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No. 78

## Senate

### AMENDMENTS SUBMITTED AND PROPOSED DURING THE ADJOURNMENT OF THE SENATE, PURSUANT TO THE ORDER OF THE SENATE OF JUNE 4, 2013

SA 1164. Ms. STABENOW (for herself and Mr. COCHRAN) 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.

SA 1165. Mr. WICKER submitted an amendment intended to be proposed by him to the bill S. 954, supra; which was ordered to lie on the table.

SA 1166. Mr. CHAMBLISS (for himself and Mr. CASEY) submitted an amendment intended to be proposed by him to the bill S. 954, supra; which was ordered to lie on the table.

SA 1167. 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 1168. Mr. UDALL, of Colorado submitted an amendment intended to be proposed by him to the bill S. 954, supra; which was ordered to lie on the table.

SA 1169. Mrs. FISCHER (for herself and Mr. CARPER) submitted an amendment intended to be proposed by her to the bill S. 954, supra; which was ordered to lie on the table.

SA 1170. Mr. THUNE (for himself and Mr. ROCKEFELLER) submitted an amendment intended to be proposed by him to the bill S. 954, supra; which was ordered to lie on the table.

SA 1171. Mr. SCHATZ submitted an amendment intended to be proposed by him to the bill S. 954, supra; which was ordered to lie on the table.

SA 1172. Mr. JOHNSON, of South Dakota submitted an amendment intended to be proposed by him to the bill S. 954, supra; which was ordered to lie on the table.

SA 1173. Mrs. BOXER submitted an amendment intended to be proposed by her to the bill S. 954, supra; which was ordered to lie on the table.

### TEXT OF AMENDMENTS

SA 1164. Ms. STABENOW (for herself and Mr. COCHRAN) 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 12, lines 14 and 15, strike “(except pulse crops)”.

On page 14, line 19, insert “including any adjustment or reduction pursuant to section 1101 or 1302 of the Food, Conservation, and Energy Act of 2008 (7 U.S.C. 8711, 8752) and” after “this Act,”.

On page 20, strike lines 1 through 5 and insert the following:

(14) PAYMENT ACRES.—

(A) IN GENERAL.—Subject to the adjustment in subparagraph (B), the term “payment acres” means, in the case of adverse market payments, 85 percent of the base acres for a covered commodity on a farm on which adverse market payments are made.

(B) ADJUSTMENT.—

(i) IN GENERAL.—Except as provided in clause (ii), in a crop year in which more than 15 percent of the base acres for the covered commodity on the farm is planted to fruits, vegetables (other than mung beans and pulse crops), or wild rice, the payment acres shall be reduced by the amount equal to the acreage planted to those crops in excess of 15 percent of the base acres in a crop year.

(ii) COVER CROPS.—Cover crops or commodities described in clause (i) that are grown solely for conservation purposes and not harvested for use or sale, as determined by the Secretary, shall be permitted without reduction in payment acres.

(iii) DOUBLE-CROPPING.—In any region in which there is a history of double-cropping covered commodities with the commodities described in clause (i), as determined by the Secretary, the double-cropping shall be permitted without reduction in payment acres.

On page 24, strike lines 5 through 9 and insert the following:

(i) IN GENERAL.—For the purpose of making adverse market payments, the Secretary shall give a 1-time opportunity to adjust the peanut base acres on a farm to—

(I) producers on a farm with peanut base acres; and

(II) producers on farms that do not have peanut base acres but have an established planting history of peanuts during the 2009 through 2012 crop years.

On page 24, lines 13 and 14, strike “to producers on farms with peanut base acres”.

On page 25, strike lines 5 through 15, and insert the following:

(i) IN GENERAL.—If a producer on a farm makes the election described in subparagraph (A), the adjustment in peanut base acres shall be equal to the average acreage planted on the farm to peanuts for harvest or

similar purposes for the 2009 through 2012 crop years (excluding any crop year in which peanuts were not planted on the farm), as determined by the Secretary.

Beginning on page 25, strike line 25 and all that follows through page 26, line 4, and insert the following:

control of the producer; and

(II) any adjustment, as appro-

On page 35, line 23, insert “or equal to” before “50”.

On page 40, line 3, strike “\$523.77” and insert “\$513”.

On page 51, line 8, insert “for individual coverage” after “section 1108”.

On page 160, line 18, insert “of title I” after “subtitle B”.

On page 168, line 3, insert “of title I” after “subtitle E”.

On page 168, strike line 9 and insert the following:

(b) EFFECTIVE DATE.—Section 1001D of the Food Security Act of 1985 (7 U.S.C. 1308-3a) is amended by striking subsection (f).

(c) APPLICATION.—The amendments made by this

On page 252, line 15, strike “subchapter C” and insert “subchapter B”.

On page 274, strike lines 5 through 7 and insert the following:

(1) by striking “SEC. 403.—The Secretary” and inserting the following:

“SEC. 403. EMERGENCY MEASURES.

On page 286, line 2, strike “and” and insert “, veteran farmers or ranchers (as defined in section 2501(e) of the Food, Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C. 2279(e))), and”.

Beginning on page 351, strike line 13 and all that follows through page 355, line 7, and insert the following:

SEC. 4001. FOOD DISTRIBUTION PROGRAM ON INDIAN RESERVATIONS.

(a) TRADITIONAL AND LOCAL FOODS DEMONSTRATION PROJECT.—Section 4(b) of the Food and Nutrition Act of 2008 (7 U.S.C. 2013(b)) is amended by striking paragraph (6) and inserting the following:

“(6) TRADITIONAL AND LOCAL FOODS DEMONSTRATION PROJECT.—

“(A) IN GENERAL.—The Secretary shall pilot a demonstration project by awarding a grant to 1 or more tribal organizations authorized to administer the Food Distribution Program on Indian Reservations for the purpose of purchasing nutritious and traditional foods, and when practicable, foods produced locally by Native American producers, for

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distribution to recipients of foods distributed under this program.

“(B) ADMINISTRATION.—The Secretary may award a grant on a noncompetitive basis to 1 or more tribal organizations that have the administrative and financial capability to conduct a demonstration project, as determined by the Secretary.

“(C) FUNDING.—

“(i) IN GENERAL.—On October 1, 2013, out of any funds in the Treasury not otherwise appropriated, the Secretary of the Treasury shall transfer to the Secretary to carry out this paragraph \$475,000, to remain available for use during fiscal years 2014 and 2015.

“(ii) RECEIPT AND ACCEPTANCE.—The Secretary shall be entitled to receive, shall accept, and shall use to carry out this paragraph, the funds transferred under clause (i), without further appropriation.

“(iii) RELATIONSHIP TO OTHER AUTHORITIES.—The funds and authorities provided under this subparagraph are in addition to any other funds or authorities the Secretary may have to carry out activities described in this paragraph.”.

(b) FEASIBILITY REPORT FOR INDIAN TRIBES.—Section 17 of the Food and Nutrition Act of 2008 (7 U.S.C. 2026) is amended by adding at the end the following:

“(1) FEASIBILITY REPORT FOR INDIAN TRIBES.—

“(1) REPORT.—Not later than 18 months after the date of enactment of the Agriculture Reform, Food, and Jobs Act of 2013, 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 report that—

“(A) contains a list of programs, services, functions, and activities within each agency with respect to which it would be feasible to be administered by a tribal organization; and

“(B) a description of whether that administration would necessitate a statutory or regulatory change.

“(2) CONSULTATION WITH INDIAN TRIBES.—In developing the report required by paragraph (1), the Secretary shall consult with tribal organizations.”.

On page 640, line 20, strike “farmers or” and insert “farmers, veteran farmers or ranchers (as defined in section 2501(e) of the Food, Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C. 2279(e))), or”.

On page 889, line 24, strike “2013” and insert “2014”.

On page 919, strike lines 15 through 25 and insert the following:

(4) in subsection (e) (as so redesignated)—

(A) in paragraph (1)—

(i) in the heading, by striking “FOR FISCAL YEARS 2008 THROUGH 2012”;

(ii) in subparagraph (A), by striking “and” at the end;

(iii) in subparagraph (B), by striking the period at the end and inserting “; and”; and

(iv) by adding at the end the following:

“(C) \$16,000,000 for each of fiscal years 2014 through 2018.”; and

(B) in paragraph (3)—

(i) by striking “(3) FISCAL YEAR 2013.—” and inserting “(3) SUBSEQUENT DISCRETIONARY FUNDING.—”; and

(ii) by striking “fiscal year 2013” and inserting “each of fiscal years 2013 through 2018”.

On page 925, strike lines 17 through 19 and insert the following:

(3) in subsection (h)—

(A) in paragraph (3)—

(i) by striking “(3) FISCAL YEAR 2013.—” and inserting “(3) SUBSEQUENT DISCRETIONARY FUNDING.—”; and

(ii) by striking “fiscal year 2013” and inserting “each of fiscal years 2013 through 2018”;

(B) by redesignating paragraphs (4) and (5) as paragraphs (5) and (6), respectively; and

(C) by inserting after paragraph (3) the following:

“(4) SUBSEQUENT MANDATORY FUNDING.—Of the funds of

On page 1087, lines 16 and 17, strike “of 1938”.

On page 1133, strike line 15 and insert the following:

“(2) EQUITABLE TREATMENT FOR NON-YIELD BASED CROPS.—The Secretary shall establish equitable treatment for non-yield based crops.

“(3) PREMIUM.—To be eligible to receive a pay-

On page 1133, line 20, insert “the lesser of” after “equal to”.

On page 1133, after line 24 insert the following:

(II) the producer’s share interest of the crop;

On page 1134, line 1, strike “(II)” and insert “(III)”.

On page 1134, line 3, strike “(III)” and insert “(IV)”.

On page 1134, line 5, strike “(IV)” and insert “(V)”.

On page 1134, line 8, strike “(3)” and insert “(4)”.

On page 1134, line 15, strike “(2)” and insert “(3)”.

On page 1134, line 16, strike “(4)” and insert “(5)”.

On page 1135, line 7, strike “(2)” and insert “(3)”.

On page 1135, line 9, strike “Effective October 1, 2018” and insert “Beginning with the 2019 program year”.

On page 1135, lines 14 and 15, strike “Effective October 1, 2018” and insert “Beginning with the 2019 program year”.

**SA 1165.** Mr. WICKER 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 893, after line 25, add the following:

**SEC. 7. RESEARCH PROJECTS, TRANSACTIONS OTHER THAN CONTRACTS AND GRANTS.**

The National Agricultural Research, Extension, and Teaching Policy Act of 1977 is amended by adding after section 1472 (7 U.S.C. 3318) the following:

**SEC. 1472A. RESEARCH PROJECTS, TRANSACTIONS OTHER THAN CONTRACTS AND GRANTS.**

(a) DEFINITION OF ELIGIBLE PERSON.—In this section, the term “eligible person” means any—

(1) agency or instrumentality of the United States;

(2) State, territory, or possession (including any political subdivision of a State, territory, or possession); or

(3) person, firm, association, corporation, or educational institution.

(b) ADDITIONAL FORMS OF TRANSACTIONS AUTHORIZED.—Under the authority of this section, the Secretary may enter into transactions (other than contracts, cooperative agreements, and grants), on such terms and conditions as the Secretary may consider appropriate, subject to competition to the maximum extent practicable (as determined by the Secretary), with any eligible person to carry out basic, applied, and advanced research projects, including prototype development, field or laboratory testing, and evaluation of innovative products and services.

(c) RELATIONSHIP TO EXISTING AUTHORITY.—The authority under this section is—

(1) in addition to the authority provided in section 1472 to enter into contracts, grants,

and cooperative agreements to further the research, extension, or teaching programs in the food and agricultural sciences of the Department of Agriculture; and

(2) notwithstanding the provisions of chapter 63 of title 31, United States Code.

(d) FUNDING.—Notwithstanding section 3324 of title 31, United States Code, transactions entered into under this section may be fully funded, cost shared, unfunded, or, reimbursable arrangements.

**SA 1166.** Mr. CHAMBLISS (for himself and Mr. CASEY) 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. SENSE OF THE SENATE RELATING TO EMERGENCY FOOD ASSISTANCE.**

(a) FINDINGS.—The Senate finds that—

(1) food insecurity and hunger are a fact of life for millions of individuals in the United States and can produce physical, mental, and social impairments;

(2) recent data published by the Department of Agriculture show that approximately 50,000,000 individuals in the United States live in households experiencing hunger or food insecurity, and of that number, 16,700,000 are children;

(3) the Department of Agriculture data also show that households with children experience food insecurity nearly twice as frequently as households without children;

(4) 5.1 percent of all households in the United States (approximately 6,100,000 households) have accessed emergency food from a food pantry 1 or more times;

(5) the report entitled “Household Food Security in the United States, 2011”, published by the Economic Research Service of the Department of Agriculture, found that in 2011, the most recent year for which data exists—

(A) 14.9 percent of all households in the United States experienced food insecurity at some point during the year;

(B) 20.6 percent of all households with children in the United States experienced food insecurity at some point during the year; and

(C) 8.8 percent of seniors living alone were food insecure;

(6) as of the date of enactment of this Act, long-term unemployment is still at a record high, with over 37 percent of unemployed individuals nationally out of a job for 6 months or longer, an additional 7,900,000 people working part-time due to reduced hours, and rising gas prices and State budget cutbacks having left millions of hungry Americans struggling;

(7) the problem of hunger and food insecurity can be found in rural, suburban, and urban portions of the United States, touching nearly every community in the Nation;

(8) although substantial progress has been made in reducing the incidence of hunger and food insecurity in the United States, many Americans remain vulnerable to hunger and the negative effects of food insecurity;

(9) the people of the United States have a long tradition of providing food assistance to hungry individuals through acts of private generosity and public support programs;

(10) the Federal Government provides nutritional support to millions of individuals through numerous Federal food assistance programs, including the emergency food assistance program established under the Emergency Food Assistance Act of 1983 (7 U.S.C. 7501 et seq.) (commonly referred to as “TEFAP”);

(11) more than 61,000 local, community-based organizations rely on the support and efforts of more than 200 food banks and thousands of volunteers nationwide to provide food assistance and services to millions of vulnerable people;

(12) emergency feeding organizations like food banks and food pantries rely on nutritious commodities provided through the emergency food assistance program to feed hungry Americans; and

(13) emergency feeding organizations have seen a significant decline in TEFAP food distributed in 2012 while demand has increased by 46 percent between 2006 and 2010 according to the Hunger In America 2010 study with no signs of abating.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that the Senate—

(1) recognizes the importance of the emergency food assistance program and the significant positive impact the program has on communities and families nationwide that are struggling with hunger; and

(2) commits to work together in a bipartisan manner to increase funding for emergency feeding programs, specifically food provided through the emergency food assistance program, under this Act.

**SA 1167.** 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:

On page 986, between lines 4 and 5, insert the following:

**SEC. 83 . PAYMENTS MADE TO STATES AND COUNTIES IN WHICH FEDERAL LAND IS LOCATED.**

(a) SECURE RURAL SCHOOLS PAYMENTS.—Notwithstanding any other provision of law, the amount of the payments made under the Secure Rural Schools and Community Self-Determination Act of 2000 (16 U.S.C. 7101 et seq.) for fiscal year 2012 shall be reduced by not greater than 5 percent of the amount of the payments made for fiscal year 2011.

(b) PAYMENTS IN LIEU OF TAXES.—Notwithstanding any other provision of law, the amount of payments in lieu of taxes under chapter 69 of title 31, United States Code, for fiscal year 2013 shall be the full amount authorized to be made under that chapter for that fiscal year.

**SA 1168.** Mr. UDALL of Colorado 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 . FARM AND RANCH LAND LINK COORDINATORS.**

Section 226B(e)(2) of the Department of Agriculture Reorganization Act of 1994 (7 U.S.C. 6934(e)(2)) is amended—

(1) by redesignating subparagraph (D) as subparagraph (E); and

(2) by inserting after subparagraph (C) the following:

“(D) FARM AND RANCH LAND LINK COORDINATOR.—

“(i) IN GENERAL.—The Secretary shall designate 1 farm and ranch land link coordinator for each State from among the State office employees of any of the following agencies in that State:

“(I) The Farm Service Agency.

“(II) The Natural Resources Conservation Service.

“(III) The Risk Management Agency.

“(IV) The Rural Business-Cooperative Service.

“(V) The Rural Utilities Service.

“(ii) TRAINING.—The Small Farms and Beginning Farmers and Ranchers Group shall coordinate the development of a training plan so that each State coordinator receives sufficient training to have a general working knowledge of the programs and services available from each agency of the Department to assist small and beginning farmers and ranchers in the transition of land from retiring farmers and ranchers.

“(iii) DUTIES.—The coordinator shall—

“(I) coordinate technical assistance at the State level to assist small and beginning farmers and ranchers, and retiring farmers and ranchers, interested in, or in process of, the transition of land, with the goal of keeping land in agricultural production;

“(II) develop, in consultation with appropriate Federal, State, and local agencies and nongovernmental organizations, and submit a State plan for approval by the Small Farms and Beginning Farmers and Ranchers Group or as directed by the Secretary to provide coordination to ensure adequate services to small and beginning farmers and ranchers at all county and area offices throughout the State that support linking small and beginning farmers and ranchers with retiring farmers and ranchers, including, at a minimum, facilitating the transition of land;

“(III) oversee implementation of the approved State plan; and

“(IV) work with outreach coordinators in the State offices of the Farm Service Agency, the Natural Resources Conservation Service, the Risk Management Agency, the Rural Business-Cooperative Service, the Rural Utilities Service, the National Institute of Food and Agriculture, and appropriate nongovernmental organizations to ensure appropriate information about technical assistance is available at outreach events and activities.”.

**SA 1169.** Mrs. FISCHER (for herself and Mr. CARPER) 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 1050, after line 23, add the following:

**SEC. 10013. IMPORTATION OF SEED.**

Section 17(c) of the Federal Insecticide, Fungicide, and Rodenticide Act (7 U.S.C. 1360(c)) is amended—

(1) by striking “The Secretary” and inserting the following:

“(1) IN GENERAL.—The Secretary”; and

(2) by adding at the end the following:

“(2) IMPORTATION OF SEED.—Notwithstanding any other provision of this subsection, the Secretary is not required to notify the Administrator of the arrival of a plant-incorporated protectant (as defined in section 174.3 of title 40, Code of Federal Regulations (or any successor regulation)) that is contained in a seed, if—

“(A) that plant-incorporated protectant is registered under section 3;

“(B) the Administrator has issued an experimental use permit for that plant-incorporated protectant under section 5; or

“(C) the seed is covered by a permit or notification (as defined in part 340 of title 7, Code of Federal Regulations (or any successor regulation)).

“(3) COOPERATION.—

“(A) IN GENERAL.—In response to a request from the Administrator, the Secretary of Agriculture shall provide to the Administrator a list of seed containing plant-incorporated protectants (as defined in section 174.3 of title 40, Code of Federal Regulations (or any successor regulation)) if that seed has been

imported into the United States under a permit or notification referred to in paragraph (2).

“(B) CONTENTS.—The list under subparagraph (A) shall be provided in a form and at such intervals as may be agreed to by the Secretary and the Administrator.

“(4) APPLICABILITY.—Nothing in this subsection precludes or limits the authority of the Secretary of Agriculture with respect to the importation or movement of plants, plant products, or seeds under—

“(A) the Plant Protection Act (7 U.S.C. 7701 et seq.); and

“(B) the Federal Seed Act (7 U.S.C. 1551 et seq.).”.

**SA 1170.** Mr. THUNE (for himself and Mr. ROCKEFELLER) 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 876, line 22, strike “shall” and insert “may”.

**SA 1171.** Mr. SCHATZ 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 986, between lines 4 and 5, insert the following:

**SEC. 8 . TROPICAL FOREST RESEARCH AND CONSERVATION.**

(a) DEFINITIONS.—In this section:

(1) STATE.—The term “State” has the meaning given the term in section 6(f) of the Forest and Rangeland Renewable Resources Research Act of 1978 (16 U.S.C. 1645(f)).

(2) TROPICAL FOREST.—The term “tropical forest” means any area of forest land that is located between the Tropics of Cancer and Capricorn.

(b) TROPICAL FOREST CONSERVATION.—

(1) IN GENERAL.—For purposes of tropical forest conservation, rehabilitation, reforestation, and research, the Secretary may—

(A) acquire tropical forest land and interests in tropical forest land in any State by purchase, donation, exchange, transfer, or interchange; and

(B) designate the land and interests in land as national tropical research forests.

(2) CONSERVATION OBJECTIVES.—The Secretary shall manage each national tropical research forest designated under this section in a manner that protects and conserves indigenous flora and fauna, water quality, streams and aquifers, and the geological, ecological and other natural values.

(3) RESEARCH AND MANAGEMENT PRACTICES.—Research and land management practices conducted in a national tropical research forest may include—

(A) silviculture; and

(B) the control of ungulates and invasive species.

(4) OTHER USES.—Public recreation and other multiple uses may be allowed in a national tropical research forest if the uses are compatible, and do not interfere, with conservation objectives and research and management practices.

(5) APPLICABLE LAWS.—

(A) IN GENERAL.—A national tropical research forest shall be managed in accordance with the laws (including regulations) applicable to the National Forest System and this section.

(B) HAWAII.—The Secretary may designate a national tropical research forest acquired in Hawaii as a unit of the Hawaii national

tropical research forest in furtherance of the purposes of the Hawaii Tropical Forest Recovery Act (Public Law 102-574; 106 Stat. 4593) and the amendments made by that Act.

(C) **SUPPLEMENTAL APPLICABILITY.**—This section shall be considered supplemental to, and not in derogation of—

(i) the Forest and Rangeland Renewable Resources Planning Act of 1974 (16 U.S.C. 1600 et seq.);

(ii) title XXIV of Public Law 101-624 (7 U.S.C. 6701 et seq.); and

(iii) the Hawaii Tropical Forest Recovery Act (Public Law 102-574; 106 Stat. 4593) and amendments made by that Act.

(c) **REALTY MANAGEMENT.**—

(1) **WILLING SELLERS.**—Land and interests in land acquired under this section shall be from willing sellers only.

(2) **LAND VALUATION.**—Land and interests in land acquired under this section shall be valued—

(A) in accordance with appraisals prepared in conformity with the Uniform Appraisal Standards for Federal Land Acquisitions developed by the Interagency Land Acquisition Conference; or

(B) for areas of land for which elements of value (such as physical characteristics and other amenities) are readily apparent and substantially similar, in accordance with market surveys or mass appraisal techniques approved by the Chief Appraiser of the Forest Service.

(3) **COOPERATIVE MANAGEMENT.**—The Secretary may allow a unit of State or local government, an institution of higher education, or a nonprofit organization to cooperate in the management of a national tropical research forest in accordance with such terms and conditions as the Secretary may establish.

(4) **FUNDING.**—For the acquisition of land and interests in land under this section, the Secretary may use amounts—

(A) deposited for general use in the fund established under Public Law 90-171 (commonly known as the “Sisk Act”) (16 U.S.C. 484a);

(B) donated or appropriated for research purposes;

(C) appropriated from the land and water conservation fund established under section 2 of the Land and Water Conservation Fund Act of 1965 (16 U.S.C. 4601-5);

(D) appropriated to the Forest Service that are otherwise unobligated and available;

(E) derived and available from payments under any Federal permitting program for the mitigation or offset of environmental impacts; and

(F) derived and available from the sale or disposition of land pursuant to the Federal Land Transaction Facilitation Act (43 U.S.C. 2301 et seq.).

(5) **PUERTO RICO.**—

(A) **REVENUES FROM EL YUNQUE NATIONAL FOREST.**—

(i) **IN GENERAL.**—To fund land acquisition solely in Puerto Rico that is authorized by subsection (b)(1), in addition to the amounts otherwise made available under paragraph (4), the Secretary may use all amounts generated from El Yunque National Forest that are deposited in the National Forest Fund, other than those amounts required by law to be paid to Puerto Rico.

(ii) **AVAILABILITY OF AMOUNTS.**—Amounts made available to the Secretary under this subparagraph shall remain available until expended and without further appropriation.

(B) **EL YUNQUE NATIONAL FOREST BOUNDARY ADJUSTMENT.**—

(i) **IN GENERAL.**—To the extent that the Secretary acquires land that abuts the boundaries of El Yunque National Forest, the Secretary shall adjust the boundaries of El Yunque National Forest to include the acquired land.

(ii) **RELATION TO OTHER LAW.**—For purposes of section 7 of the Land and Water Conservation Fund Act of 1965 (16 U.S.C. 4601-9), the boundaries of El Yunque National Forest, as adjusted pursuant to this subparagraph, shall be considered to be boundaries of the National Forest as of January 1, 1965.

(d) **INSTITUTES OF TROPICAL FORESTRY.**—Section 2407 of title XXIV of Public Law 101-624 (7 U.S.C. 6701 et seq.) (7 U.S.C. 6706) is amended—

(1) in the first sentence, by striking “The Secretary” and inserting the following:

“(a) **IN GENERAL.**—The Secretary”; and

(2) in the second sentence, by striking “The Institutes” and inserting the following:

“(b) **ACQUISITION AND MANAGEMENT OF LAND.**—The Institutes may—

“(1) acquire and manage land and interests in land for tropical forest conservation purposes and research; and

“(2) provide public outreach and educational opportunities consistent with research and conservation objectives, including, to the maximum extent practicable, to international partners and allies.

“(c) **RESEARCH.**—The Institutes”.

**SA 1172.** Mr. JOHNSON of South Dakota 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 946, strike line 25 and all that follows through page 947, line 9, and insert the following:

(3) in subsection (c)—

(A) in paragraph (1)—

(i) in subparagraph (B), by striking “multistate” and all that follows through “technology implementation” and inserting “integrated, multistate research, extension, and education programs on technology development and technology implementation”;

(ii) by striking subparagraph (C); and

(iii) by redesignating subparagraph (D) as subparagraph (C); and

(B) in paragraph (2), by striking “A sun grant” and inserting “Effective beginning on the date on which the program under this section is funded at the fully authorized level of the program, a sun grant”;

**SA 1173.** Mrs. BOXER 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 1150, after line 15, add the following:

**SEC. 122. STAY AND STUDY ON PROPOSED ACTIONS RELATING TO SULFURYL FLUORIDE.**

(a) **IN GENERAL.**—The Administrator of the Environmental Protection Agency shall delay taking final action on the objections addressed in the proposed order entitled “Sulfuryl Fluoride; Proposed Order Granting Objections to Tolerances and Denying Request for a Stay” (76 Fed. Reg. 3422 (January 19, 2011)) as that proposed order relates to tolerances under chapter IV of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 341 et seq.) until the date that is 2 years after the date of enactment of this Act.

(b) **REPORT.**—Not later than 2 years after the date of enactment of this Act, the Administrator of the Environmental Protection Agency, in coordination with the Secretary of Agriculture and the Secretary of Health and Human Services, shall submit to the Committees on Agriculture and Energy and Commerce of the House of Representatives and the Committees on Agriculture, Nutrition, and Forestry and Environment and Public Works of the Senate a report on—

(1) the potential public health, economic, and public right-to-know effects that may result from finalization of the proposed order described in subsection (a);

(2) any alternatives to the use of sulfuranyl fluoride in the agricultural sector, including alternatives available through the USDA National Organic Certification Program and alternatives used in other countries; and

(3) actions that Federal agencies can take to help address public health threats, including to the health of infants and children, by reducing fluoride exposures below levels that have been determined to be safe.