

113TH CONGRESS
1ST SESSION

H. R. 1567

To eliminate corporate welfare programs of the Department of Agriculture, the Department of the Interior, the Department of Transportation, and other Federal agencies.

IN THE HOUSE OF REPRESENTATIVES

APRIL 15, 2013

Mr. MULVANEY (for himself, Mr. DUNCAN of South Carolina, Mr. JORDAN, Mr. MCCLINTOCK, Mr. POMPEO, Mr. PRICE of Georgia, Mr. RIBBLE, Mr. AMASH, Mr. MEADOWS, and Mr. SALMON) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure, and in addition to the Committees on Ways and Means, Agriculture, Natural Resources, Financial Services, and Armed Services, 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

A BILL

To eliminate corporate welfare programs of the Department of Agriculture, the Department of the Interior, the Department of Transportation, and other Federal agencies.

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 “New Fair Deal Con-
5 solidating and Eliminating Outdated Subsidies Act of
6 2013” or “New Fair Deal CEO’s Act of 2013”.

1 **SEC. 2. TABLE OF CONTENTS.**

2 The table of contents of this Act is the following:

Sec. 1. Short title.

Sec. 2. Table of contents.

TITLE I—SUGAR

Sec. 101. Elimination of sugar price support and production adjustment programs and related sugar corporate welfare programs.

Sec. 102. Elimination of sugar tariff and over-quota tariff rate.

**TITLE II—NATIONAL OCEANIC AND ATMOSPHERIC
ADMINISTRATION PROGRAMS**

Sec. 201. Termination of NOAA Fishery promotion and development subsidies.

Sec. 202. Termination of NOAA fisheries finance program.

TITLE III—FEDERAL RAILROAD ADMINISTRATION PROGRAMS

Sec. 301. High-speed rail.

Sec. 302. Railroad rehabilitation and improvement.

Sec. 303. Railroad research and development.

TITLE IV—MARITIME ADMINISTRATION PROGRAMS

Sec. 401. Termination of title IX guaranteed loan program.

Sec. 402. Termination of ocean freight differential subsidies.

TITLE V—APPALACHIAN REGIONAL COMMISSION

Sec. 501. Termination of Appalachian Regional Commission.

TITLE VI—ECONOMIC DEVELOPMENT ADMINISTRATION

Sec. 601. Termination of Economic Development Administration.

TITLE VII—GENERAL PROVISIONS

Sec. 701. Conclusion of business.

3 **TITLE I—SUGAR**

4 **SEC. 101. ELIMINATION OF SUGAR PRICE SUPPORT AND**
5 **PRODUCTION ADJUSTMENT PROGRAMS AND**
6 **RELATED SUGAR CORPORATE WELFARE PRO-**
7 **GRAMS.**

8 (a) REPEAL OF SUGAR PRICE SUPPORT AUTHOR-
9 ITY.—Section 156 of the Federal Agriculture Improve-
10 ment and Reform Act of 1996 (7 U.S.C. 7272) is repealed.

1 (b) TERMINATION OF MARKETING QUOTAS AND AL-
 2 LOTMENTS.—

3 (1) IN GENERAL.—Part VII of subtitle B of
 4 title III of the Agricultural Adjustment Act of 1938
 5 (7 U.S.C. 1359aa et seq.) is repealed.

6 (2) CONFORMING AMENDMENT.—Section
 7 344(f)(2) of the Agricultural Adjustment Act of
 8 1938 (7 U.S.C. 1344(f)(2)) is amended by striking
 9 “sugar cane for sugar, sugar beets for sugar,”.

10 (c) EXCLUSION OF SUGAR FROM GENERAL USDA
 11 PRICE SUPPORT POWERS.—

12 (1) SECTION 32 ACTIVITIES.—Section 32 of the
 13 Act of August 24, 1935 (7 U.S.C. 612c) is amended
 14 in the second sentence of the first paragraph—

15 (A) in paragraph (1), by inserting “(other
 16 than sugar beets and sugarcane)” after “com-
 17 modities”; and

18 (B) in paragraph (3), by inserting “(other
 19 than sugar beets and sugarcane)” after “com-
 20 modity”.

21 (2) POWERS OF COMMODITY CREDIT CORPORA-
 22 TION.—Section 5(a) of the Commodity Credit Cor-
 23 poration Charter Act (15 U.S.C. 714c(a)) is amend-
 24 ed by inserting “, sugar beets, and sugarcane” after
 25 “tobacco”.

1 (3) PRICE SUPPORT FOR NONBASIC AGRICUL-
2 TURAL COMMODITIES.—Section 201(a) of the Agri-
3 cultural Act of 1949 (7 U.S.C. 1446(a)) is amended
4 by striking “milk, sugar beets, and sugarcane” and
5 inserting “, and milk”.

6 (4) COMMODITY CREDIT CORPORATION STOR-
7 AGE PAYMENTS.—Section 167 of the Federal Agri-
8 culture Improvement and Reform Act of 1996 (7
9 U.S.C. 7287) is repealed.

10 (5) STORAGE FACILITY LOANS.—Section
11 1402(c) of the Farm Security and Rural Investment
12 Act of 2002 (7 U.S.C. 7971(c)) is repealed.

13 (6) FEEDSTOCK FLEXIBILITY PROGRAM FOR
14 BIOENERGY PRODUCERS.—Section 9010 of the
15 Farm Security and Rural Investment Act of 2002 (7
16 U.S.C. 8110) is repealed.

17 (d) IMPLEMENTATION AND TRANSITION PROVI-
18 SIONS.—

19 (1) IN GENERAL.—Notwithstanding any other
20 provision of law—

21 (A) a processor of any of the 2013 or sub-
22 sequent crops of sugarcane or sugar beets shall
23 not be eligible for a loan under any provision of
24 law with respect to the crop; and

(B) the Secretary of Agriculture may not make price support available, whether in the form of a loan, payment, purchase, or other operation, for any of the 2013 and subsequent crops of sugar beets and sugarcane by using the funds of the Commodity Credit Corporation or other funds available to the Secretary.

(2) CONTINUED LIABILITY.—This section and the amendments made by this section shall not affect the liability of any person under any provision of law as in effect before the application of this section and the amendments made by this section.

**SEC. 102. ELIMINATION OF SUGAR TARIFF AND OVER-
QUOTA TARIFF RATE.**

(a) ELIMINATION OF TARIFF ON RAW CANE SUGAR.—Chapter 17 of the Harmonized Tariff Schedule of the United States is amended by striking subheadings 1701.13 through 1701.13.50 and subheadings 1701.14 through 1701.14.50 and inserting in numerical sequence the following new subheading, with the article description for such subheading having the same degree of indentation as the article description for subheading 1701.13, as in effect on the day before the date of the enactment of this section:

“	1701. 13.00	Cane sugar	Free		39.85¢/kg	”.
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(b) ELIMINATION OF TARIFF ON BEET SUGAR.—
 Chapter 17 of the Harmonized Tariff Schedule of the
 United States is amended by striking subheadings
 1701.12 through 1701.12.50 and inserting in numerical
 sequence the following new subheading, with the article
 description for such subheading having the same degree
 of indentation as the article description for subheading
 1701.12, as in effect on the day before the date of the
 enactment of this section:

“ | 1701.12.00 | Beet sugar | Free | | 42.05¢/kg | ”.

(c) ELIMINATION OF TARIFF ON CERTAIN REFINED
 SUGAR.—Chapter 17 of the Harmonized Tariff Schedule
 of the United States is amended—

(1) by striking the superior text immediately
 preceding subheading 1701.91.05 and by striking
 subheadings 1701.91.05 through 1701.91.80 and in-
 serting in numerical sequence the following new sub-
 heading, with the article description for such sub-
 heading having the same degree of indentation as
 the article description for subheading 1701.13.05, as
 in effect on the day before the date of the enactment
 of this section:

“ | 1701.91.02 | Containing added coloring but not
 containing added flavoring matter .. | Free | | 42.05¢/kg | ”;

(2) by striking subheadings 1701.99 through
 1701.99.50 and inserting in numerical sequence the

1 following new subheading, with the article descrip-
 2 tion for such subheading having the same degree of
 3 indentation as the article description for subheading
 4 1701.99, as in effect on the day before the date of
 5 the enactment of this section:

“ | 1701.99.00 | Other | Free | | 42.05g/kg | ”;

6 (3) by striking the superior text immediately
 7 preceding subheading 1702.90.05 and by striking
 8 subheadings 1702.90.05 through 1702.90.20 and in-
 9 serting in numerical sequence the following new sub-
 10 heading, with the article description for such sub-
 11 heading having the same degree of indentation as
 12 the article description for subheading 1702.60.22:

“ | 1702.90.02 | Containing soluble non-sugar solids
 (excluding any foreign substances,
 including but not limited to molasses,
 that may have been added to or
 developed in the product) equal to 6
 percent or less by weight of the
 total soluble solids | Free | | 42.05g/kg | ”;

13 and

14 (4) by striking the superior text immediately
 15 preceding subheading 2106.90.42 and by striking
 16 subheadings 2106.90.42 through 2106.90.46 and in-
 17 serting in numerical sequence the following new sub-
 18 heading, with the article description for such sub-
 19 heading having the same degree of indentation as
 20 the article description for subheading 2106.90.39:

“	2106.90.40	Syrups derived from cane or beet sugar, containing added coloring but not added flavoring matter	Free			42.50¢/kg	”.
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(d) CONFORMING AMENDMENTS.—Chapter 17 of the Harmonized Tariff Schedule of the United States is amended by striking additional U.S. notes 5, 7, 8, and 9.

(e) ADMINISTRATION OF TARIFF-RATE QUOTAS.—Section 404(d)(1) of the Uruguay Round Agreements Act (19 U.S.C. 3601(d)(1)) is amended—

(1) by inserting “or” at the end of subparagraph (B);

(2) by striking “; or” at the end of subparagraph (C) and inserting a period; and

(3) by striking subparagraph (D).

(f) EFFECTIVE DATE.—The amendments made by this section apply with respect to goods entered, or withdrawn from warehouse for consumption, on or after the 15th day after the date of the enactment of this Act.

TITLE II—NATIONAL OCEANIC AND ATMOSPHERIC ADMINIS- TRATION PROGRAMS

SEC. 201. TERMINATION OF NOAA FISHERY PROMOTION AND DEVELOPMENT SUBSIDIES.

Title II of the Fish and Seafood Promotion Act of 1986 (16 U.S.C. 4001 et seq.) is repealed.

1 **SEC. 202. TERMINATION OF NOAA FISHERIES FINANCE**
 2 **PROGRAM.**

3 (a) TERMINATION.—Section 53702(b) of title 46,
 4 United States Code, is amended by adding at the end the
 5 following:

6 “(3) TERMINATION OF FISHERY LOAN PRO-
 7 GRAM.—No obligation involving a fishing vessel,
 8 fishery facility, aquaculture facility, individual fish-
 9 ing quota, or fishing capacity reduction program
 10 may be issued or guaranteed under this chapter
 11 after the date of this paragraph.”.

12 **TITLE III—FEDERAL RAILROAD**
 13 **ADMINISTRATION PROGRAMS**

14 **SEC. 301. HIGH-SPEED RAIL.**

15 Chapter 261 of title 49, United States Code, is re-
 16 pealed.

17 **SEC. 302. RAILROAD REHABILITATION AND IMPROVEMENT.**

18 Title V of the Railroad Revitalization and Regulatory
 19 Reform Act of 1976 (45 U.S.C. 821, et seq.) is repealed.

20 **SEC. 303. RAILROAD RESEARCH AND DEVELOPMENT.**

21 Section 20108(a) and (b), and section 20117(d) and
 22 (e), of title 49, United States Code, are repealed.

**TITLE IV—MARITIME
ADMINISTRATION PROGRAMS**

**SEC. 401. TERMINATION OF TITLE IX GUARANTEED LOAN
PROGRAM.**

(a) REPEAL.—Chapter 537 of title 46, United States Code, is repealed.

(b) CLERICAL AMENDMENT.—The analysis at the beginning of subtitle V of such title is amended by striking the item relating to such chapter.

(c) CONFORMING AMENDMENTS.—Such title is further amended—

(1) in section 31308, by inserting “as in effect before the date of the enactment of the New Fair Deal Consolidating and Eliminating Outdated Subsidies Act of 2013,” after “chapter 537 of this title,”;

(2) in section 31326(b), by inserting “as in effect before the date of the enactment of the New Fair Deal Consolidating and Eliminating Outdated Subsidies Act of 2013,” after “chapter 537 of this title,” each place it appears;

(3) in section 51704(b), by inserting “as in effect before the date of the enactment of the New Fair Deal Consolidating and Eliminating Outdated

1 Subsidies Act of 2013,” after “chapter 537 of this
2 title,”;

3 (4) in section 553301(a)(2), by inserting “as in
4 effect before the date of the enactment of the New
5 Fair Deal Consolidating and Eliminating Outdated
6 Subsidies Act of 2013,” after “chapter 537 of this
7 title,”; and

8 (5) in section 57101(b), by inserting “(as in ef-
9 fect before the date of the enactment of the New
10 Fair Deal Consolidating and Eliminating Outdated
11 Subsidies Act of 2013)” after “537”.

12 **SEC. 402. TERMINATION OF OCEAN FREIGHT DIFFEREN-**
13 **TIAL SUBSIDIES.**

14 (a) REPEAL.—Sections 55316 and 55317 of title 46,
15 United States Code, are repealed.

16 (b) CLERICAL AMENDMENT.—The analysis at the be-
17 ginning of chapter 553 of such title is amended by striking
18 the item relating to such sections.

19 **TITLE V—APPALACHIAN**
20 **REGIONAL COMMISSION**

21 **SEC. 501. TERMINATION OF APPALACHIAN REGIONAL COM-**
22 **MISSION.**

23 (a) TERMINATION.—The Appalachian Regional Com-
24 mission is terminated.

1 (b) REPEAL.—Subtitle IV of title 40, United States
2 Code, is repealed.

3 **TITLE VI—ECONOMIC DEVELOP-**
4 **MENT ADMINISTRATION**

5 **SEC. 601. TERMINATION OF ECONOMIC DEVELOPMENT AD-**
6 **MINISTRATION.**

7 (a) TERMINATION.—The Economic Development Ad-
8 ministration is terminated.

9 (b) REPEAL.—The Public Works and Economic De-
10 velopment Act of 1965 (42 U.S.C. 3121 et seq.) is re-
11 pealed.

12 **TITLE VII—GENERAL**
13 **PROVISIONS**

14 **SEC. 701. CONCLUSION OF BUSINESS.**

15 (a) CONCLUSION OF BUSINESS.—The President shall
16 take such actions as may be necessary and appropriate
17 to conclude the outstanding affairs of each program and
18 activity terminated by this Act and the amendments made
19 by this Act.

20 (b) LIMITATION ON STATUTORY CONSTRUCTION.—
21 This section may not be construed to prevent the expendi-
22 ture of any funds received under any program or activity
23 terminated by this Act and the amendments made by this
24 Act. Such funds shall be subject to the laws and regula-

- 1 tions that would have applied to the funds if this Act had
- 2 not been enacted.

