooperative State Research, Edu-  
21      cation, and Extension Service within the Depart-  
22      ment of Agriculture for such research within the ju-  
23      risdiction and particular expertise of such Service,  
24      there is authorized to be appropriated \$10,000,000  
25      for fiscal year 2008, in addition to other authoriza-

1        tions of appropriations available to such Service for  
2        such purpose, to remain available until expended.

3            (3) For the Center for Food Safety and Applied  
4        Nutrition within the Food and Drug Administration,  
5        Department of Health and Human Services, for  
6        such research within the jurisdiction and particular  
7        expertise of such Center, there is authorized to be  
8        appropriated \$6,500,000 for fiscal year 2008, in ad-  
9        dition to other authorizations of appropriations  
10       available to such agency for such Center, to remain  
11       available until expended.

12        (b) CONSULTATION.—Programs of research under  
13       subsection (a) shall be conducted and supported in con-  
14       sultation with producers of perishable agricultural com-  
15       modities.

16        (c) PERISHABLE AGRICULTURAL COMMODITY DE-  
17       FINED.—In this section, the term “perishable agricultural  
18       commodity” has the meaning given that term in section  
19       1(b) of the Perishable Agricultural Commodities Act, 1930  
20       (7 U.S.C. 499a(b)).

21       **SEC. 3. SPINACH EMERGENCY ASSISTANCE.**

22        The Secretary of Agriculture shall use such sums as  
23       may be necessary of funds of the Commodity Credit Cor-  
24       poration to make payments to growers and first handlers,  
25       as defined by the Secretary, of fresh spinach that were

1 unable to market spinach crops as a result of the Food  
2 and Drug Administration Public Health Advisory issued  
3 on September 14, 2006. The payment made to a grower  
4 or first handler under this section shall not exceed 75 per-  
5 cent of the value of the unmarketed spinach crop.

