

115TH CONGRESS
2D SESSION

S. 2426

To amend the Agricultural Act of 2014 to return premiums paid under the margin protection program for dairy producers to participating dairy operations.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 14, 2018

Mrs. GILLIBRAND introduced the following bill; which was read twice and referred to the Committee on Agriculture, Nutrition, and Forestry

A BILL

To amend the Agricultural Act of 2014 to return premiums paid under the margin protection program for dairy producers to participating dairy operations.

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 “Dairy Premium Re-
5 fund Act of 2018”.

1 **SEC. 2. REPAYMENT OF PREMIUMS TO PARTICIPATING**
 2 **DAIRY OPERATIONS.**

3 Section 1407 of the Agricultural Act of 2014 (7
 4 U.S.C. 9057) is amended by adding at the end the fol-
 5 lowing:

6 “(f) REPAYMENT OF PREMIUMS.—

7 “(1) IN GENERAL.—For the 2015 calendar year
 8 and each calendar year thereafter, the Secretary
 9 shall repay to participating dairy operations an
 10 amount equal to the difference between—

11 “(A) the total amount of premiums paid by
 12 participating dairy operations under this section
 13 for the applicable calendar year; and

14 “(B) the sum obtained by adding—

15 “(i) the total amount of payments
 16 made to participating dairy operations
 17 under section 1406 for that calendar year;
 18 and

19 “(ii) the costs of carrying out the
 20 margin protection program for that cal-
 21 endar year.

22 “(2) APPLICABILITY.—Paragraph (1) shall only
 23 apply to a calendar year for which the amount de-
 24 scribed in subparagraph (A) of that paragraph is
 25 greater than the amount described in subparagraph
 26 (B) of that paragraph.

1 “(3) ALLOCATION OF PAYMENTS.—A repay-
 2 ment to a participating dairy operation under para-
 3 graph (1) shall be based on the proportion that—

4 “(A) the amount of premiums paid by the
 5 participating dairy operation under this section
 6 for the applicable calendar year; bears to

7 “(B) the total amount of premiums paid
 8 by participating dairy operations under this sec-
 9 tion for that calendar year.

10 “(4) REDUCTION FOR PAYMENTS RECEIVED.—

11 “(A) IN GENERAL.—A repayment to a par-
 12 ticipating dairy operation under paragraph (1)
 13 for a calendar year shall be an amount equal to
 14 the difference between—

15 “(i) the amount of the repayment to
 16 the participating dairy operation deter-
 17 mined under paragraph (3) for the cal-
 18 endar year; and

19 “(ii) the amount of payments made to
 20 the participating dairy operation under
 21 section 1406 for the calendar year.

22 “(B) APPLICABILITY.—No payment shall
 23 be required under this subsection in the case of

- 1 an amount determined under subparagraph (A)
- 2 that is less than or equal to zero.”.

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