

116TH CONGRESS
1ST SESSION

H. R. 4521

To reform the Federal sugar program, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 26, 2019

Ms. FOXX of North Carolina (for herself, Mr. DANNY K. DAVIS of Illinois, Mr. PERRY, Mr. BLUMENAUER, Mr. CHABOT, Ms. SPEIER, Mr. BIGGS, Mr. KIND, Mr. DAVID P. ROE of Tennessee, Mr. LIPINSKI, Mr. FLEISCHMANN, Mr. RUSH, Mr. LATTA, Ms. KUSTER of New Hampshire, Mr. BANKS, Mr. KILMER, Mr. WOMACK, Mr. RUPPERSBERGER, Mr. BUDD, Mr. COOPER, Mrs. WALORSKI, Mr. SWALWELL of California, Mr. MEADOWS, Mr. VEASEY, Mr. SMUCKER, and Mr. KELLY of Pennsylvania) introduced the following bill; which was referred to the Committee on Agriculture

A BILL

To reform the Federal sugar program, 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 “Fair Sugar Policy Act
5 of 2019”.

1 **SEC. 2. SUGAR PROGRAM.**

2 Paragraph (5) of section 156(a) of the Federal Agri-
 3 culture Improvement and Reform Act of 1996 (7 U.S.C.
 4 7272(a)) is amended to read as follows:

5 “(5) 18.75 cents per pound for raw cane sugar
 6 for each of the 2020 through 2024 crop years.”.

7 **SEC. 3. FLEXIBLE MARKETING ALLOTMENTS FOR SUGAR**
 8 **REPEALED.**

9 Part VII of the Agricultural Adjustment Act of 1938
 10 (7 U.S.C. 1359aa et seq.) is amended to read as follows:

11 **“PART VII—ADMINISTRATION OF TARIFF RATE**
 12 **QUOTAS**

13 **“SEC. 359a. TARIFF RATE QUOTAS.**

14 “(a) IN GENERAL.—Notwithstanding any other pro-
 15 vision of law, at the beginning of the quota year, the Sec-
 16 retary shall establish the tariff-rate quotas for raw cane
 17 sugar and refined sugar at no less than the minimum level
 18 necessary to comply with obligations under international
 19 trade agreements that have been approved by Congress.

20 “(b) ADJUSTMENT.—

21 “(1) IN GENERAL.—Subject to subsection (a),
 22 the Secretary shall adjust the tariff-rate quotas for
 23 raw cane sugar and refined sugar to provide ade-
 24 quate supplies of sugar at reasonable prices in the
 25 domestic market.

1 “(2) ENDING STOCKS.—Subject to paragraphs
2 (1) and (3), the Secretary shall establish and adjust
3 tariff-rate quotas in such a manner that the ratio of
4 sugar stocks to total sugar use at the end of the
5 quota year will be approximately 15.5 percent.

6 “(3) MAINTENANCE OF REASONABLE PRICES
7 AND AVOIDANCE OF FORFEITURES.—

8 “(A) IN GENERAL.—The Secretary may es-
9 tablish a different target for the ratio of ending
10 stocks to total use if, in the judgment of the
11 Secretary, the different target is necessary to
12 prevent—

13 “(i) unreasonably high prices; or

14 “(ii) forfeitures of sugar pledged as
15 collateral for a loan under section 156 of
16 the Federal Agriculture Improvement and
17 Reform Act of 1996 (7 U.S.C. 7272).

18 “(B) ANNOUNCEMENT.—The Secretary
19 shall publicly announce any establishment of a
20 target under this paragraph.

21 “(4) CONSIDERATIONS.—In establishing tariff-
22 rate quotas under subsection (a) and making adjust-
23 ments under this subsection, the Secretary shall con-
24 sider the impact of the quotas on consumers, work-

1 ers, businesses (including small businesses), and ag-
2 ricultural producers.

3 “(c) TEMPORARY TRANSFER OF QUOTAS.—

4 “(1) IN GENERAL.—To promote full use of the
5 tariff-rate quotas for raw cane sugar and refined
6 sugar, notwithstanding any other provision of law,
7 the Secretary shall promulgate regulations that pro-
8 vide that any country that has been allocated a
9 share of the quotas may temporarily transfer all or
10 part of the share to any other country that has also
11 been allocated a share of the quotas.

12 “(2) TRANSFERS VOLUNTARY.—Any transfer
13 under this subsection shall be valid only on vol-
14 untary agreement between the transferor and the
15 transferee, consistent with procedures established by
16 the Secretary.

17 “(3) TRANSFERS TEMPORARY.—

18 “(A) IN GENERAL.—Any transfer under
19 this subsection shall be valid only for the dura-
20 tion of the quota year during which the transfer
21 is made.

22 “(B) FOLLOWING QUOTA YEAR.—No
23 transfer under this subsection shall affect the
24 share of the quota allocated to the transferor or
25 transferee for the following quota year.”.

1 **SEC. 4. REPEAL OF FEEDSTOCK FLEXIBILITY PROGRAM**
2 **FOR BIOENERGY PRODUCERS.**

3 (a) IN GENERAL.—Section 9010 of the Farm Secu-
4 rity and Rural Investment Act of 2002 (7 U.S.C. 8110)
5 is repealed.

6 (b) CONFORMING AMENDMENTS.—

7 (1) Section 359a(3)(B) of the Agricultural Ad-
8 justment Act of 1938 (7 U.S.C. 1359aa(3)(B)) is
9 amended—

10 (A) in clause (i), by inserting “and” after
11 the semicolon at the end;

12 (B) in clause (ii), by striking “; and” at
13 the end and inserting a period; and

14 (C) by striking clause (iii).

15 (2) Section 359b(c)(2)(C) of the Agricultural
16 Adjustment Act of 1938 (7 U.S.C. 1359bb(c)(2)(C))
17 is amended by striking “, except for” and all that
18 follows through “of 2002”.

○