

Senate is needed for the promotion of justice, the Senate will take such action as will promote the ends of justice consistent with the privileges of the Senate: Now, therefore, be it

*Resolved*, That the Chairman and Ranking Minority Member of the Permanent Subcommittee on Investigations of the Committee on Homeland Security and Governmental Affairs, acting jointly, are authorized to provide to law enforcement officials, regulatory agencies, and other entities or individuals duly authorized by federal, state, or foreign governments, records of the Subcommittee's review of the expenditures of U.S. funds related to U.S. efforts in Afghanistan.

#### SENATE CONCURRENT RESOLUTION 17—PROVIDING FOR A CONDITIONAL ADJOURNMENT OR RECESS OF THE SENATE AND AN ADJOURNMENT OF THE HOUSE OF REPRESENTATIVES

Mr. REID of Nevada (for himself and Mr. McCONNELL) submitted the following concurrent resolution; which was considered and agreed to:

S. CON. RES. 17

*Resolved by the Senate (the House of Representatives concurring)*, That when the Senate recesses or adjourns on any day from Thursday, May 23, 2013, through Friday, May 31, 2013, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand recessed or adjourned until 12:00 noon on Monday, June 3, 2013, or such other time on that day as may be specified by its Majority Leader or his designee in the motion to recess or adjourn, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first; and that when the House adjourns on any legislative day from Thursday, May 23, 2013, through Friday, May 31, 2013, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand adjourned until 2:00 p.m. on Monday, June 3, 2013, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first.

SEC. 2. The Majority Leader of the Senate and the Speaker of the House, or their respective designees, acting jointly after consultation with the Minority Leader of the Senate and the Minority Leader of the House, shall notify the Members of the Senate and House, respectively, to reassemble at such place and time as they may designate if, in their opinion, the public interest shall warrant it.

#### AMENDMENTS SUBMITTED AND PROPOSED

SA 1116. Mr. COWAN (for himself and Ms. WARREN) submitted an amendment intended to be proposed by him to the bill S. 954, to reauthorize agricultural programs through 2018; which was ordered to lie on the table.

SA 1117. Mr. JOHNSON, of South Dakota (for himself and Mr. CRAPO) submitted an amendment intended to be proposed by him to the bill S. 954, supra; which was ordered to lie on the table.

SA 1118. Mr. BROWN (for himself, Mr. CASEY, Mr. COWAN, Mrs. GILLIBRAND, Mr. HARKIN, Mr. HEINRICH, Mr. REED, Mr. SCHATZ, Mr. TESTER, Mr. UDALL of New Mexico, Mr. WHITEHOUSE, and Mr. WYDEN) submitted an amendment intended to be proposed by him to the bill S. 954, supra; which was ordered to lie on the table.

SA 1119. Mr. THUNE (for himself, Mr. DURBIN, Mr. ROBERTS, Mr. BROWN, Mr. JOHANNES, Mr. JOHNSON of South Dakota, Mr. GRASSLEY, and Mr. DONNELLY) submitted an amendment intended to be proposed by him to the bill S. 954, supra; which was ordered to lie on the table.

SA 1120. Mr. JOHANNES submitted an amendment intended to be proposed by him to the bill S. 954, supra; which was ordered to lie on the table.

SA 1121. Mr. SCHATZ (for himself and Mr. COWAN) submitted an amendment intended to be proposed by him to the bill S. 954, supra; which was ordered to lie on the table.

SA 1122. Mr. DONNELLY (for himself, Mr. BOOZMAN, and Mr. COATS) submitted an amendment intended to be proposed by him to the bill S. 954, supra; which was ordered to lie on the table.

SA 1123. Mr. COBURN submitted an amendment intended to be proposed by him to the bill S. 954, supra; which was ordered to lie on the table.

SA 1124. Mr. HARKIN submitted an amendment intended to be proposed by him to the bill S. 954, supra; which was ordered to lie on the table.

SA 1125. Mr. PRYOR submitted an amendment intended to be proposed by him to the bill S. 954, supra; which was ordered to lie on the table.

SA 1126. Ms. BALDWIN submitted an amendment intended to be proposed by her to the bill S. 954, supra; which was ordered to lie on the table.

SA 1127. Mr. VITTER (for himself, Mr. COATS, and Mr. INHOPE) submitted an amendment intended to be proposed by him to the bill S. 954, supra; which was ordered to lie on the table.

SA 1128. Mr. HOEVEN submitted an amendment intended to be proposed by him to the bill S. 954, supra; which was ordered to lie on the table.

SA 1129. Mr. HOEVEN submitted an amendment intended to be proposed by him to the bill S. 954, supra; which was ordered to lie on the table.

SA 1130. Mr. MANCHIN (for himself, Mr. BOOZMAN, and Mr. COATS) submitted an amendment intended to be proposed by him to the bill S. 954, supra; which was ordered to lie on the table.

SA 1131. Mr. SANDERS (for himself and Mr. WHITEHOUSE) submitted an amendment intended to be proposed by him to the bill S. 954, supra; which was ordered to lie on the table.

SA 1132. Mr. HARKIN submitted an amendment intended to be proposed by him to the bill S. 954, supra; which was ordered to lie on the table.

SA 1133. Ms. MURKOWSKI submitted an amendment intended to be proposed by her to the bill S. 954, supra; which was ordered to lie on the table.

SA 1134. Mr. CHAMBLISS submitted an amendment intended to be proposed by him to the bill S. 954, supra; which was ordered to lie on the table.

SA 1135. Mr. CHAMBLISS submitted an amendment intended to be proposed by him to the bill S. 954, supra; which was ordered to lie on the table.

SA 1136. Mr. CHAMBLISS submitted an amendment intended to be proposed by him to the bill S. 954, supra; which was ordered to lie on the table.

SA 1137. Mr. CHAMBLISS submitted an amendment intended to be proposed by him to the bill S. 954, supra; which was ordered to lie on the table.

SA 1138. Mr. CHAMBLISS submitted an amendment intended to be proposed by him to the bill S. 954, supra; which was ordered to lie on the table.

SA 1139. Mr. CHAMBLISS submitted an amendment intended to be proposed by him

to the bill S. 954, supra; which was ordered to lie on the table.

SA 1140. Mr. CHAMBLISS submitted an amendment intended to be proposed by him to the bill S. 954, supra; which was ordered to lie on the table.

SA 1141. Mr. COBURN (for himself and Mr. RISCH) submitted an amendment intended to be proposed by him to the bill S. 954, supra; which was ordered to lie on the table.

SA 1142. Mr. HOEVEN submitted an amendment intended to be proposed by him to the bill S. 954, supra; which was ordered to lie on the table.

SA 1143. Mr. REID (for Ms. HIRONO) proposed an amendment to the resolution S. Res. 129, recognizing the significance of May 2013 as Asian/Pacific American Heritage Month as an important time to celebrate the significant contributions of Asian Americans and Pacific Islanders to the history of the United States.

#### TEXT OF AMENDMENTS

**SA 1116.** Mr. COWAN (for himself and Ms. WARREN) submitted an amendment intended to be proposed by him to the bill S. 954, to reauthorize agricultural programs through 2018; which was ordered to lie on the table; as follows:

On page 396, strike lines 8 through 12, and insert the following:

#### **SEC. 4202. SENIOR FARMERS' MARKET NUTRITION PROGRAM.**

Section 4402(a) of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 3007(a)) is amended—

(1) by striking "Of the funds" and inserting the following:

"(1) MANDATORY FUNDING.—Of the funds";

(2) in paragraph (1) (as so designated by paragraph (1)), by striking "2012" and inserting "2018"; and

(3) by adding at the end the following:

"(2) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$10,000,000 for each of fiscal years 2014 through 2018."

**SA 1117.** Mr. JOHNSON of South Dakota (for himself and Mr. CRAPO) submitted an amendment intended to be proposed by him to the bill S. 954, to reauthorize agricultural programs through 2018; which was ordered to lie on the table; as follows:

At the end of title XII, add the following:

#### **Subtitle D—National Flood Insurance Program**

#### **SEC. 12301. SENSE OF CONGRESS.**

It is the sense of Congress that—

(1) the National Flood Insurance program is \$24,000,000,000 in debt to the United States Treasury, with additional claims from Superstorm Sandy and other disasters still pending;

(2) in the absence of adequate, risk-based premiums, the National Flood Insurance Program is at risk of being unable to pay claims to policyholders or borrow additional funds from the United States Treasury;

(3) actions must be taken to balance the need for affordability in the National Flood Insurance Program with the need to pay claims to policyholders;

(4) the Federal Emergency Management Agency should expedite its study into methods to encourage and maintain participation in the National Flood Insurance Program and methods to educate consumers about the National Flood Insurance Program and the flood risk associated with their property;

(5) the Federal Emergency Management Agency should report promptly on methods

for establishing an affordability framework for the National Flood Insurance Program, including methods to aid individuals to afford risk-based premiums under the National Flood Insurance Program through targeted assistance, including means-tested vouchers, rather than generally subsidized rates; and

(6) Congress must work to—

(A) ensure that flood insurance rates are affordable; and

(B) strengthen the National Flood Insurance Program to ensure that it can pay future claims.

**SEC. 12302. STUDIES OF VOLUNTARY COMMUNITY-BASED FLOOD INSURANCE OPTIONS.**

(a) STUDY.—

(1) STUDY REQUIRED.—The Administrator of the Federal Emergency Management Agency (referred to in this section as the “Administrator”) shall conduct a study to assess options, methods, and strategies for making available voluntary community-based flood insurance policies through the National Flood Insurance Program.

(2) CONSIDERATIONS.—The study conducted under paragraph (1) shall—

(A) take into consideration and analyze how voluntary community-based flood insurance policies—

(i) would affect communities having varying economic bases, geographic locations, flood hazard characteristics or classifications, and flood management approaches; and

(ii) could satisfy the applicable requirements under section 102 of the Flood Disaster Protection Act of 1973 (42 U.S.C. 4012a); and

(B) evaluate the advisability of making available voluntary community-based flood insurance policies to communities, subdivisions of communities, and areas of residual risk.

(3) CONSULTATION.—In conducting the study required under paragraph (1), the Administrator may consult with the Comptroller General of the United States, as the Administrator determines is appropriate.

(b) REPORT BY THE ADMINISTRATOR.—

(1) REPORT REQUIRED.—Not later than 18 months after the date of enactment of this Act, the Administrator shall submit to the Committee on Banking, Housing, and Urban Affairs of the Senate and the Committee on Financial Services of the House of Representatives a report that contains the results and conclusions of the study conducted under subsection (a).

(2) CONTENTS.—The report submitted under paragraph (1) shall include recommendations for—

(A) the best manner to incorporate voluntary community-based flood insurance policies into the National Flood Insurance Program; and

(B) a strategy to implement voluntary community-based flood insurance policies that would encourage communities to undertake flood mitigation activities, including the construction, reconstruction, or improvement of levees, dams, or other flood control structures.

(c) REPORT BY COMPTROLLER GENERAL.—Not later than 6 months after the date on which the Administrator submits the report required under subsection (b), the Comptroller General of the United States shall—

(1) review the report submitted by the Administrator; and

(2) submit to the Committee on Banking, Housing, and Urban Affairs of the Senate and the Committee on Financial Services of the House of Representatives a report that contains—

(A) an analysis of the report submitted by the Administrator;

(B) any comments or recommendations of the Comptroller General relating to the report submitted by the Administrator; and

(C) any other recommendations of the Comptroller General relating to community-based flood insurance policies.

**SEC. 12303. AMENDMENTS TO NATIONAL FLOOD INSURANCE ACT OF 1968.**

(a) ADEQUATE PROGRESS ON CONSTRUCTION OF FLOOD PROTECTION SYSTEMS.—Section 1307(e) of the National Flood Insurance Act of 1968 (42 U.S.C. 4014(e)) is amended by inserting after the second sentence the following: “Notwithstanding any other provision of law, in determining whether a community has made adequate progress on the construction, reconstruction, or improvement of a flood protection system, the Administrator shall consider all sources of funding for the construction, reconstruction, or improvement, including Federal, State, and local funds.”

(b) COMMUNITIES RESTORING DISACCREDITED FLOOD PROTECTION SYSTEMS.—Section 1307(f) of the National Flood Insurance Act of 1968 (42 U.S.C. 4014(f)) is amended in the first sentence by striking “no longer does so.” and inserting the following: “no longer does so, and shall apply without regard to the level of Federal funding of or participation in the construction, reconstruction, or improvement of the flood protection system.”

**SEC. 12304. AFFORDABILITY STUDY.**

Section 100236 of the Biggert-Waters Flood Insurance Reform Act of 2012 (Public Law 112-141; 126 Stat. 957) is amended—

(1) in subsection (c), by striking “Not” and inserting the following: “Subject to subsection (e), not”;

(2) in subsection (d)—

(A) by striking “Notwithstanding” and inserting the following:

“(1) NATIONAL FLOOD INSURANCE FUND.—Notwithstanding”;

(B) by adding at the end the following:

“(2) OTHER FUNDING SOURCES.—To carry out this section, in addition to the amount made available under paragraph (1), the Administrator may use any other amounts that are available to the Administrator.”; and

(3) by adding at the end the following:

“(e) ALTERNATIVE.—If the Administrator determines that the report required under subsection (c) cannot be submitted by the date specified under subsection (c)—

“(1) the Administrator shall notify, not later than 60 days after the date of enactment of this subsection, the Committee on Banking, Housing, and Urban Affairs of the Senate and the Committee on Financial Services of the House of Representatives of an alternative method of gathering the information required under this section;

“(2) the Administrator shall submit, not later than 180 days after the Administrator submits the notification required under paragraph (1), to the Committee on Banking, Housing, and Urban Affairs of the Senate and the Committee on Financial Services of the House of Representatives the information gathered using the alternative method described in paragraph (1); and

“(3) upon the submission of information required under paragraph (2), the requirement under subsection (c) shall be deemed satisfied.”

**SA 1118.** Mr. BROWN (for himself, Mr. CASEY, Mr. COWAN, Mrs. GILLIBRAND, Mr. HARKIN, Mr. HEINRICH, Mr. REED, Mr. SCHATZ, Mr. TESTER, Mr. UDALL of New Mexico, Mr. WHITEHOUSE, and Mr. WYDEN) submitted an amendment intended to be proposed by him to the bill S. 954, to reauthorize agricultural programs through 2018;

which was ordered to lie on the table; as follows:

Beginning on page 380, strike line 24 and all that follows through page 381, line 13, and insert the following:

(A) in paragraph (1)(B)—

(i) in clause (i)—

(I) by striking subclause (I) and inserting the following:

“(I) to create or implement a coordinated community plan to meet the food security needs of low-income individuals.”;

(II) in subclause (II), by inserting “and effectiveness” after “self-reliance”;

(III) in subclause (III), by inserting “food access,” after “food.”; and

(ii) in clause (ii), by striking subclause (I) and inserting the following:

“(I) infrastructure improvement and development.”; and

On page 381, between lines 20 and 21, insert the following:

(2) in subsection (b)(2)(B), by striking “\$5,000,000” and inserting “\$10,000,000”;

On page 381, line 21, strike “(2)” and insert “(3)”.

On page 381, strike lines 22 through 24 and insert the following:

(A) in the matter preceding paragraph (1), by inserting “or a nonprofit entity working in partnership with a State, local, or tribal government agency or community health organization” after “nonprofit entity”;

On page 382, strike lines 7 through 10 and insert the following:

“(C) efforts to reduce food insecurity in the community, including increasing access to food services or improving coordination of services and programs.”;

Beginning on page 382, strike line 19 and all that follows through page 383, line 12, and insert the following:

(4) in subsection (d), by striking paragraphs (3) and (4) and inserting the following:

“(3) develop innovative linkages between the for-profit, nonprofit, and public sectors;

“(4) encourage long-term planning activities and multisystem interagency approaches with multistakeholder collaborations (such as food policy councils, food planning associations, and hunger-free community coalitions) that build the long-term capacity of communities to address the food, food security, and agricultural problems of the communities;

“(5) develop new resources and strategies to help reduce food insecurity in the community and prevent food insecurity in the future; or

“(6) achieve goal 2 or 3 of the hunger-free communities goals.”;

On page 383, strike lines 13 through 16 and insert the following:

(5) in subsection (f)(2), by striking “3 years” and inserting “5 years”;

(6) by striking subsection (h) and inserting the following:

On page 384, line 2, strike the period at the end and insert “; and”.

On page 384, between lines 2 and 3, insert the following:

(7) in subsection (i)—

(A) in paragraph (1)—

(i) in the matter preceding subparagraph (A), by striking “and recommend to the targeted entities” and inserting “create a nationally accessible web-based clearinghouse of regulations, zoning provisions, and best practices by government and the private and nonprofit sectors that have been shown to improve community food security, and provide to targeted entities training, technical assistance, and”;

(ii) by striking subparagraphs (C) and (D) and inserting the following:

“(C) health disparities;

“(D) food insecurity.”; and

(B) in paragraph (4), by striking “\$200,000” and inserting “\$500,000”.

On page 396, strike lines 8 through 12 and insert the following:

**SEC. 4202. SENIORS FARMERS’ MARKET NUTRITION PROGRAM.**

Section 4402 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 3007) is amended by striking subsection (a) and inserting the following:

“(a) FUNDING.—Of the funds of the Commodity Credit Corporation, the Secretary of Agriculture shall use to carry out and expand the seniors farmers’ market nutrition program—

“(1) \$23,100,000 for fiscal year 2014; and  
“(2) \$25,600,000 for each of fiscal years 2015 through 2018.”

On page 420, strike lines 13 through 16 and insert the following:

“(1) MANDATORY FUNDING.—Of the funds of the Commodity Credit Corporation, the Secretary shall use to carry out this section—

“(A) \$1,000,000 for fiscal year 2014;  
“(B) \$2,000,000 for fiscal year 2015;  
“(C) \$3,000,000 for fiscal year 2016;  
“(D) \$4,000,000 for fiscal year 2017; and  
“(E) \$5,000,000 for fiscal year 2018.

Beginning on page 636, strike line 21 and all that follows through page 639, line 2, and insert the following:

“(A) FAMILY FARM.—The term ‘family’ farm has the meaning given the term in section 761.2 of title 7, Code of Federal Regulations (as in effect on December 30, 2007).

“(B) MID-TIER VALUE CHAIN.—The term ‘mid-tier value chain’ means a local and regional supply network (including a network that operates through food distribution centers that coordinate agricultural production and the aggregation, storage, processing, distribution, and marketing of locally or regionally produced agricultural products) that links independent producers with businesses and cooperatives that market value-added agricultural products in a manner that—

“(i) targets and strengthens the profitability and competitiveness of small- and medium-sized farms that are structured as family farms; and

“(ii) obtains agreement from an eligible agricultural producer group, farmer cooperative, or majority-controlled producer-based business venture that is engaged in the value chain on a marketing strategy.

“(C) VALUE-ADDED AGRICULTURAL PRODUCT.—The term ‘value-added agricultural product’ means any agricultural commodity or product—

“(i) that—

“(I) has undergone a change in physical state;

“(II) was produced in a manner that enhances the value of the agricultural commodity or product, as demonstrated through a business plan that shows the enhanced value, as determined by the Secretary;

“(III) is physically segregated in a manner that results in the enhancement of the value of the agricultural commodity or product;

“(IV) is a source of farm-based renewable energy, including E-85 fuel; or

“(V) is aggregated and marketed as a locally produced agricultural food product or as part of a mid-tier value chain; and

“(ii) for which, as a result of the change in physical state or the manner in which the agricultural commodity or product was produced, marketed, or segregated—

“(I) the customer base for the agricultural commodity or product is expanded; and

“(II) a greater portion of the revenue derived from the marketing, processing, or physical segregation of the agricultural commodity or product is available to the producer of the commodity or product.

On page 639, line 5, insert “on a competitive basis” after grants.

On page 640, strike lines 12 through 21 and insert the following:

“(1) PRIORITY.—In awarding grants under this subsection, the Secretary shall—

“(I) in the case of a grant under subparagraph (A)(i), give priority to—

“(aa) operators of small- and medium-sized farms and ranches that are structured as family farms; or

“(bb) beginning farmers and ranchers or socially disadvantaged farmers or ranchers; and

“(II) in the case of a grant under subparagraph (A)(ii), give priority to projects (including farmer cooperative projects) that best contribute to—

“(aa) increasing opportunities for operators of small- and medium-sized farms and ranches that are structured as family farms; or

“(bb) creating opportunities for beginning farmers and ranchers or socially disadvantaged farmers and ranchers.

On page 642, line 21, strike “June 30 of” and insert “the date on which the Secretary completes the review process for applications submitted under this section for”.

On page 643, line 4, strike “\$12,500,000” and insert “\$20,000,000”.

On page 663, strike lines 8 through 23 and insert the following:

“(i) PRIORITY.—In making or guaranteeing a loan under this paragraph, the Secretary shall give priority to projects that would—

“(I) result in increased access to locally or regionally grown food in underserved communities;

“(II) create new market opportunities for agricultural producers; or

“(III) support strategic economic and community development regional economic development plans on a multijurisdictional basis.

“(iii) GUARANTEE LOAN FEE AND PERCENTAGE.—In making or guaranteeing a loan under clause (i) the Secretary may waive, incorporate into the loan, or reduce the guarantee loan fee that would otherwise be imposed under this paragraph.

On page 1025, line 8, strike “\$20,000,000” and insert “\$30,000,000”.

**SA 1119.** Mr. THUNE (for himself, Mr. DURBIN, Mr. ROBERTS, Mr. BROWN, Mr. JOHANNNS, Mr. JOHNSON of South Dakota, Mr. GRASSLEY, and Mr. DONNELLY) submitted an amendment intended to be proposed by him to the bill S. 954, to reauthorize agricultural programs through 2018; which was ordered to lie on the table; as follows:

At the end of subtitle C of title XII, add the following:

**SEC. 12. SENSE OF CONGRESS REGARDING UNITED STATES FARM POLICIES.**

(a) FINDINGS.—Congress finds that—

(1) farming is a uniquely high-risk undertaking that is vital to the United States economy and well-being, as well as to the ability to feed a growing and hungry world;

(2) commodity prices are inherently linked to the laws of supply and demand;

(3) Congress has never demonstrated that Congress knows better than the market regarding what the proper price for a commodity should be in any given year and, especially, over the course of multiple years in the future;

(4) historically, when Congress has set fixed floor prices for commodities at artificially high levels to address low prices and depressed markets, the policies have created market-distorting cycles under which farmers have planted excessive acres of an over-

supplied commodity in order to capture Government assistance, which significantly increased Federal outlays at taxpayer expense as prices continued to decline;

(5)(A) commodities are traded worldwide, and the United States is the leading producer of many of the basic commodities in the world; and

(B) therefore, the planting decisions American farmers make can impact prices farmers receive around the world;

(6) Federal assistance provided when Congress has set fixed floor prices for commodities at artificially high levels linked to planting decisions creates oversupplied and depressed markets affecting farmers in the United States and overseas and raises concerns regarding—

(A) United States commitments to international trading partners, as agreed to in the World Trade Organization Uruguay Round; and

(B) whether such policies could lead to disputes before the World Trade Organization;

(7) the United States recently lost a dispute before the World Trade Organization, costing United States taxpayers millions of dollars to maintain current farm policy and avoid retaliation;

(8) recent crop prices have reached record highs, but market demands are signaling a trend for lower price levels;

(9) future Federal farm policies that create artificially high crop price floors, especially if the price floors are linked to planting decisions, may result in a new era of taxpayer-funded Federal farm program outlays rather than a market-driven farm economy; and

(10) addressing market-based risks, such as declining or depressed prices, is difficult because providing assistance in a declining or depressed market can make the situation worse and cause significant unintended consequences for the farmer, the Federal taxpayer, the land, and markets in the United States and around the world.

(b) SENSE OF CONGRESS.—It is the Sense of Congress that—

(1) it is critical to reform Federal farm policy to make that policy—

(A) more market-oriented; and

(B) an effective risk management tool for United States farmers;

(2) Congress should develop market-oriented programs that—

(A) assist with price or market risks only when needed;

(B) treat crops equitably; and

(C) limit the potential risk for market distortion that may make disputes before the World Trade Organization more difficult to defend;

(3) Congress should not establish any farm assistance program that includes high fixed target prices or planting requirements, especially in combination, due to the risk that such a program will—

(A) distort markets;

(B) influence planting decisions; or

(C) jeopardize vital natural resources, such as soil and water, particularly in sensitive areas prone to natural disasters or with fragile ecosystems; and

(4) Congress should not require farmers to choose between assistance programs that cover fundamentally different risks as it forces farmers to make choices based on an unforeseeable future.

**SA 1120.** Mr. JOHANNNS submitted an amendment intended to be proposed by him to the bill S. 954, to reauthorize agricultural programs through 2018; which was ordered to lie on the table; as follows:

On page 1111, after line 20, add the following:

**SEC. \_\_\_\_ . REPORT ON FARM RISK MANAGEMENT PROGRAMS.**

(a) IN GENERAL.—Not later than December 1, 2014, and each December 1 thereafter until December 1, 2017, the Secretary, acting through the Chief Economist, shall submit to the Committee on Agriculture of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate a report that analyzes—

(1) the impact of the agriculture risk coverage program under section 1108;

(2) the interaction of that program with—

(A) the adverse market payment program under section 1107;

(B) the marketing loan program under subtitle B of title I;

(C) the supplemental coverage option under section 508(c)(3)(B) of the Federal Crop Insurance Act (7 U.S.C. 1508(c)(3)(B)) (as added by section 11001); and

(D) other Federal crop insurance programs;

(3) any distortion caused by the programs described in paragraphs (1) and (2), and any other farm programs as determined by the Chief Economist, on planting and production decisions; and

(4) any overlap or substitution caused by the programs described in paragraphs (1) and (2)(A) with Federal crop insurance.

(b) SUMMARY.—Not later than June 1, 2018, the Secretary shall submit to the Committee on Agriculture of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate a summary report that analyzes the issues described in subsection (a) over the period of crop years 2014 through 2017.

(c) NEW PRODUCTS.—The Secretary, in consultation with the Administrator of the Risk Management Agency, shall investigate the establishment of new crop insurance products to address the multi-year crop revenue risks of agricultural producers.

**SA 1121.** Mr. SCHATZ (for himself and Mr. COWAN) submitted an amendment intended to be proposed by him to the bill S. 954, to reauthorize agricultural programs through 2018; which was ordered to lie on the table; as follows:

On page 1024, strike lines 15 and 16 and insert the following:

mid-sized farm and ranch operations;

“(3) procure mobile payment solutions in the form of attachments, accessories, software, or technical assistance to vendors, subject to the condition that such a grant shall not be used to procure cellular or mobile devices and shall be used to enable technology to increase the availability of wireless points-of-sale for electronic benefit transfer transactions; and

“(4) include a strategic plan to maximize the

On page 1026, between lines 6 and 7, insert the following:

“(C) ALLOWABLE EXPENSES.—The Secretary shall determine a percentage of the grants awarded under subsection (b)(1)(B) that may be used for transaction and operational costs associated with providing the use of benefits under the supplemental nutrition assistance program established under the Food and Nutrition Act of 2008 (7 U.S.C. 2011 et seq.), with preference given to projects that collaborate with appropriate State agencies on a plan to make their operations sustainable and replicable in the State and outside of the State without outside support over a period of not more than 3 years.

**SA 1122.** Mr. DONNELLY (for himself, Mr. BOOZMAN, and Mr. COATS) submitted an amendment intended to be proposed by him to the bill S. 954, to

reauthorize agricultural programs through 2018; which was ordered to lie on the table; as follows:

On page 1150, after line 15, add the following:

**SEC. 122 . EXCLUSION OF FLUORIDE FROM AGGREGATE EXPOSURE ASSESSMENT.**

Notwithstanding any other provision of law, the Administrator of the Environmental Protection Agency shall exclude naturally occurring fluoride in drinking water and fluoride in dental health products from any determination required under section 408(b)(2) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 346a(b)(2)) regarding the aggregate exposure to the pesticide chemical residue of sulfuryl fluoride.

**SA 1123.** Mr. COBURN submitted an amendment intended to be proposed by him to the bill S. 954, to reauthorize agricultural programs through 2018; which was ordered to lie on the table; as follows:

On page 861, between lines 11 and 12, insert the following:

**SEC. 61 . PROHIBITION ON USE OF FUNDS UNDER THE RURAL UTILITIES SERVICE PROGRAM.**

Notwithstanding any other provision of this Act, including amendments made by this Act, any amounts used to carry out the rural utilities service program, including amounts for grants and loans, shall be used to provide services to communities that do not already have access to broadband services.

**SA 1124.** Mr. HARKIN submitted an amendment intended to be proposed by him to the bill S. 954, to reauthorize agricultural programs through 2018; which was ordered to lie on the table; as follows:

Beginning on page 433, strike line 23 and all that follows through page 434, line 5, and insert the following:

“(3) JOINT FINANCING ARRANGEMENT.—If a direct farm ownership loan is made under this chapter as part of a joint financing arrangement and the amount of the direct farm ownership loan does not exceed 50 percent of the total principal amount financed under the arrangement, the interest rate on the direct farm ownership loan shall be a rate equal to the greater of—

“(A) the difference between—

“(i) 2 percent; and

“(ii) the interest rate for farm ownership loans under this chapter; or

“(B) 2.5 percent.

**SA 1125.** Mr. PRYOR submitted an amendment intended to be proposed by him to the bill S. 954, to reauthorize agricultural programs through 2018; which was ordered to lie on the table; as follows:

On page 573, line 25, strike “\$4,226,000,000” and insert “\$5,726,000,000”.

On page 574, line 9, strike “\$1,000,000,000” and insert “\$2,500,000,000”.

**SA 1126.** Ms. BALDWIN submitted an amendment intended to be proposed by her to the bill S. 954, to reauthorize agricultural programs through 2018; which was ordered to lie on the table; as follows:

At the appropriate place in title XI, insert the following:

**SEC. 11 . LIVESTOCK GROSS MARGIN.**

Section 523(b)(10) of the Federal Crop Insurance Act (7 U.S.C. 1523(b)(10)) is amended—

(1) in subparagraph (C), by striking “fiscal year 2004 and each subsequent fiscal year” and inserting “each of fiscal years 2004 through 2013”; and

(2) by adding at the end the following:

“(D) \$30,000,000 for each of fiscal years 2014 through 2018.

“(E) \$20,000,000 for fiscal year 2019 and each subsequent fiscal year.”.

**SA 1127.** Mr. VITTER (for himself, Mr. COATS, and Mr. INHOFE) submitted an amendment intended to be proposed by him to the bill S. 954, to reauthorize agricultural programs through 2018; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

**SEC. . PROHIBITION AND CAP RELATING TO LIFELINE PROGRAM.**

(a) DEFINITIONS.—In this section—

(1) the term “commercial mobile service” has the meaning given the term in section 332(d)(1) of the Communications Act of 1934 (47 U.S.C. 332(d)(1));

(2) the term “eligible telecommunications carrier” has the meaning given the term in section 214(e) of the Communications Act of 1934 (47 U.S.C. 214(e)); and

(3) the term “Lifeline program” means the Lifeline program of the Federal Communications Commission set forth under sections 54.400 through 54.417 of title 47, Code of Federal Regulations.

(b) PROHIBITION ON UNIVERSAL SERVICE SUPPORT OF COMMERCIAL MOBILE SERVICE THROUGH LIFELINE PROGRAM.—A provider of commercial mobile service may not receive universal service support under sections 214(e) and 254 of the Communications Act of 1934 (47 U.S.C. 214(e) and 254) for the provision of such service through the Lifeline program.

(c) LIMITATION ON AGGREGATE LEVEL OF SUPPORT FOR LIFELINE PROGRAM.—Beginning in fiscal year 2014, and each fiscal year thereafter, eligible telecommunications carriers shall receive, in the aggregate, in universal service support under section 254 of the Communications Act of 1934 (47 U.S.C. 254) for the provision of service through the Lifeline program, an amount that is not more than the amount that eligible telecommunications carriers received in universal service support under such section for the provision of service through the Lifeline program during fiscal year 2008.

**SA 1128.** Mr. HOEVEN submitted an amendment intended to be proposed by him to the bill S. 954, to reauthorize agricultural programs through 2018; which was ordered to lie on the table; as follows:

On page 309, between lines 8 and 9, insert the following:

**SEC. 26 . WETLANDS CERTIFICATION AND DELINEATION.**

(a) IN GENERAL.—Not later than 90 days after the date of enactment of this Act, the Secretary shall revise and promulgate regulations to implement section 1222(a) of the Food Security Act of 1985 (16 U.S.C. 3822(a)).

(b) CONSIDERATION.—In promulgating the regulations described in subsection (a), the Secretary shall consider—

(1) any wetland delineated on a map by the Secretary during the period beginning November 29, 1990, and ending on December 3, 1996;

(2) any revision to the delineation described in paragraph (1) that was made as a

result of a final decision (including any subsequent appeal) and certified accordingly; and

(3) any revision to applicable procedures needed to ensure the use of the calculated average of annual levels of precipitation recorded on a farm during the period beginning on January 1, 1971, and ending on December 31, 2000.

**SA 1129.** Mr. HOEVEN submitted an amendment intended to be proposed by him to the bill S. 954, to reauthorize agricultural programs through 2018; which was ordered to lie on the table; as follows:

On page 308, after line 25, add the following:

(c) **PROHIBITION ON EXCESSIVE PENALTIES.**—Section 1221 of the Food Security Act of 1985 (16 U.S.C. 3821) is amended by adding at the end the following:

“(f) **PROHIBITION ON EXCESSIVE PENALTIES.**—The maximum penalty assessed against a person determined to have committed a violation under subsection (a) or ineligible under subsection (c) shall be an amount equal to the product obtained by multiplying—

“(1) the net quantity of acres of the specific wetland determined to be subject to noncompliance;

“(2) the average land rent for the applicable county for each relevant crop year, as determined by the National Agricultural Statistics Service; and

“(3) the number of crop years of determined noncompliance, not to exceed 3 crop years.”.

**SA 1130.** Mr. MANCHIN (for himself, Mr. BOOZMAN, and Mr. COATS) submitted an amendment intended to be proposed by him to the bill S. 954, to reauthorize agricultural programs through 2018; which was ordered to lie on the table; as follows:

On page 1150, after line 15, add the following:

**SEC. 12. AGRICULTURAL DISCHARGES.**

Section 402(1) of the Federal Water Pollution Control Act (33 U.S.C. 1342(1)) is amended by adding at the end the following:

“(3) **CERTAIN AGRICULTURAL DISCHARGES.**—A permit shall not be required by the Administrator nor shall the Administrator require a State to require a permit under this Act for a routine agricultural discharge caused by runoff from any agricultural area that is not used for the concentrated confinement of animals or the storage or application of animal manure.”.

**SA 1131.** Mr. SANDERS (for himself and Mr. WHITEHOUSE) submitted an amendment intended to be proposed by him to the bill S. 954, to reauthorize agricultural programs through 2018; which was ordered to lie on the table, as follows:

On page 1150, after line 15, add the following:

**SEC. 12. STUDY ON THE ECONOMIC IMPACTS OF EXTREME WEATHER EVENTS AND CLIMATE CHANGE.**

(a) **IN GENERAL.**—As soon as practicable after the date of enactment of this Act, the Secretary shall conduct regional studies of the economic and other risks and vulnerabilities due to extreme weather events and climate change on agriculture in the United States.

(b) **REQUIREMENTS.**—The studies under subsection (a) shall—

(1) build and expand on previous USDA studies, and updating those analyses based on the most current climate change modeling;

(2) characterize the economic and other risks due to changes in extreme weather events and climate change over the short-term and long-term, such periods defined as the Secretary determines to be appropriate.

(3) assess risks and vulnerabilities and the potential economic impacts of climate change and extreme weather on, a range of agricultural sectors important within each region, including for example, dairy, grain, meat and poultry, specialty crops (such as fruits, vegetables, wine, and maple syrup), forestry and forest products, and other agricultural products; and

(4) consider factors such as changes in the cost of feedstock, changes in fertility and productivity, vulnerability to disease, environmental degradation, and other relevant factors; and

(5) consider the potential economic impacts to rural economies resulting from direct impacts to agriculture, tourism, and other economic sectors on which rural, agricultural communities depend heavily;

(6) use a range of sources for purposes of analyzing the economic impacts, including observations from, and the experience of, agriculture producers.

(7) cooperate with Public and Land Grant Institutions within each region in carrying out these studies.

**SA 1132.** Mr. HARKIN submitted an amendment intended to be proposed by him to the bill S. 954, to reauthorize agricultural programs through 2018; which was ordered to lie on the table; as follows:

On page 1111, after line 20, insert the following:

**SEC. 11. NATIONAL DROUGHT COUNCIL AND DROUGHT PREPAREDNESS PLANS.**

(a) **DEFINITIONS.**—In this section:

(1) **COUNCIL.**—The term “Council” means the National Drought Council established by this section.

(2) **CRITICAL SERVICE PROVIDER.**—The term “critical service provider” means an entity that provides—

- (A) power;
- (B) water, including water provided by an irrigation organization or facility;
- (C) sewer services; or
- (D) wastewater treatment.

(3) **DROUGHT.**—The term “drought” means a natural disaster that is caused by a deficiency in precipitation—

(A) that may lead to a deficiency in surface and subsurface water supplies, including rivers, streams, wetlands, ground water, soil moisture, reservoir supplies, lake levels, and snow pack; and

(B) that causes or may cause—

- (i) substantial economic or social impacts; or
- (ii) physical damage or injury to individuals, property, or the environment.

(4) **INDIAN TRIBE.**—The term “Indian tribe” has the meaning given the term in section 4 of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450b).

(5) **INTERSTATE WATERSHED.**—The term “interstate watershed” means a watershed that transcends State or tribal boundaries, or both.

(6) **MEMBER.**—The term “member”, with respect to the National Drought Council, means—

(A) a member of the Council specified or appointed under this section; or

(B) the designee of a member of the Council.

(7) **MITIGATION.**—The term “mitigation” means a short- or long-term action, program, or policy that is implemented in advance of or during a drought to minimize any risks and impacts of drought.

(8) **NEIGHBORING COUNTRY.**—The term “neighboring country” means Canada and Mexico.

(9) **STATE.**—The term “State” means—

- (A) the several States;
- (B) the District of Columbia;
- (C) American Samoa;
- (D) Guam;
- (E) the Commonwealth of the Northern Mariana Islands;
- (F) the Commonwealth of Puerto Rico; and
- (G) the United States Virgin Islands.

(10) **TRIGGER.**—The term “trigger” means the thresholds or criteria that must be satisfied before mitigation or emergency assistance may be provided to an area—

- (A) in which drought is emerging; or
- (B) that is experiencing a drought.

(11) **UNDER SECRETARY.**—The term “Under Secretary” means the Under Secretary of Agriculture for Natural Resources and Environment.

(12) **WATERSHED.**—

(A) **IN GENERAL.**—The term “watershed” means—

(i) a region or area with common hydrology;

(ii) an area drained by a waterway that drains into a lake or reservoir;

(iii) the total area above a given point on a stream that contributes water to the flow at that point; or

(iv) the topographic dividing line from which surface streams flow in 2 different directions.

(B) **EXCLUSIONS.**—The term “watershed” does not include an area or region that is larger than a river basin.

(13) **WATERSHED GROUP.**—The term “watershed group” means a group of individuals, formally recognized by the appropriate State or States, who represent the broad scope of relevant interests within a watershed and who work together in a collaborative manner to jointly plan the management of the natural resources contained within the watershed.

(b) **NATIONAL DROUGHT COUNCIL.**—

(1) **ESTABLISHMENT.**—There is established in the Office of the Secretary of Agriculture a council to be known as the “National Drought Council”.

(2) **MEMBERSHIP.**—

(A) **COMPOSITION.**—The Council shall be composed of—

(i) the Secretary (or the designee of the Secretary);

(ii) the Secretary of Commerce (or the designee of the Secretary of Commerce);

(iii) the Secretary of the Army (or the designee of the Secretary of the Army);

(iv) the Secretary of the Interior (or the designee of the Secretary of the Interior);

(v) the Director of the Federal Emergency Management Agency (or the designee of the Director);

(vi) the Administrator of the Environmental Protection Agency (or the designee of the Administrator);

(vii) 4 members appointed by the Secretary, in coordination with the National Governors Association, each of whom shall be the Governor of a State (or the designee of the Governor) and who collectively shall represent the geographic diversity of the United States;

(viii) 1 member appointed by the Secretary, in coordination with the National Association of Counties;

(ix) 1 member appointed by the Secretary, in coordination with the United States Conference of Mayors;

(x) 1 member appointed by the Secretary of the Interior, in coordination with Indian tribes, to represent the interests of tribal governments; and

(xi) 1 member appointed by the Secretary, in coordination with the National Association of Conservation Districts, to represent local soil and water conservation districts.

(B) DATE OF APPOINTMENT.—The appointment of each member of the Council shall be made not later than 120 days after the date of enactment of this Act.

(3) TERM; VACANCIES.—

(A) TERM.—A non-Federal member of the Council appointed under paragraph (2) shall be appointed for a term of 2 years.

(B) VACANCIES.—A vacancy on the Council—

(i) shall not affect the powers of the Council; and

(ii) shall be filled in the same manner as the original appointment was made.

(C) TERMS OF MEMBERS FILLING VACANCIES.—Any member appointed to fill a vacancy occurring before the expiration of the term of a member shall be appointed only for the remainder of that term.

(4) MEETINGS.—

(A) IN GENERAL.—The Council shall meet at the call of the co-chairs.

(B) FREQUENCY.—The Council shall meet at least semiannually.

(5) QUORUM.—A majority of the members of the Council shall constitute a quorum, but a lesser number may hold hearings or conduct other business.

(6) COUNCIL LEADERSHIP.—

(A) IN GENERAL.—There shall be a Federal co-chair and non-Federal co-chair of the Council.

(B) APPOINTMENT.—

(i) FEDERAL CO-CHAIR.—The Secretary shall be Federal co-chair.

(ii) NON-FEDERAL CO-CHAIR.—The non-Federal members of the Council shall select, on a biannual basis, a non-Federal co-chair of the Council from among the members appointed under paragraph (2).

(7) DIRECTOR OF THE OFFICE.—

(A) IN GENERAL.—The Director of the Office shall serve as Secretary of the Council.

(B) DUTIES.—The Director of the Office shall serve the interests of all members of the Council.

(C) DUTIES OF THE COUNCIL.—

(1) IN GENERAL.—The Council shall—

(A) not later than 1 year after the date of the first meeting of the Council, develop a comprehensive National Drought Policy Action Plan that—

(i) delineates and integrates responsibilities for activities relating to drought (including drought preparedness, mitigation, research, risk management, training, and emergency relief) among Federal agencies; and

(ii) ensures that those activities are coordinated with the activities of the States, local governments, Indian tribes, and neighboring countries;

(i) is consistent with—

(I) this Act and other applicable Federal laws; and

(II) the laws and policies of the States for water management;

(iii) is integrated with drought management programs of the States, Indian tribes, local governments, watershed groups, and private entities; and

(iv) avoids duplicating Federal, State, tribal, local, watershed, and private drought preparedness and monitoring programs in existence on the date of enactment of this Act;

(B) evaluate Federal drought-related programs in existence on the date of enactment of this Act and make recommendations to Congress and the President on means of eliminating—

(i) discrepancies between the goals of the programs and actual service delivery;

(ii) duplication among programs; and

(iii) any other circumstances that interfere with the effective operation of the programs;

(C) make recommendations to the President, Congress, and appropriate Federal agencies on—

(i) the establishment of common inter-agency triggers for authorizing Federal drought mitigation programs; and

(ii) improving the consistency and fairness of assistance among Federal drought relief programs;

(D) encourage and facilitate the development of drought preparedness plans under this Act, including establishing the guidelines under this section;

(E) based on a review of drought preparedness plans, develop and make available to the public drought planning models to reduce water resource conflicts relating to water conservation and droughts;

(F) develop and coordinate public awareness activities to provide the public with access to understandable and informative materials on drought, including—

(i) explanations of the causes of drought, the impacts of drought, and the damages from drought;

(ii) descriptions of the value and benefits of land stewardship to reduce the impacts of drought and to protect the environment;

(iii) clear instructions for appropriate responses to drought, including water conservation, water reuse, and detection and elimination of water leaks;

(iv) information on State and local laws applicable to drought; and

(v) opportunities for assistance to resource-dependent businesses and industries in times of drought; and

(G) establish operating procedures for the Council.

(2) CONSULTATION.—In carrying out this subsection, the Council shall consult with groups affected by drought emergencies.

(3) REPORTS TO CONGRESS.—

(A) ANNUAL REPORT.—

(i) IN GENERAL.—Not later than 1 year after the date of the first meeting of the Council, and annually thereafter, the Council shall submit to Congress a report on the activities carried out under this section.

(ii) INCLUSIONS.—

(I) IN GENERAL.—The annual report shall include a summary of drought preparedness plans.

(II) INITIAL REPORT.—The initial report submitted under clause (i) shall include any recommendations of the Council.

(B) FINAL REPORT.—Not later than 7 years after the date of enactment of this Act, the Council shall submit to Congress a report that recommends—

(i) amendments to this section; and

(ii) whether the Council should continue.

(d) POWERS OF THE COUNCIL.—

(1) HEARINGS.—The Council may—

(A) hold hearings;

(B) meet and act at any time and place; and

(C) take any testimony and receive any evidence that the Council considers advisable to carry out this section.

(2) INFORMATION FROM FEDERAL AGENCIES.—

(A) IN GENERAL.—The Council may obtain directly from any Federal agency any information that the Council considers necessary to carry out this section.

(B) PROVISION OF INFORMATION.—

(i) IN GENERAL.—Except as provided in clause (ii), on request of the Secretary or the non-Federal co-chair of the Council, the head of a Federal agency may provide information to the Council.

(ii) LIMITATION.—The head of a Federal agency shall not provide any information to

the Council that the Federal agency head determines the disclosure of which may cause harm to national security interests.

(3) POSTAL SERVICES.—The Council may use the United States mail in the same manner and under the same conditions as other agencies of the Federal Government.

(4) GIFTS.—The Council may accept, use, and dispose of gifts or donations of services or property.

(e) COUNCIL PERSONNEL MATTERS.—

(1) COMPENSATION OF MEMBERS.—

(A) NON-FEDERAL EMPLOYEES.—A member of the Council who is not an officer or employee of the Federal Government shall serve without compensation.

(B) FEDERAL EMPLOYEES.—A member of the Council who is an officer or employee of the United States shall serve without compensation in addition to the compensation received for services of the member as an officer or employee of the Federal Government.

(2) TRAVEL EXPENSES.—A member of the Council shall be allowed travel expenses at rates authorized for an employee of an agency under subchapter I of chapter 57 of title 5, United States Code, while away from the home or regular place of business of the member in the performance of the duties of the Council.

(f) TERMINATION OF COUNCIL.—The Council shall terminate on September 30 of the eighth fiscal year following the date of enactment of this Act.

(g) EFFECT OF SECTION.—This section does not affect—

(1) the authority of a State to allocate quantities of water under the jurisdiction of the State; or

(2) any State water rights established as of the date of enactment of this Act.

(h) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out the activities of the Council \$2,000,000 for each of fiscal years 2014 through 2021.

**SA 1133.** Ms. MURKOWSKI submitted an amendment intended to be proposed by her to the bill S. 954, to reauthorize agricultural programs through 2018; which was ordered to lie on the table; as follows:

On page 986, strike lines 21 through 23 and insert the following:

forest materials.”;

(3) in paragraph (13) (as redesignated by paragraph (1))—

(A) in subparagraph (A)—

(i) in the matter preceding clause (i), by inserting “to be used for the generation of renewable heat or electricity” after “materials”; and

(ii) in clause (i)—

(I) in subclause (II), by striking “or” at the end;

(II) in subclause (III), by inserting “or” at the end; and

(III) by inserting after subclause (III) the following:

“(IV) to generate usable heat or electricity.”;

(iii) in clause (iii), by striking “in accordance with—” and all that follows through the end of subitem (bb) and inserting “in accordance with applicable law and land management plans; or”;

(B) in subparagraph (B)(ii)—

(i) in subclause (III), by striking “and” at the end;

(ii) in subclause (IV), by striking the period at the end and inserting “; and”;

(iii) by adding at the end the following:

“(V) byproducts of the manufacture of pulp and paper.”;

(4) by inserting after paragraph (13) (as redesignated by paragraph (1)) the following:



**SA 1134.** Mr. CHAMBLISS submitted an amendment intended to be proposed by him to the bill S. 954, to reauthorize agricultural programs through 2018; which was ordered to lie on the table; as follows:

On page 174, between lines 6 and 7, insert the following:

**SEC. 16. PROHIBITION.**

Notwithstanding any other provision of law, a producer on a farm that sells corn to an ethanol production facility shall not be eligible to receive any payment or benefit described in section 1001D(b)(1)(B) of the Food Security Act of 1985 (7 U.S.C. 1308-3a(b)(1)(B)) for that corn.

**SA 1135.** Mr. CHAMBLISS submitted an amendment intended to be proposed by him to the bill S. 954, to reauthorize agricultural programs through 2018; which was ordered to lie on the table; as follows:

At the end of subtitle C of title XII, add the following:

**SEC. 122. REPEAL OF RENEWABLE FUEL STANDARD.**

Section 211 of the Clean Air Act (42 U.S.C. 7545) is amended by striking subsection (o).

**SA 1136.** Mr. CHAMBLISS submitted an amendment intended to be proposed by him to the bill S. 954, to reauthorize agricultural programs through 2018; which was ordered to lie on the table; as follows:

On page 168, strike line 8 and insert the following:

Reform Act of 1996 (7 U.S.C. 7333).

“(v) A benefit from the renewable fuel program established under section 211(o) of the Clean Air Act (42 U.S.C. 7545(o)) or any similar biofuel program, as determined by the Secretary.”.

**SA 1137.** Mr. CHAMBLISS submitted an amendment intended to be proposed by him to the bill S. 954, to reauthorize agricultural programs through 2018; which was ordered to lie on the table; as follows:

At the end of subtitle C of title XII, add the following:

**SEC. 122. REFORM OF RENEWABLE FUEL STANDARD.**

(a) REVISED DEFINITION OF RENEWABLE FUEL.—Section 211(o)(1) of the Clean Air Act (42 U.S.C. 7545(o)(1)) is amended by striking subparagraph (J) and inserting the following:

“(J) RENEWABLE FUEL.—The term ‘renewable fuel’ means fuel that—

“(i) is produced from renewable biomass;

“(ii) is used to replace or reduce the quantity of fossil fuel present in a transportation fuel; and

“(iii) beginning on January 1, 2016, is advanced biofuel.”.

(b) APPLICABLE VOLUMES.—Section 211(o)(2)(B)(i) of the Clean Air Act (42 U.S.C. 7545(o)(2)(B)(i)) is amended—

(1) in the table in subclause (I)—

(A) by striking “16.55” and inserting “11.95”;

(B) by striking “18.15” and inserting “8.55”;

(C) by striking “20.5” and inserting “5.5”;

(D) by striking “22.25” and inserting “7.25”;

(E) by striking “24.0” and inserting “9.0”;

(F) by striking “26.0” and inserting “11.0”;

(G) by striking “28.0” and inserting “13.0”;

(H) by striking “30.0” and inserting “15.0”;

(I) by striking “33.0” and inserting “18.0”;

and

(J) by striking “36.0” and inserting “21.0”;

(2) in subclause (II)—

(A) in the matter preceding the table, by striking “2022” and inserting “2015”; and

(B) in the table, by striking the items relating to calendar years 2016 through 2022;

(3) in subclause (III), in the matter preceding the table, by striking “of the volume of advanced biofuel required under subclause (II)” and inserting “of the volume of advanced biofuel required for calendar years 2010 through 2015 under subclause (II), as in effect on the day before the date of enactment of the Agriculture Reform, Food, and Jobs Act of 2013, and of the volume of renewable fuel required for calendar years 2016 through 2022 under the subclause (I)”;

(4) in subclause (IV), by inserting “, as in effect on the day before the date of enactment of the Agriculture Reform, Food, and Jobs Act of 2013” after “of the volume of advanced biofuel required under subclause (II)”.

(c) CONFORMING AMENDMENTS.—

(1) OTHER CALENDAR YEARS.—Section 211(o)(2)(B) of the Clean Air Act (42 U.S.C. 7545(o)(2)(B)) is amended—

(A) in clause (ii)(III), by striking “advanced biofuels in each category (cellulosic biofuel and biomass-based diesel)” and inserting “cellulosic biofuel and biomass-based diesel”;

(B) by striking clause (iii); and

(C) by redesignating clauses (iv) and (v) as clauses (iii) and (iv), respectively.

(2) MODIFICATION OF GREENHOUSE GAS REDUCTION PERCENTAGES.—Section 211(o)(4) of the Clean Air Act (42 U.S.C. 7545(o)(4)) is amended—

(A) in subparagraph (E), in the second sentence, by striking “20, 50, or 60 percent reduction levels” and inserting “applicable percent reduction level”;

(B) in subparagraph (F), by inserting “(if applicable)” after “(2)(A)(i)”.

(3) WAIVERS.—Section 211(o)(7) of the Clean Air Act (42 U.S.C. 7545(o)(7)) is amended—

(A) in subparagraph (D)(i), in the second sentence, by inserting “, if that year is before 2016,” before “advanced biofuels”; and

(B) in subparagraph (E)(ii), in the second sentence, by inserting “, if that year is before 2016,” before “advanced biofuels”.

(d) APPLICABILITY AND REGULATIONS.—

(1) IN GENERAL.—Except as provided in paragraph (2), the amendments made by this section to section 211(o) of the Clean Air Act (42 U.S.C. 7545(o)) shall apply only with respect to calendar year 2014 and each calendar year thereafter.

(2) REGULATIONS.—The Administrator of the Environmental Protection Agency shall—

(A) not later than 180 days after the date of enactment of this Act, promulgate regulations to carry out the amendments described in paragraph (1), including by amending existing regulations; and

(B) take any steps necessary to ensure those amendments are carried out for calendar year 2014 and each calendar year thereafter.

**SA 1138.** Mr. CHAMBLISS submitted an amendment intended to be proposed by him to the bill S. 954, to reauthorize agricultural programs through 2018; which was ordered to lie on the table; as follows:

At the end of subtitle C of title XII, add the following:

**SEC. 122. REFORM OF RENEWABLE FUEL STANDARD.**

(a) REVISED DEFINITION OF RENEWABLE FUEL.—Section 211(o)(1) of the Clean Air Act (42 U.S.C. 7545(o)(1)) is amended by striking subparagraph (J) and inserting the following:

“(J) RENEWABLE FUEL.—The term ‘renewable fuel’ means fuel that—

“(i) is produced from renewable biomass;

“(ii) is used to replace or reduce the quantity of fossil fuel present in a transportation fuel; and

“(iii) beginning on January 1, 2016, is advanced biofuel.”.

(b) APPLICABLE VOLUMES.—Section 211(o)(2)(B)(i) of the Clean Air Act (42 U.S.C. 7545(o)(2)(B)(i)) is amended—

(1) in the table in subclause (I)—

(A) by striking “16.55” and inserting “11.95”;

(B) by striking “18.15” and inserting “8.55”;

(C) by striking “20.5” and inserting “5.5”;

(D) by striking “22.25” and inserting “7.25”;

(E) by striking “24.0” and inserting “9.0”;

(F) by striking “26.0” and inserting “11.0”;

(G) by striking “28.0” and inserting “13.0”;

(H) by striking “30.0” and inserting “15.0”;

(I) by striking “33.0” and inserting “18.0”;

(J) by striking “36.0” and inserting “21.0”;

(2) in subclause (II)—

(A) in the matter preceding the table, by striking “2022” and inserting “2015”; and

(B) in the table, by striking the item relating to calendar years 2016 through 2022;

(3) in subclause (III), in the matter preceding the table, by striking “of the volume of advanced biofuel required under subclause (II)” and inserting “of the volume of advanced biofuel required for calendar years 2010 through 2015 under subclause (II), as in effect on the day before the date of enactment of the Agriculture Reform, Food, and Jobs Act of 2013, and of the volume of renewable fuel required for calendar year 2022 under subclause (I)”;

(4) in subclause (IV), by inserting “, as in effect on the day before the date of enactment of the Agriculture Reform, Food, and Jobs Act of 2013” after “of the volume of advanced biofuel required under subclause (II)”.

(c) CONFORMING AMENDMENTS.—

(1) OTHER CALENDAR YEARS.—Section 211(o)(2)(B) of the Clean Air Act (42 U.S.C. 7545(o)(2)(B)) is amended—

(A) in clause (ii)(III), by striking “advanced biofuels in each category (cellulosic biofuel and biomass-based diesel)” and inserting “cellulosic biofuel and biomass-based diesel”;

(B) by striking clause (iii); and

(C) by redesignating clauses (iv) and (v) as clauses (iii) and (iv), respectively.

(2) MODIFICATION OF GREENHOUSE GAS REDUCTION PERCENTAGES.—Section 211(o)(4) of the Clean Air Act (42 U.S.C. 7545(o)(4)) is amended—

(A) in subparagraph (E), in the second sentence, by striking “20, 50, or 60 percent reduction levels” and inserting “applicable percent reduction level”;

(B) in subparagraph (F), by inserting “(if applicable)” after “(2)(A)(i)”.

(3) WAIVERS.—Section 211(o)(7) of the Clean Air Act (42 U.S.C. 7545(o)(7)) is amended—

(A) in subparagraph (D)(i), in the second sentence, by inserting “, if that year is before 2022,” before “advanced biofuels”; and

(B) in subparagraph (E)(ii), in the second sentence, by inserting “, if that year is before 2022,” before “advanced biofuels”.

(d) APPLICABILITY AND REGULATIONS.—

(1) IN GENERAL.—Except as provided in paragraph (2), the amendments made by this section to section 211(o) of the Clean Air Act (42 U.S.C. 7545(o)) shall apply only with respect to calendar year 2014 and each calendar year thereafter.

(2) REGULATIONS.—The Administrator of the Environmental Protection Agency shall—

“(J) RENEWABLE FUEL.—The term ‘renewable fuel’ means fuel that—

“(i) is produced from renewable biomass;

“(ii) is used to replace or reduce the quantity of fossil fuel present in a transportation fuel; and

“(iii) beginning on January 1, 2022, is advanced biofuel.”.

(b) APPLICABLE VOLUMES.—Section 211(o)(2)(B)(i) of the Clean Air Act (42 U.S.C. 7545(o)(2)(B)(i)) is amended—

(1) in the table in subclause (I)—

(A) by striking “16.55” and inserting “15.17”;

(B) by striking “18.15” and inserting “15.27”;

(C) by striking “20.5” and inserting “16.0”;

(D) by striking “22.25” and inserting “16.25”;

(E) by striking “24.0” and inserting “16.5”;

(F) by striking “26.0” and inserting “17.0”;

(G) by striking “28.0” and inserting “17.5”;

(H) by striking “30.0” and inserting “18.0”;

(I) by striking “33.0” and inserting “19.5”;

and

(J) by striking “36.0” and inserting “21.0”;

(2) in subclause (II)—

(A) in the matter preceding the table, by striking “2022” and inserting “2021”; and

(B) in the table, by striking the item relating to calendar year 2022;

(3) in subclause (III), in the matter preceding the table, by striking “of the volume of advanced biofuel required under subclause (II)” and inserting “of the volume of advanced biofuel required for calendar years 2010 through 2021 under subclause (II), as in effect on the day before the date of enactment of the Agriculture Reform, Food, and Jobs Act of 2013, and of the volume of renewable fuel required for calendar year 2022 under subclause (I)”;

(4) in subclause (IV), by inserting “, as in effect on the day before the date of enactment of the Agriculture Reform, Food, and Jobs Act of 2013” after “of the volume of advanced biofuel required under subclause (II)”.

(c) CONFORMING AMENDMENTS.—

(1) OTHER CALENDAR YEARS.—Section 211(o)(2)(B) of the Clean Air Act (42 U.S.C. 7545(o)(2)(B)) is amended—

(A) in clause (ii)(III), by striking “advanced biofuels in each category (cellulosic biofuel and biomass-based diesel)” and inserting “cellulosic biofuel and biomass-based diesel”;

(B) by striking clause (iii); and

(C) by redesignating clauses (iv) and (v) as clauses (iii) and (iv), respectively.

(2) MODIFICATION OF GREENHOUSE GAS REDUCTION PERCENTAGES.—Section 211(o)(4) of the Clean Air Act (42 U.S.C. 7545(o)(4)) is amended—

(A) in subparagraph (E), in the second sentence, by striking “20, 50, or 60 percent reduction levels” and inserting “applicable percent reduction level”;

(B) in subparagraph (F), by inserting “(if applicable)” after “(2)(A)(i)”.

(3) WAIVERS.—Section 211(o)(7) of the Clean Air Act (42 U.S.C. 7545(o)(7)) is amended—

(A) in subparagraph (D)(i), in the second sentence, by inserting “, if that year is before 2022,” before “advanced biofuels”; and

(B) in subparagraph (E)(ii), in the second sentence, by inserting “, if that year is before 2022,” before “advanced biofuels”.

(d) APPLICABILITY AND REGULATIONS.—

(1) IN GENERAL.—Except as provided in paragraph (2), the amendments made by this section to section 211(o) of the Clean Air Act (42 U.S.C. 7545(o)) shall apply only with respect to calendar year 2014 and each calendar year thereafter.

(2) REGULATIONS.—The Administrator of the Environmental Protection Agency shall—

(A) not later than 180 days after the date of enactment of this Act, promulgate regulations to carry out the amendments described in paragraph (1), including by amending existing regulations; and

(B) take any steps necessary to ensure those amendments are carried out for calendar year 2014 and each calendar year thereafter.

(3) WAIVERS.—Section 211(o)(7) of the Clean Air Act (42 U.S.C. 7545(o)(7)) is amended—

(A) in subparagraph (D)(i), in the second sentence, by inserting “, if that year is before 2022,” before “advanced biofuels”; and

(B) in subparagraph (E)(ii), in the second sentence, by inserting “, if that year is before 2022,” before “advanced biofuels”.

(d) APPLICABILITY AND REGULATIONS.—

(1) IN GENERAL.—Except as provided in paragraph (2), the amendments made by this section to section 211(o) of the Clean Air Act (42 U.S.C. 7545(o)) shall apply only with respect to calendar year 2014 and each calendar year thereafter.

(2) REGULATIONS.—The Administrator of the Environmental Protection Agency shall—

(A) not later than 180 days after the date of enactment of this Act, promulgate regulations to carry out the amendments described in paragraph (1), including by amending existing regulations; and

(B) take any steps necessary to ensure those amendments are carried out for calendar year 2014 and each calendar year thereafter.

(3) WAIVERS.—Section 211(o)(7) of the Clean Air Act (42 U.S.C. 7545(o)(7)) is amended—

(A) in subparagraph (D)(i), in the second sentence, by inserting “, if that year is before 2022,” before “advanced biofuels”; and

(B) in subparagraph (E)(ii), in the second sentence, by inserting “, if that year is before 2022,” before “advanced biofuels”.

(d) APPLICABILITY AND REGULATIONS.—

(1) IN GENERAL.—Except as provided in paragraph (2), the amendments made by this section to section 211(o) of the Clean Air Act (42 U.S.C. 7545(o)) shall apply only with respect to calendar year 2014 and each calendar year thereafter.

(2) REGULATIONS.—The Administrator of the Environmental Protection Agency shall—

(A) not later than 180 days after the date of enactment of this Act, promulgate regulations to carry out the amendments described in paragraph (1), including by amending existing regulations; and

(B) take any steps necessary to ensure those amendments are carried out for calendar year 2014 and each calendar year thereafter.

(A) not later than 180 days after the date of enactment of this Act, promulgate regulations to carry out the amendments described in paragraph (1), including by amending existing regulations; and

(B) take any steps necessary to ensure those amendments are carried out for calendar year 2014 and each calendar year thereafter.

**SA 1139.** Mr. CHAMBLISS submitted an amendment intended to be proposed by him to the bill S. 954, to reauthorize agricultural programs through 2018; which was ordered to lie on the table; as follows:

At the end of subtitle C of title XII, add the following:

**SEC. 122. REFORM OF RENEWABLE FUEL STANDARD.**

(a) REVISED DEFINITION OF RENEWABLE FUEL.—Section 211(o)(1) of the Clean Air Act (42 U.S.C. 7545(o)(1)) is amended by striking subparagraph (J) and inserting the following: “(J) RENEWABLE FUEL.—The term ‘renewable fuel’ means fuel that—

“(i) is produced from renewable biomass; “(ii) is used to replace or reduce the quantity of fossil fuel present in a transportation fuel; and

“(iii) beginning on January 1, 2014, is advanced biofuel.”.

(b) APPLICABLE VOLUMES.—Section 211(o)(2)(B)(i) of the Clean Air Act (42 U.S.C. 7545(o)(2)(B)(i)) is amended—

(1) in the table in subclause (I)—  
(A) by striking “18.15” and inserting “3.75”;

(B) by striking “20.5” and inserting “5.5”;  
(C) by striking “22.25” and inserting “7.25”;  
(D) by striking “24.0” and inserting “9.0”;  
(E) by striking “26.0” and inserting “11.0”;  
(F) by striking “28.0” and inserting “13.0”;  
(G) by striking “30.0” and inserting “15.0”;  
(H) by striking “33.0” and inserting “18.0”;

and  
(I) by striking “36.0” and inserting “21.0”;  
(2) in subclause (II)—

(A) in the matter preceding the table, by striking “2022” and inserting “2013”; and

(B) in the table, by striking the items relating to calendar years 2014 through 2022;

(3) in subclause (III), in the matter preceding the table, by striking “of the volume of advanced biofuel required under subclause (II)” and inserting “of the volume of advanced biofuel required for calendar years 2010 through 2013 under subclause (II), as in effect on the day before the date of enactment of the Agriculture Reform, Food, and Jobs Act of 2013 , and of the volume of renewable fuel required for calendar years 2014 through 2022 under the subclause (I)”;

(4) in subclause (IV), by inserting “, as in effect on the day before the date of enactment of the Agriculture Reform, Food, and Jobs Act of 2013” after “of the volume of advanced biofuel required under subclause (II)”.

(c) CONFORMING AMENDMENTS.—

(1) OTHER CALENDAR YEARS.—Section 211(o)(2)(B) of the Clean Air Act (42 U.S.C. 7545(o)(2)(B)) is amended—

(A) in clause (ii)(III), by striking “advanced biofuels in each category (cellulosic biofuel and biomass-based diesel)” and inserting “cellulosic biofuel and biomass-based diesel”;

(B) by striking clause (iii); and

(C) by redesignating clauses (iv) and (v) as clauses (iii) and (iv), respectively.

(2) MODIFICATION OF GREENHOUSE GAS REDUCTION PERCENTAGES.—Section 211(o)(4) of the Clean Air Act (42 U.S.C. 7545(o)(4)) is amended—

(A) in subparagraph (E), in the second sentence, by striking “20, 50, or 60 percent re-

duction levels” and inserting “applicable percent reduction level”;

(B) in subparagraph (F), by inserting “(if applicable)” after “(2)(A)(i)”.

(3) WAIVERS.—Section 211(o)(7) of the Clean Air Act (42 U.S.C. 7545(o)(7)) is amended—

(A) in subparagraph (D)(i), in the second sentence, by inserting “, if that year is before 2014,” before “advanced biofuels”; and

(B) in subparagraph (E)(ii), in the second sentence, by inserting “, if that year is before 2014,” before “advanced biofuels”.

(d) APPLICABILITY AND REGULATIONS.—

(1) IN GENERAL.—Except as provided in paragraph (2), the amendments made by this section to section 211(o) of the Clean Air Act (42 U.S.C. 7545(o)) shall apply only with respect to calendar year 2014 and each calendar year thereafter.

(2) REGULATIONS.—The Administrator of the Environmental Protection Agency shall—

(A) not later than 1 year after the date of enactment of this Act, promulgate regulations to carry out the amendments described in paragraph (1); and

(B) take any steps necessary to ensure those amendments are carried out for calendar year 2014 and each calendar year thereafter.

**SA 1140.** Mr. CHAMBLISS submitted an amendment intended to be proposed by him to the bill S. 954, to reauthorize agricultural programs through 2018; which was ordered to lie on the table; as follows:

At the end of title XII, add the following:

**Subtitle D—Renewable Fuel Standard Reform**

**SEC. 12301. DEFINITION OF RENEWABLE FUEL.**

(a) DEFINITION OF RENEWABLE FUEL.—

(1) IN GENERAL.—Section 211(o)(1) of the Clean Air Act (42 U.S.C. 7545(o)(1)) is amended by striking subparagraph (J) and inserting the following:

“(J) RENEWABLE FUEL.—The term ‘renewable fuel’ means fuel that—

“(i) is produced from renewable biomass; “(ii) is used to replace or reduce the quantity of fossil fuel present in a transportation fuel; and

“(iii) beginning on January 1, 2014, is advanced biofuel.”.

(2) CONFORMING AMENDMENT.—Section 211(o)(1)(B)(i) of the Clean Air Act (42 U.S.C. 7545(o)(1)(B)(i)) is amended by striking “renewable fuel” and inserting “fuel described in clauses (i) and (ii) of subparagraph (J)”.

(b) APPLICABLE VOLUMES.—Section 211(o)(2)(B)(i) of the Clean Air Act (42 U.S.C. 7545(o)(2)(B)(i)) is amended—

(1) in the table in subclause (I)—  
(A) by striking “18.15” and inserting “3.75”;

(B) by striking “20.5” and inserting “5.5”;  
(C) by striking “22.25” and inserting “7.25”;  
(D) by striking “24.0” and inserting “9.0”;  
(E) by striking “26.0” and inserting “11.0”;  
(F) by striking “28.0” and inserting “13.0”;  
(G) by striking “30.0” and inserting “15.0”;  
(H) by striking “33.0” and inserting “18.0”;

and  
(I) by striking “36.0” and inserting “21.0”;  
(2) in subclause (II)—

(A) in the matter preceding the table, by striking “2022” and inserting “2013”; and

(B) in the table, by striking the items relating to calendar years 2014 through 2022;

(3) in subclause (III), in the matter preceding the table, by striking “of the volume of advanced biofuel required under subclause (II)” and inserting “of the volume of advanced biofuel required for calendar years 2010 through 2013 under subclause (II), as in effect on the day before the date of enact-

ment of the Agriculture Reform, Food, and Jobs Act of 2013, and of the volume of renewable fuel required for calendar years 2014 through 2022 under the subclause (I)”;

(4) in subclause (IV), by inserting “, as in effect on the day before the date of enactment of the Agriculture Reform, Food, and Jobs Act of 2013” after “of the volume of advanced biofuel required under subclause (II)”.

(c) CONFORMING AMENDMENTS.—

(1) OTHER CALENDAR YEARS.—Section 211(o)(2)(B) of the Clean Air Act (42 U.S.C. 7545(o)(2)(B)) is amended—

(A) in clause (ii)(III), by striking “advanced biofuels in each category (cellulosic biofuel and biomass-based diesel)” and inserting “cellulosic biofuel and biomass-based diesel”;

(B) by striking clause (iii); and

(C) by redesignating clauses (iv) and (v) as clauses (iii) and (iv), respectively.

(2) APPLICABLE PERCENT REDUCTION LEVEL.—Section 211(o)(4) of the Clean Air Act (42 U.S.C. 7545(o)(4)) is amended—

(A) in subparagraph (E), in the second sentence, by striking “20, 50, or 60 percent reduction levels” and inserting “applicable percent reduction level”;

(B) in subparagraph (F), by inserting “(if applicable)” after “(2)(A)(i)”.

(3) WAIVERS.—Section 211(o)(7) of the Clean Air Act (42 U.S.C. 7545(o)(7)) is amended—

(A) in subparagraph (D)(i), in the second sentence, by inserting “, if that year is before 2014,” before “advanced biofuels”; and

(B) in subparagraph (E)(ii), in the second sentence, by inserting “, if that year is before 2014,” before “advanced biofuels”.

**SEC. 12302. CELLULOSIC BIOFUEL REQUIREMENT BASED ON ACTUAL PRODUCTION.**

(a) PROVISION OF ESTIMATE OF VOLUMES OF CELLULOSIC BIOFUEL.—Section 211(o)(3) of the Clean Air Act (42 U.S.C. 7545(o)(3)) is amended—

(1) in subparagraph (A), by striking “Not later than” and inserting the following:

“(i) IN GENERAL.—Not later than”;

(2) by adding at the end the following:

“(ii) REQUIREMENTS.—

“(I) IN GENERAL.—In determining any estimate under clause (i), with respect to the following calendar year, of the projected volume of cellulosic biofuel production (as described in paragraph (7)(D)(i)), the Administrator of the Energy Information Administration shall—

“(aa) for each cellulosic biofuel production facility that is producing (and continues to produce) cellulosic biofuel during the period of January 1 through October 31 of the calendar year in which the estimate is made (in this clause referred to as the ‘current calendar year’)—

“(AA) determine the average monthly volume of cellulosic biofuel produced by the facility, based on the actual volume produced by such facility during the period; and

“(BB) based on that average monthly volume of production, determine the estimated annualized volume of cellulosic biofuel production for the facility for the current calendar year; and

“(bb) for each cellulosic biofuel production facility that begins initial production of (and continues to produce) cellulosic biofuel after January 1 of the current calendar year—

“(AA) determine the average monthly volume of cellulosic biofuel produced by the facility, based on the actual volume produced by the facility during the period beginning on the date of initial production of cellulosic biofuel by the facility and ending on October 31 of the current calendar year; and

“(BB) based on that average monthly volume of production, determine the estimated



annualized volume of cellulosic biofuel production for the facility for the current calendar year.

“(II) CALCULATION.—An estimate under clause (i) with respect to the following calendar year of the projected volume of cellulosic biofuel production (as described in paragraph (7)(D)(i)), shall be equal to the total of the estimated annual volumes of cellulosic biofuel production for all cellulosic biofuel production facilities described in subclause (I) for the current calendar year.”.

(b) REDUCTION IN APPLICABLE VOLUME.—Section 211(o)(7)(D)(i) of the Clean Air Act (42 U.S.C. 7545(o)(7)(D)(i)) (as amended by section 12301(c)(3)(A)) is amended—

(1) in the first sentence, by striking “based on the” and inserting “using the exact”; and

(2) in the second sentence—

(A) by striking “may also reduce” and inserting “shall also reduce”; and

(B) by striking “by the same or a lesser volume” and inserting “by the same volume”.

**SEC. 12303. REDUCTION IN APPLICABLE VOLUME OF RENEWABLE FUEL CORRESPONDING TO CERTAIN REDUCTIONS IN APPLICABLE VOLUME OF BIOMASS-BASED DIESEL.**

Section 211(o)(7)(E)(ii) of the Clean Air Act (42 U.S.C. 7545(o)(7)(E)(ii)) (as amended by section 12301(c)(3)(B)) is amended in the second sentence by striking “may also reduce” and inserting “shall reduce”.

**SEC. 12304. APPLICABILITY AND REGULATIONS.**

(a) IN GENERAL.—Except as provided in subsection (b), the amendments made by sections 12301 through 12303 to section 211(o) of the Clean Air Act (42 U.S.C. 7545(o)) shall apply only with respect to calendar year 2014 and each calendar year thereafter.

(b) REGULATIONS.—The Administrator of the Environmental Protection Agency shall—

(1) not later than 1 year after the date of enactment of this Act, promulgate regulations to carry out the amendments described in subsection (a); and

(2) take any steps necessary to ensure those amendments are carried out for calendar year 2014 and each calendar year thereafter.

**SEC. 12305. PROHIBITION OF GASOLINE BLENDS WITH GREATER THAN 10-VOLUME-PERCENT ETHANOL.**

Notwithstanding any other provision of law, the Administrator of the Environmental Protection Agency may not, including by granting a waiver under section 211(f)(4) of the Clean Air Act (42 U.S.C. 7545(f)(4)), authorize or otherwise allow the introduction into commerce of gasoline containing greater than 10-volume-percent ethanol.

**SEC. 12306. PROHIBITION OF WAIVERS.**

(a) IN GENERAL.—Any waiver granted under section 211(f)(4) of the Clean Air Act (42 U.S.C. 7545(f)(4)) before the date of enactment of this Act that allows the introduction into commerce of gasoline containing greater than 10-volume-percent ethanol for use in motor vehicles shall have no force or effect.

(b) CERTAIN WAIVERS.—The waivers described in subsection (a) include the following:

(1) The waiver entitled, “Partial Grant and Partial Denial of Clean Air Act Waiver Application Submitted by Growth Energy To Increase the Allowable Ethanol Content of Gasoline to 15 Percent; Decision of the Administrator”, 75 Fed. Reg. 68094 (November 4, 2010).

(2) The waiver entitled, “Partial Grant of Clean Air Act Waiver Application Submitted by Growth Energy To Increase the Allowable Ethanol Content of Gasoline to 15 Percent; Decision of the Administrator”, 76 Fed. Reg. 4662 (January 26, 2011).

**SEC. 12307. MISFUELING RULE.**

The portions of the rule entitled, “Regulation to Mitigate the Misfueling of Vehicles and Engines with Gasoline Containing Greater Than Ten Volume Percent Ethanol and Modifications to the Reformulated and Conventional Gasoline Programs”, 76 Fed. Reg. 44406 (July 25, 2011) to mitigate misfueling shall have no force and effect beginning on the date that is 60 days after the date of enactment of this Act.

**SA 1141.** Mr. COBURN (for himself and Mr. RISCH) submitted an amendment intended to be proposed by him to the bill S. 954, to reauthorize agricultural programs through 2018; which was ordered to lie on the table; as follows:

At the end of subtitle C of title XII, add the following:

**SEC. 12213. SMALL BUSINESS FAIRNESS AND REGULATORY TRANSPARENCY.**

Section 609(d) of title 5, United States Code, is amended—

(1) in paragraph (2), by striking “and” at the end;

(2) in paragraph (3), by striking the period at the end and inserting “; and”; and

(3) by adding at the end the following:

“(4) the Department of Agriculture.”.

**SA 1142.** Mr. HOEVEN submitted an amendment intended to be proposed by him to the bill S. 954, to reauthorize agricultural programs through 2018; which was ordered to lie on the table; as follows:

On page 299, line 18, strike “May 1, 2013” and insert “the date of enactment of the Agriculture Reform, Food, and Jobs Act of 2013”.

On page 306, strike lines 12 through 16 and insert the following:

“(A)(i) Subject to clause (ii), in the case of wetland that the Secretary determines was converted after the date of enactment of the Agriculture Reform, Food, and Jobs Act of 2013 and continues to be

Beginning on page 306, strike line 21 and all that follows through page 307, line 3.

On page 307, line 4, strike “for” and insert “For”.

On page 307, strike lines 13 through 18, and insert the following:

“(B) In the case of a wetland that the Secretary determines was converted prior to the date of enactment of the Agriculture Reform, Food, and Jobs Act of 2013, ineligibility under this subsection shall not apply.

On page 307, line 19, strike “(C)” and insert “(D)”.

**SA 1143.** Mr. REID (for Ms. HIRONO) proposed an amendment to the resolution S. Res. 129, recognizing the significance of May 2013 as Asian/Pacific American Heritage Month as an important time to celebrate the significant contributions of Asian Americans and Pacific Islanders to the history of the United States; as follows:

In the fifth whereas clause of the preamble, strike “nearly 6 percent” and insert “approximately 5.5 percent and 0.4 percent, respectively.”.

**AUTHORITY FOR COMMITTEES TO MEET**

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

Ms. STABENOW. Mr. President, I ask unanimous consent that the Com-

mittee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on May 23, 2013, at 11 a.m. in room 253 of the Russell Senate Office Building.

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

COMMITTEE ON ENERGY AND NATURAL RESOURCES

Ms. STABENOW. 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 May 23, 2013, at 10 a.m., in room 216 of the Hart Senate Office Building.

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

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

Ms. STABENOW. Mr. President, I ask unanimous consent that the Committee on Environment and Public Works be authorized to meet during the session of the Senate on May 23, 2013, at 9 a.m., in room 406 of the Dirksen Senate Office Building.

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

COMMITTEE ON FOREIGN RELATIONS

Ms. STABENOW. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on May 23, 2013, at 10 a.m., to hold a hearing entitled, “United States-European Union Economic Relations: Crisis and Opportunity.”

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

COMMITTEE ON THE JUDICIARY

Ms. STABENOW. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet during the session of the Senate on May 23, 2013, at 10:30 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled, “Nominations.”

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

COMMITTEE ON THE JUDICIARY

Ms. STABENOW. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet during the session of the Senate on May 23, 2013, at 10 a.m., in SD-226 of the Dirksen Senate Office Building, to conduct an executive business meeting.

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

SELECT COMMITTEE ON INTELLIGENCE

Ms. STABENOW. Mr. President, I ask unanimous consent that the Select Committee on Intelligence be authorized to meet during the session of the Senate on May 23, 2013, at 2:30 p.m.

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

SUBCOMMITTEE ON THE EFFICIENCY AND EFFECTIVENESS OF FEDERAL PROGRAMS AND THE FEDERAL WORKFORCE

Ms. STABENOW. Mr. President, I ask unanimous consent that the Subcommittee on the Efficiency and Effectiveness of Federal Programs and the