

## TEXT OF AMENDMENTS

**SA 2459.** Mr. CASEY submitted an amendment intended to be proposed by him to the bill S. 3240, to reauthorize agricultural programs through 2017, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title IV, add the following:

**SEC. 4208. ENCOURAGING LOCALLY AND REGIONALLY PRODUCED FOOD.**

(a) **COMMODITY PURCHASE STREAMLINING.**—The Secretary may allow a school food authority with low annual commodity entitlement values, as determined by the Secretary, to substitute for the allotment of the school food authority for commodities commonly referred to as “USDA Foods” if—

(1) the option is requested by the eligible school food authority;

(2) the Secretary determines that the option will reduce Federal and State administrative costs; and

(3) the option will provide the eligible school food authority with greater flexibility to purchase locally and regionally produced foods.

(b) **FARM-TO-SCHOOL DEMONSTRATION PROJECTS.**—

(1) **IN GENERAL.**—The Secretary shall establish not less than 10 farm-to-school demonstration programs under which school food authorities, agricultural producers producing for local and regional markets, and other farm-to-school stakeholders collaborate with the Agricultural Marketing Service to obtain food for school meals from local agricultural producers rather than through other agricultural and food programs of the Secretary.

(2) **REQUIREMENTS.**—

(A) **IN GENERAL.**—A demonstration program under this subsection shall, to the maximum extent practicable—

(i) facilitate and increase the purchase of unprocessed and minimally processed locally and regionally produced agricultural commodities and products to be served in school meal programs;

(ii) test methods to improve procurement, transportation, and meal preparation processes;

(iii) assess whether administrative costs can be saved through increased school authority flexibility to source locally and regionally produced agricultural commodities and foods; and

(iv) undertake rigorous evaluation and share information about results, including cost savings, with the Department of Agriculture, school food authorities, agricultural producers producing for local and regional markets, and the general public.

(B) **PLANS.**—The Secretary shall require demonstration project participants to provide plans that detail compliance with this subsection.

(3) **DURATION.**—The Secretary shall determine the appropriate period of time for each demonstration program.

(4) **COORDINATION.**—The Secretary shall coordinate among relevant agencies of the Department of Agriculture and nongovernmental organizations with appropriate expertise to facilitate the provision of training and technical assistance necessary to the successful implementation of demonstration programs under this subsection.

(5) **DIVERSITY AND BALANCE.**—In establishing the demonstration programs under this subsection, the Secretary shall, to the maximum extent practicable, ensure—

(A) geographical diversity;

(B) that at least ½ of the demonstration programs are completed in collaboration with school food authorities with relatively small annual commodity entitlements, as determined by the Secretary;

(C) at least ½ of demonstration programs are completed in rural or tribal communities; and

(D) equitable treatment of school food authorities with a high percentage of students participating in the free or reduced price lunch program under the Richard B. Russell National School Lunch Act (42 U.S.C. 1751 et seq.).

**SA 2460.** Mrs. FEINSTEIN submitted an amendment intended to be proposed by her to the bill S. 3240, to reauthorize agricultural programs through 2017, and for other purposes; which was ordered to lie on the table; as follows:

In section 11001, after subsection (b) insert the following:

(c) **SUPPLEMENTAL, WEATHER INDEX-BASED INSURANCE.**—Section 508(c) of the Federal Crop Insurance Act (7 U.S.C. 1508(c)) is amended by adding at the end the following:

“(11) **SUPPLEMENTAL, WEATHER INDEX-BASED INSURANCE.**—

“(A) **IN GENERAL.**—The Corporation may consider and approve applications, consistent with procedures for products submitted under subsection (h), submitted by private companies to provide supplemental, weather index-based insurance products that are not reinsured under this subtitle to producers as an alternative to the coverage provided under this section to determine whether the products can provide enhanced coverage for producers than is otherwise available under this section.

“(B) **PAYMENT OF PORTION OF PREMIUM BY CORPORATION.**—

“(i) **IN GENERAL.**—Subject to subparagraph (F), if the Corporation determines that supplemental, weather index-based insurance products offered by private companies meet the conditions described in subparagraph (A), the Corporation may pay a portion of the premium for a producer to purchase a product that is not reinsured under this subtitle from a private company for an equivalent level of coverage under this section.

“(ii) **ADMINISTRATION.**—Any premium assistance under clause (i)—

“(I) shall be determined by the Corporation; and

“(II) may be based on, as determined by the Corporation—

“(aa) a percentage of premium;

“(bb) a percentage of expected loss determined pursuant to a reasonable actuarial methodology; or

“(cc) a fixed dollar amount per acre.

“(C) **ELIGIBLE PROVIDERS.**—Before providing premium assistance to producers to purchase supplemental, index-based coverage from a private company under this paragraph, the Corporation shall verify that the private company—

“(i) has adequate experience developing and managing similar index-based products for crop producers (including adequate resources, experience, and assets) or sufficient reinsurance, to meet the obligations of the private company under this paragraph;

“(ii) has adequate experience to sell and administer index-based or similar products;

“(iii) possesses a sufficient insurance credit rating from an appropriate credit rating bureau; and

“(iv) has approval from each State in which the company intends to make the supplemental insurance products of the company available.

“(D) **OVERSIGHT.**—The Corporation shall develop and publish procedures to administer a supplemental, index-based insurance option for producers under this paragraph that—

“(i) require each applicable private company to report sales, acreage and claim data,

and any other data the Corporation determines to be appropriate, to allow the Corporation to evaluate product pricing and performance;

“(ii) allow each participating private company exclusive rights, ownership of intellectual property, and protection of confidential information with respect to the insurance offered under this paragraph; and

“(iii) contain such other requirements as the Corporation determines necessary to ensure that—

“(I) the interests of producers are protected; and

“(II) the program operates in an actuarially sound manner.

“(E) **SELECTION LIMITATION.**—A producer shall be allowed to select supplemental coverage annually and may not select both weather index-based coverage under this paragraph and any other supplemental coverage offered under other provisions of this section.

“(F) **BASELINE SAVINGS.**—

“(i) **IN GENERAL.**—The Corporation may not offer premium assistance for producers to purchase private company weather index-based supplemental coverage under this paragraph unless the Corporation determines that offering private company coverage will result in savings against baseline spending estimates for the supplemental coverage option provided by the Office of Management and Budget.

“(ii) **ADMINISTRATIVE EXPENSES.**—In addition to any other available funds, the Corporation shall use savings derived from offering supplemental coverage from private companies to cover administrative costs associated with evaluating and approving private company coverage under this subsection.”.

## NOTICE OF HEARING

## COMMITTEE ON ENERGY AND NATURAL RESOURCES

Mr. BINGAMAN. Mr. President, I would like to announce for the information of the Senate and the public an addition to a previously announced hearing before the Subcommittee on National Parks. The hearing will be held on Wednesday, June 27, 2012, at 3 p.m., in room SD-366 of the Dirksen Senate Office Building.

In addition to the other measures previously announced, the Committee will also consider:

S. 3078, a bill to direct the Secretary of the Interior to install in the area of the World War II Memorial in the District of Columbia a suitable plaque or an inscription with the words that President Franklin D. Roosevelt prayed with the United States on June 6, 1944, the morning of D-Day.

Because of the limited time available for the hearing, witnesses may testify by invitation only. However, those wishing to submit written testimony for the hearing record should send it to the Committee on Energy and Natural Resources, United States Senate, 304 Dirksen Senate Office Building, Washington, DC 20510 6150, or by email to [Jake\\_Mccook@energy.senate.gov](mailto:Jake_Mccook@energy.senate.gov).

For further information, please contact Sara Tucker (202) 224-6224 or Jake McCook (202) 224-9313.

# AUTHORITY FOR COMMITTEES TO MEET

## COMMITTEE ON ARMED SERVICES

Mr. KERRY. Mr. President, I ask unanimous consent that the Committee on Armed Services be authorized to meet during the session of the Senate on June 19, 2012, at 10 a.m.

The PRESIDING OFFICER. Without objection, it is so ordered.

## COMMITTEE ON ENERGY AND NATURAL RESOURCES

Mr. KERRY. Mr. President, I ask unanimous consent that the Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on June 19, 2012, at 10 a.m., in room 366 of the Dirksen Senate Office.

The PRESIDING OFFICER. Without objection, it is so ordered.

## COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

Mr. KERRY. Mr. President, I ask unanimous consent that the Committee on Health, Education, Labor, and Pensions be authorized to meet, during the session of the Senate, to conduct a hearing entitled "Forty Years and Counting: The Triumphs of Title IX" on June 19, 2012, at 10 a.m., in room 430 of the Dirksen Senate Office Building.

The PRESIDING OFFICER. Without objection, it is so ordered.

## COMMITTEE ON FINANCE

Mr. KERRY. Mr. President, I ask unanimous consent that the Committee on Finance be authorized to meet during the session of the Senate on June 19, 2012, at 10 a.m., in room SD-215 of the Dirksen Senate Office Building, to conduct a hearing entitled "Confronting the Looming Fiscal Crisis."

The PRESIDING OFFICER. Without objection, it is so ordered.

## COMMITTEE ON FOREIGN RELATIONS

Mr. KERRY. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on June 19, 2012, at 2:15 p.m.

The PRESIDING OFFICER. Without objection, it is so ordered.

## SELECT COMMITTEE ON INTELLIGENCE

Mr. KERRY. Mr. President, I ask unanimous consent that the Select Committee on Intelligence be authorized to meet during the session of the Senate on June 19, 2012, at 2:30 p.m.

The PRESIDING OFFICER. Without objection, it is so ordered.

## SUBCOMMITTEE ON CLEAN AIR AND NUCLEAR SAFETY

Mr. KERRY. Mr. President, I ask unanimous consent that the Subcommittee on Clean Air and Nuclear Safety of the Committee on Environment and Public Works be authorized to meet during the session of the Senate on June 19, 2012, at 10 a.m. in Dirksen 406 to conduct a hearing entitled, "Review of Recent Environmental Protection Agency's Air Standards for Hydraulically Fractured Natural Gas Wells and Oil and Natural Gas Storage."

The PRESIDING OFFICER. Without objection, it is so ordered.

## SUBCOMMITTEE ON THE CONSTITUTION, CIVIL RIGHTS, AND HUMAN RIGHTS

Mr. KERRY. Mr. President, I ask unanimous consent that the Committee on the Judiciary, Subcommittee on the Constitution, Civil Rights, and Human Rights, be authorized to meet during the session of the Senate, on June 19, 2012, at 10 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Reassessing Solitary Confinement: The Human Rights, Fiscal and Public Safety Consequences."

The PRESIDING OFFICER. Without objection, it is so ordered.

## PRIVILEGES OF THE FLOOR

Ms. STABENOW. Mr. President, I ask unanimous consent the following members of Senator BINGAMAN's office be granted the privilege of the floor for the pendency of S. 3240, the farm bill: Bijan Peters, Eugenia Woods, James Anderson, Aurora Trujillo, Carl Slater.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. ROBERTS. Mr. President, I ask unanimous consent our USDA detailee, Patricia Lawrence, be granted the privilege of the floor for the duration of debate and consideration of this bill.

The PRESIDING OFFICER. Without objection, it is so ordered.

## AUTHORIZING CERTAIN FUNDS FOR AN INTELLIGENCE OR INTELLIGENCE-RELATED ACTIVITY

Mrs. BOXER. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of S. 3314 introduced earlier today.

The PRESIDING OFFICER. The clerk will report the bill by title.

The assistant bill clerk read as follows:

A bill (S. 3314) to specifically authorize certain funds for an intelligence or intelligence-related activity, and for other purposes.

There being no objection, the Senate proceeded to consider the bill.

Mrs. FEINSTEIN. Mr. President, Vice Chairman CHAMBLISS and I are introducing a bill today to authorize funds included in the fiscal year 2012 Defense Appropriations Act that were not previously authorized.

Last year, the classified annex to the Department of Defense Appropriations Act, 2012, division A of the conference report on H.R. 2055, the Consolidated Appropriations Act, 2012, added three funding lines for two separate intelligence programs. While those programs are part of the National Intelligence Program, these additional funds were placed in a separate budgetary account, the Military Intelligence Program.

The additional funds for these items included in the defense appropriations

conference annex were not included in the Intelligence Authorization Act for fiscal year 2012, Public Law 112-87, which authorized the National Intelligence Program budget. Neither were the additional funds for these items included in the National Defense Authorization Act for fiscal year 2012, Public Law 112-81, which authorized the Military Intelligence Program budget.

This created a situation in which funds for an intelligence program were appropriated but not authorized in statute. Section 504(a)(1) of the National Security Act states that funds may be obligated or expended for an intelligence or intelligence-related activity only if those funds were specifically authorized by the Congress for such activities.

As a result, the additional funds appropriated for these items have not been specifically authorized as required by section 504 and, therefore, may not be obligated or expended for these intelligence activities.

Vice Chairman CHAMBLISS and I have no substantive objections to expending the appropriated funds for these specific programs. However, we hold strongly to the principle that intelligence funds must be authorized if they are to be spent—this is one of the major purposes of the annual intelligence authorization bills.

We have discussed this matter with the Director of National Intelligence James Clapper and the Secretary of Defense Leon Panetta, and have agreed to seek passage of this legislation to permit them to spend these funds for the purposes identified in the 2012 Defense Appropriations Act.

The bill we are introducing today is very simple and quite short. It specifically authorizes the increased funding for these specific items to the extent that they are in excess to the amounts authorized in the Intelligence Authorization Act for fiscal year 2012.

For reasons of classification, I can't describe the nature of these intelligence programs on the Floor. Any Member, however, is welcome to come to the Intelligence Committee office and receive a briefing on the programs and why the funding is important.

I believe this legislation is necessary as a technical correction to permit funds already appropriated to be obligated and expended. I appreciate the work and cooperation of my Vice Chairman Senator CHAMBLISS on this matter and hope this legislation will move quickly to enactment.

Mrs. BOXER. Mr. President, I further ask that the bill be read three times, and the Senate proceed to a voice vote on passage of the measure.

The bill was ordered to be engrossed for a third reading and was read the third time.

The PRESIDING OFFICER. Is there any further debate?

If not, the bill having been read the third time, the question is, shall the bill pass?

The bill (S. 3314) was passed, as follows: