

Union Calendar No. 73

113TH CONGRESS
1ST SESSION

H. R. 1947

[Report No. 113-92, Parts I and II]

To provide for the reform and continuation of agricultural and other programs of the Department of Agriculture through fiscal year 2018, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 13, 2013

Mr. LUCAS (for himself and Mr. PETERSON) introduced the following bill;
which was referred to the Committee on Agriculture

MAY 29, 2013

Reported with an amendment and referred to the Committees on Foreign Affairs and the Judiciary for a period ending not later than June 7, 2013, for consideration of such provisions of the bill and amendment as fall within the jurisdiction of those committees pursuant to clause 1(i) and clause 1(l), respectively, of rule X

[Strike out all after the enacting clause and insert the part printed in italic]

JUNE 7, 2013

Referral to the Committees on Foreign Affairs and the Judiciary extended for a period ending not later than June 10, 2013

JUNE 10, 2013

The Committee on Foreign Affairs discharged

JUNE 10, 2013

Reported from the Committee on the Judiciary with amendments, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Omit the part struck through in roman and insert the part printed in boldface roman]

A BILL

To provide for the reform and continuation of agricultural and other programs of the Department of Agriculture through fiscal year 2018, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
 2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) *SHORT TITLE.*—*This Act may be cited as the*
 5 *“Federal Agriculture Reform and Risk Management Act of*
 6 *2013”.*

7 (b) *TABLE OF CONTENTS.*—*The table of contents of this*
 8 *Act is as follows:*

Sec. 1. Short title; table of contents.
Sec. 2. Definition of Secretary of Agriculture.

TITLE I—COMMODITIES

Subtitle A—Repeals and Reforms

Sec. 1101. Repeal of direct payments.
Sec. 1102. Repeal of counter-cyclical payments.
Sec. 1103. Repeal of average crop revenue election program.
Sec. 1104. Definitions.
Sec. 1105. Base acres.
Sec. 1106. Payment yields.
Sec. 1107. Farm risk management election.
Sec. 1108. Producer agreements.
Sec. 1109. Period of effectiveness.

Subtitle B—Marketing Loans

Sec. 1201. Availability of nonrecourse marketing assistance loans for loan com-
modities.
Sec. 1202. Loan rates for nonrecourse marketing assistance loans.
Sec. 1203. Term of loans.
Sec. 1204. Repayment of loans.
Sec. 1205. Loan deficiency payments.
Sec. 1206. Payments in lieu of loan deficiency payments for grazed acreage.
Sec. 1207. Special marketing loan provisions for upland cotton.
Sec. 1208. Special competitive provisions for extra long staple cotton.
Sec. 1209. Availability of recourse loans for high moisture feed grains and seed
cotton.
Sec. 1210. Adjustments of loans.

Subtitle C—Sugar

Sec. 1301. Sugar program.

*Subtitle D—Dairy**PART I—DAIRY PRODUCER MARGIN PROTECTION AND DAIRY MARKET STABILIZATION PROGRAMS*

- Sec. 1401. Definitions.*
Sec. 1402. Calculation of average feed cost and actual dairy producer margins.

SUBPART A—DAIRY PRODUCER MARGIN PROTECTION PROGRAM

- Sec. 1411. Establishment of dairy producer margin protection program.*
Sec. 1412. Participation of dairy producers in margin protection program.
Sec. 1413. Production history of participating dairy producers.
Sec. 1414. Basic margin protection.
Sec. 1415. Supplemental margin protection.
Sec. 1416. Effect of failure to pay administrative fees or premiums.

SUBPART B—DAIRY MARKET STABILIZATION PROGRAM

- Sec. 1431. Establishment of dairy market stabilization program.*
Sec. 1432. Threshold for implementation and reduction in dairy producer payments.
Sec. 1433. Producer milk marketing information.
Sec. 1434. Calculation and collection of reduced dairy producer payments.
Sec. 1435. Remitting monies to the Secretary and use of monies.
Sec. 1436. Suspension of reduced payment requirement.
Sec. 1437. Enforcement.
Sec. 1438. Audit requirements.

SUBPART C—COMMODITY CREDIT CORPORATION

- Sec. 1451. Use of Commodity Credit Corporation.*

SUBPART D—INITIATION AND DURATION

- Sec. 1461. Rulemaking.*
Sec. 1462. Duration.

PART II—REPEAL OR REAUTHORIZATION OF OTHER DAIRY-RELATED PROVISIONS

- Sec. 1481. Repeal of dairy product price support and milk income loss contract programs.*
Sec. 1482. Repeal of dairy export incentive program.
Sec. 1483. Extension of dairy forward pricing program.
Sec. 1484. Extension of dairy indemnity program.
Sec. 1485. Extension of dairy promotion and research program.
Sec. 1486. Repeal of Federal Milk Marketing Order Review Commission.

PART III—EFFECTIVE DATE

- Sec. 1491. Effective date.*

Subtitle E—Supplemental Agricultural Disaster Assistance Programs

- Sec. 1501. Supplemental agricultural disaster assistance.*

Subtitle F—Administration

- Sec. 1601. Administration generally.*
- Sec. 1602. Suspension of permanent price support authority.*
- Sec. 1603. Payment limitations.*
- Sec. 1604. Adjusted gross income limitation.*
- Sec. 1605. Geographically disadvantaged farmers and ranchers.*
- Sec. 1606. Personal liability of producers for deficiencies.*
- Sec. 1607. Prevention of deceased individuals receiving payments under farm commodity programs.*
- Sec. 1608. Technical corrections.*
- Sec. 1609. Assignment of payments.*
- Sec. 1610. Tracking of benefits.*
- Sec. 1611. Signature authority.*
- Sec. 1612. Implementation.*
- Sec. 1613. Protection of producer information.*

*TITLE II—CONSERVATION**Subtitle A—Conservation Reserve Program*

- Sec. 2001. Extension and enrollment requirements of conservation reserve program.*
- Sec. 2002. Farmable wetland program.*
- Sec. 2003. Duties of owners and operators.*
- Sec. 2004. Duties of the Secretary.*
- Sec. 2005. Payments.*
- Sec. 2006. Contract requirements.*
- Sec. 2007. Conversion of land subject to contract to other conserving uses.*
- Sec. 2008. Effective date.*

Subtitle B—Conservation Stewardship Program

- Sec. 2101. Conservation stewardship program.*

Subtitle C—Environmental Quality Incentives Program

- Sec. 2201. Purposes.*
- Sec. 2202. Establishment and administration.*
- Sec. 2203. Evaluation of applications.*
- Sec. 2204. Duties of producers.*
- Sec. 2205. Limitation on payments.*
- Sec. 2206. Conservation innovation grants and payments.*
- Sec. 2207. Effective date.*

Subtitle D—Agricultural Conservation Easement Program

- Sec. 2301. Agricultural conservation easement program.*

Subtitle E—Regional Conservation Partnership Program

- Sec. 2401. Regional conservation partnership program.*

Subtitle F—Other Conservation Programs

- Sec. 2501. Conservation of private grazing land.*
- Sec. 2502. Grassroots source water protection program.*
- Sec. 2503. Voluntary public access and habitat incentive program.*

- Sec. 2504. Agriculture conservation experienced services program.*
Sec. 2505. Small watershed rehabilitation program.
Sec. 2506. Agricultural management assistance program.

Subtitle G—Funding and Administration

- Sec. 2601. Funding.*
Sec. 2602. Technical assistance.
Sec. 2603. Reservation of funds to provide assistance to certain farmers or ranchers for conservation access.
Sec. 2604. Annual report on program enrollments and assistance.
Sec. 2605. Review of conservation practice standards.
Sec. 2606. Administrative requirements applicable to all conservation programs.
Sec. 2607. Standards for State technical committees.
Sec. 2608. Rulemaking authority.

Subtitle H—Repeal of Superseded Program Authorities and Transitional Provisions; Technical Amendments

- Sec. 2701. Comprehensive conservation enhancement program.*
Sec. 2702. Emergency forestry conservation reserve program.
Sec. 2703. Wetlands reserve program.
Sec. 2704. Farmland protection program and farm viability program.
Sec. 2705. Grassland reserve program.
Sec. 2706. Agricultural water enhancement program.
Sec. 2707. Wildlife habitat incentive program.
Sec. 2708. Great Lakes basin program.
Sec. 2709. Chesapeake Bay watershed program.
Sec. 2710. Cooperative conservation partnership initiative.
Sec. 2711. Environmental easement program.
Sec. 2712. Technical amendments.

TITLE III—TRADE

Subtitle A—Food for Peace Act

- Sec. 3001. General authority.*
Sec. 3002. Support for organizations through which assistance is provided.
Sec. 3003. Food aid quality.
Sec. 3004. Minimum levels of assistance.
Sec. 3005. Food Aid Consultative Group.
Sec. 3006. Oversight, monitoring, and evaluation.
Sec. 3007. Assistance for stockpiling and rapid transportation, delivery, and distribution of shelf-stable prepackaged foods.
Sec. 3008. General provisions.
Sec. 3009. Prepositioning of agricultural commodities.
Sec. 3010. Annual report regarding food aid programs and activities.
Sec. 3011. Deadline for agreements to finance sales or to provide other assistance.
Sec. 3012. Authorization of appropriations.
Sec. 3013. Micronutrient fortification programs.
Sec. 3014. John Ogonowski and Doug Bereuter Farmer-to-Farmer Program.

Subtitle B—Agricultural Trade Act of 1978

- Sec. 3101. Funding for export credit guarantee program.*
Sec. 3102. Funding for market access program.
Sec. 3103. Foreign market development cooperator program.

Subtitle C—Other Agricultural Trade Laws

- Sec. 3201. Food for Progress Act of 1985.*
- Sec. 3202. Bill Emerson Humanitarian Trust.*
- Sec. 3203. Promotion of agricultural exports to emerging markets.*
- Sec. 3204. McGovern-Dole International Food for Education and Child Nutrition Program.*
- Sec. 3205. Technical assistance for specialty crops.*
- Sec. 3206. Global Crop Diversity Trust.*
- Sec. 3207. Under Secretary of Agriculture for Foreign Agricultural Services.*

*TITLE IV—NUTRITION**Subtitle A—Supplemental Nutrition Assistance Program*

- Sec. 4001. Preventing payment of cash to recipients of supplemental nutrition assistance benefits for the return of empty bottles and cans used to contain food purchased with benefits provided under the program.*
- Sec. 4002. Retailers.*
- Sec. 4003. Enhancing services to elderly and disabled supplemental nutrition assistance program participants.*
- Sec. 4004. Food distribution program on Indian reservations.*
- Sec. 4005. Updating program eligibility.*
- Sec. 4006. Exclusion of medical marijuana from excess medical expense deduction.*
- Sec. 4007. Standard utility allowances based on the receipt of energy assistance payments.*
- Sec. 4008. Eligibility disqualifications.*
- Sec. 4009. Ending supplemental nutrition assistance program benefits for lottery or gambling winners.*
- Sec. 4010. Improving security of food assistance.*
- Sec. 4011. Demonstration projects on acceptance of benefits of mobile transactions.*
- Sec. 4012. Use of benefits for purchase of community-supported agriculture share.*
- Sec. 4013. Restaurant meals program.*
- Sec. 4014. Mandating State immigration verification.*
- Sec. 4015. Data exchange standardization for improved interoperability.*
- Sec. 4016. Pilot projects to improve Federal-State cooperation in identifying and reducing fraud in the supplemental nutrition assistance program.*
- Sec. 4017. Prohibiting government-sponsored recruitment activities.*
- Sec. 4018. Repeal of bonus program.*
- Sec. 4019. Funding of employment and training programs.*
- Sec. 4020. Monitoring employment and training programs.*
- Sec. 4021. Cooperation with program research and evaluation.*
- Sec. 4022. Pilot projects to reduce dependency and increase work effort in the supplemental nutrition assistance program.*
- Sec. 4023. Authorization of appropriations.*
- Sec. 4024. Limitation on use of block grant to Puerto Rico.*
- Sec. 4025. Assistance for community food projects.*
- Sec. 4026. Emergency food assistance.*
- Sec. 4027. Nutrition education.*
- Sec. 4028. Retailer trafficking.*
- Sec. 4029. Technical and conforming amendments.*
- Sec. 4030. Tolerance level for excluding small errors.*

- Sec. 4031. Commonwealth of the Northern Mariana Islands pilot program.*
Sec. 4032. Annual State report on verification of SNAP participation.

Subtitle B—Commodity Distribution Programs

- Sec. 4101. Commodity distribution program.*
Sec. 4102. Commodity supplemental food program.
Sec. 4103. Distribution of surplus commodities to special nutrition projects.
Sec. 4104. Processing of commodities.

Subtitle C—Miscellaneous

- Sec. 4201. Farmers' market nutrition program.*
Sec. 4202. Nutrition information and awareness pilot program.
Sec. 4203. Fresh fruit and vegetable program.
Sec. 4204. Additional authority for purchase of fresh fruits, vegetables, and other specialty food crops.
Sec. 4205. Encouraging locally and regionally grown and raised food.
Sec. 4206. Review of public health benefits of white potatoes.
Sec. 4207. Healthy Food Financing Initiative.

TITLE V—CREDIT

Subtitle A—Farm Ownership Loans

- Sec. 5001. Eligibility for farm ownership loans.*
Sec. 5002. Conservation loan and loan guarantee program.
Sec. 5003. Down payment loan program.
Sec. 5004. Elimination of mineral rights appraisal requirement.

Subtitle B—Operating Loans

- Sec. 5101. Eligibility for farm operating loans.*
Sec. 5102. Elimination of rural residency requirement for operating loans to youth.
Sec. 5103. Authority to waive personal liability for youth loans due to circumstances beyond borrower control.
Sec. 5104. Microloans.

Subtitle C—Emergency Loans

- Sec. 5201. Eligibility for emergency loans.*

Subtitle D—Administrative Provisions

- Sec. 5301. Beginning farmer and rancher individual development accounts pilot program.*
Sec. 5302. Eligible beginning farmers and ranchers.
Sec. 5303. Loan authorization levels.
Sec. 5304. Priority for participation loans.
Sec. 5305. Loan fund set-asides.
Sec. 5306. Conforming amendment to borrower training provision, relating to eligibility changes.

Subtitle E—State Agricultural Mediation Programs

- Sec. 5401. State agricultural mediation programs.*

*Subtitle F—Loans to Purchasers of Highly Fractionated Land**Sec. 5501. Loans to purchasers of highly fractionated land.***TITLE VI—RURAL DEVELOPMENT***Subtitle A—Consolidated Farm and Rural Development Act**Sec. 6001. Water, waste disposal, and wastewater facility grants.**Sec. 6002. Rural business opportunity grants.**Sec. 6003. Elimination of reservation of community facilities grant program funds.**Sec. 6004. Utilization of loan guarantees for community facilities.**Sec. 6005. Rural water and wastewater circuit rider program.**Sec. 6006. Tribal college and university essential community facilities.**Sec. 6007. Essential community facilities technical assistance and training.**Sec. 6008. Emergency and imminent community water assistance grant program.**Sec. 6009. Household water well systems.**Sec. 6010. Rural business and industry loan program.**Sec. 6011. Rural cooperative development grants.**Sec. 6012. Locally or regionally produced agricultural food products.**Sec. 6013. Intermediary relending program.**Sec. 6014. Rural college coordinated strategy.**Sec. 6015. Rural water and waste disposal infrastructure.**Sec. 6016. Simplified applications.**Sec. 6017. Grants for NOAA weather radio transmitters.**Sec. 6018. Rural microentrepreneur assistance program.**Sec. 6019. Delta Regional Authority.**Sec. 6020. Northern Great Plains Regional Authority.**Sec. 6021. Rural business investment program.**Subtitle B—Rural Electrification Act of 1936**Sec. 6101. Relending for certain purposes.**Sec. 6102. Fees for certain loan guarantees.**Sec. 6103. Guarantees for bonds and notes issued for electrification or telephone purposes.**Sec. 6104. Expansion of 911 access.**Sec. 6105. Access to broadband telecommunications services in rural areas.**Subtitle C—Miscellaneous**Sec. 6201. Distance learning and telemedicine.**Sec. 6202. Value-added agricultural market development program grants.**Sec. 6203. Agriculture innovation center demonstration program.**Sec. 6204. Program metrics.**Sec. 6205. Study of rural transportation issues.**Sec. 6206. Certain Federal actions not to be considered major.***TITLE VII—RESEARCH, EXTENSION, AND RELATED MATTERS***Subtitle A—National Agricultural Research, Extension, and Teaching Policy Act of 1977**Sec. 7101. Option to be included as non-land-grant college of agriculture.**Sec. 7102. National Agricultural Research, Extension, Education, and Economics Advisory Board.**Sec. 7103. Specialty crop committee.*

- Sec. 7104. Veterinary services grant program.*
- Sec. 7105. Grants and fellowships for food and agriculture sciences education.*
- Sec. 7106. Policy research centers.*
- Sec. 7107. Repeal of human nutrition intervention and health promotion research program.*
- Sec. 7108. Repeal of pilot research program to combine medical and agricultural research.*
- Sec. 7109. Nutrition education program.*
- Sec. 7110. Continuing animal health and disease research programs.*
- Sec. 7111. Repeal of appropriations for research on national or regional problems.*
- Sec. 7112. Grants to upgrade agricultural and food sciences facilities at 1890 land-grant colleges, including Tuskegee University.*
- Sec. 7113. Grants to upgrade agriculture and food science facilities and equipment at insular area land-grant institutions.*
- Sec. 7114. Repeal of national research and training virtual centers.*
- Sec. 7115. Hispanic-serving institutions.*
- Sec. 7116. Competitive Grants Program for Hispanic Agricultural Workers and Youth.*
- Sec. 7117. Competitive grants for international agricultural science and education programs.*
- Sec. 7118. Repeal of research equipment grants.*
- Sec. 7119. University research.*
- Sec. 7120. Extension service.*
- Sec. 7121. Auditing, reporting, bookkeeping, and administrative requirements.*
- Sec. 7122. Supplemental and alternative crops.*
- Sec. 7123. Capacity building grants for NLGCA institutions.*
- Sec. 7124. Aquaculture assistance programs.*
- Sec. 7125. Rangeland research programs.*
- Sec. 7126. Special authorization for biosecurity planning and response.*
- Sec. 7127. Distance education and resident instruction grants program for insular area institutions of higher education.*
- Sec. 7128. Matching funds requirement.*

Subtitle B—Food, Agriculture, Conservation, and Trade Act of 1990

- Sec. 7201. Best utilization of biological applications.*
- Sec. 7202. Integrated management systems.*
- Sec. 7203. Sustainable agriculture technology development and transfer program.*
- Sec. 7204. National training program.*
- Sec. 7205. National Genetics Resources Program.*
- Sec. 7206. Repeal of National Agricultural Weather Information System.*
- Sec. 7207. Repeal of rural electronic commerce extension program.*
- Sec. 7208. Repeal of agricultural genome initiative.*
- Sec. 7209. High-priority research and extension initiatives.*
- Sec. 7210. Repeal of nutrient management research and extension initiative.*
- Sec. 7211. Organic agriculture research and extension initiative.*
- Sec. 7212. Repeal of agricultural bioenergy feedstock and energy efficiency research and extension initiative.*
- Sec. 7213. Farm business management.*
- Sec. 7214. Centers of excellence.*
- Sec. 7215. Repeal of red meat safety research center.*
- Sec. 7216. Assistive technology program for farmers with disabilities.*
- Sec. 7217. National rural information center clearinghouse.*

*Subtitle C—Agricultural Research, Extension, and Education Reform Act of
1998*

- Sec. 7301. Relevance and merit of agricultural research, extension, and education funded by the Department.*
- Sec. 7302. Integrated research, education, and extension competitive grants program.*
- Sec. 7303. Repeal of coordinated program of research, extension, and education to improve viability of small and medium size dairy, livestock, and poultry operations.*
- Sec. 7304. Fusarium Graminearum grants.*
- Sec. 7305. Repeal of Bovine Johne's disease control program.*
- Sec. 7306. Grants for youth organizations.*
- Sec. 7307. Specialty crop research initiative.*
- Sec. 7308. Food animal residue avoidance database program.*
- Sec. 7309. Repeal of national swine research center.*
- Sec. 7310. Office of pest management policy.*
- Sec. 7311. Repeal of studies of agricultural research, extension, and education.*

Subtitle D—Other Laws

- Sec. 7401. Critical Agricultural Materials Act.*
- Sec. 7402. Equity in Educational Land-grant Status Act of 1994.*
- Sec. 7403. Research Facilities Act.*
- Sec. 7404. Repeal of carbon cycle research.*
- Sec. 7405. Competitive, Special, and Facilities Research Grant Act.*
- Sec. 7406. Renewable Resources Extension Act of 1978.*
- Sec. 7407. National Aquaculture Act of 1980.*
- Sec. 7408. Repeal of use of remote sensing data.*
- Sec. 7409. Repeal of reports under Farm Security and Rural Investment Act of 2002.*
- Sec. 7410. Beginning farmer and rancher development program.*
- Sec. 7411. Inclusion of Northern Mariana Islands as a State under McIntire-Stennis Cooperative Forestry Act.*

Subtitle E—Food, Conservation, and Energy Act of 2008

PART 1—AGRICULTURAL SECURITY

- Sec. 7501. Agricultural biosecurity communication center.*
- Sec. 7502. Assistance to build local capacity in agricultural biosecurity planning, preparation, and response.*
- Sec. 7503. Research and development of agricultural countermeasures.*
- Sec. 7504. Agricultural biosecurity grant program.*

PART 2—MISCELLANEOUS

- Sec. 7511. Enhanced use lease authority pilot program.*
- Sec. 7512. Grazinglands research laboratory.*
- Sec. 7513. Budget submission and funding.*
- Sec. 7514. Repeal of research and education grants for the study of antibiotic-resistant bacteria.*
- Sec. 7515. Repeal of farm and ranch stress assistance network.*
- Sec. 7516. Repeal of seed distribution.*
- Sec. 7517. Natural products research program.*
- Sec. 7518. Sun grant program.*
- Sec. 7519. Repeal of study and report on food deserts.*

Sec. 7520. Repeal of agricultural and rural transportation research and education.

Subtitle F—Miscellaneous Provisions

Sec. 7601. Agreements with nonprofit organizations for National Arboretum.

Sec. 7602. Cotton Disease Research Report.

Sec. 7603. Acceptance of facility for Agricultural Research Service.

Sec. 7604. Miscellaneous technical corrections.

TITLE VIII—FORESTRY

Subtitle A—Repeal of Certain Forestry Programs

Sec. 8001. Forest land enhancement program.

Sec. 8002. Watershed forestry assistance program.

Sec. 8003. Expired cooperative national forest products marketing program.

Sec. 8004. Hispanic-serving institution agricultural land national resources leadership program.

Sec. 8005. Tribal watershed forestry assistance program.

Sec. 8006. Separate Forest Service decisionmaking and appeals process.

Subtitle B—Reauthorization of Cooperative Forestry Assistance Act of 1978 Programs

Sec. 8101. State-wide assessment and strategies for forest resources.

Sec. 8102. Forest Legacy Program.

Sec. 8103. Community forest and open space conservation program.

Subtitle C—Reauthorization of Other Forestry-Related Laws

Sec. 8201. Rural revitalization technologies.

Sec. 8202. Office of International Forestry.

Sec. 8203. Change in funding source for healthy forests reserve program.

Sec. 8204. Stewardship end result contracting project authority.

Subtitle D—National Forest Critical Area Response

Sec. 8301. Definitions.

Sec. 8302. Designation of critical areas.

Sec. 8303. Application of expedited procedures and activities of the Healthy Forests Restoration Act of 2003 to critical areas.

Sec. 8304. Good neighbor authority.

Subtitle E—Miscellaneous Provisions

Sec. 8401. Revision of strategic plan for forest inventory and analysis.

Sec. 8402. Forest Service participation in ACES Program.

Sec. 8403. Green science and technology transfer research under Forest and Rangeland Renewable Resources Research Act of 1978.

Sec. 8404. Extension of stewardship contracts authority regarding use of designation by prescription to all thinning sales under National Forest Management Act of 1976.

Sec. 8405. Reimbursement of fire funds expended by a State for management and suppression of certain wildfires.

Sec. 8406. Ability of National Forest System lands to meet needs of local wood producing facilities for raw materials.

Sec. 8407. Report on the National Forest System roads.

TITLE IX—ENERGY

- Sec. 9001. Definition of renewable energy system.*
- Sec. 9002. Biobased markets program.*
- Sec. 9003. Biorefinery Assistance.*
- Sec. 9004. Repowering assistance program.*
- Sec. 9005. Bioenergy Program for Advanced Biofuels.*
- Sec. 9006. Biodiesel Fuel Education Program.*
- Sec. 9007. Rural Energy for America Program.*
- Sec. 9008. Biomass Research and Development.*
- Sec. 9009. Feedstock Flexibility Program for Bioenergy Producers.*
- Sec. 9010. Biomass Crop Assistance Program.*
- Sec. 9011. Community wood energy program.*
- Sec. 9012. Repeal of biofuels infrastructure study.*
- Sec. 9013. Repeal of renewable fertilizer study.*

TITLE X—HORTICULTURE

- Sec. 10001. Specialty crops market news allocation.*
- Sec. 10002. Repeal of grant program to improve movement of specialty crops.*
- Sec. 10003. Farmers market and local food promotion program.*
- Sec. 10004. Organic agriculture.*
- Sec. 10005. Investigations and enforcement of the Organic Foods Production Act of 1990.*
- Sec. 10006. Food safety education initiatives.*
- Sec. 10007. Specialty crop block grants.*
- Sec. 10008. Report on honey.*
- Sec. 10009. Bulk shipments of apples to Canada.*
- Sec. 10010. Inclusion of olive oil in import controls under the Agricultural Adjustment Act.*
- Sec. 10011. Consolidation of plant pest and disease management and disaster prevention programs.*
- Sec. 10012. Modification, cancellation, or suspension on basis of a biological opinion.*
- Sec. 10013. Use and discharges of authorized pesticides.*
- Sec. 10014. Seed not pesticide or device for purposes of importation.*
- Sec. 10015. Stay of regulations related to Christmas Tree Promotion, Research, and Information Order.*
- Sec. 10016. Study on proposed order pertaining to sulfuryl fluoride.*
- Sec. 10017. Study on local and regional food production and program evaluation.*

TITLE XI—CROP INSURANCE

- Sec. 11001. Information sharing.*
- Sec. 11002. Publication of information on violations of prohibition on premium adjustments.*
- Sec. 11003. Supplemental coverage option.*
- Sec. 11004. Premium amounts for catastrophic risk protection.*
- Sec. 11005. Repeal of performance-based discount.*
- Sec. 11006. Permanent enterprise unit subsidy.*
- Sec. 11007. Enterprise units for irrigated and nonirrigated crops.*
- Sec. 11008. Data collection.*
- Sec. 11009. Adjustment in actual production history to establish insurable yields.*
- Sec. 11010. Submission and review of policies.*
- Sec. 11011. Equitable relief for specialty crop policies.*

- Sec. 11012. Budget limitations on renegotiation of the standard reinsurance agreement.*
- Sec. 11013. Crop production on native sod.*
- Sec. 11014. Coverage levels by practice.*
- Sec. 11015. Beginning farmer and rancher provisions.*
- Sec. 11016. Stacked income protection plan for producers of upland cotton.*
- Sec. 11017. Peanut revenue crop insurance.*
- Sec. 11018. Authority to correct errors.*
- Sec. 11019. Implementation.*
- Sec. 11020. Research and development priorities.*
- Sec. 11021. Additional research and development contracting requirements.*
- Sec. 11022. Program compliance partnerships.*
- Sec. 11023. Pilot programs.*
- Sec. 11024. Technical amendments.*

TITLE XII—MISCELLANEOUS

Subtitle A—Livestock

- Sec. 12101. National Sheep Industry Improvement Center.*
- Sec. 12102. Repeal of certain regulations under the Packers and Stockyards Act, 1921.*
- Sec. 12103. Trichinae certification program.*
- Sec. 12104. National Aquatic Animal Health Plan.*
- Sec. 12105. Country of origin labeling.*
- Sec. 12106. National animal health laboratory network.*
- Sec. 12107. Repeal of duplicative catfish inspection program.*
- Sec. 12108. National Poultry Improvement Program.*
- Sec. 12109. Report on bovine tuberculosis in Texas.*

Subtitle B—Socially Disadvantaged Producers and Limited Resource Producers

- Sec. 12201. Outreach and assistance for socially disadvantaged farmers and ranchers and veteran farmers and ranchers.*
- Sec. 12202. Office of Advocacy and Outreach.*
- Sec. 12203. Socially Disadvantaged Farmers and Ranchers Policy Research Center.*

Subtitle C—Other Miscellaneous Provisions

- Sec. 12302. Grants to improve supply, stability, safety, and training of agricultural labor force.*
- Sec. 12303. Program benefit eligibility status for participants in high plains water study.*
- Sec. 12304. Office of Tribal Relations.*
- Sec. 12305. Military Veterans Agricultural Liaison.*
- Sec. 12306. Prohibition on keeping GSA leased cars overnight.*
- Sec. 12307. Noninsured crop assistance program.*
- Sec. 12308. Ensuring high standards for agency use of scientific information.*
- Sec. 12309. Evaluation required for purposes of prohibition on closure or relocation of county offices for the Farm Service Agency.*
- Sec. 12310. Acer access and development program.*
- Sec. 12311. Regulatory review by the Secretary of Agriculture.*
- Sec. 12312. Agricultural commodity definition.*
- Sec. 12313. Prohibition on attending an animal fighting venture or causing a minor to attend an animal fighting venture.*

Sec. 12314. Prohibition against interference by State and local governments with production or manufacture of items in other States.

Sec. 12315. Increased protection for agricultural interests in the Missouri River Basin.

Sec. 12316. Increased protection for agricultural interests in the Black Dirt region.

1 **SEC. 2. DEFINITION OF SECRETARY OF AGRICULTURE.**

2 *In this Act, the term “Secretary” means the Secretary*
3 *of Agriculture.*

4 **TITLE I—COMMODITIES**

5 **Subtitle A—Repeals and Reforms**

6 **SEC. 1101. REPEAL OF DIRECT PAYMENTS.**

7 *(a) REPEAL.—Sections 1103 and 1303 of the Food,*
8 *Conservation, and Energy Act of 2008 (7 U.S.C. 8713,*
9 *8753) are repealed.*

10 *(b) CONTINUED APPLICATION FOR 2013 CROP YEAR.—*
11 *Sections 1103 and 1303 of the Food, Conservation, and En-*
12 *ergy Act of 2008 (7 U.S.C. 8713, 8753), as in effect on the*
13 *day before the date of enactment of this Act, shall continue*
14 *to apply through the 2013 crop year with respect to all cov-*
15 *ered commodities (as defined in section 1001 of that Act*
16 *(7 U.S.C. 8702)) and peanuts on a farm.*

17 *(c) CONTINUED APPLICATION FOR 2014 AND 2015*
18 *CROP YEARS.—Subject to this subtitle, the amendments*
19 *made by sections 1603 and 1604 of this Act, and sections*
20 *1607 and 1611 of this Act, section 1103 of the Food, Con-*
21 *servation and Energy Act of 2008 (7 U.S.C. 8713), as in*
22 *effect on the day before the date of enactment of this Act,*

1 *shall continue to apply through the 2014 and 2015 crop*
2 *years with respect to upland cotton only (as defined in sec-*
3 *tion 1001 of that Act (7 U.S.C. 8702)), except that, in ap-*
4 *plying such section 1103, the term “payment acres” means*
5 *the following:*

6 (1) *For crop year 2014, 70 percent of the base*
7 *acres of upland cotton on a farm on which direct*
8 *payments are made.*

9 (2) *For crop year 2015, 60 percent of the base*
10 *acres of upland cotton on a farm on which direct*
11 *payments are made.*

12 **SEC. 1102. REPEAL OF COUNTER-CYCLICAL PAYMENTS.**

13 (a) *REPEAL.*—*Sections 1104 and 1304 of the Food,*
14 *Conservation, and Energy Act of 2008 (7 U.S.C. 8714,*
15 *8754) are repealed.*

16 (b) *CONTINUED APPLICATION FOR 2013 CROP YEAR.*—
17 *Sections 1104 and 1304 of the Food, Conservation, and En-*
18 *ergy Act of 2008 (7 U.S.C. 8714, 8754), as in effect on the*
19 *day before the date of enactment of this Act, shall continue*
20 *to apply through the 2013 crop year with respect to all cov-*
21 *ered commodities (as defined in section 1001 of that Act*
22 *(7 U.S.C. 8702)) and peanuts on a farm.*

1 **SEC. 1103. REPEAL OF AVERAGE CROP REVENUE ELECTION**
2 **PROGRAM.**

3 (a) *REPEAL.*—Section 1105 of the Food, Conservation,
4 and Energy Act of 2008 (7 U.S.C. 8715) is repealed.

5 (b) *CONTINUED APPLICATION FOR 2013 CROP YEAR.*—
6 Section 1105 of the Food, Conservation, and Energy Act
7 of 2008 (7 U.S.C. 8715), as in effect on the day before the
8 date of enactment of this Act, shall continue to apply
9 through the 2013 crop year with respect to all covered com-
10 modities (as defined in section 1001 of that Act (7 U.S.C.
11 8702)) and peanuts on a farm for which the irrevocable
12 election under section 1105 of that Act was made before the
13 date of enactment of this Act.

14 **SEC. 1104. DEFINITIONS.**

15 *In this subtitle and subtitle B:*

16 (1) *ACTUAL COUNTY REVENUE.*—The term “ac-
17 tual county revenue”, with respect to a covered com-
18 modity for a crop year, means the amount determined
19 by the Secretary under section 1107(c)(4) to deter-
20 mine whether revenue loss coverage payments are re-
21 quired to be provided for that crop year.

22 (2) *BASE ACRES.*—The term “base acres”, with
23 respect to a covered commodity and cotton on a farm,
24 means the number of acres established under section
25 1101 and 1302 of the Farm Security and Rural In-
26 vestment Act of 2002 (7 U.S.C. 7911, 7952) or section

1 *1101 and 1302 of the Food, Conservation, and Energy*
2 *Act of 2008 (7 U.S.C. 8711, 8752), as in effect on*
3 *September 30, 2013, subject to any adjustment under*
4 *section 1105 of this Act. For purposes of making pay-*
5 *ments under subsections (b) and (c) of section 1107,*
6 *base acres are reduced by the payment acres cal-*
7 *culated in 1101(c).*

8 (3) *COUNTY REVENUE LOSS COVERAGE TRIG-*
9 *GER.—The term “county revenue loss coverage trig-*
10 *ger”, with respect to a covered commodity for a crop*
11 *year, means the amount determined by the Secretary*
12 *under section 1107(c)(5) to determine whether revenue*
13 *loss coverage payments are required to be provided for*
14 *that crop year.*

15 (4) *COVERED COMMODITY.—The term “covered*
16 *commodity” means wheat, oats, and barley (including*
17 *wheat, oats, and barley used for haying and grazing),*
18 *corn, grain sorghum, long grain rice, medium grain*
19 *rice, pulse crops, soybeans, other oilseeds, and pea-*
20 *nuts.*

21 (5) *EFFECTIVE PRICE.—The term “effective*
22 *price”, with respect to a covered commodity for a*
23 *crop year, means the price calculated by the Secretary*
24 *under section 1107(b)(2) to determine whether price*

1 *loss coverage payments are required to be provided for*
2 *that crop year.*

3 (6) *EXTRA LONG STAPLE COTTON.*—*The term*
4 *“extra long staple cotton” means cotton that—*

5 (A) *is produced from pure strain varieties*
6 *of the Barbadosense species or any hybrid of the*
7 *species, or other similar types of extra long sta-*
8 *ple cotton, designated by the Secretary, having*
9 *characteristics needed for various end uses for*
10 *which United States upland cotton is not suit-*
11 *able and grown in irrigated cotton-growing re-*
12 *gions of the United States designated by the Sec-*
13 *retary or other areas designated by the Secretary*
14 *as suitable for the production of the varieties or*
15 *types; and*

16 (B) *is ginned on a roller-type gin or, if au-*
17 *thorized by the Secretary, ginned on another*
18 *type gin for experimental purposes.*

19 (7) *FARM BASE ACRES.*—*The term “farm base*
20 *acres” means the sum of the base acreage for all cov-*
21 *ered commodities and cotton on a farm in effect as*
22 *of September 30, 2013, and subject to any adjustment*
23 *under section 1105.*

24 (8) *MEDIUM GRAIN RICE.*—*The term “medium*
25 *grain rice” includes short grain rice.*

1 (9) *MIDSEASON PRICE*.—The term “midseason
2 price” means the applicable national average market
3 price received by producers for the first 5 months of
4 the applicable marketing year, as determined by the
5 Secretary.

6 (10) *OTHER OILSEED*.—The term “other oilseed”
7 means a crop of sunflower seed, rapeseed, canola, saf-
8 flower, flaxseed, mustard seed, crambe, sesame seed, or
9 any oilseed designated by the Secretary.

10 (11) *PAYMENT ACRES*.—

11 (A) *IN GENERAL*.—Except as provided in
12 subparagraphs (B) through (D), the term “pay-
13 ment acres”, with respect to the provision of
14 price loss coverage payments and revenue loss
15 coverage payments, means—

16 (i) 85 percent of total acres planted for
17 the year to each covered commodity on a
18 farm; and

19 (ii) 30 percent of total acres approved
20 as prevented from being planted for the year
21 to each covered commodity on a farm.

22 (B) *MAXIMUM*.—The total quantity of pay-
23 ment acres determined under subparagraph (A)
24 shall not exceed the farm base acres.

1 (C) *REDUCTION.*—*If the sum of all payment*
2 *acres for a farm exceeds the limits established*
3 *under subparagraph (B), the Secretary shall re-*
4 *duce the payment acres applicable to each crop*
5 *proportionately.*

6 (D) *EXCLUSION.*—*The term “payment*
7 *acres” does not include any crop subsequently*
8 *planted during the same crop year on the same*
9 *land for which the first crop is eligible for pay-*
10 *ments under this subtitle, unless the crop was*
11 *approved for double cropping in the county, as*
12 *determined by the Secretary.*

13 (12) *PAYMENT YIELD.*—*The term “payment*
14 *yield” means the yield established for counter-cyclical*
15 *payments under section 1102 or 1302 of the Farm Se-*
16 *curity and Rural Investment Act of 2002 (7 U.S.C.*
17 *7912, 7952), section 1102 of the Food, Conservation,*
18 *and Energy Act of 2008 (7 U.S.C. 8712), as in effect*
19 *on September 30, 2013, or under section 1106 of this*
20 *Act, for a farm for a covered commodity.*

21 (13) *PRICE LOSS COVERAGE.*—*The term “price*
22 *loss coverage” means coverage provided under section*
23 *1107(b).*

24 (14) *PRODUCER.*—

1 (A) *IN GENERAL.*—*The term “producer”*
 2 *means an owner, operator, landlord, tenant, or*
 3 *sharecropper that shares in the risk of producing*
 4 *a crop and is entitled to share in the crop avail-*
 5 *able for marketing from the farm, or would have*
 6 *shared had the crop been produced.*

7 (B) *HYBRID SEED.*—*In determining wheth-*
 8 *er a grower of hybrid seed is a producer, the Sec-*
 9 *retary shall—*

10 (i) *not take into consideration the ex-*
 11 *istence of a hybrid seed contract; and*

12 (ii) *ensure that program requirements*
 13 *do not adversely affect the ability of the*
 14 *grower to receive a payment under this*
 15 *title.*

16 (15) *PULSE CROP.*—*The term “pulse crop”*
 17 *means dry peas, lentils, small chickpeas, and large*
 18 *chickpeas.*

19 (16) *REFERENCE PRICE.*—*The term “reference*
 20 *price”, with respect to a covered commodity for a*
 21 *crop year, means the following:*

22 (A) *Wheat, \$5.50 per bushel.*

23 (B) *Corn, \$3.70 per bushel.*

24 (C) *Grain sorghum, \$3.95 per bushel.*

25 (D) *Barley, \$4.95 per bushel.*

1 (E) Oats, \$2.40 per bushel.

2 (F) Long grain rice, \$14.00 per hundred-
3 weight.

4 (G) Medium grain rice, \$14.00 per hun-
5 dredweight.

6 (H) Soybeans, \$8.40 per bushel.

7 (I) Other oilseeds, \$20.15 per hundred-
8 weight.

9 (J) Peanuts \$535.00 per ton.

10 (K) Dry peas, \$11.00 per hundredweight.

11 (L) Lentils, \$19.97 per hundredweight.

12 (M) Small chickpeas, \$19.04 per hundred-
13 weight.

14 (N) Large chickpeas, \$21.54 per hundred-
15 weight.

16 (17) REVENUE LOSS COVERAGE.—The term “rev-
17 enue loss coverage” means coverage provided under
18 section 1107(c).

19 (18) SECRETARY.—The term “Secretary” means
20 the Secretary of Agriculture.

21 (19) STATE.—The term “State” means—

22 (A) a State;

23 (B) the District of Columbia;

24 (C) the Commonwealth of Puerto Rico; and

1 (D) any other territory or possession of the
2 United States.

3 (20) *TEMPERATE JAPONICA RICE.*—The term
4 “temperate japonica rice” means rice that is grown
5 in high altitudes or temperate regions of high lati-
6 tudes with cooler climate conditions, in the Western
7 United States, as determined by the Secretary.

8 (21) *TRANSITIONAL YIELD.*—The term “transi-
9 tional yield” has the meaning given the term in sec-
10 tion 502(b) of the Federal Crop Insurance Act (7
11 U.S.C. 1502(b)).

12 (22) *UNITED STATES.*—The term “United
13 States”, when used in a geographical sense, means all
14 of the States.

15 (23) *UNITED STATES PREMIUM FACTOR.*—The
16 term “United States Premium Factor” means the
17 percentage by which the difference in the United
18 States loan schedule premiums for Strict Middling
19 (SM) 1¹/₈-inch upland cotton and for Middling (M)
20 1³/₃₂-inch upland cotton exceeds the difference in the
21 applicable premiums for comparable international
22 qualities.

23 **SEC. 1105. BASE ACRES.**

24 (a) *ADJUSTMENT OF BASE ACRES.*—

1 (1) *IN GENERAL.*—*The Secretary shall provide*
2 *for an adjustment, as appropriate, in the base acres*
3 *for covered commodities and cotton for a farm when-*
4 *ever any of the following circumstances occurs:*

5 (A) *A conservation reserve contract entered*
6 *into under section 1231 of the Food Security Act*
7 *of 1985 (16 U.S.C. 3831) with respect to the*
8 *farm expires or is voluntarily terminated.*

9 (B) *Cropland is released from coverage*
10 *under a conservation reserve contract by the Sec-*
11 *retary.*

12 (C) *The producer has eligible oilseed acreage*
13 *as the result of the Secretary designating addi-*
14 *tional oilseeds, which shall be determined in the*
15 *same manner as eligible oilseed acreage under*
16 *section 1101(a)(1)(D) of the Food, Conservation,*
17 *and Energy Act of 2008 (7 U.S.C.*
18 *8711(a)(1)(D)).*

19 (2) *SPECIAL CONSERVATION RESERVE ACREAGE*
20 *PAYMENT RULES.*—*For the crop year in which a base*
21 *acres adjustment under subparagraph (A) or (B) of*
22 *paragraph (1) is first made, the owner of the farm*
23 *shall elect to receive price loss coverage or revenue loss*
24 *coverage with respect to the acreage added to the farm*

1 *under this subsection or a prorated payment under*
2 *the conservation reserve contract, but not both.*

3 *(b) PREVENTION OF EXCESS BASE ACRES.—*

4 *(1) REQUIRED REDUCTION.—If the sum of the*
5 *base acres for a farm, together with the acreage de-*
6 *scribed in paragraph (2) exceeds the actual cropland*
7 *acreage of the farm, the Secretary shall reduce the*
8 *base acres for 1 or more covered commodities or cot-*
9 *ton for the farm so that the sum of the base acres and*
10 *acreage described in paragraph (2) does not exceed*
11 *the actual cropland acreage of the farm.*

12 *(2) OTHER ACREAGE.—For purposes of para-*
13 *graph (1), the Secretary shall include the following:*

14 *(A) Any acreage on the farm enrolled in the*
15 *conservation reserve program or wetlands reserve*
16 *program (or successor programs) under chapter*
17 *1 of subtitle D of title XII of the Food Security*
18 *Act of 1985 (16 U.S.C. 3830 et seq.).*

19 *(B) Any other acreage on the farm enrolled*
20 *in a Federal conservation program for which*
21 *payments are made in exchange for not pro-*
22 *ducing an agricultural commodity on the acre-*
23 *age.*

24 *(C) If the Secretary designates additional*
25 *oilseeds, any eligible oilseed acreage, which shall*

1 *be determined in the same manner as eligible oil-*
2 *seed acreage under subsection (a)(1)(C).*

3 (3) *SELECTION OF ACRES.*—*The Secretary shall*
4 *give the owner of the farm the opportunity to select*
5 *the base acres for a covered commodity or cotton for*
6 *the farm against which the reduction required by*
7 *paragraph (1) will be made.*

8 (4) *EXCEPTION FOR DOUBLE-CROPPED ACRE-*
9 *AGE.*—*In applying paragraph (1), the Secretary shall*
10 *make an exception in the case of double cropping, as*
11 *determined by the Secretary.*

12 (c) *REDUCTION IN BASE ACRES.*—

13 (1) *REDUCTION AT OPTION OF OWNER.*—

14 (A) *IN GENERAL.*—*The owner of a farm*
15 *may reduce, at any time, the base acres for any*
16 *covered commodity or cotton for the farm.*

17 (B) *EFFECT OF REDUCTION.*—*A reduction*
18 *under subparagraph (A) shall be permanent and*
19 *made in a manner prescribed by the Secretary.*

20 (2) *REQUIRED ACTION BY SECRETARY.*—

21 (A) *IN GENERAL.*—*The Secretary shall pro-*
22 *portionately reduce base acres on a farm for cov-*
23 *ered commodities and cotton for land that has*
24 *been subdivided and developed for multiple resi-*
25 *dential units or other nonfarming uses if the size*

1 *of the tracts and the density of the subdivision*
2 *is such that the land is unlikely to return to the*
3 *previous agricultural use, unless the producers*
4 *on the farm demonstrate that the land—*

5 *(i) remains devoted to commercial ag-*
6 *ricultural production; or*

7 *(ii) is likely to be returned to the pre-*
8 *vious agricultural use.*

9 *(B) REQUIREMENT.—The Secretary shall*
10 *establish procedures to identify land described in*
11 *subparagraph (A).*

12 **SEC. 1106. PAYMENT YIELDS.**

13 *(a) ESTABLISHMENT AND PURPOSE.—For the purpose*
14 *of making payments under this subtitle, the Secretary shall*
15 *provide for the establishment of a yield for each farm for*
16 *any designated oilseed for which a payment yield was not*
17 *established under section 1102 of the Food, Conservation,*
18 *and Energy Act of 2008 (7 U.S.C. 8712) in accordance with*
19 *this section.*

20 *(b) PAYMENT YIELDS FOR DESIGNATED OILSEEDS.—*

21 *(1) DETERMINATION OF AVERAGE YIELD.—In the*
22 *case of designated oilseeds, the Secretary shall deter-*
23 *mine the average yield per planted acre for the des-*
24 *ignated oilseed on a farm for the 1998 through 2001*

1 *crop years, excluding any crop year in which the*
2 *acreage planted to the designated oilseed was zero.*

3 (2) *ADJUSTMENT FOR PAYMENT YIELD.—*

4 (A) *IN GENERAL.—The payment yield for a*
5 *farm for a designated oilseed shall be equal to the*
6 *product of the following:*

7 (i) *The average yield for the designated*
8 *oilseed determined under paragraph (1).*

9 (ii) *The ratio resulting from dividing*
10 *the national average yield for the designated*
11 *oilseed for the 1981 through 1985 crops by*
12 *the national average yield for the designated*
13 *oilseed for the 1998 through 2001 crops.*

14 (B) *NO NATIONAL AVERAGE YIELD INFOR-*
15 *MATION AVAILABLE.—To the extent that national*
16 *average yield information for a designated oil-*
17 *seed is not available, the Secretary shall use such*
18 *information as the Secretary determines to be*
19 *fair and equitable to establish a national average*
20 *yield under this section.*

21 (3) *USE OF COUNTY AVERAGE YIELD.—If the*
22 *yield per planted acre for a crop of a designated oil-*
23 *seed for a farm for any of the 1998 through 2001 crop*
24 *years was less than 75 percent of the county yield for*
25 *that designated oilseed, the Secretary shall assign a*

1 *yield for that crop year equal to 75 percent of the*
2 *county yield for the purpose of determining the aver-*
3 *age under paragraph (1).*

4 (4) *NO HISTORIC YIELD DATA AVAILABLE.—In*
5 *the case of establishing yields for designated oilseeds,*
6 *if historic yield data is not available, the Secretary*
7 *shall use the ratio for dry peas calculated under para-*
8 *graph (2)(A)(ii) in determining the yields for des-*
9 *ignated oilseeds, as determined to be fair and equi-*
10 *table by the Secretary.*

11 (c) *EFFECT OF LACK OF PAYMENT YIELD.—*

12 (1) *ESTABLISHMENT BY SECRETARY.—If no pay-*
13 *ment yield is otherwise established for a farm for*
14 *which a covered commodity is planted and eligible to*
15 *receive price loss coverage payments, the Secretary*
16 *shall establish an appropriate payment yield for the*
17 *covered commodity on the farm under paragraph (2).*

18 (2) *USE OF SIMILARLY SITUATED FARMS.—To*
19 *establish an appropriate payment yield for a covered*
20 *commodity on a farm as required by paragraph (1),*
21 *the Secretary shall take into consideration the farm*
22 *program payment yields applicable to that covered*
23 *commodity for similarly situated farms. The use of*
24 *such data in an appeal, by the Secretary or by the*

1 *producer, shall not be subject to any other provision*
2 *of law.*

3 *(d) SINGLE OPPORTUNITY TO UPDATE YIELDS USED*
4 *TO DETERMINE PRICE LOSS COVERAGE PAYMENTS.—*

5 *(1) ELECTION TO UPDATE.—At the sole discre-*
6 *tion of the owner of a farm, the owner of a farm shall*
7 *have a 1-time opportunity to update the payment*
8 *yields on a covered commodity-by-covered commodity*
9 *basis that would otherwise be used in calculating any*
10 *price loss coverage payment for covered commodities*
11 *on the farm.*

12 *(2) TIME FOR ELECTION.—The election under*
13 *paragraph (1) shall be made at a time and manner*
14 *to be in effect for the 2014 crop year as determined*
15 *by the Secretary.*

16 *(3) METHOD OF UPDATING YIELDS.—If the*
17 *owner of a farm elects to update yields under this*
18 *subsection, the payment yield for a covered com-*
19 *modity on the farm, for the purpose of calculating*
20 *price loss coverage payments only, shall be equal to*
21 *90 percent of the average of the yield per planted acre*
22 *for the crop of the covered commodity on the farm for*
23 *the 2008 through 2012 crop years, as determined by*
24 *the Secretary, excluding any crop year in which the*

1 *acreage planted to the crop of the covered commodity*
2 *was zero.*

3 *(4) USE OF COUNTY AVERAGE YIELD.—If the*
4 *yield per planted acre for a crop of the covered com-*
5 *modity for a farm for any of the 2008 through 2012*
6 *crop years was less than 75 percent of the average of*
7 *the 2008 through 2012 county yield for that com-*
8 *modity, the Secretary shall assign a yield for that*
9 *crop year equal to 75 percent of the average of the*
10 *2008 through 2012 county yield for the purposes of*
11 *determining the average yield under paragraph (3).*

12 *(5) EFFECT OF LACK OF PAYMENT YIELD.—*

13 *(A) ESTABLISHMENT BY SECRETARY.—For*
14 *purposes of this subsection, if no payment yield*
15 *is otherwise established for a covered commodity*
16 *on a farm, the Secretary shall establish an ap-*
17 *propriate updated payment yield for the covered*
18 *commodity on the farm under subparagraph (B).*

19 *(B) USE OF SIMILARLY SITUATED FARMS.—*
20 *To establish an appropriate payment yield for a*
21 *covered commodity on a farm as required by*
22 *subparagraph (A), the Secretary shall take into*
23 *consideration the farm program payment yields*
24 *applicable to that covered commodity for simi-*
25 *larly situated farms. The use of such data in an*

1 *appeal, by the Secretary or by the producer,*
2 *shall not be subject to any other provision of law.*

3 **SEC. 1107. FARM RISK MANAGEMENT ELECTION.**

4 *(a) IN GENERAL.—*

5 *(1) PAYMENTS REQUIRED.—Except as provided*
6 *in paragraph (2), if the Secretary determines that*
7 *payments are required under subsection (b)(1) or*
8 *(c)(2) for a covered commodity, the Secretary shall*
9 *make payments for that covered commodity available*
10 *under such subsection to producers on a farm pursu-*
11 *ant to the terms and conditions of this section.*

12 *(2) PROHIBITION ON PAYMENTS; EXCEPTIONS.—*
13 *Notwithstanding any other provision of this title, a*
14 *producer on a farm may not receive price loss cov-*
15 *erage payments or revenue loss coverage payments if*
16 *the sum of the planted acres of covered commodities*
17 *on the farm is 10 acres or less, as determined by the*
18 *Secretary, unless the producer is—*

19 *(A) a socially disadvantaged farmer or*
20 *rancher (as defined in section 355(e) of the Con-*
21 *solidated Farm and Rural Development Act (7*
22 *U.S.C. 2003(e)); or*

23 *(B) a limited resource farmer or rancher, as*
24 *defined by the Secretary.*

25 *(b) PRICE LOSS COVERAGE.—*

1 (1) *PAYMENTS.*—*For each of the 2014 through*
2 *2018 crop years, the Secretary shall make price loss*
3 *coverage payments to producers on a farm for a cov-*
4 *ered commodity if the Secretary determines that—*

5 (A) *the effective price for the covered com-*
6 *modity for the crop year; is less than*

7 (B) *the reference price for the covered com-*
8 *modity for the crop year.*

9 (2) *EFFECTIVE PRICE.*—*The effective price for a*
10 *covered commodity for a crop year shall be the higher*
11 *of—*

12 (A) *the midseason price; or*

13 (B) *the national average loan rate for a*
14 *marketing assistance loan for the covered com-*
15 *modity in effect for crop years 2014 through*
16 *2018 under subtitle B.*

17 (3) *PAYMENT RATE.*—*The payment rate shall be*
18 *equal to the difference between—*

19 (A) *the reference price for the covered com-*
20 *modity; and*

21 (B) *the effective price determined under*
22 *paragraph (2) for the covered commodity.*

23 (4) *PAYMENT AMOUNT.*—*If price loss coverage*
24 *payments are required to be provided under this sub-*
25 *section for any of the 2014 through 2018 crop years*

1 for a covered commodity, the amount of the price loss
2 coverage payment to be paid to the producers on a
3 farm for the crop year shall be equal to the product
4 obtained by multiplying—

5 (A) the payment rate for the covered com-
6 modity under paragraph (3);

7 (B) the payment yield for the covered com-
8 modity; and

9 (C) the payment acres for the covered com-
10 modity.

11 (5) *TIME FOR PAYMENTS.*—If the Secretary de-
12 termines under this subsection that price loss coverage
13 payments are required to be provided for the covered
14 commodity, the payments shall be made beginning
15 October 1, or as soon as practicable thereafter, after
16 the end of the applicable marketing year for the cov-
17 ered commodity.

18 (6) *SPECIAL RULE FOR BARLEY.*—In deter-
19 mining the effective price for barley in paragraph (2),
20 the Secretary shall use the all-barley price.

21 (7) *SPECIAL RULE FOR TEMPERATE JAPONICA*
22 *RICE.*—The Secretary shall provide a reference price
23 with respect to temperate japonica rice in an amount
24 equal to 115 percent of the amount established in sub-

1 paragraphs (F) and (G) of section 1104(16) in order
2 to reflect price premiums.

3 (c) *REVENUE LOSS COVERAGE.*—

4 (1) *AVAILABLE AS AN ALTERNATIVE.*—As an al-
5 ternative to receiving price loss coverage payments
6 under subsection (b) for a covered commodity, all of
7 the owners of the farm may make a one-time, irrev-
8 ocable election on a covered commodity-by-covered
9 commodity basis to receive revenue loss coverage pay-
10 ments for each covered commodity in accordance with
11 this subsection. If any of the owners of the farm make
12 different elections on the same covered commodity on
13 the farm, all of the owners of the farm shall be deemed
14 to have not made the election available under this
15 paragraph.

16 (2) *PAYMENTS.*—In the case of owners of a farm
17 that make the election described in paragraph (1) for
18 a covered commodity, the Secretary shall make rev-
19 enue loss coverage payments available under this sub-
20 section for each of the 2014 through 2018 crop years
21 if the Secretary determines that—

22 (A) the actual county revenue for the crop
23 year for the covered commodity; is less than

24 (B) the county revenue loss coverage trigger
25 for the crop year for the covered commodity.

1 (3) *TIME FOR PAYMENTS.*—*If the Secretary de-*
2 *termines under this subsection that revenue loss cov-*
3 *erage payments are required to be provided for the*
4 *covered commodity, payments shall be made begin-*
5 *ning October 1, or as soon as practicable thereafter,*
6 *after the end of the applicable marketing year for the*
7 *covered commodity.*

8 (4) *ACTUAL COUNTY REVENUE.*—*The amount of*
9 *the actual county revenue for a crop year of a covered*
10 *commodity shall be equal to the product obtained by*
11 *multiplying—*

12 (A) *the actual county yield, as determined*
13 *by the Secretary, for each planted acre for the*
14 *crop year for the covered commodity; and*

15 (B) *the higher of—*

16 (i) *the midseason price; or*

17 (ii) *the national average loan rate for*
18 *a marketing assistance loan for the covered*
19 *commodity in effect for crop years 2014*
20 *through 2018 under subtitle B.*

21 (5) *COUNTY REVENUE LOSS COVERAGE TRIG-*
22 *GER.*—

23 (A) *IN GENERAL.*—*The county revenue loss*
24 *coverage trigger for a crop year for a covered*

1 *commodity on a farm shall equal 85 percent of*
2 *the benchmark county revenue.*

3 *(B) BENCHMARK COUNTY REVENUE.—*

4 *(i) IN GENERAL.—The benchmark*
5 *county revenue shall be the product obtained*
6 *by multiplying—*

7 *(I) subject to clause (ii), the aver-*
8 *age historical county yield as deter-*
9 *mined by the Secretary for the most re-*
10 *cent 5 crop years, excluding each of the*
11 *crop years with the highest and lowest*
12 *yields; and*

13 *(II) subject to clause (iii), the av-*
14 *erage national marketing year average*
15 *price for the most recent 5 crop years,*
16 *excluding each of the crop years with*
17 *the highest and lowest prices.*

18 *(ii) YIELD CONDITIONS.—If the histor-*
19 *ical county yield in clause (i)(I) for any of*
20 *the 5 most recent crop years, as determined*
21 *by the Secretary, is less than 70 percent of*
22 *the transitional yield, as determined by the*
23 *Secretary, the amounts used for any of those*
24 *years in clause (i)(I) shall be 70 percent of*
25 *the transitional yield.*

1 (iii) *REFERENCE PRICE.*—If the na-
2 tional marketing year average price in
3 clause (i)(II) for any of the 5 most recent
4 crop years is lower than the reference price
5 for the covered commodity, the Secretary
6 shall use the reference price for any of those
7 years for the amounts in clause (i)(II).

8 (6) *PAYMENT RATE.*—The payment rate shall be
9 equal to the lesser of—

10 (A) the difference between—

11 (i) the county revenue loss coverage
12 trigger for the covered commodity; and

13 (ii) the actual county revenue for the
14 crop year for the covered commodity; or

15 (B) 10 percent of the benchmark county rev-
16 enue for the crop year for the covered commodity.

17 (7) *PAYMENT AMOUNT.*—If revenue loss coverage
18 payments under this subsection are required to be
19 provided for any of the 2014 through 2018 crop years
20 of a covered commodity, the amount of the revenue
21 loss coverage payment to be provided to the producers
22 on a farm for the crop year shall be equal to the prod-
23 uct obtained by multiplying—

24 (A) the payment rate under paragraph (6);

25 and

1 (B) the payment acres of the covered com-
2 modity on the farm.

3 (8) *DUTIES OF THE SECRETARY.*—In providing
4 revenue loss coverage payments under this subsection,
5 the Secretary—

6 (A) shall ensure that producers on a farm
7 do not reconstitute the farm of the producers to
8 void or change the election made under para-
9 graph (1);

10 (B) to the maximum extent practicable,
11 shall use all available information and analysis,
12 including data mining, to check for anomalies in
13 the provision of revenue loss coverage payments;

14 (C) to the maximum extent practicable,
15 shall calculate a separate county revenue loss
16 coverage trigger for irrigated and nonirrigated
17 covered commodities and a separate actual coun-
18 ty revenue for irrigated and nonirrigated covered
19 commodities;

20 (D) shall assign a benchmark county yield
21 for each planted acre for the crop year for the
22 covered commodity on the basis of the yield his-
23 tory of representative farms in the State, region,
24 or crop reporting district, as determined by the
25 Secretary, if—

1 (i) *the Secretary cannot establish the*
2 *benchmark county yield for each planted*
3 *acre for a crop year for a covered com-*
4 *modity in the county in accordance with*
5 *paragraph (5); or*

6 (ii) *the yield determined under para-*
7 *graph (5) is an unrepresentative average*
8 *yield for the county (as determined by the*
9 *Secretary); and*

10 (E) *to the maximum extent practicable,*
11 *shall ensure that in order to be eligible for a*
12 *payment under this subsection, the producers on*
13 *the farm suffered an actual loss on the covered*
14 *commodity for the crop year for which payment*
15 *is sought.*

16 (d) *ANNUAL REPORT.—The Secretary shall submit to*
17 *the Committee on Agriculture of the House of Representa-*
18 *tives and the Committee on Agriculture, Nutrition, and*
19 *Forestry of the Senate a report annually containing an*
20 *evaluation of the impact of price loss coverage and revenue*
21 *loss coverage—*

22 (1) *on the planting, production, price, and ex-*
23 *port of covered commodities; and*

24 (2) *on the cost of each commodity program.*

1 **SEC. 1108. PRODUCER AGREEMENTS.**

2 (a) *COMPLIANCE WITH CERTAIN REQUIREMENTS.*—

3 (1) *REQUIREMENTS.*—*Before the producers on a*
4 *farm may receive payments under this subtitle with*
5 *respect to the farm, the producers shall agree, during*
6 *the crop year for which the payments are made and*
7 *in exchange for the payments—*

8 (A) *to comply with applicable conservation*
9 *requirements under subtitle B of title XII of the*
10 *Food Security Act of 1985 (16 U.S.C. 3811 et*
11 *seq.);*

12 (B) *to comply with applicable wetland pro-*
13 *tection requirements under subtitle C of title XII*
14 *of that Act (16 U.S.C. 3821 et seq.); and*

15 (C) *to effectively control noxious weeds and*
16 *otherwise maintain the land in accordance with*
17 *sound agricultural practices, as determined by*
18 *the Secretary.*

19 (2) *COMPLIANCE.*—*The Secretary may issue such*
20 *rules as the Secretary considers necessary to ensure*
21 *producer compliance with the requirements of para-*
22 *graph (1).*

23 (3) *MODIFICATION.*—*At the request of the trans-*
24 *feree or owner, the Secretary may modify the require-*
25 *ments of this subsection if the modifications are con-*

1 *sistent with the objectives of this subsection, as deter-*
2 *mined by the Secretary.*

3 *(b) TRANSFER OR CHANGE OF INTEREST IN FARM.—*

4 *(1) TERMINATION.—*

5 *(A) IN GENERAL.—Except as provided in*
6 *paragraph (2), a transfer of (or change in) the*
7 *interest of the producers on a farm for which*
8 *payments under this subtitle are provided shall*
9 *result in the termination of the payments, unless*
10 *the transferee or owner of the acreage agrees to*
11 *assume all obligations under subsection (a).*

12 *(B) EFFECTIVE DATE.—The termination*
13 *shall take effect on the date determined by the*
14 *Secretary.*

15 *(2) EXCEPTION.—If a producer entitled to a*
16 *payment under this subtitle dies, becomes incom-*
17 *petent, or is otherwise unable to receive the payment,*
18 *the Secretary shall make the payment in accordance*
19 *with rules issued by the Secretary.*

20 *(c) ACREAGE REPORTS.—As a condition on the receipt*
21 *of any benefits under this subtitle or subtitle B, the Sec-*
22 *retary shall require producers on a farm to submit to the*
23 *Secretary annual acreage reports with respect to all crop-*
24 *land on the farm.*

1 (d) *TENANTS AND SHARECROPPERS.*—*In carrying out*
 2 *this subtitle, the Secretary shall provide adequate safe-*
 3 *guards to protect the interests of tenants and sharecroppers.*

4 (e) *SHARING OF PAYMENTS.*—*The Secretary shall pro-*
 5 *vide for the sharing of payments made under this subtitle*
 6 *among the producers on a farm on a fair and equitable*
 7 *basis.*

8 **SEC. 1109. PERIOD OF EFFECTIVENESS.**

9 *This subtitle shall be effective beginning with the 2014*
 10 *crop year of each covered commodity through the 2018 crop*
 11 *year.*

12 ***Subtitle B—Marketing Loans***

13 **SEC. 1201. AVAILABILITY OF NONRECOURSE MARKETING**
 14 **ASSISTANCE LOANS FOR LOAN COMMOD-**
 15 **ITIES.**

16 (a) *DEFINITION OF LOAN COMMODITY.*—*In this sub-*
 17 *title, the term “loan commodity” means wheat, corn, grain*
 18 *sorghum, barley, oats, upland cotton, extra long staple cot-*
 19 *ton, long grain rice, medium grain rice, peanuts, soybeans,*
 20 *other oilseeds, graded wool, nongraded wool, mohair, honey,*
 21 *dry peas, lentils, small chickpeas, and large chickpeas.*

22 (b) *NONRECOURSE LOANS AVAILABLE.*—

23 (1) *IN GENERAL.*—*For each of the 2014 through*
 24 *2018 crops of each loan commodity, the Secretary*
 25 *shall make available to producers on a farm non-*

1 *recourse marketing assistance loans for loan commod-*
2 *ities produced on the farm.*

3 (2) *TERMS AND CONDITIONS.*—*The marketing as-*
4 *istance loans shall be made under terms and condi-*
5 *tions that are prescribed by the Secretary and at the*
6 *loan rate established under section 1202 for the loan*
7 *commodity.*

8 (c) *ELIGIBLE PRODUCTION.*—*The producers on a farm*
9 *shall be eligible for a marketing assistance loan under sub-*
10 *section (b) for any quantity of a loan commodity produced*
11 *on the farm.*

12 (d) *COMPLIANCE WITH CONSERVATION AND WET-*
13 *LANDS REQUIREMENTS.*—*As a condition of the receipt of*
14 *a marketing assistance loan under subsection (b), the pro-*
15 *ducer shall comply with applicable conservation require-*
16 *ments under subtitle B of title XII of the Food Security*
17 *Act of 1985 (16 U.S.C. 3811 et seq.) and applicable wetland*
18 *protection requirements under subtitle C of title XII of that*
19 *Act (16 U.S.C. 3821 et seq.) during the term of the loan.*

20 (e) *SPECIAL RULES FOR PEANUTS.*—

21 (1) *IN GENERAL.*—*This subsection shall apply*
22 *only to producers of peanuts.*

23 (2) *OPTIONS FOR OBTAINING LOAN.*—*A mar-*
24 *keting assistance loan under this section, and loan de-*
25 *ficiency payments under section 1205, may be ob-*

1 *tained at the option of the producers on a farm*
2 *through—*

3 *(A) a designated marketing association or*
4 *marketing cooperative of producers that is ap-*
5 *proved by the Secretary; or*

6 *(B) the Farm Service Agency.*

7 *(3) STORAGE OF LOAN PEANUTS.—As a condi-*
8 *tion on the approval by the Secretary of an indi-*
9 *vidual or entity to provide storage for peanuts for*
10 *which a marketing assistance loan is made under this*
11 *section, the individual or entity shall agree—*

12 *(A) to provide the storage on a nondiscrim-*
13 *inatory basis; and*

14 *(B) to comply with such additional require-*
15 *ments as the Secretary considers appropriate to*
16 *accomplish the purposes of this section and pro-*
17 *mote fairness in the administration of the bene-*
18 *fits of this section.*

19 *(4) STORAGE, HANDLING, AND ASSOCIATED*
20 *COSTS.—*

21 *(A) IN GENERAL.—To ensure proper storage*
22 *of peanuts for which a loan is made under this*
23 *section, the Secretary shall pay handling and*
24 *other associated costs (other than storage costs)*
25 *incurred at the time at which the peanuts are*

1 *placed under loan, as determined by the Sec-*
2 *retary.*

3 *(B) REDEMPTION AND FORFEITURE.—The*
4 *Secretary shall—*

5 *(i) require the repayment of handling*
6 *and other associated costs paid under sub-*
7 *paragraph (A) for all peanuts pledged as*
8 *collateral for a loan that is redeemed under*
9 *this section; and*

10 *(ii) pay storage, handling, and other*
11 *associated costs for all peanuts pledged as*
12 *collateral that are forfeited under this sec-*
13 *tion.*

14 *(5) MARKETING.—A marketing association or co-*
15 *operative may market peanuts for which a loan is*
16 *made under this section in any manner that conforms*
17 *to consumer needs, including the separation of pea-*
18 *nuts by type and quality.*

19 *(6) REIMBURSABLE AGREEMENTS AND PAYMENT*
20 *OF ADMINISTRATIVE EXPENSES.—The Secretary may*
21 *implement any reimbursable agreements or provide*
22 *for the payment of administrative expenses under this*
23 *subsection only in a manner that is consistent with*
24 *those activities in regard to other loan commodities.*

1 **SEC. 1202. LOAN RATES FOR NONRECOURSE MARKETING**
2 **ASSISTANCE LOANS.**

3 (a) *IN GENERAL.*—For purposes of each of the 2014
4 through 2018 crop years, the loan rate for a marketing as-
5 sistance loan under section 1201 for a loan commodity shall
6 be equal to the following:

7 (1) *In the case of wheat, \$2.94 per bushel.*

8 (2) *In the case of corn, \$1.95 per bushel.*

9 (3) *In the case of grain sorghum, \$1.95 per bush-*
10 *el.*

11 (4) *In the case of barley, \$1.95 per bushel.*

12 (5) *In the case of oats, \$1.39 per bushel.*

13 (6) *In the case of base quality of upland cotton,*
14 *for the 2014 and each subsequent crop year, the sim-*
15 *ple average of the adjusted prevailing world price for*
16 *the 2 immediately preceding marketing years, as de-*
17 *termined by the Secretary and announced October 1*
18 *preceding the next domestic plantings, but in no case*
19 *less than \$0.47 per pound or more than \$0.52 per*
20 *pound.*

21 (7) *In the case of extra long staple cotton,*
22 *\$0.7977 per pound.*

23 (8) *In the case of long grain rice, \$6.50 per hun-*
24 *dredweight.*

25 (9) *In the case of medium grain rice, \$6.50 per*
26 *hundredweight.*

1 (10) *In the case of soybeans, \$5.00 per bushel.*

2 (11) *In the case of other oilseeds, \$10.09 per hun-*
3 *dredweight for each of the following kinds of oilseeds:*

4 (A) *Sunflower seed.*

5 (B) *Rapeseed.*

6 (C) *Canola.*

7 (D) *Safflower.*

8 (E) *Flaxseed.*

9 (F) *Mustard seed.*

10 (G) *Crambe.*

11 (H) *Sesame seed.*

12 (I) *Other oilseeds designated by the Sec-*
13 *retary.*

14 (12) *In the case of dry peas, \$5.40 per hundred-*
15 *weight.*

16 (13) *In the case of lentils, \$11.28 per hundred-*
17 *weight.*

18 (14) *In the case of small chickpeas, \$7.43 per*
19 *hundredweight.*

20 (15) *In the case of large chickpeas, \$11.28 per*
21 *hundredweight.*

22 (16) *In the case of graded wool, \$1.15 per pound.*

23 (17) *In the case of nongraded wool, \$0.40 per*
24 *pound.*

25 (18) *In the case of mohair, \$4.20 per pound.*

1 (19) *In the case of honey, \$0.69 per pound.*

2 (20) *In the case of peanuts, \$355 per ton.*

3 (b) *SINGLE COUNTY LOAN RATE FOR OTHER OIL-*
4 *SEEDS.—The Secretary shall establish a single loan rate in*
5 *each county for each kind of other oilseeds described in sub-*
6 *section (a)(11).*

7 **SEC. 1203. TERM OF LOANS.**

8 (a) *TERM OF LOAN.—In the case of each loan com-*
9 *modity, a marketing assistance loan under section 1201*
10 *shall have a term of 9 months beginning on the first day*
11 *of the first month after the month in which the loan is*
12 *made.*

13 (b) *EXTENSIONS PROHIBITED.—The Secretary may*
14 *not extend the term of a marketing assistance loan for any*
15 *loan commodity.*

16 **SEC. 1204. REPAYMENT OF LOANS.**

17 (a) *GENERAL RULE.—The Secretary shall permit the*
18 *producers on a farm to repay a marketing assistance loan*
19 *under section 1201 for a loan commodity (other than up-*
20 *land cotton, long grain rice, medium grain rice, extra long*
21 *staple cotton, peanuts and confectionery and each other*
22 *kind of sunflower seed (other than oil sunflower seed)) at*
23 *a rate that is the lesser of—*

24 (1) *the loan rate established for the commodity*
25 *under section 1202, plus interest (determined in ac-*

1 *cordance with section 163 of the Federal Agriculture*
2 *Improvement and Reform Act of 1996 (7 U.S.C.*
3 *7283));*

4 *(2) a rate (as determined by the Secretary)*
5 *that—*

6 *(A) is calculated based on average market*
7 *prices for the loan commodity during the pre-*
8 *ceding 30-day period; and*

9 *(B) will minimize discrepancies in mar-*
10 *keting loan benefits across State boundaries and*
11 *across county boundaries; or*

12 *(3) a rate that the Secretary may develop using*
13 *alternative methods for calculating a repayment rate*
14 *for a loan commodity that the Secretary determines*
15 *will—*

16 *(A) minimize potential loan forfeitures;*

17 *(B) minimize the accumulation of stocks of*
18 *the commodity by the Federal Government;*

19 *(C) minimize the cost incurred by the Fed-*
20 *eral Government in storing the commodity;*

21 *(D) allow the commodity produced in the*
22 *United States to be marketed freely and competi-*
23 *tively, both domestically and internationally;*
24 *and*

1 (E) *minimize discrepancies in marketing*
2 *loan benefits across State boundaries and across*
3 *county boundaries.*

4 (b) *REPAYMENT RATES FOR UPLAND COTTON, LONG*
5 *GRAIN RICE, AND MEDIUM GRAIN RICE.*—*The Secretary*
6 *shall permit producers to repay a marketing assistance loan*
7 *under section 1201 for upland cotton, long grain rice, and*
8 *medium grain rice at a rate that is the lesser of—*

9 (1) *the loan rate established for the commodity*
10 *under section 1202, plus interest (determined in ac-*
11 *cordance with section 163 of the Federal Agriculture*
12 *Improvement and Reform Act of 1996 (7 U.S.C.*
13 *7283)); or*

14 (2) *the prevailing world market price for the*
15 *commodity, as determined and adjusted by the Sec-*
16 *retary in accordance with this section.*

17 (c) *REPAYMENT RATES FOR EXTRA LONG STAPLE*
18 *COTTON.*—*Repayment of a marketing assistance loan for*
19 *extra long staple cotton shall be at the loan rate established*
20 *for the commodity under section 1202, plus interest (deter-*
21 *mined in accordance with section 163 of the Federal Agri-*
22 *culture Improvement and Reform Act of 1996 (7 U.S.C.*
23 *7283)).*

1 (d) *PREVAILING WORLD MARKET PRICE.*—For pur-
2 poses of this section and section 1207, the Secretary shall
3 prescribe by regulation—

4 (1) a formula to determine the prevailing world
5 market price for each of upland cotton, long grain
6 rice, and medium grain rice; and

7 (2) a mechanism by which the Secretary shall
8 announce periodically those prevailing world market
9 prices.

10 (e) *ADJUSTMENT OF PREVAILING WORLD MARKET*
11 *PRICE FOR UPLAND COTTON, LONG GRAIN RICE, AND ME-*
12 *DIUM GRAIN RICE.*—

13 (1) *RICE.*—The prevailing world market price
14 for long grain rice and medium grain rice determined
15 under subsection (d) shall be adjusted to United
16 States quality and location.

17 (2) *COTTON.*—The prevailing world market price
18 for upland cotton determined under subsection (d)—

19 (A) shall be adjusted to United States qual-
20 ity and location, with the adjustment to in-
21 clude—

22 (i) a reduction equal to any United
23 States Premium Factor for upland cotton of
24 a quality higher than Middling (M) $1\frac{3}{32}$ -
25 inch; and

1 (ii) the average costs to market the
2 commodity, including average transpor-
3 tation costs, as determined by the Secretary;
4 and

5 (B) may be further adjusted, during the pe-
6 riod beginning on the date of enactment of this
7 Act and ending on July 31, 2019, if the Sec-
8 retary determines the adjustment is necessary—

9 (i) to minimize potential loan forfeit-
10 ures;

11 (ii) to minimize the accumulation of
12 stocks of upland cotton by the Federal Gov-
13 ernment;

14 (iii) to ensure that upland cotton pro-
15 duced in the United States can be marketed
16 freely and competitively, both domestically
17 and internationally; and

18 (iv) to ensure an appropriate transi-
19 tion between current-crop and forward-crop
20 price quotations, except that the Secretary
21 may use forward-crop price quotations
22 prior to July 31 of a marketing year only
23 if—

24 (I) there are insufficient current-
25 crop price quotations; and

1 (II) *the forward-crop price*
2 *quotation is the lowest such quotation*
3 *available.*

4 (3) *GUIDELINES FOR ADDITIONAL ADJUST-*
5 *MENTS.—In making adjustments under this sub-*
6 *section, the Secretary shall establish a mechanism for*
7 *determining and announcing the adjustments in*
8 *order to avoid undue disruption in the United States*
9 *market.*

10 (f) *REPAYMENT RATES FOR CONFECTIONERY AND*
11 *OTHER KINDS OF SUNFLOWER SEEDS.—The Secretary*
12 *shall permit the producers on a farm to repay a marketing*
13 *assistance loan under section 1201 for confectionery and*
14 *each other kind of sunflower seed (other than oil sunflower*
15 *seed) at a rate that is the lesser of—*

16 (1) *the loan rate established for the commodity*
17 *under section 1202, plus interest (determined in ac-*
18 *cordance with section 163 of the Federal Agriculture*
19 *Improvement and Reform Act of 1996 (7 U.S.C.*
20 *7283)); or*

21 (2) *the repayment rate established for oil sun-*
22 *flower seed.*

23 (g) *PAYMENT OF COTTON STORAGE COSTS.—Effective*
24 *for each of the 2014 through 2018 crop years, the Secretary*
25 *shall make cotton storage payments available in the same*

1 manner, and at the same rates as the Secretary provided
2 storage payments for the 2006 crop of cotton, except that
3 the rates shall be reduced by 10 percent.

4 (h) *REPAYMENT RATE FOR PEANUTS.*—The Secretary
5 shall permit producers on a farm to repay a marketing as-
6 sistance loan for peanuts under section 1201 at a rate that
7 is the lesser of—

8 (1) the loan rate established for peanuts under
9 section 1202(a)(20), plus interest (determined in ac-
10 cordance with section 163 of the Federal Agriculture
11 Improvement and Reform Act of 1996 (7 U.S.C.
12 7283)); or

13 (2) a rate that the Secretary determines will—

14 (A) minimize potential loan forfeitures;

15 (B) minimize the accumulation of stocks of
16 peanuts by the Federal Government;

17 (C) minimize the cost incurred by the Fed-
18 eral Government in storing peanuts; and

19 (D) allow peanuts produced in the United
20 States to be marketed freely and competitively,
21 both domestically and internationally.

22 (i) *AUTHORITY TO TEMPORARILY ADJUST REPAYMENT*
23 *RATES.*—

24 (1) *ADJUSTMENT AUTHORITY.*—In the event of a
25 severe disruption to marketing, transportation, or re-

1 *lated infrastructure, the Secretary may modify the re-*
2 *payment rate otherwise applicable under this section*
3 *for marketing assistance loans under section 1201 for*
4 *a loan commodity.*

5 (2) *DURATION.*—*Any adjustment made under*
6 *paragraph (1) in the repayment rate for marketing*
7 *assistance loans for a loan commodity shall be in ef-*
8 *fect on a short-term and temporary basis, as deter-*
9 *mined by the Secretary.*

10 **SEC. 1205. LOAN DEFICIENCY PAYMENTS.**

11 (a) *AVAILABILITY OF LOAN DEFICIENCY PAYMENTS.*—

12 (1) *IN GENERAL.*—*Except as provided in sub-*
13 *section (d), the Secretary may make loan deficiency*
14 *payments available to producers on a farm that, al-*
15 *though eligible to obtain a marketing assistance loan*
16 *under section 1201 with respect to a loan commodity,*
17 *agree to forgo obtaining the loan for the commodity*
18 *in return for loan deficiency payments under this sec-*
19 *tion.*

20 (2) *UNSHORN PELTS, HAY, AND SILAGE.*—

21 (A) *MARKETING ASSISTANCE LOANS.*—*Sub-*
22 *ject to subparagraph (B), nongraded wool in the*
23 *form of unshorn pelts and hay and silage derived*
24 *from a loan commodity are not eligible for a*
25 *marketing assistance loan under section 1201.*

1 (B) *LOAN DEFICIENCY PAYMENT.*—*Effective*
2 *for the 2014 through 2018 crop years, the Sec-*
3 *retary may make loan deficiency payments*
4 *available under this section to producers on a*
5 *farm that produce unshorn pelts or hay and si-*
6 *lage derived from a loan commodity.*

7 (b) *COMPUTATION.*—*A loan deficiency payment for a*
8 *loan commodity or commodity referred to in subsection*
9 *(a)(2) shall be equal to the product obtained by multi-*
10 *plying—*

11 (1) *the payment rate determined under sub-*
12 *section (c) for the commodity; by*

13 (2) *the quantity of the commodity produced by*
14 *the eligible producers, excluding any quantity for*
15 *which the producers obtain a marketing assistance*
16 *loan under section 1201.*

17 (c) *PAYMENT RATE.*—

18 (1) *IN GENERAL.*—*In the case of a loan com-*
19 *modity, the payment rate shall be the amount by*
20 *which—*

21 (A) *the loan rate established under section*
22 *1202 for the loan commodity; exceeds*

23 (B) *the rate at which a marketing assist-*
24 *ance loan for the loan commodity may be repaid*
25 *under section 1204.*

1 (2) *UNSHORN PELTS.*—*In the case of unshorn*
2 *pelts, the payment rate shall be the amount by*
3 *which—*

4 (A) *the loan rate established under section*
5 *1202 for ungraded wool; exceeds*

6 (B) *the rate at which a marketing assist-*
7 *ance loan for ungraded wool may be repaid*
8 *under section 1204.*

9 (3) *HAY AND SILAGE.*—*In the case of hay or si-*
10 *lage derived from a loan commodity, the payment*
11 *rate shall be the amount by which—*

12 (A) *the loan rate established under section*
13 *1202 for the loan commodity from which the hay*
14 *or silage is derived; exceeds*

15 (B) *the rate at which a marketing assist-*
16 *ance loan for the loan commodity may be repaid*
17 *under section 1204.*

18 (d) *EXCEPTION FOR EXTRA LONG STAPLE COTTON.*—
19 *This section shall not apply with respect to extra long staple*
20 *cotton.*

21 (e) *EFFECTIVE DATE FOR PAYMENT RATE DETER-*
22 *MINATION.*—*The Secretary shall determine the amount of*
23 *the loan deficiency payment to be made under this section*
24 *to the producers on a farm with respect to a quantity of*
25 *a loan commodity or commodity referred to in subsection*

1 *(a)(2) using the payment rate in effect under subsection (c)*
2 *as of the date the producers request the payment.*

3 **SEC. 1206. PAYMENTS IN LIEU OF LOAN DEFICIENCY PAY-**
4 **MENTS FOR GRAZED ACREAGE.**

5 *(a) ELIGIBLE PRODUCERS.—*

6 *(1) IN GENERAL.—Effective for the 2014 through*
7 *2018 crop years, in the case of a producer that would*
8 *be eligible for a loan deficiency payment under sec-*
9 *tion 1205 for wheat, barley, or oats, but that elects to*
10 *use acreage planted to the wheat, barley, or oats for*
11 *the grazing of livestock, the Secretary shall make a*
12 *payment to the producer under this section if the pro-*
13 *ducer enters into an agreement with the Secretary to*
14 *forgo any other harvesting of the wheat, barley, or*
15 *oats on that acreage.*

16 *(2) GRAZING OF TRITICALE ACREAGE.—Effective*
17 *for the 2014 through 2018 crop years, with respect to*
18 *a producer on a farm that uses acreage planted to*
19 *triticale for the grazing of livestock, the Secretary*
20 *shall make a payment to the producer under this sec-*
21 *tion if the producer enters into an agreement with the*
22 *Secretary to forgo any other harvesting of triticale on*
23 *that acreage.*

24 *(b) PAYMENT AMOUNT.—*

1 (1) *IN GENERAL.*—*The amount of a payment*
2 *made under this section to a producer on a farm de-*
3 *scribed in subsection (a)(1) shall be equal to the*
4 *amount determined by multiplying—*

5 (A) *the loan deficiency payment rate deter-*
6 *mined under section 1205(c) in effect, as of the*
7 *date of the agreement, for the county in which*
8 *the farm is located; by*

9 (B) *the payment quantity determined by*
10 *multiplying—*

11 (i) *the quantity of the grazed acreage*
12 *on the farm with respect to which the pro-*
13 *ducer elects to forgo harvesting of wheat,*
14 *barley, or oats; and*

15 (ii)(I) *the payment yield in effect for*
16 *the calculation of price loss coverage under*
17 *subtitle A with respect to that loan com-*
18 *modity on the farm; or*

19 (II) *in the case of a farm without a*
20 *payment yield for that loan commodity, an*
21 *appropriate yield established by the Sec-*
22 *retary in a manner consistent with section*
23 *1106(c) of this Act.*

24 (2) *GRAZING OF TRITICALE ACREAGE.*—*The*
25 *amount of a payment made under this section to a*

1 *producer on a farm described in subsection (a)(2)*
2 *shall be equal to the amount determined by multi-*
3 *plying—*

4 *(A) the loan deficiency payment rate deter-*
5 *mined under section 1205(c) in effect for wheat,*
6 *as of the date of the agreement, for the county in*
7 *which the farm is located; by*

8 *(B) the payment quantity determined by*
9 *multiplying—*

10 *(i) the quantity of the grazed acreage*
11 *on the farm with respect to which the pro-*
12 *ducer elects to forgo harvesting of triticale;*
13 *and*

14 *(ii)(I) the payment yield in effect for*
15 *the calculation of price loss coverage under*
16 *subtitle A with respect to wheat on the*
17 *farm; or*

18 *(II) in the case of a farm without a*
19 *payment yield for wheat, an appropriate*
20 *yield established by the Secretary in a man-*
21 *ner consistent with section 1106(c) of this*
22 *Act.*

23 *(c) TIME, MANNER, AND AVAILABILITY OF PAYMENT.—*

24 *(1) TIME AND MANNER.—A payment under this*
25 *section shall be made at the same time and in the*

1 *same manner as loan deficiency payments are made*
2 *under section 1205.*

3 (2) *AVAILABILITY.*—

4 (A) *IN GENERAL.*—*The Secretary shall es-*
5 *tablish an availability period for the payments*
6 *authorized by this section.*

7 (B) *CERTAIN COMMODITIES.*—*In the case of*
8 *wheat, barley, and oats, the availability period*
9 *shall be consistent with the availability period*
10 *for the commodity established by the Secretary*
11 *for marketing assistance loans authorized by this*
12 *subtitle.*

13 (d) *PROHIBITION ON CROP INSURANCE INDEMNITY OR*
14 *NONINSURED CROP ASSISTANCE.*—*A 2014 through 2018*
15 *crop of wheat, barley, oats, or triticale planted on acreage*
16 *that a producer elects, in the agreement required by sub-*
17 *section (a), to use for the grazing of livestock in lieu of any*
18 *other harvesting of the crop shall not be eligible for an in-*
19 *demnity under a policy or plan of insurance authorized*
20 *under the Federal Crop Insurance Act (7 U.S.C. 1501 et*
21 *seq.) or noninsured crop assistance under section 196 of the*
22 *Federal Agriculture Improvement and Reform Act of 1996*
23 *(7 U.S.C. 7333).*

1 **SEC. 1207. SPECIAL MARKETING LOAN PROVISIONS FOR UP-**
2 **LAND COTTON.**

3 (a) *SPECIAL IMPORT QUOTA.*—

4 (1) *DEFINITION OF SPECIAL IMPORT QUOTA.*—*In*
5 *this subsection, the term “special import quota”*
6 *means a quantity of imports that is not subject to the*
7 *over-quota tariff rate of a tariff-rate quota.*

8 (2) *ESTABLISHMENT.*—

9 (A) *IN GENERAL.*—*The President shall*
10 *carry out an import quota program during the*
11 *period beginning on August 1, 2014, and ending*
12 *on July 31, 2019, as provided in this subsection.*

13 (B) *PROGRAM REQUIREMENTS.*—*Whenever*
14 *the Secretary determines and announces that for*
15 *any consecutive 4-week period, the Friday*
16 *through Thursday average price quotation for the*
17 *lowest-priced United States growth, as quoted for*
18 *Middling (M) 1³/₃₂-inch cotton, delivered to a de-*
19 *finable and significant international market, as*
20 *determined by the Secretary, exceeds the pre-*
21 *vailing world market price, there shall imme-*
22 *diately be in effect a special import quota.*

23 (3) *QUANTITY.*—*The quota shall be equal to the*
24 *consumption during a 1-week period of cotton by do-*
25 *mestic mills at the seasonally adjusted average rate of*
26 *the most recent 3 months for which official data of the*

1 *Department of Agriculture are available or, in the ab-*
2 *sence of sufficient data, as estimated by the Secretary.*

3 (4) *APPLICATION.—The quota shall apply to up-*
4 *land cotton purchased not later than 90 days after the*
5 *date of the Secretary's announcement under para-*
6 *graph (2) and entered into the United States not later*
7 *than 180 days after that date.*

8 (5) *OVERLAP.—A special quota period may be*
9 *established that overlaps any existing quota period if*
10 *required by paragraph (2), except that a special*
11 *quota period may not be established under this sub-*
12 *section if a quota period has been established under*
13 *subsection (b).*

14 (6) *PREFERENTIAL TARIFF TREATMENT.—The*
15 *quantity under a special import quota shall be con-*
16 *sidered to be an in-quota quantity for purposes of—*

17 (A) *section 213(d) of the Caribbean Basin*
18 *Economic Recovery Act (19 U.S.C. 2703(d));*

19 (B) *section 204 of the Andean Trade Pref-*
20 *erence Act (19 U.S.C. 3203);*

21 (C) *section 503(d) of the Trade Act of 1974*
22 *(19 U.S.C. 2463(d)); and*

23 (D) *General Note 3(a)(iv) to the Har-*
24 *monized Tariff Schedule.*

1 (7) *LIMITATION.*—*The quantity of cotton entered*
 2 *into the United States during any marketing year*
 3 *under the special import quota established under this*
 4 *subsection may not exceed the equivalent of 10 week’s*
 5 *consumption of upland cotton by domestic mills at*
 6 *the seasonally adjusted average rate of the 3 months*
 7 *immediately preceding the first special import quota*
 8 *established in any marketing year.*

9 (b) *LIMITED GLOBAL IMPORT QUOTA FOR UPLAND*
 10 *COTTON.*—

11 (1) *DEFINITIONS.*—*In this subsection:*

12 (A) *DEMAND.*—*The term “demand”*
 13 *means—*

14 (i) *the average seasonally adjusted an-*
 15 *ual rate of domestic mill consumption of*
 16 *cotton during the most recent 3 months for*
 17 *which official data of the Department of Ag-*
 18 *riculture are available or, in the absence of*
 19 *sufficient data, as estimated by the Sec-*
 20 *retary; and*

21 (ii) *the larger of—*

22 (I) *average exports of upland cot-*
 23 *ton during the preceding 6 marketing*
 24 *years; or*

1 (ii) cumulative exports of upland
2 cotton plus outstanding export sales for
3 the marketing year in which the quota
4 is established.

5 (B) LIMITED GLOBAL IMPORT QUOTA.—The
6 term “limited global import quota” means a
7 quantity of imports that is not subject to the
8 over-quota tariff rate of a tariff-rate quota.

9 (C) SUPPLY.—The term “supply” means,
10 using the latest official data of the Department
11 of Agriculture—

12 (i) the carry-over of upland cotton at
13 the beginning of the marketing year (ad-
14 justed to 480-pound bales) in which the
15 quota is established;

16 (ii) production of the current crop; and

17 (iii) imports to the latest date avail-
18 able during the marketing year.

19 (2) PROGRAM.—The President shall carry out an
20 import quota program that provides that whenever
21 the Secretary determines and announces that the av-
22 erage price of the base quality of upland cotton, as de-
23 termined by the Secretary, in the designated spot
24 markets for a month exceeded 130 percent of the aver-
25 age price of the quality of cotton in the markets for

1 *the preceding 36 months, notwithstanding any other*
2 *provision of law, there shall immediately be in effect*
3 *a limited global import quota subject to the following*
4 *conditions:*

5 (A) *QUANTITY.*—*The quantity of the quota*
6 *shall be equal to 21 days of domestic mill con-*
7 *sumption of upland cotton at the seasonally ad-*
8 *justed average rate of the most recent 3 months*
9 *for which official data of the Department of Ag-*
10 *riculture are available or, in the absence of suffi-*
11 *cient data, as estimated by the Secretary.*

12 (B) *QUANTITY IF PRIOR QUOTA.*—*If a quota*
13 *has been established under this subsection during*
14 *the preceding 12 months, the quantity of the*
15 *quota next established under this subsection shall*
16 *be the smaller of 21 days of domestic mill con-*
17 *sumption calculated under subparagraph (A) or*
18 *the quantity required to increase the supply to*
19 *130 percent of the demand.*

20 (C) *PREFERENTIAL TARIFF TREATMENT.*—
21 *The quantity under a limited global import*
22 *quota shall be considered to be an in-quota quan-*
23 *tity for purposes of—*

1 (i) section 213(d) of the Caribbean
2 Basin Economic Recovery Act (19 U.S.C.
3 2703(d));

4 (ii) section 204 of the Andean Trade
5 Preference Act (19 U.S.C. 3203);

6 (iii) section 503(d) of the Trade Act of
7 1974 (19 U.S.C. 2463(d)); and

8 (iv) General Note 3(a)(iv) to the Har-
9 monized Tariff Schedule.

10 (D) QUOTA ENTRY PERIOD.—When a quota
11 is established under this subsection, cotton may
12 be entered under the quota during the 90-day pe-
13 riod beginning on the date the quota is estab-
14 lished by the Secretary.

15 (3) NO OVERLAP.—Notwithstanding paragraph
16 (2), a quota period may not be established that over-
17 laps an existing quota period or a special quota pe-
18 riod established under subsection (a).

19 (c) ECONOMIC ADJUSTMENT ASSISTANCE TO USERS
20 OF UPLAND COTTON.—

21 (1) IN GENERAL.—Subject to paragraph (2), the
22 Secretary shall, on a monthly basis, make economic
23 adjustment assistance available to domestic users of
24 upland cotton in the form of payments for all docu-
25 mented use of that upland cotton during the previous

1 *monthly period regardless of the origin of the upland*
2 *cotton.*

3 (2) *VALUE OF ASSISTANCE.*—*Effective beginning*
4 *on August 1, 2013, the value of the assistance pro-*
5 *vided under paragraph (1) shall be 3 cents per pound.*

6 (3) *ALLOWABLE PURPOSES.*—*Economic adjust-*
7 *ment assistance under this subsection shall be made*
8 *available only to domestic users of upland cotton that*
9 *certify that the assistance shall be used only to ac-*
10 *quire, construct, install, modernize, develop, convert,*
11 *or expand land, plant, buildings, equipment, facili-*
12 *ties, or machinery.*

13 (4) *REVIEW OR AUDIT.*—*The Secretary may con-*
14 *duct such review or audit of the records of a domestic*
15 *user under this subsection as the Secretary determines*
16 *necessary to carry out this subsection.*

17 (5) *IMPROPER USE OF ASSISTANCE.*—*If the Sec-*
18 *retary determines, after a review or audit of the*
19 *records of the domestic user, that economic adjustment*
20 *assistance under this subsection was not used for the*
21 *purposes specified in paragraph (3), the domestic user*
22 *shall be—*

23 (A) *liable for the repayment of the assist-*
24 *ance to the Secretary, plus interest, as deter-*
25 *mined by the Secretary; and*

1 (B) *ineligible to receive assistance under*
2 *this subsection for a period of 1 year following*
3 *the determination of the Secretary.*

4 **SEC. 1208. SPECIAL COMPETITIVE PROVISIONS FOR EXTRA**
5 **LONG STAPLE COTTON.**

6 (a) *COMPETITIVENESS PROGRAM.—Notwithstanding*
7 *any other provision of law, during the period beginning on*
8 *the date of enactment of this Act through July 31, 2019,*
9 *the Secretary shall carry out a program—*

10 (1) *to maintain and expand the domestic use of*
11 *extra long staple cotton produced in the United*
12 *States;*

13 (2) *to increase exports of extra long staple cotton*
14 *produced in the United States; and*

15 (3) *to ensure that extra long staple cotton pro-*
16 *duced in the United States remains competitive in*
17 *world markets.*

18 (b) *PAYMENTS UNDER PROGRAM; TRIGGER.—Under*
19 *the program, the Secretary shall make payments available*
20 *under this section whenever—*

21 (1) *for a consecutive 4-week period, the world*
22 *market price for the lowest priced competing growth*
23 *of extra long staple cotton (adjusted to United States*
24 *quality and location and for other factors affecting*
25 *the competitiveness of such cotton), as determined by*

1 *the Secretary, is below the prevailing United States*
2 *price for a competing growth of extra long staple cot-*
3 *ton; and*

4 *(2) the lowest priced competing growth of extra*
5 *long staple cotton (adjusted to United States quality*
6 *and location and for other factors affecting the com-*
7 *petitiveness of such cotton), as determined by the Sec-*
8 *retary, is less than 134 percent of the loan rate for*
9 *extra long staple cotton.*

10 *(c) ELIGIBLE RECIPIENTS.—The Secretary shall make*
11 *payments available under this section to domestic users of*
12 *extra long staple cotton produced in the United States and*
13 *exporters of extra long staple cotton produced in the United*
14 *States that enter into an agreement with the Commodity*
15 *Credit Corporation to participate in the program under*
16 *this section.*

17 *(d) PAYMENT AMOUNT.—Payments under this section*
18 *shall be based on the amount of the difference in the prices*
19 *referred to in subsection (b)(1) during the fourth week of*
20 *the consecutive 4-week period multiplied by the amount of*
21 *documented purchases by domestic users and sales for ex-*
22 *port by exporters made in the week following such a con-*
23 *secutive 4-week period.*

1 **SEC. 1209. AVAILABILITY OF RECOURSE LOANS FOR HIGH**
2 **MOISTURE FEED GRAINS AND SEED COTTON.**

3 (a) *HIGH MOISTURE FEED GRAINS.*—

4 (1) *DEFINITION OF HIGH MOISTURE STATE.*—*In*
5 *this subsection, the term “high moisture state” means*
6 *corn or grain sorghum having a moisture content in*
7 *excess of Commodity Credit Corporation standards*
8 *for marketing assistance loans made by the Secretary*
9 *under section 1201.*

10 (2) *RECOURSE LOANS AVAILABLE.*—*For each of*
11 *the 2014 through 2018 crops of corn and grain sor-*
12 *ghum, the Secretary shall make available recourse*
13 *loans, as determined by the Secretary, to producers on*
14 *a farm that—*

15 (A) *normally harvest all or a portion of*
16 *their crop of corn or grain sorghum in a high*
17 *moisture state;*

18 (B) *present—*

19 (i) *certified scale tickets from an in-*
20 *spected, certified commercial scale, includ-*
21 *ing a licensed warehouse, feedlot, feed mill,*
22 *distillery, or other similar entity approved*
23 *by the Secretary, pursuant to regulations*
24 *issued by the Secretary; or*

25 (ii) *field or other physical measure-*
26 *ments of the standing or stored crop in re-*

1 *gions of the United States, as determined by*
2 *the Secretary, that do not have certified*
3 *commercial scales from which certified scale*
4 *tickets may be obtained within reasonable*
5 *proximity of harvest operation;*

6 *(C) certify that the producers on the farm*
7 *were the owners of the feed grain at the time of*
8 *delivery to, and that the quantity to be placed*
9 *under loan under this subsection was in fact*
10 *harvested on the farm and delivered to, a feedlot,*
11 *feed mill, or commercial or on-farm high-mois-*
12 *ture storage facility, or to a facility maintained*
13 *by the users of corn and grain sorghum in a*
14 *high moisture state; and*

15 *(D) comply with deadlines established by*
16 *the Secretary for harvesting the corn or grain*
17 *sorghum and submit applications for loans*
18 *under this subsection within deadlines estab-*
19 *lished by the Secretary.*

20 *(3) ELIGIBILITY OF ACQUIRED FEED GRAINS.—*
21 *A loan under this subsection shall be made on a*
22 *quantity of corn or grain sorghum of the same crop*
23 *acquired by the producer equivalent to a quantity de-*
24 *termined by multiplying—*

1 (A) *the acreage of the corn or grain sor-*
2 *ghum in a high moisture state harvested on the*
3 *farm of the producer; by*

4 (B) *the lower of the farm program payment*
5 *yield used to make payments under subtitle A or*
6 *the actual yield on a field, as determined by the*
7 *Secretary, that is similar to the field from which*
8 *the corn or grain sorghum was obtained.*

9 (b) *RECOURSE LOANS AVAILABLE FOR SEED COT-*
10 *TON.—For each of the 2014 through 2018 crops of upland*
11 *cotton and extra long staple cotton, the Secretary shall make*
12 *available recourse seed cotton loans, as determined by the*
13 *Secretary, on any production.*

14 (c) *REPAYMENT RATES.—Repayment of a recourse*
15 *loan made under this section shall be at the loan rate estab-*
16 *lished for the commodity by the Secretary, plus interest (de-*
17 *termined in accordance with section 163 of the Federal Ag-*
18 *riculture Improvement and Reform Act of 1996 (7 U.S.C.*
19 *7283)).*

20 **SEC. 1210. ADJUSTMENTS OF LOANS.**

21 (a) *ADJUSTMENT AUTHORITY.—Subject to subsection*
22 *(e), the Secretary may make appropriate adjustments in*
23 *the loan rates for any loan commodity (other than cotton)*
24 *for differences in grade, type, quality, location, and other*
25 *factors.*

1 (b) *MANNER OF ADJUSTMENT.*—*The adjustments*
2 *under subsection (a) shall, to the maximum extent prac-*
3 *ticable, be made in such a manner that the average loan*
4 *level for the commodity will, on the basis of the anticipated*
5 *incidence of the factors, be equal to the level of support de-*
6 *termined in accordance with this subtitle and subtitle C.*

7 (c) *ADJUSTMENT ON COUNTY BASIS.*—

8 (1) *IN GENERAL.*—*The Secretary may establish*
9 *loan rates for a crop for producers in individual*
10 *counties in a manner that results in the lowest loan*
11 *rate being 95 percent of the national average loan*
12 *rate, if those loan rates do not result in an increase*
13 *in outlays.*

14 (2) *PROHIBITION.*—*Adjustments under this sub-*
15 *section shall not result in an increase in the national*
16 *average loan rate for any year.*

17 (d) *ADJUSTMENT IN LOAN RATE FOR COTTON.*—

18 (1) *IN GENERAL.*—*The Secretary may make ap-*
19 *propriate adjustments in the loan rate for cotton for*
20 *differences in quality factors.*

21 (2) *TYPES OF ADJUSTMENTS.*—*Loan rate adjust-*
22 *ments under paragraph (1) may include—*

23 (A) *the use of non-spot market price data,*
24 *in addition to spot market price data, that*
25 *would enhance the accuracy of the price informa-*

1 *tion used in determining quality adjustments*
2 *under this subsection;*

3 *(B) adjustments in the premiums or dis-*
4 *counts associated with upland cotton with a sta-*
5 *ple length of 33 or above due to micronaire with*
6 *the goal of eliminating any unnecessary artifi-*
7 *cial splits in the calculations of the premiums or*
8 *discounts; and*

9 *(C) such other adjustments as the Secretary*
10 *determines appropriate, after consultations con-*
11 *ducted in accordance with paragraph (3).*

12 *(3) CONSULTATION WITH PRIVATE SECTOR.—*

13 *(A) PRIOR TO REVISION.—In making ad-*
14 *justments to the loan rate for cotton (including*
15 *any review of the adjustments) as provided in*
16 *this subsection, the Secretary shall consult with*
17 *representatives of the United States cotton indus-*
18 *try.*

19 *(B) INAPPLICABILITY OF FEDERAL ADVI-*
20 *SORY COMMITTEE ACT.—The Federal Advisory*
21 *Committee Act (5 U.S.C. App.) shall not apply*
22 *to consultations under this subsection.*

23 *(4) REVIEW OF ADJUSTMENTS.—The Secretary*
24 *may review the operation of the upland cotton quality*
25 *adjustments implemented pursuant to this subsection*

1 *and may make further adjustments to the administra-*
2 *tion of the loan program for upland cotton, by revok-*
3 *ing or revising any adjustment taken under para-*
4 *graph (2).*

5 *(e) RICE.—The Secretary shall not make adjustments*
6 *in the loan rates for long grain rice and medium grain*
7 *rice, except for differences in grade and quality (including*
8 *milling yields).*

9 ***Subtitle C—Sugar***

10 ***SEC. 1301. SUGAR PROGRAM.***

11 *(a) CONTINUATION OF CURRENT PROGRAM AND LOAN*
12 *RATES.—*

13 *(1) SUGARCANE.—Section 156(a)(5) of the Fed-*
14 *eral Agriculture Improvement and Reform Act of*
15 *1996 (7 U.S.C. 7272(a)(5)) is amended by striking*
16 *“the 2012 crop year” and inserting “each of the 2012*
17 *through 2018 crop years”.*

18 *(2) SUGAR BEETS.—Section 156(b)(2) of the*
19 *Federal Agriculture Improvement and Reform Act of*
20 *1996 (7 U.S.C. 7272(b)(2)) is amended by striking*
21 *“2012” and inserting “2018”.*

22 *(3) EFFECTIVE PERIOD.—Section 156(i) of the*
23 *Federal Agriculture Improvement and Reform Act of*
24 *1996 (7 U.S.C. 7272(i)) is amended by striking*
25 *“2012” and inserting “2018”.*

1 (b) *FLEXIBLE MARKETING ALLOTMENTS FOR*
2 *SUGAR.*—

3 (1) *SUGAR ESTIMATES.*—Section 359b(a)(1) of
4 *the Agricultural Adjustment Act of 1938 (7 U.S.C.*
5 *1359bb(a)(1)) is amended by striking “2012” and in-*
6 *serting “2018”.*

7 (2) *EFFECTIVE PERIOD.*—Section 359l(a) of the
8 *Agricultural Adjustment Act of 1938 (7 U.S.C.*
9 *1359ll(a)) is amended by striking “2012” and insert-*
10 *ing “2018”.*

11 ***Subtitle D—Dairy***

12 ***PART I—DAIRY PRODUCER MARGIN PROTECTION***

13 ***AND DAIRY MARKET STABILIZATION PROGRAMS***

14 ***SEC. 1401. DEFINITIONS.***

15 *In this part:*

16 (1) *ACTUAL DAIRY PRODUCER MARGIN.*—The
17 *term “actual dairy producer margin” means the dif-*
18 *ference between the all-milk price and the average feed*
19 *cost, as calculated under section 1402.*

20 (2) *ALL-MILK PRICE.*—The term “all-milk price”
21 *means the average price received, per hundredweight*
22 *of milk, by dairy producers for all milk sold to plants*
23 *and dealers in the United States, as determined by*
24 *the Secretary.*

1 (3) *ANNUAL PRODUCTION HISTORY.*—*The term*
2 *“annual production history” means the production*
3 *history determined for a participating dairy producer*
4 *under section 1413(b) whenever the dairy producer*
5 *purchases supplemental margin protection.*

6 (4) *AVERAGE FEED COST.*—*The term “average*
7 *feed cost” means the average cost of feed used by a*
8 *dairy operation to produce a hundredweight of milk,*
9 *determined under section 1402 using the sum of the*
10 *following:*

11 (A) *The product determined by multiplying*
12 *1.0728 by the price of corn per bushel.*

13 (B) *The product determined by multiplying*
14 *0.00735 by the price of soybean meal per ton.*

15 (C) *The product determined by multiplying*
16 *0.0137 by the price of alfalfa hay per ton.*

17 (5) *BASIC PRODUCTION HISTORY.*—*The term*
18 *“basic production history” means the production his-*
19 *tory determined for a participating dairy producer*
20 *under section 1413(a) for provision of basic margin*
21 *protection.*

22 (6) *CONSECUTIVE TWO-MONTH PERIOD.*—*The*
23 *term “consecutive two-month period” refers to the*
24 *two-month period consisting of the months of Janu-*
25 *ary and February, March and April, May and June,*

1 *July and August, September and October, or Novem-*
2 *ber and December, respectively.*

3 (7) *DAIRY PRODUCER.*—

4 (A) *IN GENERAL.*—*Subject to subparagraph*
5 *(B), the term “dairy producer” means an indi-*
6 *vidual or entity that directly or indirectly (as*
7 *determined by the Secretary)—*

8 (i) *shares in the risk of producing*
9 *milk; and*

10 (ii) *makes contributions (including*
11 *land, labor, management, equipment, or*
12 *capital) to the dairy operation of the indi-*
13 *vidual or entity that are at least commensu-*
14 *rate with the share of the individual or en-*
15 *tity of the proceeds of the operation.*

16 (B) *ADDITIONAL OWNERSHIP STRUC-*
17 *TURES.*—*The Secretary shall determine addi-*
18 *tional ownership structures to be covered by the*
19 *definition of dairy producer.*

20 (8) *HANDLER.*—

21 (A) *IN GENERAL.*—*The term “handler”*
22 *means the initial individual or entity making*
23 *payment to a dairy producer for milk produced*
24 *in the United States and marketed for commer-*
25 *cial use.*

1 (B) *PRODUCER-HANDLER.*—*The term in-*
2 *cludes a “producer-handler” when the producer*
3 *satisfies the definition in subparagraph (A).*

4 (9) *MARGIN PROTECTION PROGRAM.*—*The term*
5 *“margin protection program” means the dairy pro-*
6 *ducer margin protection program required by subpart*
7 *A.*

8 (10) *PARTICIPATING DAIRY PRODUCER.*—*The*
9 *term “participating dairy producer” means a dairy*
10 *producer that—*

11 (A) *signs up under section 1412 to partici-*
12 *pate in the margin protection program under*
13 *subpart A; and*

14 (B) *as a result, also participates in the sta-*
15 *bilization program under subpart B.*

16 (11) *STABILIZATION PROGRAM.*—*The term “sta-*
17 *bilization program” means the dairy market sta-*
18 *bilization program required by subpart B for all par-*
19 *ticipating dairy producers.*

20 (12) *STABILIZATION PROGRAM BASE.*—*The term*
21 *“stabilization program base”, with respect to a par-*
22 *ticipating dairy producer, means the stabilization*
23 *program base calculated for the producer under sec-*
24 *tion 1431(b).*

1 (13) *UNITED STATES.*—*The term “United*
2 *States”, in a geographical sense, means the 50 States,*
3 *the District of Columbia, American Samoa, Guam,*
4 *the Commonwealth of the Northern Mariana Islands,*
5 *the Commonwealth of Puerto Rico, the Virgin Islands*
6 *of the United States, and any other territory or pos-*
7 *session of the United States.*

8 **SEC. 1402. CALCULATION OF AVERAGE FEED COST AND AC-**
9 **TUAL DAIRY PRODUCER MARGINS.**

10 (a) *CALCULATION OF AVERAGE FEED COST.*—*The Sec-*
11 *retary shall calculate the national average feed cost for each*
12 *month using the following data:*

13 (1) *The price of corn for a month shall be the*
14 *price received during that month by farmers in the*
15 *United States for corn, as reported in the monthly*
16 *Agricultural Prices report by the Secretary.*

17 (2) *The price of soybean meal for a month shall*
18 *be the central Illinois price for soybean meal, as re-*
19 *ported in the Market News-Monthly Soybean Meal*
20 *Price Report by the Secretary.*

21 (3) *The price of alfalfa hay for a month shall be*
22 *the price received during that month by farmers in*
23 *the United States for alfalfa hay, as reported in the*
24 *monthly Agricultural Prices report by the Secretary.*

1 **(b) CALCULATION OF ACTUAL DAIRY PRODUCER MAR-**
2 **GINs.—**

3 **(1) MARGIN PROTECTION PROGRAM.—***For use in*
4 *the margin protection program under subpart A, the*
5 *Secretary shall calculate the actual dairy producer*
6 *margin for each consecutive two-month period by sub-*
7 *tracting—*

8 **(A)** *the average feed cost for that consecutive*
9 *two-month period, determined in accordance*
10 *with subsection (a); from*

11 **(B)** *the all-milk price for that consecutive*
12 *two-month period.*

13 **(2) STABILIZATION PROGRAM.—***For use in the*
14 *stabilization program under subpart B, the Secretary*
15 *shall calculate each month the actual dairy producer*
16 *margin for the preceding month by subtracting—*

17 **(A)** *the average feed cost for that preceding*
18 *month, determined in accordance with subsection*
19 *(a); from*

20 **(B)** *the all-milk price for that preceding*
21 *month.*

22 **(3) TIME FOR CALCULATIONS.—***The calculations*
23 *required by paragraphs (1) and (2) shall be made as*
24 *soon as practicable each month using the full month*
25 *price of the applicable reference month, but in no case*

1 *shall the calculation be made later than the last busi-*
2 *ness day of the month.*

3 **Subpart A—Dairy Producer Margin Protection**

4 **Program**

5 **SEC. 1411. ESTABLISHMENT OF DAIRY PRODUCER MARGIN**
6 **PROTECTION PROGRAM.**

7 *The Secretary shall establish and administer a dairy*
8 *producer margin protection program for the purpose of pro-*
9 *tecting dairy producer income by paying participating*
10 *dairy producers—*

11 (1) *basic margin protection payments when ac-*
12 *tual dairy producer margins are less than the thresh-*
13 *old levels for such payments; and*

14 (2) *supplemental margin protection payments if*
15 *purchased by a participating dairy producer.*

16 **SEC. 1412. PARTICIPATION OF DAIRY PRODUCERS IN MAR-**
17 **GIN PROTECTION PROGRAM.**

18 (a) *ELIGIBILITY.*—*All dairy producers in the United*
19 *States are eligible to participate in the margin protection*
20 *program, except that a dairy producer must sign up with*
21 *the Secretary before the producer may receive—*

22 (1) *basic margin protection payments under sec-*
23 *tion 1414; and*

1 (2) *if the dairy producer purchases supplemental*
2 *margin protection under section 1415, supplemental*
3 *margin protection payments under such section.*

4 *(b) SIGN-UP PROCESS.—*

5 (1) *IN GENERAL.—The Secretary shall allow all*
6 *interested dairy producers to sign up to participate*
7 *in the margin protection program. The Secretary*
8 *shall specify the manner and form by which a dairy*
9 *producer must sign up to participate in the margin*
10 *protection program.*

11 (2) *TREATMENT OF MULTI-PRODUCER OPER-*
12 *ATIONS.—If a dairy operation consists of more than*
13 *one dairy producer, all of the dairy producers of the*
14 *operation shall be treated as a single dairy producer*
15 *for purposes of—*

16 (A) *registration to receive basic margin pro-*
17 *tection and purchase supplemental margin pro-*
18 *tection;*

19 (B) *payment of the administrative fee*
20 *under subsection (e) and producer premiums*
21 *under section 1415; and*

22 (C) *participation in the stabilization pro-*
23 *gram under subpart B.*

24 (3) *TREATMENT OF PRODUCERS WITH MULTIPLE*
25 *DAIRY OPERATIONS.—If a dairy producer operates*

1 *two or more dairy operations, each dairy operation*
2 *of the producer shall require a separate registration*
3 *to receive basic margin protection and purchase sup-*
4 *plemental margin protection. Only those dairy oper-*
5 *ations so registered shall be subject to the stabilization*
6 *program.*

7 *(c) TIME FOR SIGN UP.—*

8 *(1) EXISTING DAIRY PRODUCERS.—During the*
9 *one-year period beginning on the date of the initi-*
10 *ation of the sign-up period for the margin protection*
11 *program, a dairy producer that is actively engaged in*
12 *a dairy operation as of such date may sign up with*
13 *the Secretary—*

14 *(A) to receive basic margin protection; and*

15 *(B) if the producer elects, to purchase sup-*
16 *plemental margin protection.*

17 *(2) NEW ENTRANTS.—A dairy producer that has*
18 *no existing interest in a dairy operation as of the*
19 *date of the initiation of the sign-up period for the*
20 *margin protection program, but that, after such date,*
21 *establishes a new dairy operation, may sign up with*
22 *the Secretary during the one year period beginning*
23 *on the date on which the dairy operation first mar-*
24 *kets milk commercially—*

25 *(A) to receive basic margin protection; and*

1 (B) if the producer elects, to purchase sup-
2 plemental margin protection.

3 (d) *RETROACTIVITY PROVISION.*—

4 (1) *NOTICE OF AVAILABILITY OF RETROACTIVE*
5 *PROTECTION.*—Not later than 30 days after the effec-
6 tive date of this subtitle, the Secretary shall publish
7 a notice in the *Federal Register* to inform dairy pro-
8 ducers of the availability of retroactive basic margin
9 protection and retroactive supplemental margin pro-
10 tection, subject to the condition that interested pro-
11 ducers must file a notice of intent (in such form and
12 manner as the Secretary specifies in the *Federal Reg-*
13 *ister notice*)—

14 (A) to participate in the margin protection
15 program and receive basic margin protection;
16 and

17 (B) at the election of the producer under
18 paragraph (3), to also obtain supplemental mar-
19 gin protection.

20 (2) *RETROACTIVE BASIC MARGIN PROTECTION.*—

21 (A) *AVAILABILITY.*—If a dairy producer
22 files a notice of intent under paragraph (1) to
23 participate in the margin protection program
24 before the initiation of the sign-up period for the
25 margin protection program and subsequently

1 *signs up for the margin protection program, the*
2 *producer shall receive basic margin protection*
3 *retroactive to the effective date of this subtitle.*

4 (B) *DURATION.*—*Retroactive basic margin*
5 *protection under this paragraph for a dairy pro-*
6 *ducer shall apply from the effective date of this*
7 *subtitle until the date on which the producer*
8 *signs up for the margin protection program.*

9 (3) *RETROACTIVE SUPPLEMENTAL MARGIN PRO-*
10 *TECTION.*—

11 (A) *AVAILABILITY.*—*Subject to subpara-*
12 *graphs (B) and (C), if a dairy producer files a*
13 *notice of intent under paragraph (1) to partici-*
14 *pate in the margin protection program and ob-*
15 *tain supplemental margin protection and subse-*
16 *quently signs up for the margin protection pro-*
17 *gram, the producer shall receive supplemental*
18 *margin protection, in addition to the basic mar-*
19 *gin protection under paragraph (2), retroactive*
20 *to the effective date of this subtitle.*

21 (B) *DEADLINE FOR SUBMISSION.*—*A notice*
22 *of intent to obtain retroactive supplemental mar-*
23 *gin protection must be filed with the Secretary*
24 *no later than the earlier of the following:*

1 (i) 150 days after the date on which
2 the Secretary publishes the notice in the
3 Federal Register required by paragraph (1).

4 (ii) The date on which the Secretary
5 initiates the sign up period for the margin
6 protection program.

7 (C) *ELECTION OF COVERAGE LEVEL AND*
8 *PERCENTAGE OF COVERAGE.*—To be sufficient to
9 obtain retroactive supplemental margin protec-
10 tion, the notice of intent to participate filed by
11 a dairy producer must specify—

12 (i) a selected coverage level that is
13 higher, in any increment of \$0.50, than the
14 payment threshold for basic margin protec-
15 tion specified in section 1414(b), but not to
16 exceed \$6.00; and

17 (ii) the percentage of coverage, subject
18 to limits imposed in section 1415(c).

19 (D) *DURATION.*—The coverage level and
20 percentage specified in the notice of intent to
21 participate filed by a dairy producer shall apply
22 from the effective date of this subtitle until the
23 later of the following:

24 (i) October 1, 2013.

1 (ii) *The date on which the Secretary*
2 *initiates the sign-up period for the margin*
3 *protection program.*

4 (4) *NOTICE OF INTENT AND OBLIGATION TO PAR-*
5 *TICIPATE IN MARGIN PROTECTION PROGRAM.—In no*
6 *way does filing a notice of intent under this sub-*
7 *section obligate a dairy producer to sign up for the*
8 *margin protection program once the program rules*
9 *are final, but if a producer does file a notice of intent*
10 *and subsequently signs up for the margin protection*
11 *program, that dairy producer is obligated to pay fees*
12 *and premiums for any retroactive basic margin pro-*
13 *tection or retroactive supplemental margin protection*
14 *selected in the notice of intent.*

15 (e) *ADMINISTRATIVE FEE.—*

16 (1) *ADMINISTRATIVE FEE REQUIRED.—A dairy*
17 *producer shall pay an administrative fee under this*
18 *subsection to sign up to participate in the margin*
19 *protection program. The participating dairy producer*
20 *shall pay the administrative fee annually thereafter to*
21 *continue to participate in the margin protection pro-*
22 *gram.*

23 (2) *FEE AMOUNT.—The administrative fee for a*
24 *participating dairy producer for a calendar year is*
25 *based on the pounds of milk (in millions) marketed*

1 *by the dairy producer in the previous calendar year,*
 2 *as follows:*

<i>Pounds Marketed (in millions)</i>	<i>Admin. Fee</i>
<i>less than 1</i>	<i>\$100</i>
<i>1 to 10</i>	<i>\$250</i>
<i>more than 10 to 40</i>	<i>\$500</i>
<i>more than 40</i>	<i>\$1000</i>

3 (3) *DEPOSIT OF FEES.*—*All administrative fees*
 4 *collected under this subsection shall be credited to the*
 5 *fund or account used to cover the costs incurred to ad-*
 6 *minister the margin protection program and the sta-*
 7 *bilization program and shall be available to the Sec-*
 8 *retary, without further appropriation and until ex-*
 9 *pended, for use or transfer as provided in paragraph*
 10 *(4).*

11 (4) *USE OF FEES.*—*The Secretary shall use ad-*
 12 *ministrative fees collected under this subsection—*

13 (A) *to cover administrative costs of the*
 14 *margin protection program and stabilization*
 15 *program; and*

16 (B) *to the extent funds remain available*
 17 *after operation of subparagraphs (A), to cover*
 18 *costs of the Department of Agriculture relating to*
 19 *reporting of dairy market news and to carry out*
 20 *section 273 of the Agricultural Marketing Act of*
 21 *1946 (7 U.S.C. 1637b).*

1 (f) *RECONSTITUTION.*—*The Secretary shall prohibit a*
 2 *dairy producer from reconstituting a dairy operation for*
 3 *the sole purpose of the dairy producer—*

4 (1) *receiving basic margin protection;*

5 (2) *purchasing supplemental margin protection;*

6 *or*

7 (3) *avoiding participation in the stabilization*
 8 *program.*

9 (g) *PRIORITY CONSIDERATION.*—*A dairy operation*
 10 *that participates in the margin protection program shall*
 11 *be eligible to participate in the livestock gross margin for*
 12 *dairy program under the Federal Crop Insurance Act (7*
 13 *U.S.C. 1501 et seq.) only after operations that are not par-*
 14 *ticipating in the production margin protection program are*
 15 *enrolled.*

16 **SEC. 1413. PRODUCTION HISTORY OF PARTICIPATING**
 17 **DAIRY PRODUCERS.**

18 (a) *PRODUCTION HISTORY FOR BASIC MARGIN PRO-*
 19 *TECTION.*—

20 (1) *DETERMINATION REQUIRED.*—*For purposes*
 21 *of providing basic margin protection, the Secretary*
 22 *shall determine the basic production history of the*
 23 *dairy operation of each participating dairy producer*
 24 *in the margin protection program.*

1 (2) *CALCULATION.*—*Except as provided in para-*
2 *graph (3), the basic production history of a partici-*
3 *pating dairy producer for basic margin protection is*
4 *equal to the highest annual milk marketings of the*
5 *dairy producer during any one of the three calendar*
6 *years immediately preceding the calendar year in*
7 *which the dairy producer first signed up to partici-*
8 *pate in the margin protection program.*

9 (3) *ELECTION BY NEW PRODUCERS.*—*If a par-*
10 *ticipating dairy producer has been in operation for*
11 *less than a year, the dairy producer shall elect one of*
12 *the following methods for the Secretary to determine*
13 *the basic production history of the dairy producer:*

14 (A) *The volume of the actual milk mar-*
15 *ketings for the months the dairy producer has*
16 *been in operation extrapolated to a yearly*
17 *amount.*

18 (B) *An estimate of the actual milk mar-*
19 *ketings of the dairy producer based on the herd*
20 *size of the producer relative to the national roll-*
21 *ing herd average data published by the Sec-*
22 *retary.*

23 (4) *NO CHANGE IN PRODUCTION HISTORY FOR*
24 *BASIC MARGIN PROTECTION.*—*Once the basic produc-*
25 *tion history of a participating dairy producer is de-*

1 *terminated under paragraph (2) or (3), the basic pro-*
2 *duction history shall not be subsequently changed for*
3 *purposes of determining the amount of any basic*
4 *margin protection payments for the dairy producer*
5 *made under section 1414.*

6 *(b) ANNUAL PRODUCTION HISTORY FOR SUPPLE-*
7 *MENTAL MARGIN PROTECTION.—*

8 *(1) DETERMINATION REQUIRED.—For purposes*
9 *of providing supplemental margin protection for a*
10 *participating dairy producer that purchases supple-*
11 *mental margin protection for a year under section*
12 *1415, the Secretary shall determine the annual pro-*
13 *duction history of the dairy operation of the dairy*
14 *producer under paragraph (2).*

15 *(2) CALCULATION.—The annual production his-*
16 *tory of a participating dairy producer for a year is*
17 *equal to the actual milk marketings of the dairy pro-*
18 *ducer during the preceding calendar year.*

19 *(3) NEW PRODUCERS.—Subsection (a)(3) shall*
20 *apply with respect to determining the annual produc-*
21 *tion history of a participating dairy producer that*
22 *has been in operation for less than a year.*

23 *(c) REQUIRED INFORMATION.—A participating dairy*
24 *producer shall provide all information that the Secretary*
25 *may require in order to establish—*

1 (1) *the basic production history of the dairy op-*
2 *eration of the dairy producer under subsection (a);*
3 *and*

4 (2) *the production history of the dairy operation*
5 *of the dairy producer whenever the producer pur-*
6 *chases supplemental margin protection under section*
7 *1415.*

8 (d) *TRANSFER OF PRODUCTION HISTORIES.—*

9 (1) *TRANSFER BY SALE OR LEASE.—In promul-*
10 *gating the rules to initiate the margin protection pro-*
11 *gram, the Secretary shall specify the conditions under*
12 *which and the manner by which the production his-*
13 *tory of a dairy operation may be transferred by sale*
14 *or lease.*

15 (2) *COVERAGE LEVEL.—*

16 (A) *BASIC MARGIN PROTECTION.—A pur-*
17 *chaser or lessee to whom the Secretary transfers*
18 *a basic production history under this subsection*
19 *shall not obtain a different level of basic margin*
20 *protection than the basic margin protection cov-*
21 *erage held by the seller or lessor from whom the*
22 *transfer was obtained.*

23 (B) *SUPPLEMENTAL MARGIN PROTEC-*
24 *TION.—A purchaser or lessee to whom the Sec-*
25 *retary transfers an annual production history*

1 *under this subsection shall not obtain a different*
2 *level of supplemental margin protection coverage*
3 *than the supplemental margin protection cov-*
4 *erage in effect for the seller or lessor from whom*
5 *the transfer was obtained for the calendar year*
6 *in which the transfer was made.*

7 *(e) MOVEMENT AND TRANSFER OF PRODUCTION HIS-*
8 *TORY.—*

9 *(1) MOVEMENT AND TRANSFER AUTHORIZED.—*
10 *Subject to paragraph (2), if a dairy producer moves*
11 *from one location to another location, the dairy pro-*
12 *ducer may maintain the basic production history and*
13 *annual production history associated with the oper-*
14 *ation.*

15 *(2) NOTIFICATION REQUIREMENT.—A dairy pro-*
16 *ducer shall notify the Secretary of any move of a*
17 *dairy operation under paragraph (1).*

18 *(3) SUBSEQUENT OCCUPATION OF VACATED LO-*
19 *CATION.—A party subsequently occupying a dairy op-*
20 *eration location vacated as described in paragraph*
21 *(1) shall have no interest in the basic production his-*
22 *tory or annual production history previously associ-*
23 *ated with the operation at such location.*

1 **SEC. 1414. BASIC MARGIN PROTECTION.**

2 (a) *ELIGIBILITY.*—All participating dairy producers
3 are eligible to receive basic margin protection under the
4 margin protection program.

5 (b) *PAYMENT THRESHOLD.*—Participating dairy pro-
6 ducers shall receive a basic margin protection payment
7 whenever the average actual dairy producer margin for a
8 consecutive two-month period is less than \$4.00 per hun-
9 dredweight of milk.

10 (c) *BASIC MARGIN PROTECTION PAYMENT.*—

11 (1) *PAYMENT REQUIRED.*—The Secretary shall
12 make a basic margin protection payment to each par-
13 ticipating dairy producer whenever such a payment
14 is required by subsection (b).

15 (2) *AMOUNT OF PAYMENT.*—The basic margin
16 protection payment for the dairy operation of a par-
17 ticipating dairy producer for a consecutive two-month
18 period shall be determined as follows:

19 (A) The Secretary shall calculate the dif-
20 ference between the average actual dairy pro-
21 ducer margin for the consecutive two-month pe-
22 riod and \$4.00, except that, if the difference is
23 more than \$4.00, the Secretary shall use \$4.00.

24 (B) The Secretary shall multiply the
25 amount under subparagraph (A) by the lesser of
26 the following:

1 (i) 80 percent of the production history
2 of the dairy producer, divided by six.

3 (ii) The actual amount of milk mar-
4 keted by the dairy operation of the dairy
5 producer during the consecutive two-month
6 period.

7 **SEC. 1415. SUPPLEMENTAL MARGIN PROTECTION.**

8 (a) *ELECTION OF SUPPLEMENTAL MARGIN PROTEC-*
9 *TION.*—Supplemental margin protection is available only
10 *on an annual basis. A participating dairy producer may*
11 *annually purchase supplemental margin protection to pro-*
12 *tect, during the calendar year for which purchased, a higher*
13 *level of the income of a participating dairy producer than*
14 *the income level guaranteed by basic margin protection*
15 *under section 1414.*

16 (b) *SELECTION OF PAYMENT THRESHOLD.*—A partici-
17 *pating dairy producer purchasing supplemental margin*
18 *protection for a year shall elect a coverage level that is high-*
19 *er, in any increment of \$0.50, than the payment threshold*
20 *for basic margin protection specified in section 1414(b), but*
21 *not to exceed \$8.00.*

22 (c) *SELECTION OF COVERAGE PERCENTAGE.*—A par-
23 *ticipating dairy producer purchasing supplemental margin*
24 *protection for a year shall elect a percentage of coverage*
25 *equal to not more than 90 percent, nor less than 25 percent,*

1 *of the annual production history of the dairy operation of*
 2 *the participating dairy producer.*

3 *(d) PRODUCER PREMIUMS FOR SUPPLEMENTAL MAR-*
 4 *GIN PROTECTION.—*

5 *(1) PREMIUMS REQUIRED.—A participating*
 6 *dairy producer that purchases supplemental margin*
 7 *protection shall pay an annual premium equal to the*
 8 *product obtained by multiplying—*

9 *(A) the percentage selected by the dairy pro-*
 10 *ducer under subsection (c);*

11 *(B) the annual production history of the*
 12 *dairy producer; and*

13 *(C) the premium per hundredweight of*
 14 *milk, as specified in the applicable table under*
 15 *paragraph (2) or (3).*

16 *(2) PREMIUM PER HUNDREDWEIGHT FOR FIRST*
 17 *4 MILLION POUNDS OF PRODUCTION.—For the first*
 18 *4,000,000 pounds of milk marketings included in the*
 19 *annual production history of a participating dairy*
 20 *producer, the premium per hundredweight cor-*
 21 *responding to each coverage level specified in the fol-*
 22 *lowing table is as follows:*

<i>Coverage Level</i>	<i>Premium per Cwt.</i>
<i>\$4.50</i>	<i>\$0.01</i>
<i>\$5.00</i>	<i>\$0.025</i>
<i>\$5.50</i>	<i>\$0.04</i>
<i>\$6.00</i>	<i>\$0.065</i>

<i>Coverage Level</i>	<i>Premium per Cwt.</i>
\$6.50	\$0.09
\$7.00	\$0.434
\$7.50	\$0.590
\$8.00	\$0.922

1 (3) *PREMIUM PER HUNDREDWEIGHT FOR PRO-*
2 *DUCTION IN EXCESS OF 4 MILLION POUNDS.—For*
3 *milk marketings in excess of 4,000,000 pounds in-*
4 *cluded in the annual production history of a partici-*
5 *pating dairy producer, the premium per hundred-*
6 *weight corresponding to each coverage level is as fol-*
7 *lows:*

<i>Coverage Level</i>	<i>Premium per Cwt.</i>
\$4.50	\$0.015
\$5.00	\$0.036
\$5.50	\$0.081
\$6.00	\$0.155
\$6.50	\$0.230
\$7.00	\$0.434
\$7.50	\$0.590
\$8.00	\$0.922

8 (4) *TIME FOR PAYMENT.—In promulgating the*
9 *rules to initiate the margin protection program, the*
10 *Secretary shall provide more than one method by*
11 *which a participating dairy producer that purchases*
12 *supplemental margin protection for a calendar year*
13 *may pay the premium under this subsection for that*
14 *year that maximizes producer payment flexibility*
15 *and program integrity.*

16 (e) *PRODUCER'S PREMIUM OBLIGATIONS.—*

1 (1) *PRO-RATION OF PREMIUM FOR NEW PRO-*
2 *DUCERS.*—A dairy producer described in section
3 1412(c)(2) that purchases supplemental margin pro-
4 tection for a calendar year after the start of the cal-
5 endar year shall pay a pro-rated premium for that
6 calendar year based on the portion of the calendar
7 year for which the producer purchases the coverage.

8 (2) *LEGAL OBLIGATION.*—A participating dairy
9 producer that purchases supplemental margin protec-
10 tion for a calendar year shall be legally obligated to
11 pay the applicable premium for that calendar year,
12 except that, if the dairy producer retires, the producer
13 may request that Secretary cancel the supplemental
14 margin protection if the producer has terminated the
15 dairy operation entirely and certifies under oath that
16 the producer will not be actively engaged in any
17 dairy operation for at least the next seven years.

18 (f) *SUPPLEMENTAL PAYMENT THRESHOLD.*—A par-
19 ticipating dairy producer with supplemental margin pro-
20 tection shall receive a supplemental margin protection pay-
21 ment whenever the average actual dairy producer margin
22 for a consecutive two-month period is less than the coverage
23 level threshold selected by the dairy producer under sub-
24 section (b).

1 (g) *SUPPLEMENTAL MARGIN PROTECTION PAY-*
2 *MENTS.—*

3 (1) *IN GENERAL.—The supplemental margin*
4 *protection payment for a participating dairy pro-*
5 *ducer is in addition to the basic margin protection*
6 *payment.*

7 (2) *AMOUNT OF PAYMENT.—The supplemental*
8 *margin protection payment for the dairy operation of*
9 *a participating dairy producer shall be determined as*
10 *follows:*

11 (A) *The Secretary shall calculate the dif-*
12 *ference between the coverage level threshold se-*
13 *lected by the dairy producer under subsection (b)*
14 *and the greater of—*

15 (i) *the average actual dairy producer*
16 *margin for the consecutive two-month pe-*
17 *riod; or*

18 (ii) *\$4.00.*

19 (B) *The amount determined under subpara-*
20 *graph (A) shall be multiplied by the percentage*
21 *selected by the participating dairy producer*
22 *under subsection (c) and by the lesser of the fol-*
23 *lowing:*

1 (i) *The annual production history of*
2 *the dairy operation of the dairy producer,*
3 *divided by six.*

4 (ii) *The actual amount of milk mar-*
5 *keted by the dairy operation of the dairy*
6 *producer during the consecutive two-month*
7 *period.*

8 **SEC. 1416. EFFECT OF FAILURE TO PAY ADMINISTRATIVE**
9 **FEES OR PREMIUMS.**

10 (a) *LOSS OF BENEFITS.*—*A participating dairy pro-*
11 *ducer that fails to pay the required administrative fee*
12 *under section 1412 or is in arrears on premium payments*
13 *for supplemental margin protection under section 1415—*

14 (1) *remains legally obligated to pay the adminis-*
15 *trative fee or premiums, as the case may be; and*

16 (2) *may not receive basic margin protection pay-*
17 *ments or supplemental margin protection payments*
18 *until the fees or premiums are fully paid.*

19 (b) *ENFORCEMENT.*—*The Secretary may take such ac-*
20 *tion as necessary to collect administrative fees and pre-*
21 *mium payments for supplemental margin protection.*

1 **Subpart B—Dairy Market Stabilization Program**

2 **SEC. 1431. ESTABLISHMENT OF DAIRY MARKET STABILIZA-**
3 **TION PROGRAM.**

4 (a) *PROGRAM REQUIRED; PURPOSE.*—The Secretary
5 shall establish and administer a dairy market stabilization
6 program applicable to participating dairy producers for the
7 purpose of assisting in balancing the supply of milk with
8 demand when dairy producers are experiencing low or neg-
9 ative operating margins.

10 (b) *ELECTION OF STABILIZATION PROGRAM BASE*
11 *CALCULATION METHOD.*—

12 (1) *ELECTION.*—When a dairy producer signs up
13 under section 1412 to participate in the margin pro-
14 tection program, the dairy producer shall inform the
15 Secretary of the method by which the stabilization
16 program base for the dairy producer for fiscal year
17 2013 will be calculated under paragraph (3).

18 (2) *CHANGE IN CALCULATION METHOD.*—A par-
19 ticipating dairy producer may change the stabiliza-
20 tion program base calculation method to be used for
21 a calendar year by notifying the Secretary of the
22 change not later than a date determined by the Sec-
23 retary.

24 (3) *CALCULATION METHODS.*—A participating
25 dairy producer may elect either of the following meth-

1 ods for calculation of the stabilization program base
2 for the producer:

3 (A) *The volume of the average monthly milk*
4 *marketings of the dairy producer for the three*
5 *months immediately preceding the announce-*
6 *ment by the Secretary that the stabilization pro-*
7 *gram will become effective.*

8 (B) *The volume of the monthly milk mar-*
9 *ketings of the dairy producer for the same month*
10 *in the preceding year as the month for which the*
11 *Secretary has announced the stabilization pro-*
12 *gram will become effective.*

13 **SEC. 1432. THRESHOLD FOR IMPLEMENTATION AND REDUC-**
14 **TION IN DAIRY PRODUCER PAYMENTS.**

15 (a) *WHEN STABILIZATION PROGRAM REQUIRED.—Ex-*
16 *cept as provided in subsection (b), the Secretary shall an-*
17 *nonce that the stabilization program is in effect and order*
18 *reduced payments for any participating dairy producer*
19 *that exceeds the applicable percentage of the producer's sta-*
20 *bilization program base whenever—*

21 (1) *the actual dairy producer margin has been*
22 *\$6.00 or less per hundredweight of milk for each of*
23 *the immediately preceding two months; or*

1 (2) *the actual dairy producer margin has been*
2 *\$4.00 or less per hundredweight of milk for the imme-*
3 *diately preceding month.*

4 (b) *EXCEPTION.—The Secretary shall not make the an-*
5 *nouncement under subsection (a) to implement the sta-*
6 *bilization program or order reduced payments if any of the*
7 *conditions described in section 1436(b) have been met dur-*
8 *ing the two months immediately preceding the month in*
9 *which the announcement under subsection (a) would other-*
10 *wise be made by the Secretary in the absence of this excep-*
11 *tion.*

12 (c) *EFFECTIVE DATE FOR IMPLEMENTATION OF PAY-*
13 *MENT REDUCTIONS.—Reductions in dairy producer pay-*
14 *ments shall commence beginning on the first day of the*
15 *month immediately following the date of the announcement*
16 *by the Secretary under subsection (a).*

17 **SEC. 1433. PRODUCER MILK MARKETING INFORMATION.**

18 (a) *COLLECTION OF MILK MARKETING DATA.—The*
19 *Secretary shall establish, by regulation, a process to collect*
20 *from participating dairy producers and handlers such in-*
21 *formation that the Secretary considers necessary for each*
22 *month during which the stabilization program is in effect.*

23 (b) *REDUCE REGULATORY BURDEN.—When imple-*
24 *menting the process under subsection (a), the Secretary*

1 *shall minimize the regulatory burden on dairy producers*
2 *and handlers.*

3 **SEC. 1434. CALCULATION AND COLLECTION OF REDUCED**
4 **DAIRY PRODUCER PAYMENTS.**

5 (a) *REDUCED PRODUCER PAYMENTS REQUIRED.—*
6 *During any month in which payment reductions are in ef-*
7 *fect under the stabilization program, each handler shall re-*
8 *duce payments to each participating dairy producer from*
9 *whom the handler receives milk.*

10 (b) *REDUCTIONS BASED ON ACTUAL DAIRY PRODUCER*
11 *MARGIN.—*

12 (1) *REDUCTION REQUIREMENT 1.—Unless the re-*
13 *duction required by paragraph (2) or (3) applies,*
14 *when the actual dairy producer margin has been*
15 *\$6.00 or less per hundredweight of milk for two con-*
16 *secutive months, the handler shall make payments to*
17 *a participating dairy producer for a month based on*
18 *the greater of the following:*

19 (A) *98 percent of the stabilization program*
20 *base of the dairy producer.*

21 (B) *94 percent of the marketings of milk for*
22 *the month by the producer.*

23 (2) *REDUCTION REQUIREMENT 2.—Unless the re-*
24 *duction required by paragraph (3) applies, when the*
25 *actual dairy producer margin has been \$5.00 or less*

1 *per hundredweight of milk for two consecutive*
2 *months, the handler shall make payments to a par-*
3 *ticipating dairy producer for a month based on the*
4 *greater of the following:*

5 *(A) 97 percent of the stabilization program*
6 *base of the dairy producer.*

7 *(B) 93 percent of the marketings of milk for*
8 *the month by the producer.*

9 *(3) REDUCTION REQUIREMENT 3.—When the ac-*
10 *tual dairy producer margin has been \$4.00 or less for*
11 *any one month, the handler shall make payments to*
12 *a participating dairy producer for a month based on*
13 *the greater of the following:*

14 *(A) 96 percent of the stabilization program*
15 *base of the dairy producer.*

16 *(B) 92 percent of the marketings of milk for*
17 *the month by the producer.*

18 *(c) CONTINUATION OF REDUCTIONS.—The largest level*
19 *of payment reduction required under paragraph (1), (2),*
20 *or (3) of subsection (b) shall be continued for each month*
21 *until the Secretary suspends the stabilization program and*
22 *terminates payment reductions in accordance with section*
23 *1436.*

24 *(d) PAYMENT REDUCTION EXCEPTION.—Notwith-*
25 *standing any preceding subsection of this section, a handler*

1 *shall make no payment reductions for a dairy producer for*
2 *a month if the producer's milk marketings for the month*
3 *are equal to or less than the percentage of the stabilization*
4 *program base applicable to the producer under paragraph*
5 *(1), (2), or (3) of subsection (b).*

6 **SEC. 1435. REMITTING MONIES TO THE SECRETARY AND**
7 **USE OF MONIES.**

8 *(a) REMITTING MONIES.—As soon as practicable after*
9 *the end of each month during which payment reductions*
10 *are in effect under the stabilization program, each handler*
11 *shall remit to the Secretary an amount equal to the amount*
12 *by which payments to participating dairy producers are*
13 *reduced by the handler under section 1434.*

14 *(b) DEPOSIT OF MONIES.—All monies received under*
15 *subsection (a) shall be available to the Secretary, without*
16 *further appropriation and until expended, for use or trans-*
17 *fer as provided in subsection (c).*

18 *(c) USE OF MONIES.—*

19 *(1) AVAILABILITY FOR CERTAIN COMMODITY DO-*
20 *NATIONS.—Within three months of the receipt of mon-*
21 *ies under subsection (a), the Secretary shall obligate*
22 *the monies for the purpose of—*

23 *(A) purchasing dairy products for donation*
24 *to food banks and other programs that the Sec-*
25 *retary determines appropriate; and*

1 (B) *expanding consumption and building*
2 *demand for dairy products.*

3 (2) *NO DUPLICATION OF EFFORT.*—*The Sec-*
4 *retary shall ensure that expenditures under para-*
5 *graph (1) are compatible with, and do not duplicate,*
6 *programs supported by the dairy research and pro-*
7 *motion activities conducted under the Dairy Produc-*
8 *tion Stabilization Act of 1983 (7 U.S.C. 4501 et seq.).*

9 (3) *ACCOUNTING.*—*The Secretary shall keep an*
10 *accurate account of all monies obligated under para-*
11 *graph (1).*

12 (d) *ANNUAL REPORT.*—*Not later than December 31 of*
13 *each year that the stabilization program is in effect, the*
14 *Secretary shall submit to the Committee on Agriculture of*
15 *the House of Representatives and the Committee on Agri-*
16 *culture, Nutrition, and Forestry of the Senate a report that*
17 *provides an accurate accounting of—*

18 (1) *the monies received by the Secretary during*
19 *the preceding fiscal year under subsection (a); and*

20 (2) *all expenditures made by the Secretary under*
21 *subsection (b) during the preceding fiscal year.*

22 (e) *ENFORCEMENT.*—*If a participating dairy producer*
23 *or handler fails to remit or collect the amounts by which*
24 *payments to participating dairy producers are reduced*
25 *under section 1434, the producer or handler responsible for*

1 *the failure shall be liable to the Secretary for the amount*
2 *that should have been remitted or collected, plus interest.*
3 *In addition to the enforcement authorities available under*
4 *section 1437, the Secretary may enforce this subsection in*
5 *the courts of the United States.*

6 **SEC. 1436. SUSPENSION OF REDUCED PAYMENT REQUIRE-**
7 **MENT.**

8 (a) *DETERMINATION OF PRICES.*—*For purposes of this*
9 *section:*

10 (1) *The price in the United States for cheddar*
11 *cheese and nonfat dry milk shall be determined by the*
12 *Secretary.*

13 (2) *The world price of cheddar cheese and skim*
14 *milk powder shall be determined by the Secretary.*

15 (b) *INITIAL SUSPENSION THRESHOLDS.*—*The Sec-*
16 *retary shall announce that the stabilization program shall*
17 *be suspended whenever the Secretary determines that—*

18 (1) *the actual dairy producer margin is greater*
19 *than \$6.00 per hundredweight of milk for two con-*
20 *secutive months;*

21 (2) *the dairy producer margin is equal to or less*
22 *than \$6.00 (but greater than \$5.00) for two consec-*
23 *utive months, and during the same two consecutive*
24 *months—*

1 (A) the price in the United States for cheddar cheese is equal to or greater than the world price of cheddar cheese; or

2
3
4 (B) the price in the United States for non-fat dry milk is equal to or greater than the world price of skim milk powder;

5
6
7 (3) the dairy producer margin is equal to or less than \$5.00 (but greater than \$4.00) for two consecutive months, and during the same two consecutive months—

8
9
10
11 (A) the price in the United States for cheddar cheese is more than 5 percent above the world price of cheddar cheese; or

12
13
14 (B) the price in the United States for non-fat dry milk is more than 5 percent above the world price of skim milk powder; or

15
16
17 (4) the dairy producer margin is equal to or less than \$4.00 for two consecutive months, and during the same two consecutive months—

18
19
20 (A) the price in the United States for cheddar cheese is more than 7 percent above the world price of cheddar cheese; or

21
22
23 (B) the price in the United States for non-fat dry milk is more than 7 percent above the world price of skim milk powder.

1 (c) *ENHANCED SUSPENSION THRESHOLDS.*—If the
2 *stabilization program is not suspended pursuant to sub-*
3 *section (b) for six consecutive months or more, the stabiliza-*
4 *tion program shall be suspended whenever the Secretary de-*
5 *termines that—*

6 (1) *the actual dairy producer margin is greater*
7 *than \$6.00 per hundredweight of milk for two con-*
8 *secutive months;*

9 (2) *the dairy producer margin is equal to or less*
10 *than \$6.00 (but greater than \$5.00) for two consec-*
11 *utive months, and during the same two consecutive*
12 *months—*

13 (A) *the price in the United States for ched-*
14 *dar cheese is not less than 97 percent of the*
15 *world price of cheddar cheese; or*

16 (B) *the price in the United States for non-*
17 *fat dry milk is not less than 97 percent of the*
18 *world price of skim milk powder;*

19 (3) *the dairy producer margin is equal to or less*
20 *than \$5.00 (but greater than \$4.00) for two consec-*
21 *utive months, and during the same two consecutive*
22 *months—*

23 (A) *the price in the United States for ched-*
24 *dar cheese is more than 3 percent above the*
25 *world price of cheddar cheese; or*

1 (B) the price in the United States for non
2 fat dry milk is more than 3 percent above the
3 world price of skim milk powder; or

4 (4) the dairy producer margin is equal to or less
5 than \$4.00 for two consecutive months, and during
6 the same two consecutive months—

7 (A) the price in the United States for ched-
8 dar cheese is more than 6 percent above the
9 world price of cheddar cheese; or

10 (B) the price in the United States for non
11 fat dry milk is more than 6 percent above the
12 world price of skim milk powder.

13 (d) *IMPLEMENTATION BY HANDLERS.*—Effective on the
14 day after the date of the announcement by the Secretary
15 under subsection (b) or (c) of the suspension of the stabiliza-
16 tion program, the handler shall cease reducing payments
17 to participating dairy producers under the stabilization
18 program.

19 (e) *CONDITION ON RESUMPTION OF STABILIZATION*
20 *PROGRAM.*—Upon the announcement by the Secretary
21 under subsection (b) or (c) that the stabilization program
22 has been suspended, the stabilization program may not be
23 implemented again until, at the earliest—

1 (1) *two months have passed, beginning on the*
2 *first day of the month immediately following the an-*
3 *nouncement by the Secretary; and*

4 (2) *the conditions of section 1432(a) are again*
5 *met.*

6 **SEC. 1437. ENFORCEMENT.**

7 (a) *UNLAWFUL ACT.*—*It shall be unlawful and a viola-*
8 *tion of the this subpart for any person subject to the sta-*
9 *bilization program to willfully fail or refuse to provide, or*
10 *delay the timely reporting of, accurate information and re-*
11 *mittance of funds to the Secretary in accordance with this*
12 *subpart.*

13 (b) *ORDER.*—*After providing notice and opportunity*
14 *for a hearing to an affected person, the Secretary may issue*
15 *an order against any person to cease and desist from con-*
16 *tinuing any violation of this subpart.*

17 (c) *APPEAL.*—*An order of the Secretary under sub-*
18 *section (b) shall be final and conclusive unless an affected*
19 *person files an appeal of the order of the Secretary in*
20 *United States district court not later than 30 days after*
21 *the date of the issuance of the order. A finding of the Sec-*
22 *retary in the order shall be set aside only if the finding*
23 *is not supported by substantial evidence.*

24 (d) *NONCOMPLIANCE WITH ORDER.*—*If a person sub-*
25 *ject to this subpart fails to obey an order issued under sub-*

1 *section (b) after the order has become final and*
2 *unappealable, or after the appropriate United States dis-*
3 *trict court has entered a final judgment in favor of the Sec-*
4 *retary, the United States may apply to the appropriate*
5 *United States district court for enforcement of the order.*
6 *If the court determines that the order was lawfully made*
7 *and duly served and that the person violated the order, the*
8 *court shall enforce the order.*

9 **SEC. 1438. AUDIT REQUIREMENTS.**

10 (a) *AUDITS OF PRODUCER AND HANDLER COMPLI-*
11 *ANCE.—*

12 (1) *AUDITS AUTHORIZED.—If determined by the*
13 *Secretary to be necessary to ensure compliance by*
14 *participating dairy producers and handlers with the*
15 *stabilization program, the Secretary may conduct*
16 *periodic audits of participating dairy producers and*
17 *handlers.*

18 (2) *SAMPLE OF DAIRY PRODUCERS.—Any audit*
19 *conducted under this subsection shall include, at a*
20 *minimum, investigation of a statistically valid and*
21 *random sample of participating dairy producers.*

22 (b) *SUBMISSION OF RESULTS.—The Secretary shall*
23 *submit the results of any audit conducted under subsection*
24 *(a) to the Committee on Agriculture of the House of Rep-*
25 *resentatives and the Committee on Agriculture, Nutrition,*

1 *and Forestry of the Senate and include such recommenda-*
2 *tions as the Secretary considers appropriate regarding the*
3 *stabilization program.*

4 ***Subpart C—Commodity Credit Corporation***

5 ***SEC. 1451. USE OF COMMODITY CREDIT CORPORATION.***

6 *The Secretary shall use the funds, facilities, and the*
7 *authorities of the Commodity Credit Corporation to carry*
8 *out this part.*

9 ***Subpart D—Initiation and Duration***

10 ***SEC. 1461. RULEMAKING.***

11 *(a) PROCEDURE.—The promulgation of regulations for*
12 *the initiation of the margin protection program and the*
13 *stabilization program, and for administration of such pro-*
14 *grams, shall be made without regard to—*

15 *(1) chapter 35 of title 44, United States Code*
16 *(commonly known as the Paperwork Reduction Act);*

17 *(2) the Statement of Policy of the Secretary of*
18 *Agriculture effective July 24, 1971 (36 Fed. Reg.*
19 *13804), relating to notices of proposed rulemaking*
20 *and public participation in rulemaking; and*

21 *(3) the notice and comment provisions of section*
22 *553 of title 5, United States Code.*

23 *(b) CONGRESSIONAL REVIEW OF AGENCY RULE-*
24 *MAKING.—In carrying out subsection (a), the Secretary*

1 *shall use the authority provided under section 808 of title*
2 *5, United States Code.*

3 (c) *INCLUSION OF ADDITIONAL ORDER.—Section*
4 *143(a)(2) of the Federal Agriculture Improvement and Re-*
5 *form Act of 1996 (7 U.S.C. 7253(a)(2)) is amended by add-*
6 *ing at the end the following new sentence: “Subsection*
7 *(b)(2) does not apply to the authority of the Secretary under*
8 *this subsection.”.*

9 **SEC. 1462. DURATION.**

10 *The margin protection program and the stabilization*
11 *program shall end on December 31, 2018.*

12 **PART II—REPEAL OR REAUTHORIZATION OF**
13 **OTHER DAIRY-RELATED PROVISIONS**

14 **SEC. 1481. REPEAL OF DAIRY PRODUCT PRICE SUPPORT**
15 **AND MILK INCOME LOSS CONTRACT PRO-**
16 **GRAMS.**

17 (a) *REPEAL OF DAIRY PRODUCT PRICE SUPPORT*
18 *PROGRAM.—Section 1501 of the Food, Conservation, and*
19 *Energy Act of 2008 (7 U.S.C. 8771) is repealed.*

20 (b) *REPEAL OF MILK INCOME LOSS CONTRACT PRO-*
21 *GRAM.—Section 1506 of the Food, Conservation, and En-*
22 *ergy Act of 2008 (7 U.S.C. 8773) is repealed.*

1 **SEC. 1482. REPEAL OF DAIRY EXPORT INCENTIVE PRO-**
2 **GRAM.**

3 (a) *REPEAL.*—Section 153 of the Food Security Act
4 of 1985 (15 U.S.C. 713a–14) is repealed.

5 (b) *CONFORMING AMENDMENTS.*—Section 902(2) of
6 the Trade Sanctions Reform and Export Enhancement Act
7 of 2000 (22 U.S.C. 7201(2)) is amended—

8 (1) by striking subparagraph (D); and

9 (2) by redesignating subparagraphs (E) and (F)
10 as subparagraphs (D) and (E), respectively.

11 **SEC. 1483. EXTENSION OF DAIRY FORWARD PRICING PRO-**
12 **GRAM.**

13 Section 1502(e) of the Food, Conservation, and Energy
14 Act of 2008 (7 U.S.C. 8772(e)) is amended—

15 (1) in paragraph (1), by striking “2012” and in-
16 serting “2018”; and

17 (2) in paragraph (2), by striking “2015” and in-
18 serting “2021”.

19 **SEC. 1484. EXTENSION OF DAIRY INDEMNITY PROGRAM.**

20 Section 3 of Public Law 90–484 (7 U.S.C. 450l) is
21 amended by striking “2012” and inserting “2018”.

22 **SEC. 1485. EXTENSION OF DAIRY PROMOTION AND RE-**
23 **SEARCH PROGRAM.**

24 Section 113(e)(2) of the Dairy Production Stabiliza-
25 tion Act of 1983 (7 U.S.C. 4504(e)(2)) is amended by strik-
26 ing “2012” and inserting “2018”.

1 **SEC. 1486. REPEAL OF FEDERAL MILK MARKETING ORDER**
 2 **REVIEW COMMISSION.**

3 *Section 1509 of the Food, Conservation, and Energy*
 4 *Act of 2008 (Public Law 110–246; 122 Stat. 1726) is re-*
 5 *pealed.*

6 **PART III—EFFECTIVE DATE**

7 **SEC. 1491. EFFECTIVE DATE.**

8 *This subtitle and the amendments made by this sub-*
 9 *title shall take effect on October 1, 2013.*

10 **Subtitle E—Supplemental Agricultural**
 11 **Disaster Assistance Pro-**
 12 **grams**

13 **SEC. 1501. SUPPLEMENTAL AGRICULTURAL DISASTER AS-**
 14 **SISTANCE.**

15 *(a) DEFINITIONS.—In this section:*

16 *(1) ELIGIBLE PRODUCER ON A FARM.—*

17 *(A) IN GENERAL.—The term “eligible pro-*
 18 *ducer on a farm” means an individual or entity*
 19 *described in subparagraph (B) that, as deter-*
 20 *mined by the Secretary, assumes the production*
 21 *and market risks associated with the agricultural*
 22 *production of crops or livestock.*

23 *(B) DESCRIPTION.—An individual or entity*
 24 *referred to in subparagraph (A) is—*

25 *(i) a citizen of the United States;*

26 *(ii) a resident alien;*

1 (iii) a partnership of citizens of the
2 United States; or

3 (iv) a corporation, limited liability
4 corporation, or other farm organizational
5 structure organized under State law.

6 (2) *FARM-RAISED FISH*.—The term “farm-raised
7 fish” means any aquatic species that is propagated
8 and reared in a controlled environment.

9 (3) *LIVESTOCK*.—The term “livestock” in-
10 cludes—

11 (A) cattle (including dairy cattle);

12 (B) bison;

13 (C) poultry;

14 (D) sheep;

15 (E) swine;

16 (F) horses; and

17 (G) other livestock, as determined by the
18 Secretary.

19 (4) *SECRETARY*.—The term “Secretary” means
20 the Secretary of Agriculture.

21 (b) *LIVESTOCK INDEMNITY PAYMENTS*.—

22 (1) *PAYMENTS*.—For each of the fiscal years
23 2012 through 2018, the Secretary shall use such sums
24 as are necessary of the funds of the Commodity Credit
25 Corporation to make livestock indemnity payments to

1 *eligible producers on farms that have incurred live-*
2 *stock death losses in excess of the normal mortality,*
3 *as determined by the Secretary, due to—*

4 *(A) attacks by animals reintroduced into*
5 *the wild by the Federal Government or protected*
6 *by Federal law, including wolves and avian*
7 *predators; or*

8 *(B) adverse weather, as determined by the*
9 *Secretary, during the calendar year, including*
10 *losses due to hurricanes, floods, blizzards, disease,*
11 *wildfires, extreme heat, and extreme cold.*

12 *(2) PAYMENT RATES.—Indemnity payments to*
13 *an eligible producer on a farm under paragraph (1)*
14 *shall be made at a rate of 75 percent of the market*
15 *value of the applicable livestock on the day before the*
16 *date of death of the livestock, as determined by the*
17 *Secretary.*

18 *(3) SPECIAL RULE FOR PAYMENTS MADE DUE TO*
19 *DISEASE.—The Secretary shall ensure that payments*
20 *made to an eligible producer under paragraph (1) are*
21 *not made for the same livestock losses for which com-*
22 *ensation is provided pursuant to section 10407(d) of*
23 *the Animal Health Protection Act (7 U.S.C. 8306(d)).*

24 *(c) LIVESTOCK FORAGE DISASTER PROGRAM.—*

25 *(1) DEFINITIONS.—In this subsection:*

1 (A) COVERED LIVESTOCK.—

2 (i) IN GENERAL.—*Except as provided*
3 *in clause (ii), the term “covered livestock”*
4 *means livestock of an eligible livestock pro-*
5 *ducer that, during the 60 days prior to the*
6 *beginning date of a qualifying drought or*
7 *fire condition, as determined by the Sec-*
8 *retary, the eligible livestock producer—*

9 (I) *owned;*

10 (II) *leased;*

11 (III) *purchased;*

12 (IV) *entered into a contract to*
13 *purchase;*

14 (V) *is a contract grower; or*

15 (VI) *sold or otherwise disposed of*
16 *due to qualifying drought conditions*
17 *during—*

18 (aa) *the current production*
19 *year; or*

20 (bb) *subject to paragraph*
21 *(3)(B)(ii), 1 or both of the 2 pro-*
22 *duction years immediately pre-*
23 *ceding the current production*
24 *year.*

1 (ii) *EXCLUSION.*—The term “covered
2 livestock” does not include livestock that
3 were or would have been in a feedlot, on the
4 beginning date of the qualifying drought or
5 fire condition, as a part of the normal busi-
6 ness operation of the eligible livestock pro-
7 ducer, as determined by the Secretary.

8 (B) *DROUGHT MONITOR.*—The term
9 “drought monitor” means a system for
10 classifying drought severity according to a range
11 of abnormally dry to exceptional drought, as de-
12 fined by the Secretary.

13 (C) *ELIGIBLE LIVESTOCK PRODUCER.*—

14 (i) *IN GENERAL.*—The term “eligible
15 livestock producer” means an eligible pro-
16 ducer on a farm that—

17 (I) is an owner, cash or share les-
18 see, or contract grower of covered live-
19 stock that provides the pastureland or
20 grazing land, including cash-leased
21 pastureland or grazing land, for the
22 livestock;

23 (II) provides the pastureland or
24 grazing land for covered livestock, in-
25 cluding cash-leased pastureland or

1 *grazing land that is physically located*
2 *in a county affected by drought;*

3 (III) *certifies grazing loss; and*

4 (IV) *meets all other eligibility re-*
5 *quirements established under this sub-*
6 *section.*

7 (ii) *EXCLUSION.—The term “eligible*
8 *livestock producer” does not include an*
9 *owner, cash or share lessee, or contract*
10 *grower of livestock that rents or leases*
11 *pastureland or grazing land owned by an-*
12 *other person on a rate-of-gain basis.*

13 (D) *NORMAL CARRYING CAPACITY.—The*
14 *term “normal carrying capacity”, with respect*
15 *to each type of grazing land or pastureland in*
16 *a county, means the normal carrying capacity,*
17 *as determined under paragraph (3)(D)(i), that*
18 *would be expected from the grazing land or*
19 *pastureland for livestock during the normal graz-*
20 *ing period, in the absence of a drought or fire*
21 *that diminishes the production of the grazing*
22 *land or pastureland.*

23 (E) *NORMAL GRAZING PERIOD.—The term*
24 *“normal grazing period”, with respect to a coun-*
25 *ty, means the normal grazing period during the*

1 *calendar year for the county, as determined*
2 *under paragraph (3)(D)(i).*

3 (2) *PROGRAM.—For each of the fiscal years 2012*
4 *through 2018, the Secretary shall use such sums as*
5 *are necessary of the funds of the Commodity Credit*
6 *Corporation to provide compensation for losses to eli-*
7 *gible livestock producers due to grazing losses for cov-*
8 *ered livestock due to—*

9 (A) *a drought condition, as described in*
10 *paragraph (3); or*

11 (B) *fire, as described in paragraph (4).*

12 (3) *ASSISTANCE FOR LOSSES DUE TO DROUGHT*
13 *CONDITIONS.—*

14 (A) *ELIGIBLE LOSSES.—*

15 (i) *IN GENERAL.—An eligible livestock*
16 *producer may receive assistance under this*
17 *subsection only for grazing losses for covered*
18 *livestock that occur on land that—*

19 (I) *is native or improved*
20 *pastureland with permanent vegetative*
21 *cover; or*

22 (II) *is planted to a crop planted*
23 *specifically for the purpose of pro-*
24 *viding grazing for covered livestock.*

1 (ii) *EXCLUSIONS.*—*An eligible livestock*
2 *producer may not receive assistance under*
3 *this subsection for grazing losses that occur*
4 *on land used for haying or grazing under*
5 *the conservation reserve program established*
6 *under subchapter B of chapter 1 of subtitle*
7 *D of title XII of the Food Security Act of*
8 *1985 (16 U.S.C. 3831 et seq.).*

9 (B) *MONTHLY PAYMENT RATE.*—

10 (i) *IN GENERAL.*—*Except as provided*
11 *in clause (ii), the payment rate for assist-*
12 *ance under this paragraph for 1 month*
13 *shall, in the case of drought, be equal to 60*
14 *percent of the lesser of—*

15 (I) *the monthly feed cost for all*
16 *covered livestock owned or leased by the*
17 *eligible livestock producer, as deter-*
18 *mined under subparagraph (C); or*

19 (II) *the monthly feed cost cal-*
20 *culated by using the normal carrying*
21 *capacity of the eligible grazing land of*
22 *the eligible livestock producer.*

23 (ii) *PARTIAL COMPENSATION.*—*In the*
24 *case of an eligible livestock producer that*
25 *sold or otherwise disposed of covered live-*

1 *stock due to drought conditions in 1 or both*
 2 *of the 2 production years immediately pre-*
 3 *ceding the current production year, as de-*
 4 *termined by the Secretary, the payment rate*
 5 *shall be 80 percent of the payment rate oth-*
 6 *erwise calculated in accordance with clause*
 7 *(i).*

8 *(C) MONTHLY FEED COST.—*

9 *(i) IN GENERAL.—The monthly feed*
 10 *cost shall equal the product obtained by*
 11 *multiplying—*

12 *(I) 30 days;*

13 *(II) a payment quantity that is*
 14 *equal to the feed grain equivalent, as*
 15 *determined under clause (i); and*

16 *(III) a payment rate that is equal*
 17 *to the corn price per pound, as deter-*
 18 *mined under clause (iii).*

19 *(ii) FEED GRAIN EQUIVALENT.—For*
 20 *purposes of clause (i)(II), the feed grain*
 21 *equivalent shall equal—*

22 *(I) in the case of an adult beef*
 23 *cow, 15.7 pounds of corn per day; or*

24 *(II) in the case of any other type*
 25 *of weight of livestock, an amount deter-*

1 *mined by the Secretary that represents*
 2 *the average number of pounds of corn*
 3 *per day necessary to feed the livestock.*

4 *(iii) CORN PRICE PER POUND.—For*
 5 *purposes of clause (i)(III), the corn price*
 6 *per pound shall equal the quotient obtained*
 7 *by dividing—*

8 *(I) the higher of—*

9 *(aa) the national average*
 10 *corn price per bushel for the 12-*
 11 *month period immediately pre-*
 12 *ceding March 1 of the year for*
 13 *which the disaster assistance is*
 14 *calculated; or*

15 *(bb) the national average*
 16 *corn price per bushel for the 24-*
 17 *month period immediately pre-*
 18 *ceding that March 1; by*

19 *(II) 56.*

20 *(D) NORMAL GRAZING PERIOD AND*
 21 *DROUGHT MONITOR INTENSITY.—*

22 *(i) FSA COUNTY COMMITTEE DETER-*
 23 *MINATIONS.—*

24 *(I) IN GENERAL.—The Secretary*
 25 *shall determine the normal carrying*

1 *capacity and normal grazing period*
2 *for each type of grazing land or*
3 *pastureland in the county served by the*
4 *applicable committee.*

5 *(II) CHANGES.—No change to the*
6 *normal carrying capacity or normal*
7 *grazing period established for a county*
8 *under subclause (I) shall be made un-*
9 *less the change is requested by the ap-*
10 *propriate State and county Farm*
11 *Service Agency committees.*

12 *(ii) DROUGHT INTENSITY.—*

13 *(I) D₂.—An eligible livestock pro-*
14 *ducer that owns or leases grazing land*
15 *or pastureland that is physically lo-*
16 *cated in a county that is rated by the*
17 *U.S. Drought Monitor as having a D₂*
18 *(severe drought) intensity in any area*
19 *of the county for at least 8 consecutive*
20 *weeks during the normal grazing pe-*
21 *riod for the county, as determined by*
22 *the Secretary, shall be eligible to re-*
23 *ceive assistance under this paragraph*
24 *in an amount equal to 1 monthly pay-*

1 *ment using the monthly payment rate*
2 *determined under subparagraph (B).*

3 *(II) D3.—An eligible livestock*
4 *producer that owns or leases grazing*
5 *land or pastureland that is physically*
6 *located in a county that is rated by the*
7 *U.S. Drought Monitor as having at*
8 *least a D3 (extreme drought) intensity*
9 *in any area of the county at any time*
10 *during the normal grazing period for*
11 *the county, as determined by the Sec-*
12 *retary, shall be eligible to receive as-*
13 *sistance under this paragraph—*

14 *(aa) in an amount equal to 3*
15 *monthly payments using the*
16 *monthly payment rate determined*
17 *under subparagraph (B);*

18 *(bb) if the county is rated as*
19 *having a D3 (extreme drought)*
20 *intensity in any area of the coun-*
21 *ty for at least 4 weeks during the*
22 *normal grazing period for the*
23 *county, or is rated as having a*
24 *D4 (exceptional drought) intensity*
25 *in any area of the county at any*

1 *time during the normal grazing*
2 *period, in an amount equal to 4*
3 *monthly payments using the*
4 *monthly payment rate determined*
5 *under subparagraph (B); or*

6 *(cc) if the county is rated as*
7 *having a D4 (exceptional drought)*
8 *intensity in any area of the coun-*
9 *ty for at least 4 weeks during the*
10 *normal grazing period, in an*
11 *amount equal to 5 monthly pay-*
12 *ments using the monthly rate de-*
13 *termined under subparagraph*
14 *(B).*

15 (4) *ASSISTANCE FOR LOSSES DUE TO FIRE ON*
16 *PUBLIC MANAGED LAND.—*

17 (A) *IN GENERAL.—An eligible livestock pro-*
18 *ducer may receive assistance under this para-*
19 *graph only if—*

20 (i) *the grazing losses occur on range-*
21 *land that is managed by a Federal agency;*
22 *and*

23 (ii) *the eligible livestock producer is*
24 *prohibited by the Federal agency from graz-*

1 *ing the normal permitted livestock on the*
2 *managed rangeland due to a fire.*

3 *(B) PAYMENT RATE.—The payment rate for*
4 *assistance under this paragraph shall be equal to*
5 *50 percent of the monthly feed cost for the total*
6 *number of livestock covered by the Federal lease*
7 *of the eligible livestock producer, as determined*
8 *under paragraph (3)(C).*

9 *(C) PAYMENT DURATION.—*

10 *(i) IN GENERAL.—Subject to clause*
11 *(ii), an eligible livestock producer shall be*
12 *eligible to receive assistance under this*
13 *paragraph for the period—*

14 *(I) beginning on the date on*
15 *which the Federal agency excludes the*
16 *eligible livestock producer from using*
17 *the managed rangeland for grazing;*
18 *and*

19 *(II) ending on the last day of the*
20 *Federal lease of the eligible livestock*
21 *producer.*

22 *(ii) LIMITATION.—An eligible livestock*
23 *producer may only receive assistance under*
24 *this paragraph for losses that occur on not*
25 *more than 180 days per year.*

1 (5) *NO DUPLICATIVE PAYMENTS.*—*An eligible*
2 *livestock producer may elect to receive assistance for*
3 *grazing or pasture feed losses due to drought condi-*
4 *tions under paragraph (3) or fire under paragraph*
5 *(4), but not both for the same loss, as determined by*
6 *the Secretary.*

7 (d) *EMERGENCY ASSISTANCE FOR LIVESTOCK, HONEY*
8 *BEEES, AND FARM-RAISED FISH.*—

9 (1) *IN GENERAL.*—*For each of the fiscal years*
10 *2012 through 2018, the Secretary shall use not more*
11 *than \$20,000,000 of the funds of the Commodity*
12 *Credit Corporation to provide emergency relief to eli-*
13 *gible producers of livestock, honey bees, and farm-*
14 *raised fish to aid in the reduction of losses due to dis-*
15 *ease (including cattle tick fever), adverse weather, or*
16 *other conditions, such as blizzards and wildfires, as*
17 *determined by the Secretary, that are not covered*
18 *under subsection (b) or (c).*

19 (2) *USE OF FUNDS.*—*Funds made available*
20 *under this subsection shall be used to reduce losses*
21 *caused by feed or water shortages, disease, or other*
22 *factors as determined by the Secretary.*

23 (3) *AVAILABILITY OF FUNDS.*—*Any funds made*
24 *available under this subsection shall remain available*
25 *until expended.*

1 (e) *TREE ASSISTANCE PROGRAM.*—

2 (1) *DEFINITIONS.*—*In this subsection:*

3 (A) *ELIGIBLE ORCHARDIST.*—*The term “eli-*
4 *gible orchardist” means a person that produces*
5 *annual crops from trees for commercial purposes.*

6 (B) *NATURAL DISASTER.*—*The term “nat-*
7 *ural disaster” means plant disease, insect infes-*
8 *tation, drought, fire, freeze, flood, earthquake,*
9 *lightning, or other occurrence, as determined by*
10 *the Secretary.*

11 (C) *NURSERY TREE GROWER.*—*The term*
12 *“nursery tree grower” means a person who pro-*
13 *duces nursery, ornamental, fruit, nut, or Christ-*
14 *mas trees for commercial sale, as determined by*
15 *the Secretary.*

16 (D) *TREE.*—*The term “tree” includes a*
17 *tree, bush, and vine.*

18 (2) *ELIGIBILITY.*—

19 (A) *LOSS.*—*Subject to subparagraph (B),*
20 *for each of the fiscal years 2012 through 2018,*
21 *the Secretary shall use such sums as are nec-*
22 *essary of the funds of the Commodity Credit Cor-*
23 *poration to provide assistance—*

24 (i) *under paragraph (3) to eligible or-*
25 *chardists and nursery tree growers that*

1 *planted trees for commercial purposes but*
2 *lost the trees as a result of a natural dis-*
3 *aster, as determined by the Secretary; and*

4 *(ii) under paragraph (3)(B) to eligible*
5 *orchardists and nursery tree growers that*
6 *have a production history for commercial*
7 *purposes on planted or existing trees but*
8 *lost the trees as a result of a natural dis-*
9 *aster, as determined by the Secretary.*

10 *(B) LIMITATION.—An eligible orchardist or*
11 *nursery tree grower shall qualify for assistance*
12 *under subparagraph (A) only if the tree mor-*
13 *tality of the eligible orchardist or nursery tree*
14 *grower, as a result of damaging weather or re-*
15 *lated condition, exceeds 15 percent (adjusted for*
16 *normal mortality).*

17 *(3) ASSISTANCE.—Subject to paragraph (4), the*
18 *assistance provided by the Secretary to eligible or-*
19 *chardists and nursery tree growers for losses described*
20 *in paragraph (2) shall consist of—*

21 *(A)(i) reimbursement of 65 percent of the*
22 *cost of replanting trees lost due to a natural dis-*
23 *aster, as determined by the Secretary, in excess*
24 *of 15 percent mortality (adjusted for normal*
25 *mortality); or*

1 (ii) at the option of the Secretary, sufficient
2 seedlings to reestablish a stand; and

3 (B) reimbursement of 50 percent of the cost
4 of pruning, removal, and other costs incurred by
5 an eligible orchardist or nursery tree grower to
6 salvage existing trees or, in the case of tree mor-
7 tality, to prepare the land to replant trees as a
8 result of damage or tree mortality due to a nat-
9 ural disaster, as determined by the Secretary, in
10 excess of 15 percent damage or mortality (ad-
11 justed for normal tree damage and mortality).

12 (4) LIMITATIONS ON ASSISTANCE.—

13 (A) DEFINITIONS OF LEGAL ENTITY AND
14 PERSON.—In this paragraph, the terms “legal
15 entity” and “person” have the meaning given
16 those terms in section 1001(a) of the Food Secu-
17 rity Act of 1985 (7 U.S.C. 1308(a)).

18 (B) AMOUNT.—The total amount of pay-
19 ments received, directly or indirectly, by a per-
20 son or legal entity (excluding a joint venture or
21 general partnership) under this subsection may
22 not exceed \$125,000 for any crop year, or an
23 equivalent value in tree seedlings.

24 (C) ACRES.—The total quantity of acres
25 planted to trees or tree seedlings for which a per-

1 son or legal entity shall be entitled to receive
2 payments under this subsection may not exceed
3 500 acres.

4 (f) *PAYMENT LIMITATIONS.*—

5 (1) *DEFINITIONS OF LEGAL ENTITY AND PER-*
6 *SON.*—*In this subsection, the terms “legal entity” and*
7 *“person” have the meaning given those terms in sec-*
8 *tion 1001(a) of the Food Security Act of 1985 (7*
9 *U.S.C. 1308(a)).*

10 (2) *AMOUNT.*—*The total amount of disaster as-*
11 *sistance payments received, directly or indirectly, by*
12 *a person or legal entity (excluding a joint venture or*
13 *general partnership) under this section (excluding*
14 *payments received under subsection (e)) may not ex-*
15 *ceed \$125,000 for any crop year.*

16 (3) *DIRECT ATTRIBUTION.*—*Subsections (e) and*
17 *(f) of section 1001 of the Food Security Act of 1985*
18 *(7 U.S.C. 1308) or any successor provisions relating*
19 *to direct attribution shall apply with respect to as-*
20 *sistance provided under this section.*

21 ***Subtitle F—Administration***

22 ***SEC. 1601. ADMINISTRATION GENERALLY.***

23 (a) *USE OF COMMODITY CREDIT CORPORATION.*—*The*
24 *Secretary of Agriculture shall use the funds, facilities, and*

1 *authorities of the Commodity Credit Corporation to carry*
2 *out this title.*

3 (b) *DETERMINATIONS BY SECRETARY.*—*A determina-*
4 *tion made by the Secretary under this title shall be final*
5 *and conclusive.*

6 (c) *REGULATIONS.*—

7 (1) *IN GENERAL.*—*Except as otherwise provided*
8 *in this subsection, not later than 90 days after the*
9 *date of enactment of this Act, the Secretary and the*
10 *Commodity Credit Corporation, as appropriate, shall*
11 *promulgate such regulations as are necessary to im-*
12 *plement this title and the amendments made by this*
13 *title.*

14 (2) *PROCEDURE.*—*The promulgation of the regu-*
15 *lations and administration of this title and the*
16 *amendments made by this title and sections 11003*
17 *and 11016 of this Act shall be made without regard*
18 *to—*

19 (A) *the notice and comment provisions of*
20 *section 553 of title 5, United States Code;*

21 (B) *chapter 35 of title 44, United States*
22 *Code (commonly known as the “Paperwork Re-*
23 *duction Act”); and*

24 (C) *the Statement of Policy of the Secretary*
25 *of Agriculture effective July 24, 1971 (36 Fed.*

1 *Reg. 13804), relating to notices of proposed rule-*
2 *making and public participation in rulemaking.*

3 (3) *CONGRESSIONAL REVIEW OF AGENCY RULE-*
4 *MAKING.—In carrying out this subsection, the Sec-*
5 *retary shall use the authority provided under section*
6 *808 of title 5, United States Code.*

7 (d) *ADJUSTMENT AUTHORITY RELATED TO TRADE*
8 *AGREEMENTS COMPLIANCE.—*

9 (1) *REQUIRED DETERMINATION; ADJUSTMENT.—*
10 *If the Secretary determines that expenditures under*
11 *this title that are subject to the total allowable domes-*
12 *tic support levels under the Uruguay Round Agree-*
13 *ments (as defined in section 2 of the Uruguay Round*
14 *Agreements Act (19 U.S.C. 3501)) will exceed the al-*
15 *lowable levels for any applicable reporting period, the*
16 *Secretary shall, to the maximum extent practicable,*
17 *make adjustments in the amount of the expenditures*
18 *during that period to ensure that the expenditures do*
19 *not exceed the allowable levels.*

20 (2) *CONGRESSIONAL NOTIFICATION.—Before*
21 *making any adjustment under paragraph (1), the*
22 *Secretary shall submit to the Committee on Agri-*
23 *culture of the House of Representatives and the Com-*
24 *mittee on Agriculture, Nutrition, and Forestry of the*
25 *Senate a report describing the determination made*

1 (1) *Section 101 (7 U.S.C. 1441).*

2 (2) *Section 103(a) (7 U.S.C. 1444(a)).*

3 (3) *Section 105 (7 U.S.C. 1444b).*

4 (4) *Section 107 (7 U.S.C. 1445a).*

5 (5) *Section 110 (7 U.S.C. 1445e).*

6 (6) *Section 112 (7 U.S.C. 1445g).*

7 (7) *Section 115 (7 U.S.C. 1445k).*

8 (8) *Section 201 (7 U.S.C. 1446).*

9 (9) *Title III (7 U.S.C. 1447 et seq.).*

10 (10) *Title IV (7 U.S.C. 1421 et seq.), other than*
11 *sections 404, 412, and 416 (7 U.S.C. 1424, 1429, and*
12 *1431).*

13 (11) *Title V (7 U.S.C. 1461 et seq.).*

14 (12) *Title VI (7 U.S.C. 1471 et seq.).*

15 (c) *SUSPENSION OF CERTAIN QUOTA PROVISIONS.—*

16 *The joint resolution entitled “A joint resolution relating to*
17 *corn and wheat marketing quotas under the Agricultural*
18 *Adjustment Act of 1938, as amended”, approved May 26,*
19 *1941 (7 U.S.C. 1330, 1340), shall not be applicable to the*
20 *crops of wheat planted for harvest in the calendar years*
21 *2014 through 2018.*

22 **SEC. 1603. PAYMENT LIMITATIONS.**

23 (a) *IN GENERAL.—Section 1001 of the Food Security*
24 *Act of 1985 (7 U.S.C. 1308) is amended by striking sub-*
25 *sections (b) and (c) and inserting the following:*

1 “(b) *LIMITATION ON PAYMENTS FOR COVERED COM-*
2 *MODITIES (OTHER THAN PEANUTS).*—

3 “(1) *IN GENERAL.*—*The total amount of pay-*
4 *ments received, directly or indirectly, by a person or*
5 *legal entity (except a joint venture or general partner-*
6 *ship) for any crop year under section 1101(c) of the*
7 *Federal Agriculture Reform and Risk Management*
8 *Act of 2013 and subsections (b) and (c) of section*
9 *1107 of such Act (other than peanuts) may not exceed*
10 *\$125,000.*

11 “(2) *ADDITIONAL LIMITATION ON PAYMENTS RE-*
12 *LATED TO UPLAND COTTON.*—*The total amount of di-*
13 *rect payments received, directly or indirectly, by a*
14 *person or legal entity (except a joint venture or a gen-*
15 *eral partnership) for each of the 2014 and 2015 crop*
16 *years under section 1101(c) of the Federal Agriculture*
17 *Reform and Risk Management Act of 2013 may not*
18 *exceed \$40,000.*

19 “(c) *LIMITATION ON PAYMENTS FOR PEANUTS.*—*The*
20 *total amount of payments received, directly or indirectly,*
21 *by a person or legal entity (except a joint venture or general*
22 *partnership) for any crop year under subtitle A of title I*
23 *of the Federal Agriculture Reform and Risk Management*
24 *Act of 2013 for peanuts may not exceed \$125,000.”.*

25 “(b) *CONFORMING AMENDMENTS.*—

1 (1) *Section 1001(f) of the Food Security Act of*
2 *1985 (7 U.S.C. 1308(f)) is amended by striking “or*
3 *title XII” each place it appears in paragraphs (5)(A)*
4 *and (6)(A) and inserting “, title I of the Federal Ag-*
5 *riculture Reform and Risk Management Act of 2013,*
6 *or title XII”.*

7 (2) *Section 1001C(a) of the Food Security Act of*
8 *1985 (7 U.S.C. 1308–3(a)) is amended by inserting*
9 *“title I of the Federal Agriculture Reform and Risk*
10 *Management Act of 2013,” after “2008,”.*

11 (c) *APPLICATION.—The amendments made by this sec-*
12 *tion shall apply beginning with the 2014 crop year.*

13 **SEC. 1604. ADJUSTED GROSS INCOME LIMITATION.**

14 (a) *LIMITATIONS AND COVERED BENEFITS.—Section*
15 *1001D(b) of the Food Security Act of 1985 (7 U.S.C. 1308–*
16 *3a(b)) is amended—*

17 (1) *in the subsection heading, by striking “LIMI-*
18 *TATIONS” and inserting “LIMITATIONS ON COM-*
19 *MODITY AND CONSERVATION PROGRAMS”;*

20 (2) *by striking paragraphs (1) and (2) and in-*
21 *serting the following new paragraphs:*

22 “(1) *LIMITATION.—Notwithstanding any other*
23 *provision of law, a person or legal entity shall not be*
24 *eligible to receive any benefit described in paragraph*
25 *(2) during a crop, fiscal, or program year, as appro-*

1 *appropriate, if the average adjusted gross income of the per-*
2 *son or legal entity exceeds \$950,000.*

3 *“(2) COVERED BENEFITS.—Paragraph (1) ap-*
4 *plies with respect to a payment or benefit under sub-*
5 *title A, B, or E of title I, or title II of the Federal*
6 *Agriculture Reform and Risk Management Act of*
7 *2013, title II of the Farm Security and Rural Invest-*
8 *ment Act of 2002, title II of the Food, Conservation,*
9 *and Energy Act of 2008, title XII of the Food Secu-*
10 *rity Act of 1985, section 524(b) of the Federal Crop*
11 *Insurance Act (7 U.S.C. 1524(b)), or section 196 of*
12 *the Federal Agriculture Improvement and Reform Act*
13 *of 1996 (7 U.S.C. 7333).”.*

14 *(b) ELIMINATION OF UNUSED DEFINITIONS.—Para-*
15 *graph (1) of section 1001D(a) of the Food Security Act of*
16 *1985 (7 U.S.C. 1308–3a(a)) is amended to read as follows:*

17 *“(1) AVERAGE ADJUSTED GROSS INCOME.—In*
18 *this section, the term ‘average adjusted gross income’,*
19 *with respect to a person or legal entity, means the av-*
20 *erage of the adjusted gross income or comparable*
21 *measure of the person or legal entity over the 3 tax-*
22 *able years preceding the most immediately preceding*
23 *complete taxable year, as determined by the Sec-*
24 *retary.”.*

1 (c) *INCOME DETERMINATION*.—Section 1001D of the
2 *Food Security Act of 1985 (7 U.S.C. 1308–3a)* is amend-
3 *ed—*

4 (1) *by striking subsection (c); and*

5 (2) *by redesignating subsections (d), (e), and (f)*
6 *as subsections (c), (d), and (e), respectively.*

7 (d) *CONFORMING AMENDMENTS*.—Section 1001D of
8 *the Food Security Act of 1985 (7 U.S.C. 1308–3a)* is
9 *amended—*

10 (1) *in subsection (a)(2)—*

11 (A) *by striking “subparagraph (A) or (B)*
12 *of”; and*

13 (B) *by striking “, the average adjusted gross*
14 *farm income, and the average adjusted gross*
15 *nonfarm income”;*

16 (2) *in subsection (a)(3), by striking “, average*
17 *adjusted gross farm income, and average adjusted*
18 *gross nonfarm income” both places it appears;*

19 (3) *in subsection (c) (as redesignated by sub-*
20 *section (c)(2) of this section)—*

21 (A) *in paragraph (1), by striking “, average*
22 *adjusted gross farm income, and average ad-*
23 *justed gross nonfarm income” both places it ap-*
24 *pears; and*

1 (B) in paragraph (2), by striking “para-
2 graphs (1)(C) and (2)(B) of subsection (b)” and
3 inserting “subsection (b)(2)”; and

4 (4) in subsection (d) (as redesignated by sub-
5 section (c)(2) of this section)—

6 (A) by striking “paragraphs (1)(C) and
7 (2)(B) of subsection (b)” and inserting “sub-
8 section (b)(2)”; and

9 (B) by striking “, average adjusted gross
10 farm income, or average adjusted gross nonfarm
11 income”.

12 (e) *EFFECTIVE PERIOD.*—Subsection (e) of section
13 1001D of the Food Security Act of 1985 (7 U.S.C. 1308–
14 3a), as redesignated by subsection (c)(2) of this section, is
15 amended by striking “2009 through 2012” and inserting
16 “2014 through 2018”.

17 (f) *LIMITATION ON APPLICABILITY.*—Section 1001(d)
18 of the Food Security Act of 1985 (7 U.S.C. 1308) is amend-
19 ed by inserting before the period at the end the following:
20 “or title I of the Federal Agriculture Reform and Risk Man-
21 agement Act of 2013”.

22 (g) *TRANSITION.*—Section 1001D of the Food Security
23 Act of 1985 (7 U.S.C. 1308-3a), as in effect on the day be-
24 fore the date of the enactment of this Act, shall apply with
25 respect to the 2013 crop, fiscal, or program year, as appro-

1 *priate, for each program described in paragraphs (1)(C)*
2 *and (2)(B) of subsection (b) of that section (as so in effect*
3 *on that day).*

4 **SEC. 1605. GEOGRAPHICALLY DISADVANTAGED FARMERS**
5 **AND RANCHERS.**

6 *Section 1621(d) of the Food, Conservation, and Energy*
7 *Act of 2008 (7 U.S.C. 8792(d)) is amended by striking*
8 *“2012” and inserting “2018”.*

9 **SEC. 1606. PERSONAL LIABILITY OF PRODUCERS FOR DEFICIENCIES.**
10

11 *Section 164 of the Federal Agriculture Improvement*
12 *and Reform Act of 1996 (7 U.S.C. 7284) is amended by*
13 *striking “and title I of the Food, Conservation, and Energy*
14 *Act of 2008” each place it appears and inserting “title I*
15 *of the Food, Conservation, and Energy Act of 2008 (7*
16 *U.S.C. 8702 et seq.), and title I of the Federal Agriculture*
17 *Reform and Risk Management Act of 2013”.*

18 **SEC. 1607. PREVENTION OF DECEASED INDIVIDUALS RECEIVING PAYMENTS UNDER FARM COMMODITY PROGRAMS.**
19
20

21 *(a) RECONCILIATION.—At least twice each year, the*
22 *Secretary shall reconcile social security numbers of all indi-*
23 *viduals who receive payments under this title, whether di-*
24 *rectly or indirectly, with the Commissioner of Social Secu-*
25 *rity to determined if the individuals are alive.*

1 (b) *PRECLUSION.*—*The Secretary shall preclude the*
2 *issuance of payments to, and on behalf of, deceased individ-*
3 *uals that were not eligible for payments.*

4 **SEC. 1608. TECHNICAL CORRECTIONS.**

5 (a) *MISSING PUNCTUATION.*—*Section 359f(c)(1)(B) of*
6 *the Agricultural Adjustment Act of 1938 (7 U.S.C.*
7 *1359ff(c)(1)(B)) is amended by adding a period at the end.*

8 (b) *ERRONEOUS CROSS REFERENCE.*—

9 (1) *AMENDMENT.*—*Section 1603(g) of the Food,*
10 *Conservation, and Energy Act of 2008 (Public Law*
11 *110–246; 122 Stat. 1739) is amended in paragraphs*
12 *(2) through (6) and the amendments made by those*
13 *paragraphs by striking “1703(a)” each place it ap-*
14 *pears and inserting “1603(a)”.*

15 (2) *EFFECTIVE DATE.*—*This subsection and the*
16 *amendments made by this subsection take effect as if*
17 *included in the Food, Conservation, and Energy Act*
18 *of 2008 (Public Law 110–246; 122 Stat. 1651).*

19 (c) *CONTINUED APPLICABILITY OF APPROPRIATIONS*
20 *GENERAL PROVISION.*—*Section 767 of division A of Public*
21 *Law 108–7 (7 U.S.C. 7911 note; 117 Stat. 48) is amend-*
22 *ed—*

23 (1) *in subsection (a)—*

24 (A) *by striking “sections 1101 and 1102 of*
25 *Public Law 107–171” and inserting “subtitle A*

1 *of title I of the Federal Agriculture Reform and*
2 *Risk Management Act of 2013”; and*

3 *(B) by striking “such section 1102” and in-*
4 *serting “such subtitle”; and*

5 *(2) by striking subsection (b) and inserting the*
6 *following new subsection:*

7 *“(b) This section, as amended by section 1608(c) of the*
8 *Federal Agriculture Reform and Risk Management Act of*
9 *2013, shall take effect beginning with the 2014 crop year.”.*

10 **SEC. 1609. ASSIGNMENT OF PAYMENTS.**

11 *(a) IN GENERAL.—The provisions of section 8(g) of the*
12 *Soil Conservation and Domestic Allotment Act (16 U.S.C.*
13 *590h(g)), relating to assignment of payments, shall apply*
14 *to payments made under this title.*

15 *(b) NOTICE.—The producer making the assignment, or*
16 *the assignee, shall provide the Secretary with notice, in such*
17 *manner as the Secretary may require, of any assignment*
18 *made under this section.*

19 **SEC. 1610. TRACKING OF BENEFITS.**

20 *As soon as practicable after the date of enactment of*
21 *this Act, the Secretary may track the benefits provided, di-*
22 *rectly or indirectly, to individuals and entities under titles*
23 *I and II and the amendments made by those titles.*

1 **SEC. 1611. SIGNATURE AUTHORITY.**

2 (a) *IN GENERAL.*—*In carrying out this title and title*
3 *II and amendments made by those titles, if the Secretary*
4 *approves a document, the Secretary shall not subsequently*
5 *determine the document is inadequate or invalid because*
6 *of the lack of authority of any person signing the document*
7 *on behalf of the applicant or any other individual, entity,*
8 *general partnership, or joint venture, or the documents re-*
9 *lied upon were determined inadequate or invalid, unless the*
10 *person signing the program document knowingly and will-*
11 *fully falsified the evidence of signature authority or a signa-*
12 *ture.*

13 (b) *AFFIRMATION.*—

14 (1) *IN GENERAL.*—*Nothing in this section pro-*
15 *hibits the Secretary from asking a proper party to af-*
16 *firm any document that otherwise would be consid-*
17 *ered approved under subsection (a).*

18 (2) *NO RETROACTIVE EFFECT.*—*A denial of bene-*
19 *fits based on a lack of affirmation under paragraph*
20 *(1) shall not be retroactive with respect to third-party*
21 *producers who were not the subject of the erroneous*
22 *representation of authority, if the third-party pro-*
23 *ducers—*

24 (A) *relied on the prior approval by the Sec-*
25 *retary of the documents in good faith; and*

1 (B) *substantively complied with all pro-*
2 *gram requirements.*

3 **SEC. 1612. IMPLEMENTATION.**

4 (a) *STREAMLINING.—In implementing this title, the*
5 *Secretary shall, to the maximum extent practicable—*

6 (1) *seek to reduce administrative burdens and*
7 *costs to producers by streamlining and reducing pa-*
8 *perwork, forms, and other administrative require-*
9 *ments;*

10 (2) *improve coordination, information sharing,*
11 *and administrative work with the Risk Management*
12 *Agency and the Natural Resources Conservation Serv-*
13 *ice; and*

14 (3) *take advantage of new technologies to en-*
15 *hance efficiency and effectiveness of program delivery*
16 *to producers.*

17 (b) *MAINTENANCE OF BASE ACRES AND PAYMENT*
18 *YIELDS.—*

19 (1) *IN GENERAL.—The Secretary shall maintain*
20 *through September 30, 2018, for each covered com-*
21 *modity and upland cotton, base acres and payment*
22 *yields on a farm established under—*

23 (A)(i) *in the case of covered commodities*
24 *and upland cotton, sections 1101 and 1102 of the*

1 *Farm Security and Rural Investment Act of*
2 *2002 (7 U.S.C. 7911, 7912); and*

3 *(ii) in the case of peanuts, section 1302 of*
4 *that Act (7 U.S.C. 7952); and*

5 *(B)(i) in the case of covered commodities*
6 *and upland cotton, sections 1101 and 1102 of the*
7 *Food, Conservation, and Energy Act of 2008 (7*
8 *U.S.C. 8711, 8712); and*

9 *(ii) in the case of peanuts, section 1302 of*
10 *that Act (7 U.S.C. 8752).*

11 (2) *SPECIAL RULE FOR LONG GRAIN AND ME-*
12 *DIUM GRAIN RICE.—*

13 (A) *IN GENERAL.—The Secretary shall*
14 *maintain separate base acres for long grain rice*
15 *and medium grain rice.*

16 (B) *LIMITATION.—In carrying out this*
17 *paragraph, the Secretary shall use the same total*
18 *base acres and payment yields established with*
19 *respect to rice under sections 1108 of the Food,*
20 *Conservation, and Energy Act of 2008 (7 U.S.C.*
21 *8718), as in effect on the day before the date of*
22 *enactment of this Act, subject to any adjustment*
23 *under section 1105.*

1 (c) *IMPLEMENTATION.*—*The Secretary shall make*
2 *available to the Farm Service Agency to carry out this title*
3 *\$100,000,000.*

4 **SEC. 1613. PROTECTION OF PRODUCER INFORMATION.**

5 (a) *PROHIBITION OF PUBLIC DISCLOSURE OF PRO-*
6 *TECTED INFORMATION.*—*Except as provided in subsection*
7 *(b), the Secretary, any officer or employee of the Depart-*
8 *ment of Agriculture, any contractor or cooperator of the De-*
9 *partment, and any officer or employee of another Federal*
10 *agency shall not disclose—*

11 (1) *information submitted by a producer or*
12 *owner of agricultural land to the Federal Government*
13 *pursuant to title I or II of this Act; or*

14 (2) *other information provided by a producer or*
15 *owner of agricultural land concerning the agricul-*
16 *tural operation, farming or conservation practices, or*
17 *the land itself in order to participate in programs of*
18 *the Department of Agriculture or other Federal agen-*
19 *cies.*

20 (b) *EXCEPTIONS.*—*Information described in subsection*
21 *(a) may be disclosed if—*

22 (1) *the information is required to be made pub-*
23 *licly available under any other provision of Federal*
24 *law;*

1 (2) *the producer or owner of agricultural land*
2 *who provided the information has lawfully publicly*
3 *disclosed the information;*

4 (3) *the producer or owner of agricultural land*
5 *who provided the information consents to the disclo-*
6 *sure; or*

7 (4) *the information is disclosed to the Attorney*
8 *General, to the extent necessary, to ensure compliance*
9 *and law enforcement.*

10 (c) *NOTICE OF DISCLOSURE.—Any disclosure of infor-*
11 *mation pursuant to an exception provided in subsection (b)*
12 *shall be reported to the Committee on Agriculture of the*
13 *House of Representatives and the Committee on Agri-*
14 *culture, Nutrition, and Forestry of the Senate within 24*
15 *hours after the disclosure.*

16 (d) *PRODUCER DEFINED.—In this section, the term*
17 *“producer” has the meaning given that term in section*
18 *1104(14) of this Act.*

1 **TITLE II—CONSERVATION**
2 **Subtitle A—Conservation Reserve**
3 **Program**

4 **SEC. 2001. EXTENSION AND ENROLLMENT REQUIREMENTS**
5 **OF CONSERVATION RESERVE PROGRAM.**

6 (a) *EXTENSION.*—Section 1231(a) of the Food Security
7 Act of 1985 (16 U.S.C. 3831(a)) is amended by striking
8 “2012” and inserting “2018”.

9 (b) *ELIGIBLE LAND.*—Section 1231(b) of the Food Se-
10 curity Act of 1985 (16 U.S.C. 3831(b)) is amended—

11 (1) in paragraph (1)(B), by striking “the date of
12 enactment of the Food, Conservation, and Energy Act
13 of 2008” and inserting “the date of the enactment of
14 the Federal Agriculture Reform and Risk Manage-
15 ment Act of 2013”;

16 (2) by striking paragraph (2) and redesignating
17 paragraph (3) as paragraph (2);

18 (3) by inserting before paragraph (4) the fol-
19 lowing new paragraph:

20 “(3) grasslands that—

21 “(A) contain forbs or shrubland (including
22 improved rangeland and pastureland) for which
23 grazing is the predominant use;

24 “(B) are located in an area historically
25 dominated by grasslands; and

1 “(C) could provide habitat for animal and
2 plant populations of significant ecological value
3 if the land is retained in its current use or re-
4 stored to a natural condition;”;

5 (4) in paragraph (4)(C), by striking “filterstrips
6 devoted to trees or shrubs” and inserting “filterstrips
7 or riparian buffers devoted to trees, shrubs, or
8 grasses”; and

9 (5) by striking paragraph (5) and inserting the
10 following new paragraph:

11 “(5) the portion of land in a field not enrolled
12 in the conservation reserve in a case in which—

13 “(A) more than 50 percent of the land in
14 the field is enrolled as a buffer or filterstrip, or
15 more than 75 percent of the land in the field is
16 enrolled as a conservation practice other than as
17 a buffer or filterstrip; and

18 “(B) the remainder of the field is—

19 “(i) infeasible to farm; and

20 “(ii) enrolled at regular rental rates.”.

21 (c) *PLANTING STATUS OF CERTAIN LAND.*—Section
22 1231(c) of the Food Security Act of 1985 (16 U.S.C.
23 3831(c)) is amended by striking “if” and all that follows
24 through the period at the end and inserting “if, during the
25 crop year, the land was devoted to a conserving use.”.

1 (d) *ENROLLMENT.*—*Subsection (d) of section 1231 of*
2 *the Food Security Act of 1985 (16 U.S.C. 3831) is amended*
3 *to read as follows:*

4 “(d) *ENROLLMENT.*—

5 “(1) *MAXIMUM ACREAGE ENROLLED.*—*The Sec-*
6 *retary may maintain in the conservation reserve at*
7 *any one time during—*

8 “(A) *fiscal year 2014, no more than*
9 *27,500,000 acres;*

10 “(B) *fiscal year 2015, no more than*
11 *26,000,000 acres;*

12 “(C) *fiscal year 2016, no more than*
13 *25,000,000 acres;*

14 “(D) *fiscal year 2017, no more than*
15 *24,000,000 acres; and*

16 “(E) *fiscal year 2018, no more than*
17 *24,000,000 acres.*

18 “(2) *GRASSLANDS.*—

19 “(A) *LIMITATION.*—*For purposes of apply-*
20 *ing the limitations in paragraph (1), no more*
21 *than 2,000,000 acres of the land described in*
22 *subsection (b)(3) may be enrolled in the program*
23 *at any one time during the 2014 through 2018*
24 *fiscal years.*

1 “(B) *PRIORITY.*—*In enrolling acres under*
2 *subparagraph (A), the Secretary may give pri-*
3 *ority to land with expiring conservation reserve*
4 *program contracts.*

5 “(C) *METHOD OF ENROLLMENT.*—*In enroll-*
6 *ing acres under subparagraph (A), the Secretary*
7 *shall make the program available to owners or*
8 *operators of eligible land on a continuous enroll-*
9 *ment basis with one or more ranking periods.”.*

10 “(e) *DURATION OF CONTRACT.*—*Section 1231(e) of the*
11 *Food Security Act of 1985 (16 U.S.C. 3831(e)) is amended*
12 *by striking paragraphs (2) and (3) and inserting the fol-*
13 *lowing new paragraph:*

14 “(2) *SPECIAL RULE FOR CERTAIN LAND.*—*In the*
15 *case of land devoted to hardwood trees, shelterbelts,*
16 *windbreaks, or wildlife corridors under a contract en-*
17 *tered into under this subchapter, the owner or oper-*
18 *ator of the land may, within the limitations pre-*
19 *scribed under paragraph (1), specify the duration of*
20 *the contract.”.*

21 “(f) *CONSERVATION PRIORITY AREAS.*—*Section 1231(f)*
22 *of the Food Security Act of 1985 (16 U.S.C. 3831(f)) is*
23 *amended—*

1 (1) in paragraph (1), by striking “watershed
2 areas of the Chesapeake Bay Region, the Great Lakes
3 Region, the Long Island Sound Region, and other”;

4 (2) in paragraph (2), by striking “WATER-
5 SHEDS.—Watersheds” and inserting “AREAS.—
6 Areas”; and

7 (3) in paragraph (3), by striking “a watershed’s
8 designation—” and all that follows through the pe-
9 riod at the end and inserting “an area’s designation
10 if the Secretary finds that the area no longer contains
11 actual and significant adverse water quality or habi-
12 tat impacts related to agricultural production activi-
13 ties.”.

14 **SEC. 2002. FARMABLE WETLAND PROGRAM.**

15 (a) *EXTENSION*.—Section 1231B(a)(1) of the Food Se-
16 curity Act of 1985 (16 U.S.C. 3831b(a)(1)) is amended—

17 (1) by striking “2012” and inserting “2018”;
18 and

19 (2) by striking “a program” and inserting “a
20 farmable wetland program”.

21 (b) *ELIGIBLE ACREAGE*.—Section 1231B(b)(1)(B) of
22 the Food Security Act of 1985 (16 U.S.C. 3831b(b)(1)(B))
23 is amended by striking “flow from a row crop agriculture
24 drainage system” and inserting “surface and subsurface
25 flow from row crop agricultural production”.

1 (c) *ACREAGE LIMITATION.*—Section 1231B(c)(1)(B) of
2 *the Food Security Act of 1985 (16 U.S.C. 3831b(c)(1)(B))*
3 *is amended by striking “1,000,000” and inserting*
4 *“750,000”.*

5 (d) *CLERICAL AMENDMENT.*—*The heading of section*
6 *1231B of the Food Security Act of 1985 (16 U.S.C. 3831b)*
7 *is amended to read as follows: “**FARMABLE WETLAND***
8 ***PROGRAM**”.*

9 **SEC. 2003. DUTIES OF OWNERS AND OPERATORS.**

10 (a) *LIMITATION ON HARVESTING, GRAZING, OR COM-*
11 *MERCIAL USE OF FORAGE.*—Section 1232(a)(8) of the Food
12 *Security Act of 1985 (16 U.S.C. 3832(a)(8)) is amended*
13 *by striking “except that” and all that follows through the*
14 *semicolon at the end of the paragraph and inserting “except*
15 *as provided in subsection (b) or (c) of section 1233;”.*

16 (b) *CONSERVATION PLAN REQUIREMENTS.*—Sub-
17 *section (b) of section 1232 of the Food Security Act of 1985*
18 *(16 U.S.C. 3832) is amended to read as follows:*

19 “(b) *CONSERVATION PLANS.*—*The plan referred to in*
20 *subsection (a)(1) shall set forth—*

21 “(1) *the conservation measures and practices to*
22 *be carried out by the owner or operator during the*
23 *term of the contract; and*

24 “(2) *the commercial use, if any, to be permitted*
25 *on the land during the term.”.*

1 (c) *RENTAL PAYMENT REDUCTION.*—Section 1232 of
2 *the Food Security Act of 1985 (16 U.S.C. 3832) is amended*
3 *by striking subsection (d).*

4 **SEC. 2004. DUTIES OF THE SECRETARY.**

5 Section 1233 of the Food Security Act of 1985 (16
6 U.S.C. 3833) is amended to read as follows:

7 **“SEC. 1233. DUTIES OF THE SECRETARY.**

8 “(a) *COST-SHARE AND RENTAL PAYMENTS.*—In re-
9 *turn for a contract entered into by an owner or operator*
10 *under the conservation reserve program, the Secretary*
11 *shall—*

12 “(1) *share the cost of carrying out the conserva-*
13 *tion measures and practices set forth in the contract*
14 *for which the Secretary determines that cost sharing*
15 *is appropriate and in the public interest; and*

16 “(2) *for a period of years not in excess of the*
17 *term of the contract, pay an annual rental payment*
18 *in an amount necessary to compensate for—*

19 “(A) *the conversion of highly erodible crop-*
20 *land or other eligible lands normally devoted to*
21 *the production of an agricultural commodity on*
22 *a farm or ranch to a less intensive use;*

23 “(B) *the retirement of any base history that*
24 *the owner or operator agrees to retire perma-*
25 *nently; and*

1 “(C) *the development and management of*
2 *grasslands for multiple natural resource con-*
3 *servation benefits, including to soil, water, air,*
4 *and wildlife.*

5 “(b) *SPECIFIED ACTIVITIES PERMITTED.—The Sec-*
6 *retary shall permit certain activities or commercial uses of*
7 *land that is subject to a contract under the conservation*
8 *reserve program in a manner that is consistent with a plan*
9 *approved by the Secretary, as follows:*

10 “(1) *Harvesting, grazing, or other commercial*
11 *use of the forage in response to a drought or other*
12 *emergency created by a natural disaster, without any*
13 *reduction in the rental rate.*

14 “(2) *Consistent with the conservation of soil,*
15 *water quality, and wildlife habitat (including habitat*
16 *during nesting seasons for birds in the area), and in*
17 *exchange for a reduction of not less than 25 percent*
18 *in the annual rental rate for the acres covered by the*
19 *authorized activity—*

20 “(A) *managed harvesting and other com-*
21 *mercial use (including the managed harvesting*
22 *of biomass), except that in permitting managed*
23 *harvesting, the Secretary, in coordination with*
24 *the State technical committee—*

1 “(i) shall develop appropriate vegeta-
2 tion management requirements; and

3 “(ii) shall identify periods during
4 which managed harvesting may be con-
5 ducted, such that the frequency is not more
6 than once every three years;

7 “(B) routine grazing or prescribed grazing
8 for the control of invasive species, except that in
9 permitting such routine grazing or prescribed
10 grazing, the Secretary, in coordination with the
11 State technical committee—

12 “(i) shall develop appropriate vegeta-
13 tion management requirements and stocking
14 rates for the land that are suitable for con-
15 tinued routine grazing; and

16 “(ii) shall identify the periods during
17 which routine grazing may be conducted,
18 such that the frequency is not more than
19 once every two years, taking into consider-
20 ation regional differences such as—

21 “(I) climate, soil type, and nat-
22 ural resources;

23 “(II) the number of years that
24 should be required between routine
25 grazing activities; and

1 “(III) how often during a year in
2 which routine grazing is permitted
3 that routine grazing should be allowed
4 to occur; and

5 “(C) the installation of wind turbines and
6 associated access, except that in permitting the
7 installation of wind turbines, the Secretary shall
8 determine the number and location of wind tur-
9 bines that may be installed, taking into ac-
10 count—

11 “(i) the location, size, and other phys-
12 ical characteristics of the land;

13 “(ii) the extent to which the land con-
14 tains wildlife and wildlife habitat; and

15 “(iii) the purposes of the conservation
16 reserve program under this subchapter.

17 “(3) The intermittent and seasonal use of vegeta-
18 tive buffer practices incidental to agricultural produc-
19 tion on lands adjacent to the buffer such that the per-
20 mitted use does not destroy the permanent vegetative
21 cover.

22 “(c) AUTHORIZED ACTIVITIES ON GRASSLANDS.—For
23 eligible land described in section 1231(b)(3), the Secretary
24 shall permit the following activities:

1 “(1) *Common grazing practices, including main-*
2 *tenance and necessary cultural practices, on the land*
3 *in a manner that is consistent with maintaining the*
4 *viability of grassland, forb, and shrub species appro-*
5 *priate to that locality.*

6 “(2) *Haying, mowing, or harvesting for seed*
7 *production, subject to appropriate restrictions during*
8 *the nesting season for critical bird species in the area.*

9 “(3) *Fire presuppression, fire-related rehabilita-*
10 *tion, and construction of fire breaks.*

11 “(4) *Grazing-related activities, such as fencing*
12 *and livestock watering.*

13 “(d) *RESOURCE CONSERVING USE.—*

14 “(1) *IN GENERAL.—Beginning on the date that*
15 *is 1 year before the date of termination of a contract*
16 *under the program, the Secretary shall allow an*
17 *owner or operator to make conservation and land im-*
18 *provements that facilitate maintaining protection of*
19 *enrolled land after expiration of the contract.*

20 “(2) *CONSERVATION PLAN.—The Secretary shall*
21 *require an owner or operator carrying out the activi-*
22 *ties described in paragraph (1) to develop and imple-*
23 *ment a conservation plan.*

24 “(3) *RE-ENROLLMENT PROHIBITED.—Land im-*
25 *proved under paragraph (1) may not be re-enrolled in*

1 *the conservation reserve program for 5 years after the*
2 *date of termination of the contract.”.*

3 **SEC. 2005. PAYMENTS.**

4 *(a) TREES, WINDBREAKS, SHELTERBELTS, AND WILD-*
5 *LIFE CORRIDORS.—Section 1234(b)(3)(A) of the Food Secu-*
6 *rity Act of 1985 (16 U.S.C. 3834(b)(3)(A)) is amended—*

7 *(1) in clause (i), by inserting “and” after the*
8 *semicolon;*

9 *(2) by striking clause (ii); and*

10 *(3) by redesignating clause (iii) as clause (ii).*

11 *(b) ANNUAL RENTAL PAYMENTS.—Section 1234(c) of*
12 *the Food Security Act of 1985 (16 U.S.C. 3834(c)) is*
13 *amended—*

14 *(1) in paragraph (1), by inserting “or other eli-*
15 *gible lands” after “highly erodible cropland” both*
16 *places it appears; and*

17 *(2) by striking paragraph (2) and inserting the*
18 *following new paragraph:*

19 “(2) *METHODS OF DETERMINATION.—*

20 “(A) *IN GENERAL.—The amounts payable*
21 *to owners or operators in the form of rental pay-*
22 *ments under contracts entered into under this*
23 *subchapter may be determined through—*

1 “(i) the submission of bids for such
2 contracts by owners and operators in such
3 manner as the Secretary may prescribe; or

4 “(ii) such other means as the Secretary
5 determines are appropriate.

6 “(B) GRASSLANDS.—In the case of eligible
7 land described in section 1231(b)(3), the Sec-
8 retary shall make annual payments in an
9 amount that is not more than 75 percent of the
10 grazing value of the land covered by the con-
11 tract.”.

12 (c) PAYMENT SCHEDULE.—Subsection (d) of section
13 1234 of the Food Security Act of 1985 (16 U.S.C. 3834)
14 is amended to read as follows:

15 “(d) PAYMENT SCHEDULE.—

16 “(1) IN GENERAL.—Except as otherwise provided
17 in this section, payments under this subchapter shall
18 be made in cash in such amount and on such time
19 schedule as is agreed on and specified in the contract.

20 “(2) ADVANCE PAYMENT.—Payments under this
21 subchapter may be made in advance of determination
22 of performance.”.

23 (d) PAYMENT LIMITATION.—Section 1234(f) of the
24 Food Security Act of 1985 (16 U.S.C. 3834(f)) is amend-
25 ed—

1 (1) in paragraph (1), by striking “, including
2 rental payments made in the form of in-kind com-
3 modities,”;

4 (2) by striking paragraph (3); and

5 (3) by redesignating paragraph (4) as para-
6 graph (2).

7 **SEC. 2006. CONTRACT REQUIREMENTS.**

8 (a) *EARLY TERMINATION BY OWNER OR OPERATOR.*—
9 Section 1235(e) of the Food Security Act of 1985 (16 U.S.C.
10 3835(e)) is amended—

11 (1) in paragraph (1)(A)—

12 (A) by striking “The Secretary” and insert-
13 ing “During fiscal year 2014, the Secretary”;
14 and

15 (B) by striking “before January 1, 1995,”;

16 (2) in paragraph (2), by striking subparagraph
17 (C) and inserting the following:

18 “(C) Land devoted to hardwood trees.

19 “(D) Wildlife habitat, duck nesting habitat,
20 pollinator habitat, upland bird habitat buffer,
21 wildlife food plots, State acres for wildlife en-
22 hancement, shallow water areas for wildlife, and
23 rare and declining habitat.

24 “(E) Farmable wetland and restored wet-
25 land.

1 “(F) Land that contains diversions, erosion
2 control structures, flood control structures, con-
3 tour grass strips, living snow fences, salinity re-
4 ducing vegetation, cross wind trap strips, and
5 sediment retention structures.

6 “(G) Land located within a federally-des-
7 ignated wellhead protection area.

8 “(H) Land that is covered by an easement
9 under the conservation reserve program.

10 “(I) Land located within an average width,
11 according to the applicable Natural Resources
12 Conservation Service field office technical guide,
13 of a perennial stream or permanent water
14 body.”; and

15 (3) in paragraph (3), by striking “60 days after
16 the date on which the owner or operator submits the
17 notice required under paragraph (1)(C)” and insert-
18 ing “upon approval by the Secretary”.

19 (b) *TRANSITION OPTION FOR CERTAIN FARMERS OR*
20 *RANCHERS.*—Section 1235(f) of the Food Security Act of
21 1985 (16 U.S.C. 3835(f)) is amended—

22 (1) in paragraph (1)—

23 (A) in the matter preceding subparagraph
24 (A), by striking “DUTIES” and all that follows
25 through “a beginning farmer” and inserting

1 “*TRANSITION TO COVERED FARMER OR RANCH-*
2 *ER.—In the case of a contract modification ap-*
3 *proved in order to facilitate the transfer of land*
4 *subject to a contract from a retired farmer or*
5 *rancher to a beginning farmer”;*

6 *(B) in subparagraph (A)(i), by inserting “,*
7 *including preparing to plant an agricultural*
8 *crop” after “improvements”;*

9 *(C) in subparagraph (D), by striking “the*
10 *farmer or rancher” and inserting “the covered*
11 *farmer or rancher”;* and

12 *(D) in subparagraph (E), by striking “sec-*
13 *tion 1001A(b)(3)(B)” and inserting “section*
14 *1001”;* and

15 *(2) in paragraph (2), by striking “requirement*
16 *of section 1231(h)(4)(B)” and inserting “option pur-*
17 *suant to section 1234(c)(2)(A)(ii)”.*

18 *(c) FINAL YEAR CONTRACT.—Section 1235 of the Food*
19 *Security Act of 1985 (16 U.S.C. 3835) is amended by add-*
20 *ing at the end the following new subsections:*

21 “*(g) FINAL YEAR OF CONTRACT.—The Secretary shall*
22 *not consider an owner or operator to be in violation of a*
23 *term or condition of the conservation reserve contract if—*

1 “(1) during the year prior to expiration of the
2 contract, the land is enrolled in the conservation stew-
3 ardship program; and

4 “(2) the activity required under the conservation
5 stewardship program pursuant to such enrollment is
6 consistent with this subchapter.

7 “(h) *LAND ENROLLED IN AGRICULTURAL CONSERVA-*
8 *TION EASEMENT PROGRAM.*—*The Secretary may terminate*
9 *or modify a contract entered into under this subchapter if*
10 *eligible land that is subject to such contract is transferred*
11 *into the agricultural conservation easement program under*
12 *subtitle H.”.*

13 **SEC. 2007. CONVERSION OF LAND SUBJECT TO CONTRACT**
14 **TO OTHER CONSERVING USES.**

15 *Section 1235A of the Food Security Act of 1985 (16*
16 *U.S.C. 3835a) is repealed.*

17 **SEC. 2008. EFFECTIVE DATE.**

18 “(a) *IN GENERAL.*—*The amendments made by this sub-*
19 *title shall take effect on October 1, 2013, except the amend-*
20 *ment made by section 2001(d), which shall take effect on*
21 *the date of the enactment of this Act.*

22 “(b) *EFFECT ON EXISTING CONTRACTS.*—

23 “(1) *IN GENERAL.*—*Except as provided in para-*
24 *graph (2), the amendments made by this subtitle shall*
25 *not affect the validity or terms of any contract en-*

1 *tered into by the Secretary of Agriculture under sub-*
2 *chapter B of chapter 1 of subtitle D of title XII of the*
3 *Food Security Act of 1985 (16 U.S.C. 3831 et seq.)*
4 *before October 1, 2013, or any payments required to*
5 *be made in connection with the contract.*

6 (2) *UPDATING OF EXISTING CONTRACTS.—The*
7 *Secretary shall permit an owner or operator of land*
8 *subject to a contract entered into under subchapter B*
9 *of chapter 1 of subtitle D of title XII of the Food Se-*
10 *curity Act of 1985 (16 U.S.C. 3831 et seq.) before Oc-*
11 *tober 1, 2013, to update the contract to reflect the ac-*
12 *tivities and uses of land under contract permitted*
13 *under the terms and conditions of section 1233(b) of*
14 *that Act (as amended by section 2004), as determined*
15 *appropriate by the Secretary.*

16 ***Subtitle B—Conservation***
17 ***Stewardship Program***

18 ***SEC. 2101. CONSERVATION STEWARDSHIP PROGRAM.***

19 (a) *REVISION OF CURRENT PROGRAM.—Subchapter B*
20 *of chapter 2 of subtitle D of title XII of the Food Security*
21 *Act of 1985 (16 U.S.C. 3838d et seq.) is amended to read*
22 *as follows:*

1 **“Subchapter B—Conservation Stewardship**
2 **Program**

3 **“SEC. 1238D. DEFINITIONS.**

4 *“In this subchapter:*

5 *“(1) AGRICULTURAL OPERATION.—The term ‘ag-*
6 *ricultural operation’ means all eligible land, whether*
7 *or not contiguous, that is—*

8 *“(A) under the effective control of a pro-*
9 *ducer at the time the producer enters into a con-*
10 *tract under the program; and*

11 *“(B) operated with equipment, labor, man-*
12 *agement, and production or cultivation practices*
13 *that are substantially separate from other agri-*
14 *cultural operations, as determined by the Sec-*
15 *retary.*

16 *“(2) CONSERVATION ACTIVITIES.—*

17 *“(A) IN GENERAL.—The term ‘conservation*
18 *activities’ means conservation systems, practices,*
19 *or management measures.*

20 *“(B) INCLUSIONS.—The term ‘conservation*
21 *activities’ includes—*

22 *“(i) structural measures, vegetative*
23 *measures, and land management measures,*
24 *including agriculture drainage management*

1 *systems, as determined by the Secretary;*
2 *and*

3 *“(ii) planning needed to address a pri-*
4 *ority resource concern.*

5 *“(3) CONSERVATION STEWARDSHIP PLAN.—The*
6 *term ‘conservation stewardship plan’ means a plan*
7 *that—*

8 *“(A) identifies and inventories priority re-*
9 *source concerns;*

10 *“(B) establishes benchmark data and con-*
11 *servation objectives;*

12 *“(C) describes conservation activities to be*
13 *implemented, managed, or improved; and*

14 *“(D) includes a schedule and evaluation*
15 *plan for the planning, installation, and manage-*
16 *ment of the new and existing conservation activi-*
17 *ties.*

18 *“(4) ELIGIBLE LAND.—*

19 *“(A) IN GENERAL.—The term ‘eligible land’*
20 *means—*

21 *“(i) private or tribal land on which*
22 *agricultural commodities, livestock, or for-*
23 *est-related products are produced; and*

24 *“(ii) lands associated with the land de-*
25 *scribed in clause (i) on which priority re-*

1 source concerns could be addressed through
2 a contract under the program.

3 “(B) *INCLUSIONS.*—*The term ‘eligible land’*
4 *includes—*

5 “(i) *cropland;*

6 “(ii) *grassland;*

7 “(iii) *rangeland;*

8 “(iv) *pasture land;*

9 “(v) *nonindustrial private forest land;*

10 and

11 “(vi) *other agricultural areas (includ-*
12 *ing cropped woodland, marshes, and agri-*
13 *cultural land used or capable of being used*
14 *for the production of livestock), as deter-*
15 *mined by the Secretary.*

16 “(5) *PRIORITY RESOURCE CONCERN.*—*The term*
17 *‘priority resource concern’ means a natural resource*
18 *concern or problem, as determined by the Secretary,*
19 *that—*

20 “(A) *is identified at the national, State, or*
21 *local level as a priority for a particular area of*
22 *a State;*

23 “(B) *represents a significant concern in a*
24 *State or region; and*

1 “(C) is likely to be addressed successfully
2 through the implementation of conservation ac-
3 tivities under this program.

4 “(6) PROGRAM.—The term ‘program’ means the
5 conservation stewardship program established by this
6 subchapter.

7 “(7) STEWARDSHIP THRESHOLD.—The term
8 ‘stewardship threshold’ means the level of manage-
9 ment required, as determined by the Secretary, to
10 conserve and improve the quality and condition of a
11 natural resource.

12 **“SEC. 1238E. CONSERVATION STEWARDSHIP PROGRAM.**

13 “(a) ESTABLISHMENT AND PURPOSE.—During each of
14 fiscal years 2014 through 2018, the Secretary shall carry
15 out a conservation stewardship program to encourage pro-
16 ducers to address priority resource concerns in a com-
17 prehensive manner—

18 “(1) by undertaking additional conservation ac-
19 tivities; and

20 “(2) by improving, maintaining, and managing
21 existing conservation activities.

22 “(b) EXCLUSIONS.—

23 “(1) LAND ENROLLED IN OTHER CONSERVATION
24 PROGRAMS.—Subject to paragraph (2), the following

1 *land (even if covered by the definition of eligible land)*
2 *is not eligible for enrollment in the program:*

3 *“(A) Land enrolled in the conservation re-*
4 *serve program, unless—*

5 *“(i) the conservation reserve contract*
6 *will expire at the end of the fiscal year in*
7 *which the land is to be enrolled in the pro-*
8 *gram; and*

9 *“(ii) conservation reserve program*
10 *payments for land enrolled in the program*
11 *cease before the first program payment is*
12 *made to the applicant under this sub-*
13 *chapter.*

14 *“(B) Land enrolled in a wetland easement*
15 *through the agricultural conservation easement*
16 *program.*

17 *“(C) Land enrolled in the conservation se-*
18 *curity program.*

19 *“(2) CONVERSION TO CROPLAND.—Eligible land*
20 *used for crop production after October 1, 2013, that*
21 *had not been planted, considered to be planted, or de-*
22 *voted to crop production for at least 4 of the 6 years*
23 *preceding that date shall not be the basis for any pay-*
24 *ment under the program, unless the land does not*
25 *meet the requirement because—*

1 “(A) the land had previously been enrolled
2 in the conservation reserve program;

3 “(B) the land has been maintained using
4 long-term crop rotation practices, as determined
5 by the Secretary; or

6 “(C) the land is incidental land needed for
7 efficient operation of the farm or ranch, as deter-
8 mined by the Secretary.

9 **“SEC. 1238F. STEWARDSHIP CONTRACTS.**

10 “(a) *SUBMISSION OF CONTRACT OFFERS.*—To be eligi-
11 ble to participate in the conservation stewardship program,
12 a producer shall submit to the Secretary a contract offer
13 for the agricultural operation that—

14 “(1) demonstrates to the satisfaction of the Sec-
15 retary that the producer, at the time of the contract
16 offer, meets or exceeds the stewardship threshold for at
17 least 2 priority resource concerns; and

18 “(2) would, at a minimum, meet or exceed the
19 stewardship threshold for at least 1 additional pri-
20 ority resource concern by the end of the stewardship
21 contract by—

22 “(A) installing and adopting additional
23 conservation activities; and

24 “(B) improving, maintaining, and man-
25 aging existing conservation activities across the

1 *entire agricultural operation in a manner that*
2 *increases or extends the conservation benefits in*
3 *place at the time the contract offer is accepted by*
4 *the Secretary.*

5 “(b) *EVALUATION OF CONTRACT OFFERS.—*

6 “(1) *RANKING OF APPLICATIONS.—In evaluating*
7 *contract offers submitted under subsection (a), the*
8 *Secretary shall rank applications based on—*

9 “(A) *the level of conservation treatment on*
10 *all applicable priority resource concerns at the*
11 *time of application;*

12 “(B) *the degree to which the proposed con-*
13 *servation activities effectively increase conserva-*
14 *tion performance;*

15 “(C) *the number of applicable priority re-*
16 *source concerns proposed to be treated to meet or*
17 *exceed the stewardship threshold by the end of the*
18 *contract;*

19 “(D) *the extent to which other priority re-*
20 *source concerns will be addressed to meet or ex-*
21 *ceed the stewardship threshold by the end of the*
22 *contract period;*

23 “(E) *the extent to which the actual and an-*
24 *ticipated conservation benefits from the contract*

1 are provided at the least cost relative to other
2 similarly beneficial contract offers; and

3 “(F) the extent to which priority resource
4 concerns will be addressed when transitioning
5 from the conservation reserve program to agri-
6 cultural production.

7 “(2) *PROHIBITION.*—The Secretary may not as-
8 sign a higher priority to any application because the
9 applicant is willing to accept a lower payment than
10 the applicant would otherwise be eligible to receive.

11 “(3) *ADDITIONAL CRITERIA.*—The Secretary may
12 develop and use such additional criteria that the Sec-
13 retary determines are necessary to ensure that na-
14 tional, State, and local priority resource concerns are
15 effectively addressed.

16 “(c) *ENTERING INTO CONTRACTS.*—After a determina-
17 tion that a producer is eligible for the program under sub-
18 section (a), and a determination that the contract offer
19 ranks sufficiently high under the evaluation criteria under
20 subsection (b), the Secretary shall enter into a conservation
21 stewardship contract with the producer to enroll the eligible
22 land to be covered by the contract.

23 “(d) *CONTRACT PROVISIONS.*—

24 “(1) *TERM.*—A conservation stewardship con-
25 tract shall be for a term of 5 years.

1 “(2) *REQUIRED PROVISIONS.*—*The conservation*
2 *stewardship contract of a producer shall—*

3 “(A) *state the amount of the payment the*
4 *Secretary agrees to make to the producer for each*
5 *year of the conservation stewardship contract*
6 *under section 1238G(d);*

7 “(B) *require the producer—*

8 “(i) *to implement a conservation stew-*
9 *ardship plan that describes the program*
10 *purposes to be achieved through 1 or more*
11 *conservation activities;*

12 “(ii) *to maintain and supply informa-*
13 *tion as required by the Secretary to deter-*
14 *mine compliance with the conservation*
15 *stewardship plan and any other require-*
16 *ments of the program; and*

17 “(iii) *not to conduct any activities on*
18 *the agricultural operation that would tend*
19 *to defeat the purposes of the program;*

20 “(C) *permit all economic uses of the eligible*
21 *land that—*

22 “(i) *maintain the agricultural nature*
23 *of the land; and*

1 “(ii) are consistent with the conserva-
2 tion purposes of the conservation steward-
3 ship contract;

4 “(D) include a provision to ensure that a
5 producer shall not be considered in violation of
6 the contract for failure to comply with the con-
7 tract due to circumstances beyond the control of
8 the producer, including a disaster or related con-
9 dition, as determined by the Secretary;

10 “(E) include provisions requiring that upon
11 the violation of a term or condition of the con-
12 tract at any time the producer has control of the
13 land—

14 “(i) if the Secretary determines that
15 the violation warrants termination of the
16 contract—

17 “(I) the producer shall forfeit all
18 rights to receive payments under the
19 contract; and

20 “(II) the producer shall refund all
21 or a portion of the payments received
22 by the producer under the contract, in-
23 cluding any interest on the payments,
24 as determined by the Secretary; or

1 “(ii) if the Secretary determines that
2 the violation does not warrant termination
3 of the contract, the producer shall refund or
4 accept adjustments to the payments pro-
5 vided to the producer, as the Secretary de-
6 termines to be appropriate;

7 “(F) include provisions in accordance with
8 paragraphs (3) and (4) of this section; and

9 “(G) include any additional provisions the
10 Secretary determines are necessary to carry out
11 the program.

12 “(3) CHANGE OF INTEREST IN LAND SUBJECT TO
13 A CONTRACT.—

14 “(A) IN GENERAL.—At the time of applica-
15 tion, a producer shall have control of the eligible
16 land to be enrolled in the program. Except as
17 provided in subparagraph (B), a change in the
18 interest of a producer in eligible land covered by
19 a contract under the program shall result in the
20 termination of the contract with regard to that
21 land.

22 “(B) TRANSFER OF DUTIES AND RIGHTS.—
23 Subparagraph (A) shall not apply if—

24 “(i) within a reasonable period of time
25 (as determined by the Secretary) after the

1 *date of the change in the interest in eligible*
2 *land covered by a contract under the pro-*
3 *gram, the transferee of the land provides*
4 *written notice to the Secretary that all du-*
5 *ties and rights under the contract have been*
6 *transferred to, and assumed by, the trans-*
7 *feree for the portion of the land transferred;*

8 *“(ii) the transferee meets the eligibility*
9 *requirements of the program; and*

10 *“(iii) the Secretary approves the trans-*
11 *fer of all duties and rights under the con-*
12 *tract.*

13 *“(4) MODIFICATION AND TERMINATION OF CON-*
14 *TRACTS.—*

15 *“(A) VOLUNTARY MODIFICATION OR TERMI-*
16 *NATION.—The Secretary may modify or termi-*
17 *nate a contract with a producer if—*

18 *“(i) the producer agrees to the modi-*
19 *fication or termination; and*

20 *“(ii) the Secretary determines that the*
21 *modification or termination is in the public*
22 *interest.*

23 *“(B) INVOLUNTARY TERMINATION.—The*
24 *Secretary may terminate a contract if the Sec-*

1 *retary determines that the producer violated the*
2 *contract.*

3 *“(5) REPAYMENT.—If a contract is terminated,*
4 *the Secretary may, consistent with the purposes of the*
5 *program—*

6 *“(A) allow the producer to retain payments*
7 *already received under the contract; or*

8 *“(B) require repayment, in whole or in*
9 *part, of payments received and assess liquidated*
10 *damages.*

11 *“(e) CONTRACT RENEWAL.—At the end of the initial*
12 *5-year contract period, the Secretary may allow the pro-*
13 *ducer to renew the contract for 1 additional 5-year period*
14 *if the producer—*

15 *“(1) demonstrates compliance with the terms of*
16 *the initial contract;*

17 *“(2) agrees to adopt and continue to integrate*
18 *conservation activities across the entire agricultural*
19 *operation, as determined by the Secretary; and*

20 *“(3) agrees, by the end of the contract period—*

21 *“(A) to meet the stewardship threshold of at*
22 *least two additional priority resource concerns*
23 *on the agricultural operation; or*

1 “(B) to exceed the stewardship threshold of
2 two existing priority resource concerns that are
3 specified by the Secretary in the initial contract.

4 **“SEC. 1238G. DUTIES OF THE SECRETARY.**

5 “(a) *IN GENERAL.*—To achieve the conservation goals
6 of a contract under the conservation stewardship program,
7 the Secretary shall—

8 “(1) make the program available to eligible pro-
9 ducers on a continuous enrollment basis with 1 or
10 more ranking periods, one of which shall occur in the
11 first quarter of each fiscal year;

12 “(2) identify not less than 5 priority resource
13 concerns in a particular watershed or other appro-
14 priate region or area within a State; and

15 “(3) establish a science-based stewardship thresh-
16 old for each priority resource concern identified under
17 paragraph (2).

18 “(b) *ALLOCATION TO STATES.*—The Secretary shall al-
19 locate acres to States for enrollment, based—

20 “(1) primarily on each State’s proportion of eli-
21 gible land to the total acreage of eligible land in all
22 States; and

23 “(2) also on consideration of—

1 “(A) *the extent and magnitude of the con-*
2 *servation needs associated with agricultural pro-*
3 *duction in each State;*

4 “(B) *the degree to which implementation of*
5 *the program in the State is, or will be, effective*
6 *in helping producers address those needs; and*

7 “(C) *other considerations to achieve equi-*
8 *table geographic distribution of funds, as deter-*
9 *mined by the Secretary.*

10 “(c) *ACREAGE ENROLLMENT LIMITATION.—During*
11 *the period beginning on October 1, 2013, and ending on*
12 *September 30, 2021, the Secretary shall, to the maximum*
13 *extent practicable—*

14 “(1) *enroll in the program an additional*
15 *8,695,000 acres for each fiscal year; and*

16 “(2) *manage the program to achieve a national*
17 *average rate of \$18 per acre, which shall include the*
18 *costs of all financial assistance, technical assistance,*
19 *and any other expenses associated with enrollment or*
20 *participation in the program.*

21 “(d) *CONSERVATION STEWARDSHIP PAYMENTS.—*

22 “(1) *AVAILABILITY OF PAYMENTS.—The Sec-*
23 *retary shall provide annual payments under the pro-*
24 *gram to compensate the producer for—*

1 “(A) installing and adopting additional
2 conservation activities; and

3 “(B) improving, maintaining, and man-
4 aging conservation activities in place at the ag-
5 ricultural operation of the producer at the time
6 the contract offer is accepted by the Secretary.

7 “(2) PAYMENT AMOUNT.—The amount of the
8 conservation stewardship annual payment shall be de-
9 termined by the Secretary and based, to the max-
10 imum extent practicable, on the following factors:

11 “(A) Costs incurred by the producer associ-
12 ated with planning, design, materials, installa-
13 tion, labor, management, maintenance, or train-
14 ing.

15 “(B) Income forgone by the producer.

16 “(C) Expected conservation benefits.

17 “(D) The extent to which priority resource
18 concerns will be addressed through the installa-
19 tion and adoption of conservation activities on
20 the agricultural operation.

21 “(E) The level of stewardship in place at
22 the time of application and maintained over the
23 term of the contract.

24 “(F) The degree to which the conservation
25 activities will be integrated across the entire ag-

1 *ricultural operation for all applicable priority*
2 *resource concerns over the term of the contract.*

3 “(G) *Such other factors as determined ap-*
4 *propriate by the Secretary.*

5 “(3) *EXCLUSIONS.—A payment to a producer*
6 *under this subsection shall not be provided for—*

7 “(A) *the design, construction, or mainte-*
8 *nance of animal waste storage or treatment fa-*
9 *ilities or associated waste transport or transfer*
10 *devices for animal feeding operations; or*

11 “(B) *conservation activities for which there*
12 *is no cost incurred or income forgone to the pro-*
13 *ducer.*

14 “(4) *DELIVERY OF PAYMENTS.—In making pay-*
15 *ments under this subsection, the Secretary shall, to*
16 *the extent practicable—*

17 “(A) *prorate conservation performance over*
18 *the term of the contract so as to accommodate,*
19 *to the extent practicable, producers earning equal*
20 *annual payments in each fiscal year; and*

21 “(B) *make payments as soon as practicable*
22 *after October 1 of each fiscal year for activities*
23 *carried out in the previous fiscal year.*

24 “(e) *SUPPLEMENTAL PAYMENTS FOR RESOURCE-CON-*
25 *SERVING CROP ROTATIONS.—*

1 “(1) *AVAILABILITY OF PAYMENTS.*—*The Sec-*
2 *retary shall provide additional payments to producers*
3 *that, in participating in the program, agree to adopt*
4 *or improve resource-conserving crop rotations to*
5 *achieve beneficial crop rotations as appropriate for*
6 *the eligible land of the producers.*

7 “(2) *BENEFICIAL CROP ROTATIONS.*—*The Sec-*
8 *retary shall determine whether a resource-conserving*
9 *crop rotation is a beneficial crop rotation eligible for*
10 *additional payments under paragraph (1) based on*
11 *whether the resource-conserving crop rotation is de-*
12 *signed to provide natural resource conservation and*
13 *production benefits.*

14 “(3) *ELIGIBILITY.*—*To be eligible to receive a*
15 *payment described in paragraph (1), a producer shall*
16 *agree to adopt and maintain beneficial resource-con-*
17 *serving crop rotations for the term of the contract.*

18 “(4) *RESOURCE-CONSERVING CROP ROTATION.*—
19 *In this subsection, the term ‘resource-conserving crop*
20 *rotation’ means a crop rotation that—*

21 “(A) *includes at least 1 resource conserving*
22 *crop (as defined by the Secretary);*

23 “(B) *reduces erosion;*

24 “(C) *improves soil fertility and tilth;*

25 “(D) *interrupts pest cycles; and*

1 “(E) in applicable areas, reduces depletion
2 of soil moisture or otherwise reduces the need for
3 irrigation.

4 “(f) *PAYMENT LIMITATIONS.*—A person or legal entity
5 may not receive, directly or indirectly, payments under the
6 program that, in the aggregate, exceed \$200,000 under all
7 contracts entered into during fiscal years 2014 through
8 2018, excluding funding arrangements with Indian tribes,
9 regardless of the number of contracts entered into under the
10 program by the person or legal entity.

11 “(g) *SPECIALTY CROP AND ORGANIC PRODUCERS.*—
12 The Secretary shall ensure that outreach and technical as-
13 sistance are available, and program specifications are ap-
14 propriate to enable specialty crop and organic producers
15 to participate in the program.

16 “(h) *COORDINATION WITH ORGANIC CERTIFI-*
17 *CATION.*—The Secretary shall establish a transparent
18 means by which producers may initiate organic certifi-
19 cation under the Organic Foods Production Act of 1990 (7
20 U.S.C. 6501 et seq.) while participating in a contract under
21 the program.

22 “(i) *REGULATIONS.*—The Secretary shall promulgate
23 regulations that—

24 “(1) prescribe such other rules as the Secretary
25 determines to be necessary to ensure a fair and rea-

1 *sonable application of the limitations established*
2 *under subsection (f); and*

3 *“(2) otherwise enable the Secretary to carry out*
4 *the program.”.*

5 *(b) EFFECTIVE DATE.—The amendment made by this*
6 *section shall take effect on October 1, 2013.*

7 *(c) EFFECT ON EXISTING CONTRACTS.—*

8 *(1) IN GENERAL.—The amendment made by this*
9 *section shall not affect the validity or terms of any*
10 *contract entered into by the Secretary of Agriculture*
11 *under subchapter B of chapter 2 of subtitle D of title*
12 *XII of the Food Security Act of 1985 (16 U.S.C.*
13 *3838d et seq.) before October 1, 2013, or any pay-*
14 *ments required to be made in connection with the*
15 *contract.*

16 *(2) CONSERVATION STEWARDSHIP PROGRAM.—*
17 *Funds made available under section 1241(a)(4) of the*
18 *Food Security Act of 1985 (16 U.S.C. 3841(a)(4)) (as*
19 *amended by section 2601(a) of this title) may be used*
20 *to administer and make payments to program par-*
21 *ticipants that enrolled into contracts during any of*
22 *fiscal years 2009 through 2013.*

1 ***Subtitle C—Environmental Quality***
2 ***Incentives Program***

3 **SEC. 2201. PURPOSES.**

4 *Section 1240 of the Food Security Act of 1985 (16*
5 *U.S.C. 3839aa) is amended—*

6 *(1) in paragraph (3)—*

7 *(A) in subparagraph (A), by striking “and”*
8 *at the end;*

9 *(B) by redesignating subparagraph (B) as*
10 *subparagraph (C) and, in such subparagraph, by*
11 *inserting “and” after the semicolon; and*

12 *(C) by inserting after subparagraph (A) the*
13 *following new subparagraph:*

14 *“(B) developing and improving wildlife*
15 *habitat; and”;*

16 *(2) in paragraph (4), by striking “; and” and*
17 *inserting a period; and*

18 *(3) by striking paragraph (5).*

19 **SEC. 2202. ESTABLISHMENT AND ADMINISTRATION.**

20 *Section 1240B of the Food Security Act of 1985 (16*
21 *U.S.C. 3839aa–2) is amended—*

22 *(1) in subsection (a), by striking “2014” and in-*
23 *serting “2018”;*

24 *(2) in subsection (b), by striking paragraph (2)*
25 *and inserting the following new paragraph:*

1 “(2) *TERM.*—A contract under the program shall
2 *have a term that does not exceed 10 years.*”;

3 (3) *in subsection (d)(4)*—

4 (A) *in subparagraph (A), in the matter pre-*
5 *ceding clause (i), by inserting “, veteran farmer*
6 *or rancher (as defined in section 2501(e) of the*
7 *Food, Agriculture, Conservation, and Trade Act*
8 *of 1990 (7 U.S.C. 2279(e)),” before “or a begin-*
9 *ning farmer or rancher”;* and

10 (B) *by striking subparagraph (B) and in-*
11 *serting the following new subparagraph:*

12 “(B) *ADVANCE PAYMENTS.*—

13 “(i) *IN GENERAL.*—Not more than 50
14 *percent of the amount determined under*
15 *subparagraph (A) may be provided in ad-*
16 *vance for the purpose of purchasing mate-*
17 *rials or contracting.*

18 “(ii) *RETURN OF FUNDS.*—If funds
19 *provided in advance are not expended dur-*
20 *ing the 90-day period beginning on the date*
21 *of receipt of the funds, the funds shall be re-*
22 *turned within a reasonable time frame, as*
23 *determined by the Secretary.*”;

24 (4) *by striking subsection (f) and inserting the*
25 *following new subsection:*

1 “(f) *ALLOCATION OF FUNDING.*—

2 “(1) *LIVESTOCK.*—*For each of fiscal years 2014*
3 *through 2018, at least 60 percent of the funds made*
4 *available for payments under the program shall be*
5 *targeted at practices relating to livestock production.*

6 “(2) *WILDLIFE HABITAT.*—*For each of fiscal*
7 *years 2014 through 2018, 5 percent of the funds made*
8 *available for payments under the program shall be*
9 *targeted at practices benefitting wildlife habitat.”;*

10 (5) *in subsection (g)*—

11 (A) *in the subsection heading, by striking*
12 *“FEDERALLY RECOGNIZED NATIVE AMERICAN*
13 *INDIAN TRIBES AND ALASKA NATIVE CORPORA-*
14 *TIONS” and inserting “INDIAN TRIBES”;*

15 (B) *by striking “federally recognized Native*
16 *American Indian Tribes and Alaska Native Cor-*
17 *porations (including their affiliated membership*
18 *organizations)” and inserting “Indian tribes”;*
19 *and*

20 (C) *by striking “or Native Corporation”;*
21 *and*

22 (6) *by adding at the end the following:*

23 “(j) *WILDLIFE HABITAT INCENTIVE PRACTICE.*—*The*
24 *Secretary shall provide payments to producers under the*
25 *program for practices, including recurring practices for the*

1 *term of the contract, that support the restoration, develop-*
2 *ment, protection, and improvement of wildlife habitat on*
3 *eligible land, including—*

4 “(1) *upland wildlife habitat;*

5 “(2) *wetland wildlife habitat;*

6 “(3) *habitat for threatened and endangered spe-*
7 *cies;*

8 “(4) *fish habitat;*

9 “(5) *habitat on pivot corners and other irregular*
10 *areas of a field; and*

11 “(6) *other types of wildlife habitat, as deter-*
12 *mined appropriate by the Secretary.”.*

13 **SEC. 2203. EVALUATION OF APPLICATIONS.**

14 *Section 1240C(b) of the Food Security Act of 1985 (16*
15 *U.S.C. 3839aa–3(b)) is amended—*

16 (1) *in paragraph (1), by striking “environ-*
17 *mental” and inserting “conservation”; and*

18 (2) *in paragraph (3), by striking “purpose of the*
19 *environmental quality incentives program specified in*
20 *section 1240(1)” and inserting “purposes of the pro-*
21 *gram”.*

22 **SEC. 2204. DUTIES OF PRODUCERS.**

23 *Section 1240D(2) of the Food Security Act of 1985 (16*
24 *U.S.C. 3839aa–4(2)) is amended by striking “farm, ranch,*
25 *or forest” and inserting “enrolled”.*

1 **SEC. 2205. LIMITATION ON PAYMENTS.**

2 *Section 1240G of the Food Security Act of 1985 (16*
3 *U.S.C. 3839aa–7) is amended to read as follows:*

4 **“SEC. 1240G. LIMITATION ON PAYMENTS.**

5 *“A person or legal entity may not receive, directly or*
6 *indirectly, cost share or incentive payments under this*
7 *chapter that, in aggregate, exceed \$450,000 for all contracts*
8 *entered into under this chapter by the person or legal entity*
9 *during the period of fiscal years 2014 through 2018, regard-*
10 *less of the number of contracts entered into under this chap-*
11 *ter by the person or legal entity.”.*

12 **SEC. 2206. CONSERVATION INNOVATION GRANTS AND PAY-**
13 **MENTS.**

14 *Section 1240H of the Food Security Act of 1985 (16*
15 *U.S.C. 3839aa–8) is amended—*

16 *(1) in subsection (a)(2)—*

17 *(A) in subparagraph (C), by striking “;*
18 *and” and inserting a semicolon;*

19 *(B) in subparagraph (D), by striking the*
20 *period and inserting a semicolon; and*

21 *(C) by adding at the end the following new*
22 *subparagraphs:*

23 *“(E) facilitate on-farm conservation re-*
24 *search and demonstration activities; and*

1 “(F) facilitate pilot testing of new tech-
2 nologies or innovative conservation practices.”;
3 and

4 (2) by striking subsection (b) and inserting the
5 following new subsection:

6 “(b) *REPORTING*.—Not later than December 31, 2014,
7 and every two years thereafter, the Secretary shall submit
8 to the Committee on Agriculture, Nutrition, and Forestry
9 of the Senate and the Committee on Agriculture of the
10 House of Representatives a report on the status of projects
11 funded under this section, including—

12 “(1) funding awarded;

13 “(2) project results; and

14 “(3) incorporation of project findings, such as
15 new technology and innovative approaches, into the
16 conservation efforts implemented by the Secretary.”.

17 **SEC. 2207. EFFECTIVE DATE.**

18 (a) *IN GENERAL*.—The amendments made by this sub-
19 title shall take effect on October 1, 2013.

20 (b) *EFFECT ON EXISTING CONTRACTS*.—The amend-
21 ments made by this subtitle shall not affect the validity or
22 terms of any contract entered into by the Secretary of Agri-
23 culture under chapter 4 of subtitle D of title XII of the Food
24 Security Act of 1985 (16 U.S.C. 3839aa et seq.) before Octo-

1 ber 1, 2013, or any payments required to be made in con-
2 nection with the contract.

3 **Subtitle D—Agricultural**
4 **Conservation Easement Program**

5 **SEC. 2301. AGRICULTURAL CONSERVATION EASEMENT PRO-**
6 **GRAM.**

7 (a) *ESTABLISHMENT.*—Title XII of the Food Security
8 Act of 1985 is amended by adding at the end the following
9 new subtitle:

10 **“Subtitle H—Agricultural**
11 **Conservation Easement Program**

12 **“SEC. 1265. ESTABLISHMENT AND PURPOSES.**

13 “(a) *ESTABLISHMENT.*—The Secretary shall establish
14 an agricultural conservation easement program for the con-
15 servation of eligible land and natural resources through
16 easements or other interests in land.

17 “(b) *PURPOSES.*—The purposes of the program are
18 to—

19 “(1) combine the purposes and coordinate the
20 functions of the wetlands reserve program established
21 under section 1237, the grassland reserve program es-
22 tablished under section 1238N, and the farmland pro-
23 tection program established under section 1238I, as
24 such sections were in effect on September 30, 2013;

1 “(2) restore, protect, and enhance wetlands on el-
2 igible land;

3 “(3) protect the agricultural use and related con-
4 servation values of eligible land by limiting non-
5 agricultural uses of that land; and

6 “(4) protect grazing uses and related conserva-
7 tion values by restoring and conserving eligible land.

8 **“SEC. 1265A. DEFINITIONS.**

9 *“In this subtitle:*

10 “(1) *AGRICULTURAL LAND EASEMENT.—The*
11 *term ‘agricultural land easement’ means an easement*
12 *or other interest in eligible land that—*

13 “(A) *is conveyed for the purpose of pro-*
14 *tecting natural resources and the agricultural*
15 *nature of the land; and*

16 “(B) *permits the landowner the right to*
17 *continue agricultural production and related*
18 *uses subject to an agricultural land easement*
19 *plan, as approved by the Secretary.*

20 “(2) *ELIGIBLE ENTITY.—The term ‘eligible enti-*
21 *ty’ means—*

22 “(A) *an agency of State or local government*
23 *or an Indian tribe (including a farmland protec-*
24 *tion board or land resource council established*
25 *under State law); or*

1 “(B) an organization that is—

2 “(i) organized for, and at all times
3 since the formation of the organization has
4 been operated principally for, 1 or more of
5 the conservation purposes specified in clause
6 (i), (ii), (iii), or (iv) of section 170(h)(4)(A)
7 of the Internal Revenue Code of 1986;

8 “(ii) an organization described in sec-
9 tion 501(c)(3) of that Code that is exempt
10 from taxation under section 501(a) of that
11 Code; or

12 “(iii) described in—

13 “(I) paragraph (1) or (2) of sec-
14 tion 509(a) of that Code; or

15 “(II) section 509(a)(3) of that
16 Code and is controlled by an organiza-
17 tion described in section 509(a)(2) of
18 that Code.

19 “(3) *ELIGIBLE LAND*.—The term ‘eligible land’
20 means private or tribal land that is—

21 “(A) in the case of an agricultural land
22 easement, agricultural land, including land on a
23 farm or ranch—

1 “(i) that is subject to a pending offer
2 for purchase of an agricultural land ease-
3 ment from an eligible entity;

4 “(ii) that—

5 “(I) has prime, unique, or other
6 productive soil;

7 “(II) contains historical or ar-
8 chaeological resources; or

9 “(III) the protection of which will
10 further a State or local policy con-
11 sistent with the purposes of the pro-
12 gram; and

13 “(iii) that is—

14 “(I) cropland;

15 “(II) rangeland;

16 “(III) grassland or land that con-
17 tains forbs, or shrubland for which
18 grazing is the predominate use;

19 “(IV) pastureland; or

20 “(V) nonindustrial private forest
21 land that contributes to the economic
22 viability of an offered parcel or serves
23 as a buffer to protect such land from
24 development;

1 “(B) in the case of a wetland easement, a
2 wetland or related area, including—

3 “(i) farmed or converted wetlands, to-
4 gether with adjacent land that is function-
5 ally dependent on that land, if the Sec-
6 retary determines it—

7 “(I) is likely to be successfully re-
8 stored in a cost effective manner; and

9 “(II) will maximize the wildlife
10 benefits and wetland functions and
11 values, as determined by the Secretary
12 in consultation with the Secretary of
13 the Interior at the local level;

14 “(ii) cropland or grassland that was
15 used for agricultural production prior to
16 flooding from the natural overflow of—

17 “(I) a closed basin lake and adja-
18 cent land that is functionally depend-
19 ent upon it, if the State or other entity
20 is willing to provide 50 percent share
21 of the cost of an easement;

22 “(II) a pothole and adjacent land
23 that is functionally dependent on it;

24 “(iii) farmed wetlands and adjoining
25 lands that—

1 “(I) are enrolled in the conserva-
2 tion reserve program;

3 “(II) have the highest wetland
4 functions and values, as determined by
5 the Secretary; and

6 “(III) are likely to return to pro-
7 duction after they leave the conserva-
8 tion reserve program;

9 “(iv) riparian areas that link wetlands
10 that are protected by easements or some
11 other device that achieves the same purpose
12 as an easement; or

13 “(v) other wetlands of an owner that
14 would not otherwise be eligible, if the Sec-
15 retary determines that the inclusion of such
16 wetlands in a wetland easement would sig-
17 nificantly add to the functional value of the
18 easement; or

19 “(C) in the case of either an agricultural
20 land easement or wetland easement, other land
21 that is incidental to land described in subpara-
22 graph (A) or (B), if the Secretary determines
23 that it is necessary for the efficient administra-
24 tion of the easements under this program.

1 “(4) *PROGRAM.*—*The term ‘program’ means the*
2 *agricultural conservation easement program estab-*
3 *lished by this subtitle.*

4 “(5) *WETLAND EASEMENT.*—*The term ‘wetland*
5 *easement’ means a reserved interest in eligible land*
6 *that—*

7 “(A) *is defined and delineated in a deed;*

8 *and*

9 “(B) *stipulates—*

10 “(i) *the rights, title, and interests in*
11 *land conveyed to the Secretary; and*

12 “(ii) *the rights, title, and interests in*
13 *land that are reserved to the landowner.*

14 **“SEC. 1265B. AGRICULTURAL LAND EASEMENTS.**

15 “(a) *AVAILABILITY OF ASSISTANCE.*—*The Secretary*
16 *shall facilitate and provide funding for—*

17 “(1) *the purchase by eligible entities of agricul-*
18 *tural land easements and other interests in eligible*
19 *land; and*

20 “(2) *technical assistance to provide for the con-*
21 *servation of natural resources pursuant to an agricul-*
22 *tural land easement plan.*

23 “(b) *COST-SHARE ASSISTANCE.*—

24 “(1) *IN GENERAL.*—*The Secretary shall protect*
25 *the agricultural use, including grazing, and related*

1 *conservation values of eligible land through cost-share*
2 *assistance to eligible entities for purchasing agricul-*
3 *tural land easements.*

4 “(2) *SCOPE OF ASSISTANCE AVAILABLE.*—

5 “(A) *FEDERAL SHARE.*—*An agreement de-*
6 *scribed in paragraph (4) shall provide for a Fed-*
7 *eral share determined by the Secretary of an*
8 *amount not to exceed 50 percent of the fair mar-*
9 *ket value of the agricultural land easement or*
10 *other interest in land, as determined by the Sec-*
11 *retary using—*

12 “(i) *the Uniform Standards of Profes-*
13 *sional Appraisal Practice;*

14 “(ii) *an area-wide market analysis or*
15 *survey; or*

16 “(iii) *another industry-approved meth-*
17 *od.*

18 “(B) *NON-FEDERAL SHARE.*—

19 “(i) *IN GENERAL.*—*Under the agree-*
20 *ment, the eligible entity shall provide a*
21 *share that is at least equivalent to that pro-*
22 *vided by the Secretary.*

23 “(ii) *SOURCE OF CONTRIBUTION.*—*An*
24 *eligible entity may include as part of its*
25 *share a charitable donation or qualified*

1 *conservation contribution (as defined by*
2 *section 170(h) of the Internal Revenue Code*
3 *of 1986) from the private landowner if the*
4 *eligible entity contributes its own cash re-*
5 *sources in an amount that is at least 50*
6 *percent of the amount contributed by the*
7 *Secretary.*

8 “(C) *EXCEPTION.*—*In the case of grassland*
9 *of special environmental significance, as deter-*
10 *mined by the Secretary, the Secretary may pro-*
11 *vide an amount not to exceed 75 percent of the*
12 *fair market value of the agricultural land ease-*
13 *ment.*

14 “(3) *EVALUATION AND RANKING OF APPLICA-*
15 *TIONS.*—

16 “(A) *CRITERIA.*—*The Secretary shall estab-*
17 *lish evaluation and ranking criteria to maximize*
18 *the benefit of Federal investment under the pro-*
19 *gram.*

20 “(B) *CONSIDERATIONS.*—*In establishing the*
21 *criteria, the Secretary shall emphasize support*
22 *for—*

23 “(i) *protecting agricultural uses and*
24 *related conservation values of the land; and*

1 “(ii) maximizing the protection of
2 areas devoted to agricultural use.

3 “(C) *BIDDING DOWN.*—If the Secretary de-
4 termines that 2 or more applications for cost-
5 share assistance are comparable in achieving the
6 purpose of the program, the Secretary shall not
7 assign a higher priority to any of those applica-
8 tions solely on the basis of lesser cost to the pro-
9 gram.

10 “(4) *AGREEMENTS WITH ELIGIBLE ENTITIES.*—

11 “(A) *IN GENERAL.*—The Secretary shall
12 enter into agreements with eligible entities to
13 stipulate the terms and conditions under which
14 the eligible entity is permitted to use cost-share
15 assistance provided under this section.

16 “(B) *LENGTH OF AGREEMENTS.*—An agree-
17 ment shall be for a term that is—

18 “(i) in the case of an eligible entity
19 certified under the process described in
20 paragraph (5), a minimum of five years;
21 and

22 “(ii) for all other eligible entities, at
23 least three, but not more than five years.

24 “(C) *MINIMUM TERMS AND CONDITIONS.*—

25 An eligible entity shall be authorized to use its

1 *own terms and conditions for agricultural land*
2 *easements so long as the Secretary determines*
3 *such terms and conditions—*

4 “(i) *are consistent with the purposes of*
5 *the program;*

6 “(ii) *permit effective enforcement of the*
7 *conservation purposes of such easements;*

8 “(iii) *include a right of enforcement*
9 *for the Secretary, that may be used only if*
10 *the terms of the easement are not enforced*
11 *by the holder of the easement;*

12 “(iv) *subject the land in which an in-*
13 *terest is purchased to an agricultural land*
14 *easement plan that—*

15 “(I) *describes the activities which*
16 *promote the long-term viability of the*
17 *land to meet the purposes for which the*
18 *easement was acquired;*

19 “(II) *requires the management of*
20 *grasslands according to a grasslands*
21 *management plan; and*

22 “(III) *includes a conservation*
23 *plan, where appropriate, and requires,*
24 *at the option of the Secretary, the con-*

1 *version of highly erodible cropland to*
2 *less intensive uses; and*

3 *“(v) include a limit on the impervious*
4 *surfaces to be allowed that is consistent with*
5 *the agricultural activities to be conducted.*

6 *“(D) SUBSTITUTION OF QUALIFIED*
7 *PROJECTS.—An agreement shall allow, upon mu-*
8 *tual agreement of the parties, substitution of*
9 *qualified projects that are identified at the time*
10 *of the proposed substitution.*

11 *“(E) EFFECT OF VIOLATION.—If a violation*
12 *occurs of a term or condition of an agreement*
13 *under this subsection—*

14 *“(i) the Secretary may terminate the*
15 *agreement; and*

16 *“(ii) the Secretary may require the eli-*
17 *gible entity to refund all or part of any*
18 *payments received by the entity under the*
19 *program, with interest on the payments as*
20 *determined appropriate by the Secretary.*

21 *“(5) CERTIFICATION OF ELIGIBLE ENTITIES.—*

22 *“(A) CERTIFICATION PROCESS.—The Sec-*
23 *retary shall establish a process under which the*
24 *Secretary may—*

1 “(i) directly certify eligible entities
2 that meet established criteria;

3 “(ii) enter into long-term agreements
4 with certified eligible entities; and

5 “(iii) accept proposals for cost-share
6 assistance for the purchase of agricultural
7 land easements throughout the duration of
8 such agreements.

9 “(B) CERTIFICATION CRITERIA.—In order
10 to be certified, an eligible entity shall dem-
11 onstrate to the Secretary that the entity will
12 maintain, at a minimum, for the duration of the
13 agreement—

14 “(i) a plan for administering ease-
15 ments that is consistent with the purpose of
16 this subtitle;

17 “(ii) the capacity and resources to
18 monitor and enforce agricultural land ease-
19 ments; and

20 “(iii) policies and procedures to en-
21 sure—

22 “(I) the long-term integrity of ag-
23 ricultural land easements on eligible
24 land;

1 “(II) *timely completion of acqui-*
2 *sitions of such easements; and*

3 “(III) *timely and complete eval-*
4 *uation and reporting to the Secretary*
5 *on the use of funds provided under the*
6 *program.*

7 “(C) *REVIEW AND REVISION.—*

8 “(i) *REVIEW.—The Secretary shall*
9 *conduct a review of eligible entities certified*
10 *under subparagraph (A) every three years*
11 *to ensure that such entities are meeting the*
12 *criteria established under subparagraph*
13 *(B).*

14 “(ii) *REVOCATION.—If the Secretary*
15 *finds that the certified eligible entity no*
16 *longer meets the criteria established under*
17 *subparagraph (B), the Secretary may—*

18 “(I) *allow the certified eligible en-*
19 *tity a specified period of time, at a*
20 *minimum 180 days, in which to take*
21 *such actions as may be necessary to*
22 *meet the criteria; and*

23 “(II) *revoke the certification of the*
24 *eligible entity, if after the specified pe-*

1 *riod of time, the certified eligible entity*
2 *does not meet such criteria.*

3 “(c) *METHOD OF ENROLLMENT.—The Secretary shall*
4 *enroll eligible land under this section through the use of—*

5 “(1) *permanent easements; or*

6 “(2) *easements for the maximum duration al-*
7 *lowed under applicable State laws.*

8 “(d) *TECHNICAL ASSISTANCE.—The Secretary may*
9 *provide technical assistance, if requested, to assist in—*

10 “(1) *compliance with the terms and conditions of*
11 *easements; and*

12 “(2) *implementation of an agricultural land*
13 *easement plan.*

14 **“SEC. 1265C. WETLAND EASEMENTS.**

15 “(a) *AVAILABILITY OF ASSISTANCE.—The Secretary*
16 *shall provide assistance to owners of eligible land to restore,*
17 *protect, and enhance wetlands through—*

18 “(1) *wetland easements and related wetland ease-*
19 *ment plans; and*

20 “(2) *technical assistance.*

21 “(b) *EASEMENTS.—*

22 “(1) *METHOD OF ENROLLMENT.—The Secretary*
23 *shall enroll eligible land under this section through*
24 *the use of—*

25 “(A) *30-year easements;*

1 “(B) permanent easements;

2 “(C) easements for the maximum duration
3 allowed under applicable State laws; or

4 “(D) as an option for Indian tribes only,
5 30-year contracts (which shall be considered to be
6 30-year easements for the purposes of this sub-
7 title).

8 “(2) LIMITATIONS.—

9 “(A) INELIGIBLE LAND.—The Secretary
10 may not acquire easements on—

11 “(i) land established to trees under the
12 conservation reserve program, except in
13 cases where the Secretary determines it
14 would further the purposes of the program;
15 and

16 “(ii) farmed wetlands or converted wet-
17 lands where the conversion was not com-
18 menced prior to December 23, 1985.

19 “(B) CHANGES IN OWNERSHIP.—No wet-
20 land easement shall be created on land that has
21 changed ownership during the preceding 24-
22 month period unless—

23 “(i) the new ownership was acquired
24 by will or succession as a result of the death
25 of the previous owner;

1 “(ii)(I) *the ownership change occurred*
2 *because of foreclosure on the land; and*

3 “(II) *immediately before the fore-*
4 *closure, the owner of the land exercises a*
5 *right of redemption from the mortgage hold-*
6 *er in accordance with State law; or*

7 “(iii) *the Secretary determines that the*
8 *land was acquired under circumstances that*
9 *give adequate assurances that such land was*
10 *not acquired for the purposes of placing it*
11 *in the program.*

12 “(3) *EVALUATION AND RANKING OF OFFERS.—*

13 “(A) *CRITERIA.—The Secretary shall estab-*
14 *lish evaluation and ranking criteria to maximize*
15 *the benefit of Federal investment under the pro-*
16 *gram.*

17 “(B) *CONSIDERATIONS.—When evaluating*
18 *offers from landowners, the Secretary may con-*
19 *sider—*

20 “(i) *the conservation benefits of obtain-*
21 *ing a wetland easement, including the po-*
22 *tential environmental benefits if the land*
23 *was removed from agricultural production;*

1 “(ii) the cost-effectiveness of each wet-
2 land easement, so as to maximize the envi-
3 ronmental benefits per dollar expended;

4 “(iii) whether the landowner or an-
5 other person is offering to contribute finan-
6 cially to the cost of the wetland easement to
7 leverage Federal funds; and

8 “(iv) such other factors as the Sec-
9 retary determines are necessary to carry out
10 the purposes of the program.

11 “(C) PRIORITY.—The Secretary shall place
12 priority on acquiring wetland easements based
13 on the value of the wetland easement for pro-
14 tecting and enhancing habitat for migratory
15 birds and other wildlife.

16 “(4) AGREEMENT.—To be eligible to place eligi-
17 ble land into the program through a wetland ease-
18 ment, the owner of such land shall enter into an
19 agreement with the Secretary to—

20 “(A) grant an easement on such land to the
21 Secretary;

22 “(B) authorize the implementation of a wet-
23 land easement plan developed for the eligible
24 land under subsection (f);

1 “(C) create and record an appropriate deed
2 restriction in accordance with applicable State
3 law to reflect the easement agreed to;

4 “(D) provide a written statement of consent
5 to such easement signed by those holding a secu-
6 rity interest in the land;

7 “(E) comply with the terms and conditions
8 of the easement and any related agreements; and

9 “(F) permanently retire any existing base
10 history for the land on which the easement has
11 been obtained.

12 “(5) TERMS AND CONDITIONS OF EASEMENT.—

13 “(A) IN GENERAL.—A wetland easement
14 shall include terms and conditions that—

15 “(i) permit—

16 “(I) repairs, improvements, and
17 inspections on the land that are nec-
18 essary to maintain existing public
19 drainage systems; and

20 “(II) owners to control public ac-
21 cess on the easement areas while iden-
22 tifying access routes to be used for res-
23 toration activities and management
24 and easement monitoring;

25 “(ii) prohibit—

1 “(I) *the alteration of wildlife*
2 *habitat and other natural features of*
3 *such land, unless specifically author-*
4 *ized by the Secretary;*

5 “(II) *the spraying of such land*
6 *with chemicals or the mowing of such*
7 *land, except where such spraying or*
8 *mowing is authorized by the Secretary*
9 *or is necessary—*

10 “(aa) *to comply with Federal*
11 *or State noxious weed control*
12 *laws;*

13 “(bb) *to comply with a Fed-*
14 *eral or State emergency pest treat-*
15 *ment program; or*

16 “(cc) *to meet habitat needs of*
17 *specific wildlife species;*

18 “(III) *any activities to be carried*
19 *out on the owner’s or successor’s land*
20 *that is immediately adjacent to, and*
21 *functionally related to, the land that is*
22 *subject to the easement if such activi-*
23 *ties will alter, degrade, or otherwise di-*
24 *minish the functional value of the eli-*
25 *gible land; and*

1 “(IV) the adoption of any other
2 practice that would tend to defeat the
3 purposes of the program, as determined
4 by the Secretary;

5 “(iii) provide for the efficient and ef-
6 fective establishment of wildlife functions
7 and values; and

8 “(iv) include such additional provi-
9 sions as the Secretary determines are desir-
10 able to carry out the program or facilitate
11 the practical administration thereof.

12 “(B) VIOLATION.—On the violation of the
13 terms or conditions of a wetland easement, the
14 wetland easement shall remain in force and the
15 Secretary may require the owner to refund all or
16 part of any payments received by the owner
17 under the program, together with interest thereon
18 as determined appropriate by the Secretary.

19 “(C) COMPATIBLE USES.—Land subject to a
20 wetland easement may be used for compatible
21 economic uses, including such activities as hunt-
22 ing and fishing, managed timber harvest, or
23 periodic haying or grazing, if such use is specifi-
24 cally permitted by the wetland easement plan de-
25 veloped for the land under subsection (f) and is

1 *consistent with the long-term protection and en-*
2 *hancement of the wetland resources for which the*
3 *easement was established.*

4 “(D) *RESERVATION OF GRAZING RIGHTS.—*
5 *The Secretary may include in the terms and con-*
6 *ditions of a wetland easement a provision under*
7 *which the owner reserves grazing rights if—*

8 “(i) *the Secretary determines that the*
9 *reservation and use of the grazing rights—*

10 “(I) *is compatible with the land*
11 *subject to the easement;*

12 “(II) *is consistent with the histor-*
13 *ical natural uses of the land and the*
14 *long-term protection and enhancement*
15 *goals for which the easement was estab-*
16 *lished; and*

17 “(III) *complies with the wetland*
18 *easement plan developed for the land*
19 *under subsection (f); and*

20 “(ii) *the agreement provides for a com-*
21 *mensurate reduction in the easement pay-*
22 *ment to account for the grazing value, as*
23 *determined by the Secretary.*

24 “(6) *COMPENSATION.—*

25 “(A) *DETERMINATION.—*

1 “(i) *PERMANENT EASEMENTS.*—*The*
2 *Secretary shall pay as compensation for a*
3 *permanent wetland easement acquired*
4 *under the program an amount necessary to*
5 *encourage enrollment in the program, based*
6 *on the lowest of—*

7 “(I) *the fair market value of the*
8 *land, as determined by the Secretary,*
9 *using the Uniform Standards of Pro-*
10 *fessional Appraisal Practice or an*
11 *area-wide market analysis or survey;*

12 “(II) *the amount corresponding to*
13 *a geographical cap, as determined by*
14 *the Secretary in regulations; or*

15 “(III) *the offer made by the land-*
16 *owner.*

17 “(ii) *30-YEAR EASEMENTS.*—*Com-*
18 *penetration for a 30-year wetland easement*
19 *shall be not less than 50 percent, but not*
20 *more than 75 percent, of the compensation*
21 *that would be paid for a permanent wet-*
22 *land easement.*

23 “(B) *FORM OF PAYMENT.*—*Compensation*
24 *for a wetland easement shall be provided by the*

1 *Secretary in the form of a cash payment, in an*
2 *amount determined under subparagraph (A).*

3 “(C) *PAYMENT SCHEDULE.*—

4 “(i) *EASEMENTS VALUED AT \$500,000*
5 *OR LESS.*—*For wetland easements valued at*
6 *\$500,000 or less, the Secretary may provide*
7 *easement payments in not more than 10 an-*
8 *nual payments.*

9 “(ii) *EASEMENTS VALUED AT MORE*
10 *THAN \$500,000.*—*For wetland easements val-*
11 *ued at more than \$500,000, the Secretary*
12 *may provide easement payments in at least*
13 *5, but not more than 10 annual payments,*
14 *except that, if the Secretary determines it*
15 *would further the purposes of the program,*
16 *the Secretary may make a lump sum pay-*
17 *ment for such an easement.*

18 “(c) *EASEMENT RESTORATION.*—

19 “(1) *IN GENERAL.*—*The Secretary shall provide*
20 *financial assistance to owners of eligible land to carry*
21 *out the establishment of conservation measures and*
22 *practices and protect wetland functions and values,*
23 *including necessary maintenance activities, as set*
24 *forth in a wetland easement plan developed for the el-*
25 *igible land under subsection (f).*

1 “(2) *PAYMENTS.*—*The Secretary shall—*

2 “(A) *in the case of a permanent wetland*
3 *easement, pay an amount that is not less than*
4 *75 percent, but not more than 100 percent, of the*
5 *eligible costs, as determined by the Secretary;*
6 *and*

7 “(B) *in the case of a 30-year wetland ease-*
8 *ment, pay an amount that is not less than 50*
9 *percent, but not more than 75 percent, of the eli-*
10 *gible costs, as determined by the Secretary.*

11 “(d) *TECHNICAL ASSISTANCE.*—

12 “(1) *IN GENERAL.*—*The Secretary shall assist*
13 *owners in complying with the terms and conditions*
14 *of wetland easements.*

15 “(2) *CONTRACTS OR AGREEMENTS.*—*The Sec-*
16 *retary may enter into 1 or more contracts with pri-*
17 *vate entities or agreements with a State, non-govern-*
18 *mental organization, or Indian tribe to carry out nec-*
19 *essary restoration, enhancement, or maintenance of a*
20 *wetland easement if the Secretary determines that the*
21 *contract or agreement will advance the purposes of*
22 *the program.*

23 “(e) *WETLAND ENHANCEMENT OPTION.*—*The Sec-*
24 *retary may enter into 1 or more agreements with a State*
25 *(including a political subdivision or agency of a State),*

1 *nongovernmental organization, or Indian tribe to carry out*
2 *a special wetland enhancement option that the Secretary*
3 *determines would advance the purposes of program.*

4 “(f) *ADMINISTRATION.*—

5 “(1) *WETLAND EASEMENT PLAN.*—*The Secretary*
6 *shall develop a wetland easement plan for eligible*
7 *lands subject to a wetland easement, which shall in-*
8 *clude practices and activities necessary to restore,*
9 *protect, enhance, and maintain the enrolled lands.*

10 “(2) *DELEGATION OF EASEMENT ADMINISTRA-*
11 *TION.*—*The Secretary may delegate—*

12 “(A) *any of the easement management,*
13 *monitoring, and enforcement responsibilities of*
14 *the Secretary to other Federal or State agencies*
15 *that have the appropriate authority, expertise,*
16 *and resources necessary to carry out such dele-*
17 *gated responsibilities; and*

18 “(B) *any of the easement management re-*
19 *sponsibilities of the Secretary to other conserva-*
20 *tion organizations if the Secretary determines*
21 *the organization has the appropriate expertise*
22 *and resources.*

23 “(3) *PAYMENTS.*—

1 “(A) *TIMING OF PAYMENTS.*—*The Secretary*
2 *shall provide payment for obligations incurred*
3 *by the Secretary under this section—*

4 “(i) *with respect to any easement res-*
5 *toration obligation under subsection (c), as*
6 *soon as possible after the obligation is in-*
7 *curred; and*

8 “(ii) *with respect to any annual ease-*
9 *ment payment obligation incurred by the*
10 *Secretary, as soon as possible after October*
11 *1 of each calendar year.*

12 “(B) *PAYMENTS TO OTHERS.*—*If an owner*
13 *who is entitled to a payment under this section*
14 *dies, becomes incompetent, is otherwise unable to*
15 *receive such payment, or is succeeded by another*
16 *person or entity who renders or completes the re-*
17 *quired performance, the Secretary shall make*
18 *such payment, in accordance with regulations*
19 *prescribed by the Secretary and without regard*
20 *to any other provision of law, in such manner*
21 *as the Secretary determines is fair and reason-*
22 *able in light of all of the circumstances.*

1 **“SEC. 1265D. ADMINISTRATION.**

2 “(a) *INELIGIBLE LAND.*—*The Secretary may not use*
3 *program funds for the purposes of acquiring an easement*
4 *on—*

5 “(1) *lands owned by an agency of the United*
6 *States, other than land held in trust for Indian tribes;*

7 “(2) *lands owned in fee title by a State, includ-*
8 *ing an agency or a subdivision of a State, or a unit*
9 *of local government;*

10 “(3) *land subject to an easement or deed restric-*
11 *tion which, as determined by the Secretary, provides*
12 *similar protection as would be provided by enrollment*
13 *in the program; or*

14 “(4) *lands where the purposes of the program*
15 *would be undermined due to on-site or off-site condi-*
16 *tions, such as risk of hazardous substances, proposed*
17 *or existing rights of way, infrastructure development,*
18 *or adjacent land uses.*

19 “(b) *PRIORITY.*—*In evaluating applications under the*
20 *program, the Secretary may give priority to land that is*
21 *currently enrolled in the conservation reserve program in*
22 *a contract that is set to expire within 1 year and—*

23 “(1) *in the case of an agricultural land ease-*
24 *ment, is grassland that would benefit from protection*
25 *under a long-term easement; and*

1 “(2) *in the case of a wetland easement, is a wet-*
2 *land or related area with the highest functions and*
3 *value and is likely to return to production after the*
4 *land leaves the conservation reserve program.*

5 “(c) *SUBORDINATION, EXCHANGE, MODIFICATION, AND*
6 *TERMINATION.—*

7 “(1) *IN GENERAL.—The Secretary may subordi-*
8 *nate, exchange, modify, or terminate any interest in*
9 *land, or portion of such interest, administered by the*
10 *Secretary, either directly or on behalf of the Com-*
11 *modity Credit Corporation under the program if the*
12 *Secretary determines that—*

13 “(A) *it is in the Federal Government’s in-*
14 *terest to subordinate, exchange, modify, or termi-*
15 *nate the interest in land;*

16 “(B) *the subordination, exchange, modifica-*
17 *tion, or termination action—*

18 “(i) *will address a compelling public*
19 *need for which there is no practicable alter-*
20 *native; or*

21 “(ii) *such action will further the prac-*
22 *tical administration of the program; and*

23 “(C) *the subordination, exchange, modifica-*
24 *tion, or termination action will result in com-*

1 *parable conservation value and equivalent or*
2 *greater economic value to the United States.*

3 “(2) *CONSULTATION.*—*The Secretary shall work*
4 *with the owner, and eligible entity if applicable, to*
5 *address any subordination, exchange, modification, or*
6 *termination of the interest, or portion of such interest,*
7 *in land.*

8 “(3) *NOTICE.*—*At least 90 days before taking*
9 *any termination action described in paragraph (1),*
10 *the Secretary shall provide written notice of such ac-*
11 *tion to the Committee on Agriculture of the House of*
12 *Representatives and the Committee on Agriculture,*
13 *Nutrition, and Forestry of the Senate.*

14 “(d) *LAND ENROLLED IN CONSERVATION RESERVE*
15 *PROGRAM.*—*The Secretary may terminate or modify a con-*
16 *tract entered into under section 1231(a) if eligible land that*
17 *is subject to such contract is transferred into the program.*

18 “(e) *ALLOCATION OF FUNDS FOR AGRICULTURAL*
19 *LAND EASEMENTS.*—*Of the funds made available under*
20 *section 1241 to carry out the program for a fiscal year,*
21 *the Secretary shall, to the extent practicable, use for agricul-*
22 *tural land easements—*

23 “(1) *no less than 40 percent in each of fiscal*
24 *years 2014 through 2017; and*

1 “(2) no less than 50 percent in fiscal year
2 2018.”.

3 (b) *COMPLIANCE WITH CERTAIN REQUIREMENTS.*—

4 *Before an eligible entity or owner of eligible land may re-*
5 *ceive assistance under subtitle H of title XII of the Food*
6 *Security Act of 1985, the eligible entity or person shall*
7 *agree, during the crop year for which the assistance is pro-*
8 *vided and in exchange for the assistance—*

9 (1) *to comply with applicable conservation re-*
10 *quirements under subtitle B of title XII of that Act*
11 *(16 U.S.C. 3811 et seq.); and*

12 (2) *to comply with applicable wetland protection*
13 *requirements under subtitle C of title XII of that Act*
14 *(16 U.S.C. 3821 et seq.).*

15 (c) *CROSS REFERENCE; CALCULATION.*—*Section 1244*
16 *of the Food Security Act of 1985 (16 U.S.C. 3844) is*
17 *amended—*

18 (1) *in subsection (c)—*

19 (A) *in paragraph (1)—*

20 (i) *by inserting “and” at the end of*
21 *subparagraph (A);*

22 (ii) *by striking “and” at the end of*
23 *subparagraph (B); and*

24 (iii) *by striking subparagraph (C);*

1 (B) by redesignating paragraph (2) as
2 paragraph (3); and

3 (C) by inserting after paragraph (1) the fol-
4 lowing new paragraph:

5 “(2) the agricultural conservation easement pro-
6 gram established under subtitle H; and”; and

7 (2) in subsection (f)—

8 (A) in paragraph (1)—

9 (i) in subparagraph (A), by striking
10 “programs administered under subchapters
11 B and C of chapter 1 of subtitle D” and in-
12 serting “conservation reserve program estab-
13 lished under subchapter B of chapter 1 of
14 subtitle D and wetland easements under sec-
15 tion 1265C”; and

16 (ii) in subparagraph (B), by striking
17 “an easement acquired under subchapter C
18 of chapter 1 of subtitle D” and inserting “a
19 wetland easement under section 1265C”;
20 and

21 (B) by adding at the end the following new
22 paragraph:

23 “(5) CALCULATION.—In calculating the percent-
24 ages described in paragraph (1), the Secretary shall
25 include any acreage that was included in calculations

1 of percentages made under such paragraph, as in ef-
 2 fect on September 30, 2013, and that remains enrolled
 3 when the calculation is made after that date under
 4 paragraph (1).”.

5 (d) *EFFECTIVE DATE.*—The amendments made by this
 6 section shall take effect on October 1, 2013.

7 ***Subtitle E—Regional Conservation***
 8 ***Partnership Program***

9 ***SEC. 2401. REGIONAL CONSERVATION PARTNERSHIP PRO-***
 10 ***GRAM.***

11 (a) *IN GENERAL.*—Title XII of the Food Security Act
 12 of 1985 is amended by inserting after subtitle H, as added
 13 by section 2301, the following new subtitle:

14 ***“Subtitle I—Regional Conservation***
 15 ***Partnership Program***

16 ***“SEC. 1271. ESTABLISHMENT AND PURPOSES.***

17 “(a) *ESTABLISHMENT.*—The Secretary shall establish
 18 a regional conservation partnership program to implement
 19 eligible activities on eligible land through—

20 “(1) partnership agreements with eligible part-
 21 ners; and

22 “(2) contracts with producers.

23 “(b) *PURPOSES.*—The purposes of the program are as
 24 follows:

1 “(1) To use covered programs to accomplish pur-
2 poses and functions similar to those of the following
3 programs, as in effect on September 30, 2013:

4 “(A) The agricultural water enhancement
5 program established under section 1240I.

6 “(B) The Chesapeake Bay watershed pro-
7 gram established under section 1240Q.

8 “(C) The cooperative conservation partner-
9 ship initiative established under section 1243.

10 “(D) The Great Lakes basin program for
11 soil erosion and sediment control established
12 under section 1240P.

13 “(2) To further the conservation, restoration, and
14 sustainable use of soil, water, wildlife, and related
15 natural resources on eligible land on a regional or
16 watershed scale.

17 “(3) To encourage eligible partners to cooperate
18 with producers in—

19 “(A) meeting or avoiding the need for na-
20 tional, State, and local natural resource regu-
21 latory requirements related to production on eli-
22 gible land; and

23 “(B) implementing projects that will result
24 in the carrying out of eligible activities that af-
25 fect multiple agricultural or nonindustrial pri-

1 *vate forest operations on a local, regional, State,*
2 *or multi-State basis.*

3 **“SEC. 1271A. DEFINITIONS.**

4 *“In this subtitle:*

5 *“(1) COVERED PROGRAM.—The term ‘covered*
6 *program’ means the following:*

7 *“(A) The agricultural conservation ease-*
8 *ment program.*

9 *“(B) The environmental quality incentives*
10 *program.*

11 *“(C) The conservation stewardship pro-*
12 *gram.*

13 *“(2) ELIGIBLE ACTIVITY.—The term ‘eligible ac-*
14 *tivity’ means any of the following conservation activi-*
15 *ties:*

16 *“(A) Water quality or quantity conserva-*
17 *tion, restoration, or enhancement projects relat-*
18 *ing to surface water and groundwater resources,*
19 *including—*

20 *“(i) the conversion of irrigated crop-*
21 *land to the production of less water-inten-*
22 *sive agricultural commodities or dryland*
23 *farming; or*

24 *“(ii) irrigation system improvement*
25 *and irrigation efficiency enhancement.*

1 “(B) Drought mitigation.

2 “(C) Flood prevention.

3 “(D) Water retention.

4 “(E) Air quality improvement.

5 “(F) Habitat conservation, restoration, and
6 enhancement.

7 “(G) Erosion control and sediment reduc-
8 tion.

9 “(H) Other related activities that the Sec-
10 retary determines will help achieve conservation
11 benefits.

12 “(3) ELIGIBLE LAND.—The term ‘eligible land’
13 means land on which agricultural commodities, live-
14 stock, or forest-related products are produced, includ-
15 ing—

16 “(A) cropland;

17 “(B) grassland;

18 “(C) rangeland;

19 “(D) pastureland;

20 “(E) nonindustrial private forest land; and

21 “(F) other land incidental to agricultural
22 production (including wetlands and riparian
23 buffers) on which significant natural resource
24 issues could be addressed under the program.

1 “(4) *ELIGIBLE PARTNER.*—*The term ‘eligible*
2 *partner’ means any of the following:*

3 “(A) *An agricultural or silvicultural pro-*
4 *ducer association or other group of producers.*

5 “(B) *A State or unit of local government.*

6 “(C) *An Indian tribe.*

7 “(D) *A farmer cooperative.*

8 “(E) *A water district, irrigation district,*
9 *rural water district or association, or other orga-*
10 *nization with specific water delivery authority to*
11 *producers on agricultural land.*

12 “(F) *An institution of higher education.*

13 “(G) *An organization or entity with an es-*
14 *tablished history of working cooperatively with*
15 *producers on agricultural land, as determined by*
16 *the Secretary, to address—*

17 “(i) *local conservation priorities re-*
18 *lated to agricultural production, wildlife*
19 *habitat development, or nonindustrial pri-*
20 *vate forest land management; or*

21 “(ii) *critical watershed-scale soil ero-*
22 *sion, water quality, sediment reduction, or*
23 *other natural resource issues.*

24 “(5) *PARTNERSHIP AGREEMENT.*—*The term*
25 *‘partnership agreement’ means an agreement entered*

1 *into under section 1271B between the Secretary and*
2 *an eligible partner.*

3 “(6) *PROGRAM.*—*The term ‘program’ means the*
4 *regional conservation partnership program established*
5 *by this subtitle.*

6 **“SEC. 1271B. REGIONAL CONSERVATION PARTNERSHIPS.**

7 “(a) *PARTNERSHIP AGREEMENTS AUTHORIZED.*—*The*
8 *Secretary may enter into a partnership agreement with an*
9 *eligible partner to implement a project that will assist pro-*
10 *ducers with installing and maintaining an eligible activity*
11 *on eligible land.*

12 “(b) *LENGTH.*—*A partnership agreement shall be for*
13 *a period not to exceed 5 years, except that the Secretary*
14 *may extend the agreement one time for up to 12 months*
15 *when an extension is necessary to meet the objectives of the*
16 *program.*

17 “(c) *DUTIES OF PARTNERS.*—

18 “(1) *IN GENERAL.*—*Under a partnership agree-*
19 *ment, the eligible partner shall—*

20 “(A) *define the scope of a project, includ-*
21 *ing—*

22 “(i) *the eligible activities to be imple-*
23 *mented;*

1 “(ii) the potential agricultural or non-
2 industrial private forest land operations af-
3 fected;

4 “(iii) the local, State, multi-State, or
5 other geographic area covered; and

6 “(iv) the planning, outreach, imple-
7 mentation, and assessment to be conducted;

8 “(B) conduct outreach to producers for po-
9 tential participation in the project;

10 “(C) at the request of a producer, act on be-
11 half of a producer participating in the project in
12 applying for assistance under section 1271C;

13 “(D) leverage financial or technical assist-
14 ance provided by the Secretary with additional
15 funds to help achieve the project objectives;

16 “(E) conduct an assessment of the project’s
17 effects; and

18 “(F) at the conclusion of the project, report
19 to the Secretary on its results and funds lever-
20 aged.

21 “(2) CONTRIBUTION.—An eligible partner shall
22 provide a significant portion of the overall costs of the
23 scope of the project that is the subject of the agreement
24 entered into under subsection (a), as determined by
25 the Secretary.

1 “(d) *APPLICATIONS.*—

2 “(1) *COMPETITIVE PROCESS.*—*The Secretary*
3 *shall conduct a competitive process to select applica-*
4 *tions for partnership agreements and may assess and*
5 *rank applications with similar conservation purposes*
6 *as a group.*

7 “(2) *CRITERIA USED.*—*In carrying out the proc-*
8 *ess described in paragraph (1), the Secretary shall*
9 *make public the criteria used in evaluating applica-*
10 *tions.*

11 “(3) *CONTENT.*—*An application to the Secretary*
12 *shall include a description of—*

13 “(A) *the scope of the project, as described in*
14 *subsection (c)(1)(A);*

15 “(B) *the plan for monitoring, evaluating,*
16 *and reporting on progress made towards achiev-*
17 *ing the project’s objectives;*

18 “(C) *the program resources requested for the*
19 *project, including the covered programs to be*
20 *used and estimated funding needed from the Sec-*
21 *retary;*

22 “(D) *eligible partners collaborating to*
23 *achieve project objectives, including their roles,*
24 *responsibilities, capabilities, and financial con-*
25 *tribution; and*

1 “(E) any other elements the Secretary con-
2 siders necessary to adequately evaluate and com-
3 petitively select applications for funding under
4 the program.

5 “(4) PRIORITY TO CERTAIN APPLICATIONS.—The
6 Secretary may give a higher priority to applications
7 that—

8 “(A) assist producers in meeting or avoid-
9 ing the need for a natural resource regulatory re-
10 quirement;

11 “(B) have a high percentage of eligible pro-
12 ducers in the area to be covered by the agree-
13 ment;

14 “(C) significantly leverage non-Federal fi-
15 nancial and technical resources and coordinate
16 with other local, State, or national efforts;

17 “(D) deliver high percentages of applied
18 conservation to address conservation priorities or
19 regional, State, or national conservation initia-
20 tives;

21 “(E) provide innovation in conservation
22 methods and delivery, including outcome-based
23 performance measures and methods; or

1 “(F) meet other factors that are important
2 for achieving the purposes of the program, as de-
3 termined by the Secretary.

4 **“SEC. 1271C. ASSISTANCE TO PRODUCERS.**

5 “(a) *IN GENERAL.*—The Secretary shall enter into con-
6 tracts with producers to provide financial and technical as-
7 sistance to—

8 “(1) producers participating in a project with
9 an eligible partner, as described in section 1271B; or

10 “(2) producers that fit within the scope of a
11 project described in section 1271B or a critical con-
12 servation area designated under section 1271F, but
13 who are seeking to implement an eligible activity on
14 eligible land independent of a partner.

15 “(b) *TERMS AND CONDITIONS.*—

16 “(1) *CONSISTENCY WITH PROGRAM RULES.*—*Ex-*
17 *cept as provided in paragraph (2), the Secretary shall*
18 *ensure that the terms and conditions of a contract*
19 *under this section are consistent with the applicable*
20 *rules of the covered programs to be used as part of the*
21 *project, as described in the application under section*
22 *1271B(d)(3)(C).*

23 “(2) *ADJUSTMENTS.*—*Except with respect to*
24 *statutory program requirements governing appeals,*
25 *payment limitations, and conservation compliance,*

1 *the Secretary may adjust the discretionary program*
2 *rules of a covered program—*

3 *“(A) to provide a simplified application*
4 *and evaluation process; and*

5 *“(B) to better reflect unique local cir-*
6 *cumstances and purposes if the Secretary deter-*
7 *mines such adjustments are necessary to achieve*
8 *the purposes of the program.*

9 *“(c) PAYMENTS.—*

10 *“(1) IN GENERAL.—In accordance with statutory*
11 *requirements of the covered programs involved, the*
12 *Secretary may make payments to a producer in an*
13 *amount determined by the Secretary to be necessary*
14 *to achieve the purposes of the program.*

15 *“(2) PAYMENTS TO PRODUCERS IN STATES WITH*
16 *WATER QUANTITY CONCERNS.—The Secretary may*
17 *provide payments to producers participating in a*
18 *project that addresses water quantity concerns for a*
19 *period of five years in an amount sufficient to en-*
20 *courage conversion from irrigated farming to dryland*
21 *farming.*

22 *“(3) WAIVER AUTHORITY.—To assist in the im-*
23 *plementation of the program, the Secretary may*
24 *waive the applicability of the limitation in section*
25 *1001D(b)(2) of this Act for participating producers if*

1 *the Secretary determines that the waiver is necessary*
2 *to fulfill the objectives of the program.*

3 **“SEC. 1271D. FUNDING.**

4 *“(a) AVAILABILITY OF FUNDS.—The Secretary shall*
5 *use \$100,000,000 of the funds of the Commodity Credit Cor-*
6 *poration for each of fiscal years 2014 through 2018 to carry*
7 *out the program.*

8 *“(b) DURATION OF AVAILABILITY.—Funds made*
9 *available under subsection (a) shall remain available until*
10 *expended.*

11 *“(c) ADDITIONAL FUNDING AND ACRES.—*

12 *“(1) IN GENERAL.—In addition to the funds*
13 *made available under subsection (a), the Secretary*
14 *shall reserve 6 percent of the funds and acres made*
15 *available for a covered program for each of fiscal*
16 *years 2014 through 2018 in order to ensure addi-*
17 *tional resources are available to carry out this pro-*
18 *gram.*

19 *“(2) UNUSED FUNDS AND ACRES.—Any funds or*
20 *acres reserved under paragraph (1) for a fiscal year*
21 *from a covered program that are not obligated under*
22 *this program by April 1 of that fiscal year shall be*
23 *returned for use under the covered program.*

1 “(d) *ALLOCATION OF FUNDING.*—Of the funds and
2 acres made available for the program under subsections (a)
3 and (c), the Secretary shall allocate—

4 “(1) 25 percent of the funds and acres to projects
5 based on a State competitive process administered by
6 the State Conservationist, with the advice of the State
7 technical committee established under subtitle G;

8 “(2) 50 percent of the funds and acres to projects
9 based on a national competitive process to be estab-
10 lished by the Secretary; and

11 “(3) 25 percent of the funds and acres to projects
12 for the critical conservation areas designated under
13 section 1271F.

14 “(e) *LIMITATION ON ADMINISTRATIVE EXPENSES.*—
15 None of the funds made available under the program may
16 be used to pay for the administrative expenses of eligible
17 partners.

18 **“SEC. 1271E. ADMINISTRATION.**

19 “(a) *DISCLOSURE.*—In addition to the criteria used
20 in evaluating applications as described in section
21 1271B(d)(2), the Secretary shall make publicly available
22 information on projects selected through the competitive
23 process described in section 1271B(d)(1).

24 “(b) *REPORTING.*—Not later than December 31, 2014,
25 and every two years thereafter, the Secretary shall submit

1 *to the Committee on Agriculture of the House of Representa-*
2 *tives and the Committee on Agriculture, Nutrition, and*
3 *Forestry of the Senate a report on the status of projects*
4 *funded under the program, including—*

5 “(1) *the number and types of eligible partners*
6 *and producers participating in the partnership agree-*
7 *ments selected;*

8 “(2) *the number of producers receiving assist-*
9 *ance; and*

10 “(3) *total funding committed to projects, includ-*
11 *ing from Federal and non-Federal resources.*

12 **“SEC. 1271F. CRITICAL CONSERVATION AREAS.**

13 “(a) *IN GENERAL.—In administering funds under sec-*
14 *tion 1271D(d)(3), the Secretary shall select applications for*
15 *partnership agreements and producer contracts within crit-*
16 *ical conservation areas designated under this section.*

17 “(b) *CRITICAL CONSERVATION AREA DESIGNA-*
18 *TIONS.—*

19 “(1) *PRIORITY.—In designating critical con-*
20 *servation areas under this section, the Secretary shall*
21 *give priority to geographical areas based on the de-*
22 *gree to which the geographical area—*

23 “(A) *includes multiple States with signifi-*
24 *cant agricultural production;*

1 “(B) is covered by an existing regional,
2 State, binational, or multistate agreement or
3 plan that has established objectives, goals, and
4 work plans and is adopted by a Federal, State,
5 or regional authority;

6 “(C) would benefit from water quality im-
7 provement, including through reducing erosion,
8 promoting sediment control, and addressing nu-
9 trient management activities affecting large bod-
10 ies of water of regional, national, or inter-
11 national significance;

12 “(D) would benefit from water quantity im-
13 provement, including improvement relating to—

14 “(i) groundwater, surface water, aqi-
15 fer, or other water sources; or

16 “(ii) a need to promote water retention
17 and flood prevention; or

18 “(E) contains producers that need assist-
19 ance in meeting or avoiding the need for a nat-
20 ural resource regulatory requirement that could
21 have a negative economic impact on agricultural
22 operations within the area.

23 “(2) LIMITATION.—The Secretary may not des-
24 ignate more than 8 geographical areas as critical con-
25 servation areas under this section.

1 “(c) *ADMINISTRATION.*—

2 “(1) *IN GENERAL.*—*Except as provided in para-*
3 *graph (2), the Secretary shall administer any part-*
4 *nership agreement or producer contract under this*
5 *section in a manner that is consistent with the terms*
6 *of the program.*

7 “(2) *RELATIONSHIP TO EXISTING ACTIVITY.*—
8 *The Secretary shall, to the maximum extent prac-*
9 *ticable, ensure that eligible activities carried out in*
10 *critical conservation areas designated under this sec-*
11 *tion complement and are consistent with other Fed-*
12 *eral and State programs and water quality and*
13 *quantity strategies.*

14 “(3) *ADDITIONAL AUTHORITY.*—*For a critical*
15 *conservation area described in subsection (b)(1)(D),*
16 *the Secretary may use authorities under the Water-*
17 *shed Protection and Flood Prevention Act (16 U.S.C.*
18 *1001 et seq.), other than section 14 of such Act (16*
19 *U.S.C. 1012), to carry out projects for the purposes*
20 *of this section.”.*

21 “(b) *EFFECTIVE DATE.*—*The amendment made by this*
22 *section shall take effect on October 1, 2013.*

1 ***Subtitle F—Other Conservation***
2 ***Programs***

3 **SEC. 2501. CONSERVATION OF PRIVATE GRAZING LAND.**

4 *Section 1240M(e) of the Food Security Act of 1985 (16*
5 *U.S.C. 3839bb(e)) is amended by striking “2012” and in-*
6 *serting “2018”.*

7 **SEC. 2502. GRASSROOTS SOURCE WATER PROTECTION PRO-**
8 **GRAM.**

9 *Section 1240O(b) of the Food Security Act of 1985 (16*
10 *U.S.C. 3839bb–2) is amended to read as follows:*

11 “(b) *FUNDING.—*

12 “(1) *AUTHORIZATION OF APPROPRIATIONS.—*

13 *There is authorized to be appropriated to carry out*
14 *this section \$20,000,000 for each of fiscal years 2008*
15 *through 2018.*

16 “(2) *AVAILABILITY OF FUNDS.—In addition to*
17 *funds made available under paragraph (1), of the*
18 *funds of the Commodity Credit Corporation, the Sec-*
19 *retary shall use \$5,000,000, to remain available until*
20 *expended.”.*

21 **SEC. 2503. VOLUNTARY PUBLIC ACCESS AND HABITAT IN-**
22 **CENTIVE PROGRAM.**

23 “(a) *FUNDING.—Section 1240R(f)(1) of the Food Secu-*
24 *rity Act of 1985 (16 U.S.C. 3839bb–5(f)(1)) is amended by*
25 *inserting before the period at the end the following: “and*

1 \$30,000,000 for the period of fiscal years 2014 through
2 2018”.

3 (b) *REPORT ON PROGRAM EFFECTIVENESS.*—Not later
4 than two years after the date of the enactment of this Act,
5 the Secretary of Agriculture shall submit to the Committee
6 on Agriculture of the House of Representatives and the
7 Committee on Agriculture, Nutrition, and Forestry of the
8 Senate a report evaluating the effectiveness of the voluntary
9 public access program established by section 1240R of the
10 Food Security Act of 1985 (16 U.S.C. 3839bb–5), includ-
11 ing—

12 (1) *identifying cooperating agencies;*

13 (2) *identifying the number of land holdings and*
14 *total acres enrolled by each State and tribal govern-*
15 *ment;*

16 (3) *evaluating the extent of improved access on*
17 *eligible lands, improved wildlife habitat, and related*
18 *economic benefits; and*

19 (4) *any other relevant information and data re-*
20 *lating to the program that would be helpful to such*
21 *Committees.*

1 **SEC. 2504. AGRICULTURE CONSERVATION EXPERIENCED**
2 **SERVICES PROGRAM.**

3 (a) *FUNDING.*—Subsection (c) of section 1252 of the
4 *Food Security Act of 1985 (16 U.S.C. 3851)* is amended
5 to read as follows:

6 “(c) *FUNDING.*—

7 “(1) *IN GENERAL.*—The Secretary may carry out
8 the *ACES* program using funds made available to
9 carry out each program under this title.

10 “(2) *EXCLUSION.*—Funds made available to
11 carry out the conservation reserve program may not
12 be used to carry out the *ACES* program.”.

13 (b) *EFFECTIVE DATE.*—The amendment made by this
14 section shall take effect on October 1, 2013.

15 **SEC. 2505. SMALL WATERSHED REHABILITATION PROGRAM.**

16 (a) *AVAILABILITY OF FUNDS.*—Section 14(h)(1) of the
17 *Watershed Protection and Flood Prevention Act (16 U.S.C.*
18 *1012(h)(1))* is amended—

19 (1) in subparagraph (E), by striking “; and”
20 and inserting a semicolon;

21 (2) in subparagraph (F), by striking the period
22 and inserting a semicolon;

23 (3) in subparagraph (G), by striking the period
24 and inserting “; and”; and

25 (4) by adding at the end the following new sub-
26 paragraph:

1 “(H) \$250,000,000 for fiscal year 2014, to
2 remain available until expended.”.

3 (b) *AUTHORIZATION OF APPROPRIATIONS.*—Section
4 *14(h)(2)(E) of the Watershed Protection and Flood Preven-*
5 *tion Act (16 U.S.C. 1012(h)(2)(E)) is amended by striking*
6 *“2012” and inserting “2018”.*

7 **SEC. 2506. AGRICULTURAL MANAGEMENT ASSISTANCE PRO-**
8 **GRAM.**

9 (a) *USES.*—Section 524(b)(2) of the Federal Crop In-
10 *surance Act (7 U.S.C. 1524(b)(2)) is amended—*

11 (1) *by striking subparagraph (B) and redesign-*
12 *ating subparagraphs (C) through (F) as subpara-*
13 *graphs (B) through (E), respectively; and*

14 (2) *in subparagraph (B) (as so redesignated)—*

15 (A) *in the matter preceding clause (i), by*
16 *striking “or resource conservation practices”;*
17 *and*

18 (B) *by striking clause (i) and redesignating*
19 *clauses (ii) through (iv) as clauses (i) through*
20 *(iii), respectively.*

21 (b) *COMMODITY CREDIT CORPORATION.*—

22 (1) *FUNDING.*—Section 524(b)(4)(B) of the Fed-
23 *eral Crop Insurance Act (7 U.S.C. 1524(b)(4)(B)) is*
24 *amended to read as follows:*

1 “(B) *FUNDING.*—*The Commodity Credit*
2 *Corporation shall make available to carry out*
3 *this subsection not less than \$10,000,000 for each*
4 *fiscal year.*”.

5 (2) *CERTAIN USES.*—*Section 524(b)(4)(C) of the*
6 *Federal Crop Insurance Act (7 U.S.C. 1524(b)(4)(C))*
7 *is amended—*

8 (A) *in clause (i)—*

9 (i) *by striking “50” and inserting*
10 *“30”; and*

11 (ii) *by striking “(A), (B), and (C)”*
12 *and inserting “(A) and (B)”;* and

13 (B) *in clause (iii), by striking “40” and in-*
14 *serting “60”.*

15 ***Subtitle G—Funding and***
16 ***Administration***

17 ***SEC. 2601. FUNDING.***

18 (a) *IN GENERAL.*—*Subsection (a) of section 1241 of*
19 *the Food Security Act of 1985 (16 U.S.C. 3841) is amended*
20 *to read as follows:*

21 “(a) *ANNUAL FUNDING.*—*For each of fiscal years 2014*
22 *through 2018, the Secretary shall use the funds, facilities,*
23 *and authorities of the Commodity Credit Corporation to*
24 *carry out the following programs under this title (including*
25 *the provision of technical assistance):*

1 “(1) *The conservation reserve program under*
2 *subchapter B of chapter 1 of subtitle D, including, to*
3 *the maximum extent practicable, \$25,000,000 for the*
4 *period of fiscal years 2014 through 2018 to carry out*
5 *section 1235(f) to facilitate the transfer of land subject*
6 *to contracts from retired or retiring owners and oper-*
7 *ators to beginning farmers or ranchers and socially*
8 *disadvantaged farmers or ranchers.*

9 “(2) *The agriculture conservation easement pro-*
10 *gram under subtitle H, using, to the maximum extent*
11 *practicable—*

12 “(A) *\$425,000,000 in fiscal year 2014;*

13 “(B) *\$450,000,000 in fiscal year 2015;*

14 “(C) *\$475,000,000 in fiscal year 2016;*

15 “(D) *\$500,000,000 in fiscal year 2017; and*

16 “(E) *\$200,000,000 in fiscal year 2018.*

17 “(3) *The conservation security program under*
18 *subchapter A of chapter 2 of subtitle D, using such*
19 *sums as are necessary to administer contracts entered*
20 *into before September 30, 2008.*

21 “(4) *The conservation stewardship program*
22 *under subchapter B of chapter 2 of subtitle D.*

23 “(5) *The environmental quality incentives pro-*
24 *gram under chapter 4 of subtitle D, using, to the*

1 *maximum extent practicable, \$1,750,000,000 for each*
2 *of fiscal years 2014 through 2018.”.*

3 **(b) REGIONAL EQUITY; GUARANTEED AVAILABILITY**
4 **OF FUNDS.**—*Section 1241 of the Food Security Act of 1985*
5 *(16 U.S.C. 3841) is amended—*

6 (1) *by striking subsection (d);*

7 (2) *by redesignating subsections (b) and (c) as*
8 *subsections (c) and (d), respectively; and*

9 (3) *by inserting after subsection (a) the following*
10 *new subsection:*

11 “(b) **AVAILABILITY OF FUNDS.**—*Amounts made avail-*
12 *able by subsection (a) shall be used by the Secretary to carry*
13 *out the programs specified in such subsection for fiscal*
14 *years 2014 through 2018 and shall remain available until*
15 *expended. Amounts made available for the programs speci-*
16 *fied in such subsection during a fiscal year through modi-*
17 *fications, cancellations, terminations, and other related ad-*
18 *ministrative actions and not obligated in that fiscal year*
19 *shall remain available for obligation during subsequent fis-*
20 *cal years, but shall reduce the amount of additional funds*
21 *made available in the subsequent fiscal year by an amount*
22 *equal to the amount remaining unobligated.”.*

23 **(c) EFFECTIVE DATE.**—*The amendments made by this*
24 *section shall take effect on October 1, 2013.*

1 **SEC. 2602. TECHNICAL ASSISTANCE.**

2 (a) *IN GENERAL.*—Subsection (c) of section 1241 of
3 *the Food Security Act of 1985 (16 U.S.C. 3841), as redesignig-*
4 *ated by section 2601(b)(2) of this Act, is amended to read*
5 *as follows:*

6 “(c) *TECHNICAL ASSISTANCE.*—

7 “(1) *AVAILABILITY OF FUNDS.*—Commodity
8 *Credit Corporation funds made available for a fiscal*
9 *year for each of the programs specified in subsection*
10 *(a)—*

11 “(A) *shall be available for the provision of*
12 *technical assistance for the programs for which*
13 *funds are made available as necessary to imple-*
14 *ment the programs effectively; and*

15 “(B) *shall not be available for the provision*
16 *of technical assistance for conservation programs*
17 *specified in subsection (a) other than the pro-*
18 *gram for which the funds were made available.*

19 “(2) *REPORT.*—Not later than December 31,
20 *2013, the Secretary shall submit (and update as nec-*
21 *essary in subsequent years) to the Committee on Agri-*
22 *culture of the House of Representatives and the Com-*
23 *mittee on Agriculture, Nutrition, and Forestry of the*
24 *Senate a report—*

25 “(A) *detailing the amount of technical as-*
26 *sistance funds requested and apportioned in each*

1 program specified in subsection (a) during the
2 preceding fiscal year; and

3 “(B) any other data relating to this sub-
4 section that would be helpful to such Commit-
5 tees.”.

6 (b) *EFFECTIVE DATE.*—The amendment made by this
7 section shall take effect on October 1, 2013.

8 **SEC. 2603. RESERVATION OF FUNDS TO PROVIDE ASSIST-**
9 **ANCE TO CERTAIN FARMERS OR RANCHERS**
10 **FOR CONSERVATION ACCESS.**

11 (a) *IN GENERAL.*—Subsection (g) of section 1241 of
12 the Food Security Act of 1985 (16 U.S.C. 3841) is amend-
13 ed—

14 (1) in paragraph (1) by striking “2012” and in-
15 serting “2018”; and

16 (2) by adding at the end the following new para-
17 graph:

18 “(4) *PREFERENCE.*—In providing assistance
19 under paragraph (1), the Secretary shall give pref-
20 erence to a veteran farmer or rancher (as defined in
21 section 2501(e) of the Food, Agriculture, Conserva-
22 tion, and Trade Act of 1990 (7 U.S.C. 2279(e))) that
23 qualifies under subparagraph (A) or (B) of para-
24 graph (1).”.

1 (b) *EFFECTIVE DATE.*—*The amendments made by this*
2 *section shall take effect on October 1, 2013.*

3 **SEC. 2604. ANNUAL REPORT ON PROGRAM ENROLLMENTS**
4 **AND ASSISTANCE.**

5 (a) *IN GENERAL.*—*Subsection (h) of section 1241 of*
6 *the Food Security Act of 1985 (16 U.S.C. 3841) is amend-*
7 *ed—*

8 (1) *in paragraph (1), by striking “wetlands re-*
9 *serve program” and inserting “agricultural conserva-*
10 *tion easement program”;*

11 (2) *by striking paragraphs (2) and (3) and re-*
12 *designating paragraphs (4), (5), and (6) as para-*
13 *graphs (2), (3), and (4), respectively; and*

14 (3) *in paragraph (3) (as so redesignated)—*

15 (A) *by striking “agricultural water en-*
16 *hancement program” and inserting “regional*
17 *conservation partnership program”;* and

18 (B) *by striking “1240I(g)” and inserting*
19 *“1271C(c)(3)”.*

20 (b) *EFFECTIVE DATE.*—*The amendments made by this*
21 *section shall take effect on October 1, 2013.*

22 **SEC. 2605. REVIEW OF CONSERVATION PRACTICE STAND-**
23 **ARDS.**

24 Section 1242(h)(1)(A) of the Food Security Act of 1985
25 (16 U.S.C. 3842(h)(1)(A)) is amended by striking “the

1 *Food, Conservation, and Energy Act of 2008*” and inserting
2 *“the Federal Agriculture Reform and Risk Management Act*
3 *of 2013”*.

4 **SEC. 2606. ADMINISTRATIVE REQUIREMENTS APPLICABLE**
5 **TO ALL CONSERVATION PROGRAMS.**

6 (a) *IN GENERAL.*—Section 1244 of the *Food Security*
7 *Act of 1985 (16 U.S.C. 3844)* is amended—

8 (1) in subsection (a)(2), by adding at the end the
9 following new subparagraph:

10 “(E) *Veteran farmers or ranchers (as de-*
11 *fin ed in section 2501(e) of the Food, Agriculture,*
12 *Conservation, and Trade Act of 1990 (7 U.S.C.*
13 *2279(e)).*”;

14 (2) in subsection (d), by inserting “, *H, and I*”
15 before the period at the end;

16 (3) in subsection (f)—

17 (A) in paragraph (1)(B), by striking “*coun-*
18 *try*” and inserting “*county*”; and

19 (B) in paragraph (3), by striking “*sub-*
20 *section (c)(2)(B) or (f)(4)*” and inserting “*sub-*
21 *section (c)(2)(A)(ii) or (f)(2)*”; and

22 (4) by adding at the end the following new sub-
23 sections:

24 “(j) *IMPROVED ADMINISTRATIVE EFFICIENCY AND EF-*
25 *ECTIVENESS.*—In administering a conservation program

1 *under this title, the Secretary shall, to the maximum extent*
2 *practicable—*

3 “(1) *seek to reduce administrative burdens and*
4 *costs to producers by streamlining conservation plan-*
5 *ning and program resources; and*

6 “(2) *take advantage of new technologies to en-*
7 *hance efficiency and effectiveness.*

8 “(k) *RELATION TO OTHER PAYMENTS.—Any payment*
9 *received by an owner or operator under this title, including*
10 *an easement payment or rental payment, shall be in addi-*
11 *tion to, and not affect, the total amount of payments that*
12 *the owner or operator is otherwise eligible to receive under*
13 *any of the following:*

14 “(1) *This Act.*

15 “(2) *The Agricultural Act of 1949 (7 U.S.C.*
16 *1421 et seq.).*

17 “(3) *The Federal Agriculture Reform and Risk*
18 *Management Act of 2013.*

19 “(4) *Any law that succeeds a law specified in*
20 *paragraph (1), (2), or (3).”.*

21 “(b) *EFFECTIVE DATE.—The amendments made by this*
22 *section shall take effect on October 1, 2013.*

1 **SEC. 2607. STANDARDS FOR STATE TECHNICAL COMMIT-**
2 **TEES.**

3 *Section 1261(b) of the Food Security Act of 1985 (16*
4 *U.S.C. 3861(b)) is amended by striking “Not later than 180*
5 *days after the date of enactment of the Food, Conservation,*
6 *and Energy Act of 2008, the Secretary shall develop” and*
7 *inserting “The Secretary shall review and update as nec-*
8 *essary”.*

9 **SEC. 2608. RULEMAKING AUTHORITY.**

10 *Subtitle E of title XII of the Food Security Act of 1985*
11 *(16 U.S.C. 3841 et seq.) is amended by adding at the end*
12 *the following new section:*

13 **“SEC. 1246. REGULATIONS.**

14 *“(a) IN GENERAL.—The Secretary shall promulgate*
15 *such regulations as are necessary to implement programs*
16 *under this title, including such regulations as the Secretary*
17 *determines to be necessary to ensure a fair and reasonable*
18 *application of the limitations established under section*
19 *1244(f).*

20 *“(b) RULEMAKING PROCEDURE.—The promulgation of*
21 *regulations and administration of programs under this*
22 *title—*

23 *“(1) shall be carried out without regard to—*

24 *“(A) the Statement of Policy of the Sec-*
25 *retary effective July 24, 1971 (36 Fed. Reg.*
26 *13804), relating to notices of proposed rule-*

1 *making and public participation in rulemaking;*
2 *and*

3 “(B) *chapter 35 of title 44, United States*
4 *Code (commonly known as the Paperwork Re-*
5 *duction Act); and*

6 “(2) *shall be made as an interim rule effective*
7 *on publication with an opportunity for notice and*
8 *comment.*

9 “(c) *CONGRESSIONAL REVIEW OF AGENCY RULE-*
10 *MAKING.—In promulgating regulations under this section,*
11 *the Secretary shall use the authority provided under section*
12 *808 of title 5, United States Code.”.*

13 ***Subtitle H—Repeal of Superseded***
14 ***Program Authorities and Tran-***
15 ***sitional Provisions; Technical***
16 ***Amendments***

17 ***SEC. 2701. COMPREHENSIVE CONSERVATION ENHANCE-***
18 ***MENT PROGRAM.***

19 (a) *REPEAL.—Section 1230 of the Food Security Act*
20 *of 1985 (16 U.S.C. 3830) is repealed.*

21 (b) *CONFORMING AMENDMENT.—The heading of chap-*
22 *ter 1 of subtitle D of title XII of the Food Security Act*
23 *of 1985 (16 U.S.C. 3830 et seq.) is amended to read as fol-*
24 *lows: “CONSERVATION RESERVE”.*

1 **SEC. 2702. EMERGENCY FORESTRY CONSERVATION RE-**
2 **SERVE PROGRAM.**

3 (a) *REPEAL.*—Section 1231A of the Food Security Act
4 of 1985 (16 U.S.C. 3831a) is repealed.

5 (b) *TRANSITIONAL PROVISIONS.*—

6 (1) *EFFECT ON EXISTING CONTRACTS.*—The
7 amendment made by this section shall not affect the
8 validity or terms of any contract entered into by the
9 Secretary of Agriculture under section 1231A of the
10 Food Security Act of 1985 (16 U.S.C. 3831a) before
11 October 1, 2013, or any payments required to be
12 made in connection with the contract.

13 (2) *FUNDING.*—The Secretary may use funds
14 made available to carry out the conservation reserve
15 program under subchapter B of chapter 1 of subtitle
16 D of title XII of the Food Security Act of 1985 (16
17 U.S.C. 3831 et seq.) to continue to carry out contracts
18 referred to in paragraph (1) using the provisions of
19 law and regulation applicable to such contracts as
20 they existed on September 30, 2013.

21 (c) *EFFECTIVE DATE.*—The amendment made by this
22 section shall take effect on October 1, 2013.

23 **SEC. 2703. WETLANDS RESERVE PROGRAM.**

24 (a) *REPEAL.*—Subchapter C of chapter 1 of subtitle
25 D of title XII of the Food Security Act of 1985 (16 U.S.C.
26 3837 et seq.) is repealed.

1 (b) *TRANSITIONAL PROVISIONS.*—

2 (1) *EFFECT ON EXISTING CONTRACTS.*—*The*
3 *amendment made by this section shall not affect the*
4 *validity or terms of any contract entered into by the*
5 *Secretary of Agriculture under subchapter C of chap-*
6 *ter 1 of subtitle D of title XII of the Food Security*
7 *Act of 1985 (16 U.S.C. 3837 et seq.) before October 1,*
8 *2013, or any payments required to be made in con-*
9 *nection with the contract.*

10 (2) *FUNDING.*—*The Secretary may use funds*
11 *made available to carry out the agricultural conserva-*
12 *tion easement program under subtitle H of title XII*
13 *of the Food Security Act of 1985, as added by section*
14 *2301 of this Act, to continue to carry out contracts*
15 *referred to in paragraph (1) using the provisions of*
16 *law and regulation applicable to such contracts as*
17 *they existed on September 30, 2013.*

18 (c) *EFFECTIVE DATE.*—*The amendment made by this*
19 *section shall take effect on October 1, 2013.*

20 **SEC. 2704. FARMLAND PROTECTION PROGRAM AND FARM**
21 **VIABILITY PROGRAM.**

22 (a) *REPEAL.*—*Subchapter C of chapter 2 of subtitle*
23 *D of title XII of the Food Security Act of 1985 (16 U.S.C.*
24 *3838h et seq.) is repealed.*

1 (b) *CONFORMING AMENDMENT.*—*The heading of chap-*
2 *ter 2 of subtitle D of title XII of the Food Security Act*
3 *of 1985 (16 U.S.C. 3838 et seq.) is amended by striking*
4 **“AND FARMLAND PROTECTION”**.

5 (c) *TRANSITIONAL PROVISIONS.*—

6 (1) *EFFECT ON EXISTING CONTRACTS.*—*The*
7 *amendments made by this section shall not affect the*
8 *validity or terms of any contract entered into by the*
9 *Secretary of Agriculture under subchapter C of chap-*
10 *ter 2 of subtitle D of title XII of the Food Security*
11 *Act of 1985 (16 U.S.C. 3838h et seq.) before October*
12 *1, 2013, or any payments required to be made in con-*
13 *nection with the contract.*

14 (2) *FUNDING.*—*The Secretary may use funds*
15 *made available to carry out the agricultural conserva-*
16 *tion easement program under subtitle H of title XII*
17 *of the Food Security Act of 1985, as added by section*
18 *2301 of this Act, to continue to carry out contracts*
19 *referred to in paragraph (1) using the provisions of*
20 *law and regulation applicable to such contracts as*
21 *they existed on September 30, 2013.*

22 (d) *EFFECTIVE DATE.*—*The amendments made by this*
23 *section shall take effect on October 1, 2013.*

1 **SEC. 2705. GRASSLAND RESERVE PROGRAM.**

2 (a) *REPEAL.*—Subchapter D of chapter 2 of subtitle
3 D of title XII of the Food Security Act of 1985 (16 U.S.C.
4 3838n et seq.) is repealed.

5 (b) *TRANSITIONAL PROVISIONS.*—

6 (1) *EFFECT ON EXISTING CONTRACTS.*—The
7 amendment made by this section shall not affect the
8 validity or terms of any contract entered into by the
9 Secretary of Agriculture under subchapter D of chap-
10 ter 2 of subtitle D of title XII of the Food Security
11 Act of 1985 (16 U.S.C. 3838n et seq.) before October
12 1, 2013, or any payments required to be made in con-
13 nection with the contract.

14 (2) *FUNDING.*—The Secretary may use funds
15 made available to carry out the agricultural conserva-
16 tion easement program under subtitle H of title XII
17 of the Food Security Act of 1985, as added by section
18 2301 of this Act, to continue to carry out contracts
19 referred to in paragraph (1) using the provisions of
20 law and regulation applicable to such contracts as
21 they existed on September 30, 2013.

22 (c) *EFFECTIVE DATE.*—The amendment made by this
23 section shall take effect on October 1, 2013.

1 **SEC. 2706. AGRICULTURAL WATER ENHANCEMENT PRO-**
2 **GRAM.**

3 (a) *REPEAL.*—Section 1240I of the Food Security Act
4 of 1985 (16 U.S.C. 3839aa–9) is repealed.

5 (b) *TRANSITIONAL PROVISIONS.*—

6 (1) *EFFECT ON EXISTING CONTRACTS.*—The
7 amendment made by this section shall not affect the
8 validity or terms of any contract entered into by the
9 Secretary of Agriculture under section 1240I of the
10 Food Security Act of 1985 (16 U.S.C. 3839aa–9) be-
11 fore October 1, 2013, or any payments required to be
12 made in connection with the contract.

13 (2) *FUNDING.*—The Secretary may use funds
14 made available to carry out the regional conservation
15 partnership program under subtitle I of title XII of
16 the Food Security Act of 1985, as added by section
17 2401 of this Act, to continue to carry out contracts
18 referred to in paragraph (1) using the provisions of
19 law and regulation applicable to such contracts as
20 they existed on September 30, 2013.

21 (c) *EFFECTIVE DATE.*—The amendment made by this
22 section shall take effect on October 1, 2013.

23 **SEC. 2707. WILDLIFE HABITAT INCENTIVE PROGRAM.**

24 (a) *REPEAL.*—Section 1240N of the Food Security Act
25 of 1985 (16 U.S.C. 3839bb–1) is repealed.

26 (b) *TRANSITIONAL PROVISIONS.*—

1 (1) *EFFECT ON EXISTING CONTRACTS.*—*The*
2 *amendment made by this section shall not affect the*
3 *validity or terms of any contract entered into by the*
4 *Secretary of Agriculture under section 1240N of the*
5 *Food Security Act of 1985 (16 U.S.C. 3839bb–1) be-*
6 *fore October 1, 2013, or any payments required to be*
7 *made in connection with the contract.*

8 (2) *FUNDING.*—*The Secretary may use funds*
9 *made available to carry out the environmental qual-*
10 *ity incentives program under chapter 4 of subtitle D*
11 *of title XII of the Food Security Act of 1985 (16*
12 *U.S.C. 3839aa et seq.) to continue to carry out con-*
13 *tracts referred to in paragraph (1) using the provi-*
14 *sions of law and regulation applicable to such con-*
15 *tracts as they existed on September 30, 2013.*

16 (c) *EFFECTIVE DATE.*—*The amendment made by this*
17 *section shall take effect on October 1, 2013.*

18 **SEC. 2708. GREAT LAKES BASIN PROGRAM.**

19 (a) *REPEAL.*—*Section 1240P of the Food Security Act*
20 *of 1985 (16 U.S.C. 3839bb–3) is repealed.*

21 (b) *EFFECTIVE DATE.*—*The amendment made by this*
22 *section shall take effect on October 1, 2013.*

23 **SEC. 2709. CHESAPEAKE BAY WATERSHED PROGRAM.**

24 (a) *REPEAL.*—*Section 1240Q of the Food Security Act*
25 *of 1985 (16 U.S.C. 3839bb–4) is repealed.*

1 (b) *TRANSITIONAL PROVISIONS.*—

2 (1) *EFFECT ON EXISTING CONTRACTS.*—*The*
3 *amendment made by this section shall not affect the*
4 *validity or terms of any contract entered into by the*
5 *Secretary of Agriculture under section 1240Q of the*
6 *Food Security Act of 1985 (16 U.S.C. 3839bb–4) be-*
7 *fore October 1, 2013, or any payments required to be*
8 *made in connection with the contract.*

9 (2) *FUNDING.*—*The Secretary may use funds*
10 *made available to carry out the regional conservation*
11 *partnership program under subtitle I of title XII of*
12 *the Food Security Act of 1985, as added by section*
13 *2401 of this Act, to continue to carry out contracts*
14 *referred to in paragraph (1) using the provisions of*
15 *law and regulation applicable to such contracts as*
16 *they existed on September 30, 2013.*

17 (c) *EFFECTIVE DATE.*—*The amendment made by this*
18 *section shall take effect on October 1, 2013.*

19 **SEC. 2710. COOPERATIVE CONSERVATION PARTNERSHIP**
20 **INITIATIVE.**

21 (a) *REPEAL.*—*Section 1243 of the Food Security Act*
22 *of 1985 (16 U.S.C. 3843) is repealed.*

23 (b) *TRANSITIONAL PROVISIONS.*—

24 (1) *EFFECT ON EXISTING CONTRACTS.*—*The*
25 *amendment made by this section shall not affect the*

1 *validity or terms of any contract entered into by the*
2 *Secretary of Agriculture under section 1243 of the*
3 *Food Security Act of 1985 (16 U.S.C. 3843) before*
4 *October 1, 2013, or any payments required to be*
5 *made in connection with the contract.*

6 (2) *FUNDING.*—*The Secretary may use funds*
7 *made available to carry out the regional conservation*
8 *partnership program under subtitle I of title XII of*
9 *the Food Security Act of 1985, as added by section*
10 *2401 of this Act, to continue to carry out contracts*
11 *referred to in paragraph (1) using the provisions of*
12 *law and regulation applicable to such contracts as*
13 *they existed on September 30, 2013.*

14 (c) *EFFECTIVE DATE.*—*The amendment made by this*
15 *section shall take effect on October 1, 2013.*

16 **SEC. 2711. ENVIRONMENTAL EASEMENT PROGRAM.**

17 *Chapter 3 of subtitle D of title XII of the Food Security*
18 *Act of 1985 (16 U.S.C. 3839 et seq.) is repealed.*

19 **SEC. 2712. TECHNICAL AMENDMENTS.**

20 (a) *DEFINITIONS.*—*Section 1201(a) of the Food Secu-*
21 *rity Act of 1985 (16 U.S.C. 3801(a)) is amended in the*
22 *matter preceding paragraph (1) by striking “E” and insert-*
23 *ing “I”.*

24 (b) *PROGRAM INELIGIBILITY.*—*Section 1211(a) of the*
25 *Food Security Act of 1985 (16 U.S.C. 3811(a)) is amended*

1 by striking “predominate” each place it appears and insert-
2 ing “predominant”.

3 (c) *SPECIALTY CROP PRODUCERS*.—Section 1242(i) of
4 the Food Security Act of 1985 (16 U.S.C. 3842(i)) is
5 amended in the header by striking “SPECIALITY” and in-
6 serting “SPECIALTY”.

7 **TITLE III—TRADE**

8 **Subtitle A—Food for Peace Act**

9 **SEC. 3001. GENERAL AUTHORITY.**

10 Section 201 of the Food for Peace Act (7 U.S.C. 1721)
11 is amended—

12 (1) in the matter preceding paragraph (1), by
13 inserting “(to be implemented by the Administrator)”
14 after “under this title”; and

15 (2) by striking paragraph (7) and the second
16 sentence and inserting the following new paragraph:

17 “(7) build resilience to mitigate and prevent food
18 crises and reduce the future need for emergency aid.”.

19 **SEC. 3002. SUPPORT FOR ORGANIZATIONS THROUGH** 20 **WHICH ASSISTANCE IS PROVIDED.**

21 Section 202(e)(1) of the Food for Peace Act (7 U.S.C.
22 1722(e)(1)) is amended by striking “13 percent” and insert-
23 ing “11 percent”.

1 **SEC. 3003. FOOD AID QUALITY.**

2 *Section 202(h) of the Food for Peace Act (7 U.S.C.*
3 *1722(h)) is amended—*

4 *(1) in paragraph (1)—*

5 *(A) in the matter preceding subparagraph*

6 *(A)—*

7 *(i) by striking “The Administrator*
8 *shall use funds made available for fiscal*
9 *year 2009” and inserting “In consultation*
10 *with the Secretary, the Administrator shall*
11 *use funds made available for fiscal year*
12 *2013”; and*

13 *(ii) by inserting “to establish a mecha-*
14 *nism” after “this title”;*

15 *(B) by striking “and” at the end of sub-*
16 *paragraph (B); and*

17 *(C) by striking subparagraph (C) and in-*
18 *serting the following new paragraphs:*

19 *“(C) to evaluate, as necessary, the use of*
20 *current and new agricultural commodities and*
21 *products thereof in different program settings*
22 *and for particular recipient groups, including*
23 *the testing of prototypes;*

24 *“(D) to establish and implement appro-*
25 *priate protocols for quality assurance of food*

1 *products procured by the Secretary for food aid*
2 *programs; and*

3 “(E) to periodically update program guide-
4 *lines on the recommended use of agricultural*
5 *commodities and food products in food aid pro-*
6 *grams to reflect findings from the implementa-*
7 *tion of this subsection and other relevant infor-*
8 *mation.”;*

9 (2) in paragraph (2), by striking “*The Adminis-*
10 *trator*” and inserting “*In consultation with the Sec-*
11 *retary, the Administrator*”; and

12 (3) in paragraph (3), by striking “*section*
13 *207(f)*” and all that follows through the period at the
14 *end and inserting the following: “section 207(f)—*

15 “(A) for fiscal years 2009 through 2013, not
16 *more than \$4,500,000 may be used to carry out*
17 *this subsection; and*

18 “(B) for fiscal years 2014 through 2018, not
19 *more than \$1,000,000 may be used to carry out*
20 *this subsection.”.*

21 **SEC. 3004. MINIMUM LEVELS OF ASSISTANCE.**

22 *Section 204(a) of the Food for Peace Act (7 U.S.C.*
23 *1724(a)) is amended—*

24 (1) in paragraph (1), by striking “2012” and in-
25 *serting “2018”; and*

1 (2) in paragraph (2), by striking “2012” and in-
2 serting “2018”.

3 **SEC. 3005. FOOD AID CONSULTATIVE GROUP.**

4 (a) *MEMBERSHIP*.—Section 205(b) of the Food for
5 *Peace Act* (7 U.S.C. 1725(b)) is amended—

6 (1) by striking “and” at the end of paragraph
7 (6);

8 (2) by redesignating paragraph (7) as para-
9 graph (8); and

10 (3) by inserting after paragraph (6) the fol-
11 lowing new paragraph:

12 “(7) representatives from the United States agri-
13 cultural processing sector involved in providing agri-
14 cultural commodities for programs under this Act;
15 and”.

16 (b) *CONSULTATION*.—Section 205(d) of the Food for
17 *Peace Act* (7 U.S.C. 1725(d)) is amended—

18 (1) by striking the first sentence and inserting
19 the following:

20 “(1) *CONSULTATION IN ADVANCE OF ISSUANCE*
21 *OF IMPLEMENTATION REGULATIONS, HANDBOOKS, AND*
22 *GUIDELINES*.—Not later than 45 days before a pro-
23 posed regulation, handbook, or guideline imple-
24 menting this title, or a proposed significant revision
25 to a regulation, handbook, or guideline implementing

1 *this title, becomes final, the Administrator shall pro-*
2 *vide the proposal to the Group for review and com-*
3 *ment.”; and*

4 (2) *by adding at the end the following new para-*
5 *graph:*

6 “(2) *CONSULTATION REGARDING FOOD AID QUAL-*
7 *ITY EFFORTS.—The Administrator shall seek input*
8 *from and consult with the Group on the implementa-*
9 *tion of section 202(h).”.*

10 (c) *REAUTHORIZATION.—Section 205(f) of the Food for*
11 *Peace Act (7 U.S.C. 1725(f)) is amended by striking “2012”*
12 *and inserting “2018”.*

13 **SEC. 3006. OVERSIGHT, MONITORING, AND EVALUATION.**

14 (a) *REGULATIONS AND GUIDANCE.—Section 207(c) of*
15 *the Food for Peace Act (7 U.S.C. 1726a(c)) is amended—*

16 (1) *in the subsection heading, by inserting “AND*
17 *GUIDANCE” after “REGULATIONS”;*

18 (2) *in paragraph (1), by adding at the end the*
19 *following new sentence: “Not later than 270 days*
20 *after the date of the enactment of the Federal Agri-*
21 *culture Reform and Risk Management Act of 2013,*
22 *the Administrator shall issue all regulations and revi-*
23 *sions to agency guidance necessary to implement the*
24 *amendments made to this title by such Act.”; and*

1 (3) in paragraph (2), by inserting “and guid-
2 ance” after “develop regulations”.

3 (b) *FUNDING.*—Section 207(f) of the *Food for Peace*
4 *Act* (7 U.S.C. 1726a(f)) is amended—

5 (1) in paragraph (2)—

6 (A) by inserting “and” at the end of sub-
7 paragraph (D);

8 (B) by striking “; and” at the end of sub-
9 paragraph (E) and inserting the period; and

10 (C) by striking subparagraph (F);

11 (2) by striking paragraphs (3) and (4); and

12 (3) by redesignating paragraphs (5) and (6) as
13 paragraphs (3) and (4), respectively; and

14 (4) in paragraph (4) (as so redesignated)—

15 (A) in subparagraph (A), by striking
16 “2012” and all that follows through the period at
17 the end and inserting “2013, and up to
18 \$10,000,000 of such funds for each of fiscal years
19 2014 through 2018.”; and

20 (B) in subparagraph (B)(i), by striking
21 “2012” and inserting “2018”.

22 (c) *IMPLEMENTATION REPORTS.*—Not later than 270
23 days after the date of the enactment of this Act, the Admin-
24 istrator of the Agency for International Development shall
25 submit to the Committee on Agriculture, Nutrition, and

1 *Forestry of the Senate and the Committees on Agriculture*
2 *and Foreign Affairs of the House of Representatives a re-*
3 *port describing—*

4 (1) *the implementation of section 207(c) of the*
5 *Food for Peace Act (7 U.S.C. 1726a(e));*

6 (2) *the surveys, studies, monitoring, reporting,*
7 *and audit requirements for programs conducted under*
8 *title II of such Act (7 U.S.C. 1721 et seq.) by an eligi-*
9 *ble organization that is a nongovernmental organiza-*
10 *tion (as such term is defined in section 402 of such*
11 *Act (7 U.S.C. 1732)); and*

12 (3) *the surveys, studies, monitoring, reporting,*
13 *and audit requirements for such programs by an eli-*
14 *gible organization that is an intergovernmental orga-*
15 *nization, such as the World Food Program or other*
16 *multilateral organization.*

17 **SEC. 3007. ASSISTANCE FOR STOCKPILING AND RAPID**
18 **TRANSPORTATION, DELIVERY, AND DIS-**
19 **TRIBUTION OF SHELF-STABLE PREPACKAGED**
20 **FOODS.**

21 *Section 208(f) of the Food for Peace Act (7 U.S.C.*
22 *1726b(f)) is amended by striking “2012” and inserting*
23 *“2018”.*

1 **SEC. 3008. GENERAL PROVISIONS.**

2 (a) *IMPACT ON LOCAL FARMERS AND ECONOMY.*—Sec-
3 *tion 403(b) of the Food for Peace Act (7 U.S.C. 1733(b))*
4 *is amended by adding at the end the following new sentence:*
5 *“The Secretary or the Administrator, as appropriate, shall*
6 *seek information, as part of the regular proposal and sub-*
7 *mission process, from implementing agencies on the poten-*
8 *tial benefits to the local economy of sales of agricultural*
9 *commodities within the recipient country.”.*

10 (b) *PREVENTION OF PRICE DISRUPTIONS.*—Section
11 *403(e) of the Food for Peace Act (7 U.S.C. 1733(e)) is*
12 *amended—*

13 (1) *in paragraph (2), by striking “reasonable*
14 *market price” and inserting “fair market value”; and*

15 (2) *by adding at the end the following new para-*
16 *graph:*

17 “(3) *COORDINATION ON ASSESSMENTS.*—The
18 *Secretary and the Administrator shall coordinate in*
19 *assessments to carry out paragraph (1) and in the de-*
20 *velopment of approaches to be used by implementing*
21 *agencies for determining the fair market value de-*
22 *scribed in paragraph (2).”.*

23 (c) *REPORT ON USE OF FUNDS.*—Section 403 of the
24 *Food for Peace Act (7 U.S.C. 1733) is amended by adding*
25 *at the end the following new subsection:*

1 “(m) *REPORT ON USE OF FUNDS.*—Not later than 180
2 days after the date of the enactment of the Federal Agri-
3 culture Reform and Risk Management Act of 2013, and an-
4 nually thereafter, the Administrator shall submit to Con-
5 gress a report—

6 “(1) *specifying the amount of funds (including*
7 *funds for administrative costs, indirect cost recovery,*
8 *and internal transportation, storage and handling,*
9 *and associated distribution costs) provided to each eli-*
10 *gible organization that received assistance under this*
11 *Act in the previous fiscal year; and*

12 “(2) *describing how those funds were used by the*
13 *eligible organization.*”.

14 **SEC. 3009. PREPOSITIONING OF AGRICULTURAL COMMOD-**
15 **ITIES.**

16 Section 407(c)(4) of the Food for Peace Act (7 U.S.C.
17 1736a(c)(4)) is amended—

18 (1) *in subparagraph (A)—*

19 (A) *by striking “2012” and inserting*
20 *“2018”; and*

21 (B) *by striking “for each such fiscal year*
22 *not more than \$10,000,000 of such funds” and*
23 *inserting “for each of fiscal years 2001 through*
24 *2013 not more than \$10,000,000 of such funds*

1 *and for each of fiscal years 2014 through 2018*
2 *not more than \$15,000,000 of such funds”; and*
3 *(2) by striking subparagraph (B) and inserting*
4 *the following new subparagraph:*

5 “(B) *ADDITIONAL PREPOSITIONING*
6 *SITES.—The Administrator may establish addi-*
7 *tional sites for prepositioning in foreign coun-*
8 *tries or change the location of current sites for*
9 *prepositioning in foreign countries after con-*
10 *ducting, and based on the results of, assessments*
11 *of need, the availability of appropriate tech-*
12 *nology for long-term storage, feasibility, and*
13 *cost.”.*

14 **SEC. 3010. ANNUAL REPORT REGARDING FOOD AID PRO-**
15 **GRAMS AND ACTIVITIES.**

16 *Section 407(f)(1) of the Food for Peace Act (7 U.S.C.*
17 *1736a(f)(1)) is amended—*

18 *(1) in the paragraph heading, by striking “AGRI-*
19 *CULTURAL TRADE” and inserting “FOOD AID”;*

20 *(2) in subparagraph (B)(ii), by inserting before*
21 *the semicolon at the end the following: “and the total*
22 *number of beneficiaries of the project and the activi-*
23 *ties carried out through such project”; and*

24 *(3) in subparagraph (B)(iii)—*

1 (A) in the matter preceding subclause (I),
2 by inserting “, and the total number of bene-
3 ficiaries in,” after “commodities made available
4 to”;

5 (B) by striking “and” at the end of sub-
6 clause (I);

7 (C) by inserting “and” at the end of sub-
8 clause (II); and

9 (D) by inserting after subclause (II) the fol-
10 lowing new subclause:

11 “(III) the McGovern-Dole Inter-
12 national Food for Education and Child
13 Nutrition Program established by sec-
14 tion 3107 of the Farm Security and
15 Rural Investment Act of 2002 (7
16 U.S.C. 1736o-1);”.

17 **SEC. 3011. DEADLINE FOR AGREEMENTS TO FINANCE SALES**
18 **OR TO PROVIDE OTHER ASSISTANCE.**

19 Section 408 of the Food for Peace Act (7 U.S.C. 1736b)
20 is amended by striking “2012” and inserting “2018”.

21 **SEC. 3012. AUTHORIZATION OF APPROPRIATIONS.**

22 (a) **AUTHORIZATION OF APPROPRIATIONS.**—Section
23 412(a)(1) of the Food for Peace Act (7 U.S.C. 1736f(a)(1))
24 is amended by striking “for fiscal year 2008 and each fiscal
25 year thereafter, \$2,500,000,000” and inserting

1 “\$2,500,000,000 for each of fiscal years 2008 through 2013
2 and \$2,000,000,000 for each of fiscal years 2014 through
3 2018”.

4 (b) *MINIMUM LEVEL OF NONEMERGENCY FOOD AS-*
5 *SISTANCE.*—Paragraph (1) of section 412(e) of the Food for
6 Peace Act (7 U.S.C. 1736f(e)) is amended to read as follows:

7 “(1) *FUNDS AND COMMODITIES.*—For each of fis-
8 cal years 2014 through 2018, of the amounts made
9 available to carry out emergency and nonemergency
10 food assistance programs under title II, not less than
11 \$400,000,000 shall be expended for nonemergency food
12 assistance programs under such title.”.

13 **SEC. 3013. MICRONUTRIENT FORTIFICATION PROGRAMS.**

14 (a) *ELIMINATION OF OBSOLETE REFERENCE TO*
15 *STUDY.*—Section 415(a)(2)(B) of the Food for Peace Act (7
16 U.S.C. 1736g–2(a)(2)(B)) is amended by striking “, using
17 recommendations” and all that follows through “quality en-
18 hancements”.

19 (b) *EXTENSION.*—Section 415(c) of the Food for Peace
20 Act (7 U.S.C. 1736g–2(c)) is amended by striking “2012”
21 and inserting “2018”.

22 **SEC. 3014. JOHN OGWONSKI AND DOUG BEREUTER FARM-**
23 **ER-TO-FARMER PROGRAM.**

24 Section 501 of the Food for Peace Act (7 U.S.C. 1737)
25 is amended—

1 (1) in subsection (d), in the matter preceding
2 paragraph (1), by striking “2012” and inserting
3 “2013, and not less than the greater of \$15,000,000
4 or 0.5 percent of the amounts made available for each
5 of fiscal years 2014 through 2018,”; and

6 (2) in subsection (e)(1), by striking “2012” and
7 inserting “2018”.

8 **Subtitle B—Agricultural Trade Act** 9 **of 1978**

10 **SEC. 3101. FUNDING FOR EXPORT CREDIT GUARANTEE PRO-** 11 **GRAM.**

12 Section 211(b) of the Agricultural Trade Act of 1978
13 (7 U.S.C. 5641(b)) is amended by striking “2012” and in-
14 serting “2018”.

15 **SEC. 3102. FUNDING FOR MARKET ACCESS PROGRAM.**

16 Section 211(c)(1)(A) of the Agricultural Trade Act of
17 1978 (7 U.S.C. 5641(c)(1)(A)) is amended by striking
18 “2012” and inserting “2018”.

19 **SEC. 3103. FOREIGN MARKET DEVELOPMENT COOPERATOR** 20 **PROGRAM.**

21 Section 703(a) of the Agricultural Trade Act of 1978
22 (7 U.S.C. 5723(a)) is amended by striking “2012” and in-
23 serting “2018”.

1 **Subtitle C—Other Agricultural**
2 **Trade Laws**

3 **SEC. 3201. FOOD FOR PROGRESS ACT OF 1985.**

4 (a) *EXTENSION.*—*The Food for Progress Act of 1985*
5 *(7 U.S.C. 1736o) is amended—*

6 (1) *in subsection (f)(3), by striking “2012” and*
7 *inserting “2018”;*

8 (2) *in subsection (g), by striking “2012” and in-*
9 *serting “2018”;*

10 (3) *in subsection (k), by striking “2012” and in-*
11 *serting “2018”; and*

12 (4) *in subsection (l)(1), by striking “2012” and*
13 *inserting “2018”.*

14 (b) *REPEAL OF COMPLETED PROJECT.*—*Subsection (f)*
15 *of the Food for Progress Act of 1985 (7 U.S.C. 1736o) is*
16 *amended by striking paragraph (6).*

17 **SEC. 3202. BILL EMERSON HUMANITARIAN TRUST.**

18 *Section 302 of the Bill Emerson Humanitarian Trust*
19 *Act (7 U.S.C. 1736f–1) is amended—*

20 (1) *in subsection (b)(2)(B)(i), by striking “2012”*
21 *both places it appears and inserting “2018”; and*

22 (2) *in subsection (h), by striking “2012” both*
23 *places it appears and inserting “2018”.*

1 **SEC. 3203. PROMOTION OF AGRICULTURAL EXPORTS TO**
2 **EMERGING MARKETS.**

3 (a) *DIRECT CREDITS OR EXPORT CREDIT GUARAN-*
4 *TEES.*—Section 1542(a) of the Food, Agriculture, Conserva-
5 tion, and Trade Act of 1990 (Public Law 101–624; 7 U.S.C.
6 5622 note) is amended by striking “2012” and inserting
7 “2018”.

8 (b) *DEVELOPMENT OF AGRICULTURAL SYSTEMS.*—
9 Section 1542(d)(1)(A)(i) of the Food, Agriculture, Con-
10 servation, and Trade Act of 1990 (Public Law 101–624;
11 7 U.S.C. 5622 note) is amended by striking “2012” and
12 inserting “2018”.

13 **SEC. 3204. MCGOVERN-DOLE INTERNATIONAL FOOD FOR**
14 **EDUCATION AND CHILD NUTRITION PRO-**
15 **GRAM.**

16 (a) *REAUTHORIZATION.*—Section 3107(l)(2) of the
17 Farm Security and Rural Investment Act of 2002 (7 U.S.C.
18 17360–1(l)(2)) is amended by striking “2012” and insert-
19 ing “2018”.

20 (b) *TECHNICAL CORRECTION.*—Section 3107(d) of the
21 Farm Security and Rural Investment Act of 2002 (7 U.S.C.
22 17360–1(d)) is amended by striking “to” in the matter pre-
23 ceding paragraph (1).

24 **SEC. 3205. TECHNICAL ASSISTANCE FOR SPECIALTY CROPS.**

25 (a) *PURPOSE.*—Section 3205(b) of the Farm Security
26 and Rural Investment Act of 2002 (7 U.S.C. 5680(b)) is

1 *amended by striking “related barriers to trade” and insert-*
2 *ing “technical barriers to trade”.*

3 (b) *FUNDING.*—*Section 3205(e)(2) of the Farm Secu-*
4 *rity and Rural Investment Act of 2002 (7 U.S.C.*
5 *5680(e)(2)) is amended—*

6 (1) *by inserting “and” at the end of subpara-*
7 *graph (C); and*

8 (2) *by striking subparagraphs (D) and (E) and*
9 *inserting the following new subparagraph:*

10 “(D) \$9,000,000 for each of fiscal years
11 2011 through 2018.”.

12 **SEC. 3206. GLOBAL CROP DIVERSITY TRUST.**

13 *Section 3202(c) of the Food, Conservation, and Energy*
14 *Act of 2008 (Public Law 110–246; 22 U.S.C. 2220a note)*
15 *is amended by striking “section” and all that follows*
16 *through the period and inserting the following: “section—*

17 (1) \$60,000,000 for the period of fiscal years
18 2008 through 2013; and

19 (2) \$50,000,000 for the period of fiscal years
20 2014 through 2018.”.

21 **SEC. 3207. UNDER SECRETARY OF AGRICULTURE FOR FOR-**
22 **EIGN AGRICULTURAL SERVICES.**

23 (a) *IN GENERAL.*—*Subtitle B of the Department of Ag-*
24 *riculture Reorganization Act of 1994 is amended by insert-*

1 *ing after section 225 (7 U.S.C. 6931) the following new sec-*
2 *tion:*

3 **“SEC. 225A. UNDER SECRETARY OF AGRICULTURE FOR FOR-**
4 **IGN AGRICULTURAL SERVICES.**

5 “(a) *AUTHORIZATION.*—*The Secretary is authorized to*
6 *establish in the Department the position of Under Secretary*
7 *of Agriculture for Foreign Agricultural Services.*

8 “(b) *CONFIRMATION REQUIRED.*—*If the Secretary es-*
9 *tablishes the position of Under Secretary of Agriculture for*
10 *Foreign Agricultural Services under subsection (a), the*
11 *Under Secretary shall be appointed by the President, by*
12 *and with the advice and consent of the Senate.*

13 “(c) *FUNCTIONS OF UNDER SECRETARY.*—

14 “(1) *PRINCIPAL FUNCTIONS.*—*Upon establish-*
15 *ment, the Secretary shall delegate to the Under Sec-*
16 *retary of Agriculture for Foreign Agricultural Serv-*
17 *ices those functions under the jurisdiction of the De-*
18 *partment that are related to foreign agricultural serv-*
19 *ices.*

20 “(2) *ADDITIONAL FUNCTIONS.*—*The Under Sec-*
21 *retary of Agriculture for Foreign Agricultural Serv-*
22 *ices shall perform such other functions as may be re-*
23 *quired by law or prescribed by the Secretary.*

24 “(d) *SUCCESSION.*—*Any official who is serving as*
25 *Under Secretary of Agriculture for Farm and Foreign Agri-*

1 *cultural Services on the date of the enactment of this section*
2 *and who was appointed by the President, by and with the*
3 *advice and consent of the Senate, shall not be required to*
4 *be reappointed under subsection (b) or section 225(b) to the*
5 *successor position authorized under subsection (a) or section*
6 *225(a) if the Secretary establishes the position, and the offi-*
7 *cial occupies the new position, with 180 days after the date*
8 *of the enactment of this section (or such later date set by*
9 *the Secretary if litigation delays rapid succession).”.*

10 (b) *CONFORMING AMENDMENTS.*—Section 225 of the
11 *Department of Agriculture Reorganization Act of 1994 (7*
12 *U.S.C. 6931) is amended—*

13 (1) *by striking “Under Secretary of Agriculture*
14 *for Farm and Foreign Agricultural Services” each*
15 *place it appears and inserting “Under Secretary of*
16 *Agriculture for Farm Services”; and*

17 (2) *in subsection (c)(1), by striking “and foreign*
18 *agricultural”.*

19 (c) *PERMANENT AUTHORITY.*—Section 296(b) of the
20 *Department of Agriculture Reorganization Act of 1994 (7*
21 *U.S.C. 7014(b)) is amended—*

22 (1) *in paragraph (6)(C), by striking “or” at the*
23 *end;*

24 (2) *in paragraph (7), by striking the period at*
25 *the end and inserting a semicolon; and*

1 (3) by adding at the end the following new para-
2 graph:

3 “(8) the authority of the Secretary to establish in
4 the Department the position of Under Secretary of
5 Agriculture for Foreign Agricultural Services in ac-
6 cordance with section 225A;”.

7 **TITLE IV—NUTRITION**

8 **Subtitle A—Supplemental Nutrition** 9 **Assistance Program**

10 **SEC. 4001. PREVENTING PAYMENT OF CASH TO RECIPIENTS** 11 **OF SUPPLEMENTAL NUTRITION ASSISTANCE** 12 **BENEFITS FOR THE RETURN OF EMPTY BOT-** 13 **TLES AND CANS USED TO CONTAIN FOOD** 14 **PURCHASED WITH BENEFITS PROVIDED** 15 **UNDER THE PROGRAM.**

16 Section 3(k)(1) of the Food and Nutrition Act of 2008
17 (7 U.S.C. 2012(k)(1)) is amended—

18 (1) by striking “and hot foods” and inserting
19 “hot foods”; and

20 (2) by adding at the end the following: “and any
21 deposit fee in excess of amount of the State fee reim-
22 bursement (if any) required to purchase any food or
23 food product contained in a returnable bottle or can,
24 regardless of whether such fee is included in the shelf
25 price posted for such food or food product,”.

1 **SEC. 4002. RETAILERS.**

2 (a) *DEFINITION OF RETAIL FOOD STORE.*—Section
3 3(p)(1)(A) of the Food and Nutrition Act of 2008 (7 U.S.C.
4 2012(p)(1)(A)) is amended by striking “at least 2” and in-
5 serting “at least 3”.

6 (b) *ALTERNATIVE BENEFIT DELIVERY.*—Section 7(f)
7 of the Food and Nutrition Act of 2008 (7 U.S.C. 2016(f))
8 is amended—

9 (1) by striking paragraph (2) and inserting the
10 following:

11 “(2) *IMPOSITION OF COSTS.*—

12 “(A) *IN GENERAL.*—Except as provided in
13 subparagraph (B), the Secretary shall require
14 participating retailers (including restaurants
15 participating in a State option restaurant pro-
16 gram intended to serve the elderly, disabled, and
17 homeless) to pay 100 percent of the costs of ac-
18 quiring, and arrange for the implementation of,
19 electronic benefit transfer point-of-sale equipment
20 and supplies.

21 “(B) *EXEMPTIONS.*—The Secretary may ex-
22 empt from subparagraph (A)—

23 “(i) farmers’ markets and other direct-
24 to-consumer markets, military com-
25 missaries, nonprofit food buying coopera-
26 tives, and establishments, organizations,

1 *programs, or group living arrangements de-*
2 *scribed in paragraphs (5), (7), and (8) of*
3 *section 3(k); and*

4 *“(ii) establishments described in para-*
5 *graphs (3), (4), and (9) of section 3(k),*
6 *other than restaurants participating in a*
7 *State option restaurant program.”; and*

8 *(2) by adding at the end the following:*

9 *“(4) TERMINATION OF MANUAL VOUCHERS.—*

10 *“(A) IN GENERAL.—Effective beginning on*
11 *the effective date of this paragraph, except as*
12 *provided in subparagraph (B), no State shall*
13 *issue manual vouchers to a household that re-*
14 *ceives supplemental nutrition assistance under*
15 *this Act or allow retailers to accept manual*
16 *vouchers as payment, unless the Secretary deter-*
17 *mines that the manual vouchers are necessary,*
18 *such as in the event of an electronic benefit*
19 *transfer system failure or a disaster situation.*

20 *“(B) EXEMPTIONS.—The Secretary may ex-*
21 *empt categories of retailers or individual retail-*
22 *ers from subparagraph (A) based on criteria es-*
23 *tablished by the Secretary.*

24 *“(5) UNIQUE IDENTIFICATION NUMBER RE-*
25 *QUIRED.—In an effort to enhance the antifraud pro-*

1 *tectations of the program, the Secretary shall require all*
2 *parties providing electronic benefit transfer services to*
3 *provide for and maintain a unique business identi-*
4 *fication and a unique terminal identification number*
5 *information through the supplemental nutrition as-*
6 *sistance program electronic benefit transfer trans-*
7 *action routing system. In developing the regulations*
8 *implementing this paragraph, the Secretary shall con-*
9 *sider existing commercial practices for other point-of-*
10 *sale debit transactions. The Secretary shall issue pro-*
11 *posed regulations implementing this paragraph not*
12 *earlier than 2 years after the date of enactment of this*
13 *paragraph.”.*

14 *(c) ELECTRONIC BENEFIT TRANSFERS.—Section*
15 *7(h)(3)(B) of the Food and Nutrition Act of 2008 (7 U.S.C.*
16 *2016(h)(3)(B)) is amended by striking “is operational—”*
17 *and all that follows through “(ii) in the case of other par-*
18 *ticipating stores,” and inserting “is operational”.*

19 *(d) APPROVAL OF RETAIL FOOD STORES AND WHOLE-*
20 *SALE FOOD CONCERNS.—Section 9 of the Food and Nutri-*
21 *tion Act of 2008 (7 U.S.C. 2018) is amended—*

22 *(1) in the 2d sentence of subsection (a)(1) by*
23 *striking “; and (C)” and inserting “; (C) whether the*
24 *applicant is located in an area with significantly*
25 *limited access to food; and (D)”;* and

1 (2) *by adding at the end the following:*

2 “(g) *EBT SERVICE REQUIREMENT.*—*An approved re-*
3 *tail food store shall provide adequate EBT service as de-*
4 *scribed in section 7(h)(3)(B).”.*

5 **SEC. 4003. ENHANCING SERVICES TO ELDERLY AND DIS-**
6 **ABLED SUPPLEMENTAL NUTRITION ASSIST-**
7 **ANCE PROGRAM PARTICIPANTS.**

8 (a) *ENHANCING SERVICES TO ELDERLY AND DIS-*
9 *ABLED PROGRAM PARTICIPANTS.*—*Section 3(p) of the Food*
10 *and Nutrition Act of 2008 (7 U.S.C. 2012(p)) is amended—*

11 (1) *in paragraph (3) by striking “and” at the*
12 *end,*

13 (2) *in paragraph (4) by striking the period at*
14 *the end and inserting “; and”, and*

15 (3) *by inserting after paragraph (4) the fol-*
16 *lowing:*

17 “(5) *a governmental or private nonprofit food*
18 *purchasing and delivery service that—*

19 “(A) *purchases food for, and delivers such*
20 *food to, individuals who are—*

21 “(i) *unable to shop for food; and*

22 “(ii)(I) *not less than 60 years of age;*

23 *or*

24 “(II) *physically or mentally handi-*
25 *capped or otherwise disabled;*

1 “(B) clearly notifies the participating
2 household at the time such household places a
3 food order—

4 “(i) of any delivery fee associated with
5 the food purchase and delivery provided to
6 such household by such service; and

7 “(ii) that a delivery fee cannot be paid
8 with benefits provided under supplemental
9 nutrition assistance program; and

10 “(C) sells food purchased for such household
11 at the price paid by such service for such food
12 and without any additional cost markup.”.

13 (b) IMPLEMENTATION.—

14 (1) ISSUANCE OF RULES.—The Secretary of Ag-
15 riculture shall issue regulations that—

16 (A) establish criteria to identify a food pur-
17 chasing and delivery service referred to in sec-
18 tion 3(p)(5) of the Food and Nutrition Act of
19 2008 as amended by this Act, and

20 (B) establish procedures to ensure that such
21 service—

22 (i) does not charge more for a food
23 item than the price paid by the such service
24 for such food item,

1 (ii) offers food delivery service at no or
2 low cost to households under such Act,

3 (iii) ensures that benefits provided
4 under the supplemental nutrition assistance
5 program are used only to purchase food, as
6 defined in section 3 of such Act,

7 (iv) limits the purchase of food, and
8 the delivery of such food, to households eligi-
9 ble to receive services described in section
10 3(p)(5) of such Act as so amended,

11 (v) has established adequate safeguards
12 against fraudulent activities, including un-
13 authorized use of electronic benefit cards
14 issued under such Act, and

15 (vi) such other requirements as the Sec-
16 retary deems to be appropriate.

17 (2) *LIMITATION.*—Before the issuance of rules
18 under paragraph (1) , the Secretary of Agriculture
19 may not approve more than 20 food purchasing and
20 delivery services referred to in section 3(p)(5) of the
21 Food and Nutrition Act of 2008 as amended by this
22 Act, to participate as retail food stores under the sup-
23 plemental nutrition assistance program.

1 **SEC. 4004. FOOD DISTRIBUTION PROGRAM ON INDIAN RES-**
2 **ERVATIONS.**

3 *Section 4(b)(6)(F) of the Food and Nutrition Act of*
4 *2008 (7 U.S.C. 2013(b)(6)(F)) is amended by striking*
5 *“2012” and inserting “2018”.*

6 **SEC. 4005. UPDATING PROGRAM ELIGIBILITY.**

7 *Section 5 of the Food and Nutrition Act of 2008 (7*
8 *U.S.C. 2014) is amended—*

9 *(1) in the 2d sentence of subsection (a) by strik-*
10 *ing “households in which each member receives bene-*
11 *fits” and inserting “households in which each member*
12 *receives cash assistance”, and*

13 *(2) in subsection (j) by striking “or who receives*
14 *benefits under a State program” and inserting “or*
15 *who receives cash assistance under a State program”.*

16 **SEC. 4006. EXCLUSION OF MEDICAL MARIJUANA FROM EX-**
17 **CESS MEDICAL EXPENSE DEDUCTION.**

18 *Section 5(e)(5) of the Food and Nutrition Act of 2008*
19 *(7 U.S.C. 2014(e)(5)) is amended by adding at the end the*
20 *following:*

21 *“(C) EXCLUSION OF MEDICAL MARI-*
22 *JUANA.—The Secretary shall promulgate rules to*
23 *ensure that medical marijuana is not treated as*
24 *a medical expense for purposes of this para-*
25 *graph.”.*

1 **SEC. 4007. STANDARD UTILITY ALLOWANCES BASED ON**
2 **THE RECEIPT OF ENERGY ASSISTANCE PAY-**
3 **MENTS.**

4 *(a) STANDARD UTILITY ALLOWANCES IN THE SUPPLE-*
5 *MENTAL NUTRITION ASSISTANCE PROGRAM.—Section*
6 *5(e)(6)(C) of the Food and Nutrition Act of 2008 (7 U.S.C.*
7 *2014(e)(6)(C)) is amended—*

8 *(1) in clause (i) by inserting “, subject to clause*
9 *(iv)” after “Secretary”; and*

10 *(2) by striking subclause (I) of clause (iv) and*
11 *inserting the following:*

12 *“(I) IN GENERAL.—Subject to*
13 *subclause (II), if a State agency elects*
14 *to use a standard utility allowance*
15 *that reflects heating and cooling costs,*
16 *the standard utility allowance shall be*
17 *made available to households that re-*
18 *ceived a payment, or on behalf of*
19 *which a payment was made, under the*
20 *Low-Income Home Energy Assistance*
21 *Act of 1981 (42 U.S.C. 8621 et seq.) or*
22 *other similar energy assistance pro-*
23 *gram, if in the current month or in the*
24 *immediately preceding 12 months, the*
25 *household either received such pay-*
26 *ment, or such payment was made on*

1 *behalf of the household, that was great-*
2 *er than \$20 annually, as determined*
3 *by the Secretary.”; and*

4 **(b) CONFORMING AMENDMENT.**—*Section 2605(f)(2)(A)*
5 *of the Low-Income Home Energy Assistance Act of 1981*
6 *(42 U.S.C. 8624(f)(2)(A)) is amended by inserting before*
7 *the semicolon the following: “, except that, for purposes of*
8 *the supplemental nutrition assistance program established*
9 *under the Food and Nutrition Act of 2008 (7 U.S.C. 2011*
10 *et seq.), such payments or allowances were greater than \$20*
11 *annually, consistent with section 5(e)(6)(C)(iv)(I) of that*
12 *Act (7 U.S.C. 2014(e)(6)(C)(iv)(I)), as determined by the*
13 *Secretary of Agriculture”.*

14 **(c) EFFECTIVE DATE AND IMPLEMENTATION.**—

15 **(1) IN GENERAL.**—*Except as provided in para-*
16 *graph (2), this section and the amendments made by*
17 *this section shall take effect on October 1, 2013, and*
18 *shall apply with respect to certification periods that*
19 *begin after such date.*

20 **(2) STATE OPTION TO DELAY IMPLEMENTATION**
21 **FOR CURRENT RECIPIENTS.**—*A State may, at the op-*
22 *tion of the State, implement a policy that eliminates*
23 *or reduces the effect of the amendments made by this*
24 *section on households that received a standard utility*
25 *allowance as of the date of enactment of this Act, for*

1 *not more than a 180-day period that begins on the*
2 *date on which such amendments would otherwise*
3 *apply to the respective household.*

4 **SEC. 4008. ELIGIBILITY DISQUALIFICATIONS.**

5 *Section 6(e)(3)(B) of Food and Nutrition Act of 2008*
6 *(7 U.S.C. 2015(e)(3)(B)) is amended by striking “section;”*
7 *and inserting the following: “section, subject to the condi-*
8 *tion that the course or program of study—”*

9 *“(i) is part of a program of career and*
10 *technical education (as defined in section 3*
11 *of the Carl D. Perkins Career and Technical*
12 *Education Act of 2006 (20 U.S.C. 2302))*
13 *that may be completed in not more than 4*
14 *years at an institution of higher education*
15 *(as defined in section 102 of the Higher*
16 *Education Act of 1965 (20 U.S.C. 1002));*
17 *or*

18 *“(ii) is limited to remedial courses,*
19 *basic adult education, literacy, or English*
20 *as a second language;”.*

1 **SEC. 4009. ENDING SUPPLEMENTAL NUTRITION ASSIST-**
2 **ANCE PROGRAM BENEFITS FOR LOTTERY OR**
3 **GAMBLING WINNERS.**

4 (a) *IN GENERAL.*—Section 6 of the Food and Nutri-
5 tion Act of 2008 (7 U.S.C. 2015) is amended by adding
6 at the end the following:

7 “(r) *INELIGIBILITY FOR BENEFITS DUE TO RECEIPT*
8 *OF SUBSTANTIAL LOTTERY OR GAMBLING WINNINGS.*—

9 “(1) *IN GENERAL.*—Any household in which a
10 member receives substantial lottery or gambling
11 winnings, as determined by the Secretary, shall lose
12 eligibility for benefits immediately upon receipt of the
13 winnings.

14 “(2) *DURATION OF INELIGIBILITY.*—A household
15 described in paragraph (1) shall remain ineligible for
16 participation until the household meets the allowable
17 financial resources and income eligibility require-
18 ments under subsections (c), (d), (e), (f), (g), (i), (k),
19 (l), (m), and (n) of section 5.

20 “(3) *AGREEMENTS.*—As determined by the Sec-
21 retary, each State agency, to the maximum extent
22 practicable, shall establish agreements with entities
23 responsible for the regulation or sponsorship of gam-
24 ing in the State to determine whether individuals
25 participating in the supplemental nutrition assist-

1 *ance program have received substantial lottery or*
2 *gambling winnings.”.*

3 (b) *CONFORMING AMENDMENTS.—Section 5(a) of the*
4 *Food and Nutrition Act of 2008 (7 U.S.C. 2014(a)) is*
5 *amended in the 2d sentence by striking “sections 6(b),*
6 *6(d)(2), and 6(g)” and inserting “subsections (b), (d)(2),*
7 *(g), and (r) of section 6”.*

8 **SEC. 4010. IMPROVING SECURITY OF FOOD ASSISTANCE.**

9 *Section 7(h)(8) of the Food and Nutrition Act of 2008*
10 *(7 U.S.C. 2016(h)(8)) is amended—*

11 (1) *in the heading by striking “CARD FEE” and*
12 *inserting “OF CARDS”;*

13 (2) *by striking “A State” and inserting the fol-*
14 *lowing:*

15 “(A) *FEES.—A State*”; *and*

16 (3) *by adding after subparagraph (A) (as so des-*
17 *ignated by paragraph (2)) the following:*

18 “(B) *PURPOSEFUL LOSS OF CARDS.—*

19 “(i) *IN GENERAL.—Subject to terms*
20 *and conditions established by the Secretary*
21 *in accordance with clause (ii), if a house-*
22 *hold makes excessive requests for replace-*
23 *ment of the electronic benefit transfer card*
24 *of the household, the Secretary may require*
25 *a State agency to decline to issue a replace-*

1 *ment card to the household unless the house-*
2 *hold, upon request of the State agency, pro-*
3 *vides an explanation for the loss of the card.*

4 “(i) *REQUIREMENTS.*—*The terms and*
5 *conditions established by the Secretary shall*
6 *provide that—*

7 “(I) *the household be given the op-*
8 *portunity to provide the requested ex-*
9 *planation and meet the requirements*
10 *under this paragraph promptly;*

11 “(II) *after an excessive number of*
12 *lost cards, the head of the household*
13 *shall be required to review program*
14 *rights and responsibilities with State*
15 *agency personnel authorized to make*
16 *determinations under section 5(a); and*

17 “(III) *any action taken, including*
18 *actions required under section 6(b)(2),*
19 *other than the withholding of the elec-*
20 *tronic benefit transfer card until an*
21 *explanation described in subclause (I)*
22 *is provided, shall be consistent with the*
23 *due process protections under section*
24 *6(b) or 11(e)(10), as appropriate.*

1 “(C) *PROTECTING VULNERABLE PERSONS.*—
 2 *In implementing this paragraph, a State agency*
 3 *shall act to protect homeless persons, persons*
 4 *with disabilities, victims of crimes, and other*
 5 *vulnerable persons who lose electronic benefit*
 6 *transfer cards but are not intentionally commit-*
 7 *ting fraud.*

8 “(D) *EFFECT ON ELIGIBILITY.*—*While a*
 9 *State may decline to issue an electronic benefits*
 10 *transfer card until a household satisfies the re-*
 11 *quirements under this paragraph, nothing in*
 12 *this paragraph shall be considered a denial of, or*
 13 *limitation on, the eligibility for benefits under*
 14 *section 5.”.*

15 **SEC. 4011. DEMONSTRATION PROJECTS ON ACCEPTANCE**
 16 **OF BENEFITS OF MOBILE TRANSACTIONS.**

17 *Section 7(h) of the Food and Nutrition Act of 2008*
 18 *(7 U.S.C. 2016(h)) is amended by adding at the end the*
 19 *following:*

20 “(14) *DEMONSTRATION PROJECTS ON ACCEPT-*
 21 *ANCE OF BENEFITS OF MOBILE TRANSACTIONS.*—

22 “(A) *IN GENERAL.*—*The Secretary shall*
 23 *pilot the use of mobile technologies determined by*
 24 *the Secretary to be appropriate to test the feasi-*
 25 *bility and implications for program integrity, by*

1 *allowing retail food stores, farmers markets, and*
2 *other direct producer-to-consumer marketing out-*
3 *lets to accept benefits from recipients of supple-*
4 *mental nutrition assistance through mobile*
5 *transactions.*

6 “(B) *DEMONSTRATION PROJECTS.—To be*
7 *eligible to participate in a demonstration project*
8 *under subsection (a), a retail food store, farmers*
9 *market, or other direct producer-to-consumer*
10 *marketing outlet shall submit to the Secretary*
11 *for approval a plan that includes—*

12 “(i) *a description of the technology;*

13 “(ii) *the manner by which the retail*
14 *food store, farmers market or other direct*
15 *producer-to-consumer marketing outlet will*
16 *provide proof of the transaction to house-*
17 *holds;*

18 “(iii) *the provision of data to the Sec-*
19 *retary, consistent with requirements estab-*
20 *lished by the Secretary, in a manner that*
21 *allows the Secretary to evaluate the impact*
22 *of the demonstration on participant access,*
23 *ease of use, and program integrity; and*

24 “(iv) *such other criteria as the Sec-*
25 *retary may require.*

1 “(C) *DATE OF COMPLETION.*—*The dem-*
2 *onstration projects under this paragraph shall be*
3 *completed and final reports submitted to the Sec-*
4 *retary by not later than July 1, 2016.*”

5 “(D) *REPORT TO CONGRESS.*—*The Sec-*
6 *retary shall submit a report to the Committee on*
7 *Agriculture of the House of Representatives and*
8 *the Committee on Agriculture, Nutrition, and*
9 *Forestry of the Senate that includes a finding,*
10 *based on the data provided under subparagraph*
11 *(C) whether or not implementation in all States*
12 *is in the best interest of the supplemental nutri-*
13 *tion assistance program.”*

14 **SEC. 4012. USE OF BENEFITS FOR PURCHASE OF COMMU-**
15 **NITY-SUPPORTED AGRICULTURE SHARE.**

16 *Section 10 of the Food and Nutrition Act of 2008 (7*
17 *U.S.C. 2019) is amended in the 1st sentence by inserting*
18 *“agricultural producers who market agricultural products*
19 *directly to consumers shall be authorized to redeem benefits*
20 *for the initial cost of the purchase of a community-sup-*
21 *ported agriculture share,” after “food so purchased,”*

22 **SEC. 4013. RESTAURANT MEALS PROGRAM.**

23 *(a) IN GENERAL.*—*Section 11(e) of the Food and Nu-*
24 *trition Act of 2008 (7 U.S.C. 2020(e)) is amended—*

1 (1) *in paragraph (22) by striking “and” at the*
2 *end;*

3 (2) *in paragraph (23)(C) by striking the period*
4 *at the end and inserting “; and”; and*

5 (3) *by adding at the end the following:*

6 “(24) *if the State elects to carry out a program*
7 *to contract with private establishments to offer meals*
8 *at concessional prices, as described in paragraphs (3),*
9 *(4), and (9) of section 3(k)—*

10 “(A) *the plans of the State agency for oper-*
11 *ating the program, including—*

12 “(i) *documentation of a need that eli-*
13 *gible homeless, elderly, and disabled clients*
14 *are underserved in a particular geographic*
15 *area;*

16 “(ii) *the manner by which the State*
17 *agency will limit participation to only*
18 *those private establishments that the State*
19 *determines necessary to meet the need iden-*
20 *tified in clause (i); and*

21 “(iii) *any other conditions the Sec-*
22 *retary may prescribe, such as the level of se-*
23 *curity necessary to ensure that only eligible*
24 *recipients participate in the program; and*

1 “(B) a report by the State agency to the
2 Secretary annually, the schedule of which shall
3 be established by the Secretary, that includes—

4 “(i) the number of households and in-
5 dividual recipients authorized to partici-
6 pate in the program, including any infor-
7 mation on whether the individual recipient
8 is elderly, disabled, or homeless; and

9 “(ii) an assessment of whether the pro-
10 gram is meeting an established need, as doc-
11 umented under subparagraph (A)(i).”.

12 (b) *APPROVAL OF RETAIL FOOD STORES AND WHOLE-*
13 *SALE FOOD CONCERNS.*—Section 9 of the Food and Nutri-
14 *tion Act of 2008 (7 U.S.C. 2018) is amended by adding*
15 *at the end the following:*

16 “(h) *PRIVATE ESTABLISHMENTS.*—

17 “(1) *IN GENERAL.*—Subject to paragraph (2), no
18 private establishment that contracts with a State
19 agency to offer meals at concessional prices as de-
20 scribed in paragraphs (3), (4), and (9) of section 3(k)
21 may be authorized to accept and redeem benefits un-
22 less the Secretary determines that the participation of
23 the private establishment is required to meet a docu-
24 mented need in accordance with section 11(e)(24).

25 “(2) *EXISTING CONTRACTS.*—

1 “(A) *IN GENERAL.*—*If, on the day before the*
2 *effective date of this subsection, a State has en-*
3 *tered into a contract with a private establish-*
4 *ment described in paragraph (1) and the Sec-*
5 *retary has not determined that the participation*
6 *of the private establishment is necessary to meet*
7 *a documented need in accordance with section*
8 *11(e)(24), the Secretary shall allow the operation*
9 *of the private establishment to continue without*
10 *that determination of need for a period not to*
11 *exceed 180 days from the date on which the Sec-*
12 *retary establishes determination criteria, by reg-*
13 *ulation, under section 11(e)(24).*

14 “(B) *JUSTIFICATION.*—*If the Secretary de-*
15 *termines to terminate a contract with a private*
16 *establishment that is in effect on the effective*
17 *date of this subsection, the Secretary shall pro-*
18 *vide justification to the State in which the pri-*
19 *vate establishment is located for that termi-*
20 *nation.*

21 “(3) *REPORT TO CONGRESS.*—*Not later than 90*
22 *days after September 30, 2014, and 90 days after the*
23 *last day of each fiscal year thereafter, the Secretary*
24 *shall report to the Committee on Agriculture of the*
25 *House of Representatives and the Committee on Agri-*

1 *culture, Nutrition, and Forestry of the Senate on the*
2 *effectiveness of a program under this subsection using*
3 *any information received from States under section*
4 *11(e)(24) as well as any other information the Sec-*
5 *retary may have relating to the manner in which*
6 *benefits are used.”.*

7 *(c) CONFORMING AMENDMENTS.—Section 3(k) of the*
8 *Food and Nutrition Act of 2008 (7 U.S.C. 2012(k)) is*
9 *amended by inserting “subject to section 9(h)” after*
10 *“concessional prices” each place it appears.*

11 **SEC. 4014. MANDATING STATE IMMIGRATION**
12 **VERIFICATION.**

13 *Section 11(p) of the Food and Nutrition Act of 2008*
14 *(7 U.S.C. 2020(p)) is amended to read as follows:*

15 *“(p) STATE VERIFICATION OPTION.—In carrying out*
16 *the supplemental nutrition assistance program, a State*
17 *agency shall be required to use an income and eligibility,*
18 *or an immigration status, verification system established*
19 *under section 1137 of the Social Security Act (42 U.S.C.*
20 *1320b–7), in accordance with standards set by the Sec-*
21 *retary.”.*

1 **SEC. 4015. DATA EXCHANGE STANDARDIZATION FOR IM-**
2 **PROVED INTEROPERABILITY.**

3 (a) *DATA EXCHANGE STANDARDIZATION.*—Section 11
4 of the Food and Nutrition Act of 2008 (7 U.S.C. 2020) is
5 amended by adding at the end the following:

6 “(v) *DATA EXCHANGE STANDARDIZATION FOR IM-*
7 *PROVED INTEROPERABILITY.*—

8 “(1) *DATA EXCHANGE STANDARDS.*—

9 “(A) *DESIGNATION.*—The Secretary, in con-
10 sultation with an interagency work group which
11 shall be established by the Office of Management
12 and Budget, and considering State perspectives,
13 shall, by rule, designate a data exchange stand-
14 ard for any category of information required to
15 be reported under this Act.

16 “(B) *DATA EXCHANGE STANDARDS MUST BE*
17 *NONPROPRIETARY AND INTEROPERABLE.*—The
18 data exchange standard designated under sub-
19 paragraph (A) shall, to the extent practicable, be
20 nonproprietary and interoperable.

21 “(C) *OTHER REQUIREMENTS.*—In desig-
22 nating data exchange standards under this sub-
23 section, the Secretary shall, to the extent prac-
24 ticable, incorporate—

25 “(i) *interoperable standards developed*
26 *and maintained by an international vol-*

1 *untary consensus standards body, as defined*
2 *by the Office of Management and Budget,*
3 *such as the International Organization for*
4 *Standardization;*

5 *“(ii) interoperable standards developed*
6 *and maintained by intergovernmental part-*
7 *nerships, such as the National Information*
8 *Exchange Model; and*

9 *“(iii) interoperable standards devel-*
10 *oped and maintained by Federal entities*
11 *with authority over contracting and finan-*
12 *cial assistance, such as the Federal Acquisi-*
13 *tion Regulatory Council.*

14 *“(2) DATA EXCHANGE STANDARDS FOR REPORT-*
15 *ING.—*

16 *“(A) DESIGNATION.—The Secretary, in con-*
17 *sultation with an interagency work group estab-*
18 *lished by the Office of Management and Budget,*
19 *and considering State perspectives, shall, by rule,*
20 *designate data exchange standards to govern the*
21 *data reporting required under this part.*

22 *“(B) REQUIREMENTS.—The data exchange*
23 *standards required by subparagraph (A) shall, to*
24 *the extent practicable—*

1 “(i) incorporate a widely-accepted,
2 nonproprietary, searchable, computer-read-
3 able format;

4 “(ii) be consistent with and implement
5 applicable accounting principles; and

6 “(iii) be capable of being continually
7 upgraded as necessary.

8 “(C) *INCORPORATION OF NONPROPRIETARY*
9 *STANDARDS.—In designating reporting stand-*
10 *ards under this subsection, the Secretary shall, to*
11 *the extent practicable, incorporate existing non-*
12 *proprietary standards, such as the eXtensible*
13 *Markup Language.”.*

14 (b) *EFFECTIVE DATES.—*

15 (1) *DATA EXCHANGE STANDARDS.—The Sec-*
16 *retary of Agriculture shall issue a proposed rule*
17 *under section 11(v)(1) of the Food and Nutrition Act*
18 *of 2008 within 12 months after the effective date of*
19 *this section, and shall issue a final rule under such*
20 *section after public comment, within 24 months after*
21 *such effective date.*

22 (2) *DATA REPORTING STANDARDS.—The report-*
23 *ing standards required under section 11(v)(2) of such*
24 *Act shall become effective with respect to reports re-*
25 *quired in the first reporting period, after the effective*

1 *date of the final rule referred to in paragraph (1) of*
2 *this subsection, for which the authority for data col-*
3 *lection and reporting is established or renewed under*
4 *the Paperwork Reduction Act.*

5 **SEC. 4016. PILOT PROJECTS TO IMPROVE FEDERAL-STATE**
6 **COOPERATION IN IDENTIFYING AND REDUC-**
7 **ING FRAUD IN THE SUPPLEMENTAL NUTRI-**
8 **TION ASSISTANCE PROGRAM.**

9 *Section 12 of the Food and Nutrition Act of 2008 (7*
10 *U.S.C. 2021) is amended by adding at the end the following:*

11 “(i) *PILOT PROJECTS TO IMPROVE FEDERAL-STATE*
12 *COOPERATION IN IDENTIFYING AND REDUCING FRAUD IN*
13 *THE SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM.—*

14 “(1) *IN GENERAL.—The Secretary shall carry*
15 *out, under such terms and conditions as determined*
16 *by the Secretary, pilot projects to test innovative Fed-*
17 *eral-State partnerships to identify, investigate, and*
18 *reduce retailer fraud in the supplemental nutrition*
19 *assistance program, including allowing States to op-*
20 *erate retail Food Store investigation programs.*

21 “(2) *SELECTION CRITERIA.—Pilot projects shall*
22 *be selected based on criteria the Secretary establishes,*
23 *which shall include—*

24 “(A) *enhancing existing efforts by the Sec-*
25 *retary to reduce retailer fraud;*

1 “(B) requiring participant States to main-
2 tain their overall level of effort at addressing re-
3 cipient fraud, as determined by the Secretary,
4 prior to participation in the pilot project;

5 “(C) collaborating with other law enforce-
6 ment authorities as necessary to carry out an ef-
7 fective pilot project;

8 “(D) commitment of the participant State
9 agency to follow Federal rules and procedures
10 with respect to retailer investigations; and

11 “(E) the extent to which a State has com-
12 mitted resources to recipient fraud and the rel-
13 ative success of those efforts.

14 “(3) EVALUATION.—

15 “(A) The Secretary shall evaluate the
16 projects selected under this subsection to measure
17 the impact of the pilot projects.

18 “(B) Such evaluation shall include—

19 “(i) each pilot project’s impact on in-
20 creasing the Secretary’s capacity to address
21 retailer fraud;

22 “(ii) the effectiveness of the pilot
23 projects in identifying, preventing and re-
24 ducing retailer fraud; and

1 “(iii) the cost effectiveness of such pilot
2 projects.

3 “(4) *REPORT TO CONGRESS.*—Not later than
4 September 30, 2017, the Secretary shall submit to the
5 Committee on Agriculture of the House of Representa-
6 tives and the Committee on Agriculture, Nutrition
7 and Forestry of the Senate, a report that includes a
8 description of the results of each pilot project, includ-
9 ing an evaluation of the impact of the project on re-
10 tailer fraud and the costs associated with each pilot
11 project.

12 “(5) *FUNDING.*—Any costs incurred by the State
13 to operate the pilot projects in excess of the amount
14 expended under this Act for retailer fraud in the re-
15 spective State in the previous fiscal year shall not be
16 eligible for Federal reimbursement under this Act.”.

17 **SEC. 4017. PROHIBITING GOVERNMENT-SPONSORED RE-**
18 **CRUITMENT ACTIVITIES.**

19 (a) *ADMINISTRATIVE COST-SHARING AND QUALITY*
20 *CONTROL.*—Section 16(a)(4) of the Food and Nutrition Act
21 of 2008 (7 U.S.C. 2025(a)(4)) is amended by inserting after
22 “recruitment activities” the following: “designed to per-
23 suade an individual to apply for program benefits or that
24 promote the program via television, radio, or billboard ad-
25 vertisements”.

1 **(b) LIMITATION ON USE OF FUNDS AUTHORIZED TO**
2 **BE APPROPRIATED UNDER ACT.**—*Section 18 of the Food*
3 *and Nutrition Act of 2008 (7 U.S.C. 2027) is amended by*
4 *adding at the end the following:*

5 **“(g) BAN ON RECRUITMENT AND PROMOTION ACTIVI-**
6 **TIES.**—*(1) Except as provided in paragraph (2), no funds*
7 *authorized to be appropriated under this Act shall be used*
8 *by the Secretary for—*

9 **“(A) recruitment activities designed to persuade**
10 *an individual to apply for supplemental nutrition as-*
11 *sistance program benefits;*

12 **“(B) television, radio, or billboard advertise-**
13 *ments that are designed to promote supplemental nu-*
14 *trition assistance program benefits and enrollment; or*

15 **“(C) any agreements with foreign governments**
16 *designed to promote supplemental nutrition assistance*
17 *program benefits and enrollment.*

18 **“(2) Paragraph (1)(B) shall not apply to pro-**
19 *grammatic activities undertaken with respect to benefits*
20 *made available in response to a natural disaster.”.*

21 **(c) BAN ON RECRUITMENT ACTIVITIES BY ENTITIES**
22 **THAT RECEIVE FUNDS.**—*Section 18 of the Food and Nutri-*
23 *tion Act of 2008 (7 U.S.C. 2027) is amended by adding*
24 *at the end the following :*

1 “(h) *BAN ON RECRUITMENT BY ENTITIES THAT RE-*
2 *CEIVE FUNDS.*—*The Secretary shall issue regulations that*
3 *forbid entities that receive funds under this Act to com-*
4 *pensate any person for conducting outreach activities relat-*
5 *ing to participation in, or for recruiting individuals to*
6 *apply to receive benefits under, the supplemental nutrition*
7 *assistance program if the amount of such compensation*
8 *would be based on the number of individuals who apply*
9 *to receive such benefits.”.*

10 **SEC. 4018. REPEAL OF BONUS PROGRAM.**

11 *Section 16(d) of the Food and Nutrition Act of 2008*
12 *(7 U.S.C. 2025(d)) is repealed.*

13 **SEC. 4019. FUNDING OF EMPLOYMENT AND TRAINING PRO-**
14 **GRAMS.**

15 *Section 16(h)(1)(A) of the Food and Nutrition Act of*
16 *2008 (7 U.S.C. 2025(h)(1)(A)) is amended by striking*
17 *“\$90,000,000” and all that follows through “\$79,000,000”,*
18 *and inserting “\$79,000,000 for each fiscal year”.*

19 **SEC. 4020. MONITORING EMPLOYMENT AND TRAINING PRO-**
20 **GRAMS.**

21 *(a) REPORTING MEASURES.*—*Section 16(h)(5) of the*
22 *Food and Nutrition Act of 2008 (7 U.S.C. 2025(h)(5)) is*
23 *amended to read:*

24 “(5)(A) *IN GENERAL.*—*The Secretary shall mon-*
25 *itor the employment and training programs carried*

1 out by State agencies under section 6(d)(4) and assess
2 their effectiveness in—

3 “(i) preparing members of households par-
4 ticipating in the supplemental nutrition assist-
5 ance program for employment, including the ac-
6 quisition of basic skills necessary for employ-
7 ment; and

8 “(ii) increasing the numbers of household
9 members who obtain and retain employment sub-
10 sequent to their participation in such employ-
11 ment and training programs.

12 “(B) *REPORTING MEASURES.*—The Secretary, in
13 consultation with the Secretary of Labor, shall de-
14 velop reporting measures that identify improvements
15 in the skills, training education or work experience of
16 members of households participating in the supple-
17 mental nutrition assistance program. Measures shall
18 be based on common measures of performance for fed-
19 eral workforce training programs, so long as they re-
20 flect the challenges facing the types of members of
21 households participating in the supplemental nutri-
22 tion assistance program who participate in a specific
23 employment and training component. The Secretary
24 shall require that each State employment and train-
25 ing plan submitted under section 11(3)(19) identify

1 *appropriate reporting measures for each of their pro-*
2 *posed components that serve at least 100 people. Such*
3 *measures may include:*

4 “(i) *the percentage and number of program*
5 *participants who received employment and*
6 *training services and are in unsubsidized em-*
7 *ployment subsequent to the receipt of those serv-*
8 *ices;*

9 “(ii) *the percentage and number of program*
10 *participants who obtain a recognized postsec-*
11 *ondary credential, including a registered ap-*
12 *prenticeship, or a regular secondary school di-*
13 *ploma or its recognized equivalent, while partici-*
14 *pating in or within 1 year after receiving em-*
15 *ployment and training services;*

16 “(iii) *the percentage and number of pro-*
17 *gram participants who are in an education or*
18 *training program that is intended to lead to a*
19 *recognized postsecondary credential, including a*
20 *registered apprenticeship or on-the-job training*
21 *program, a regular secondary school diploma or*
22 *its recognized equivalent, or unsubsidized em-*
23 *ployment;*

24 “(iv) *subject to the terms and conditions set*
25 *by the Secretary, measures developed by each*

1 *State agency to assess the skills acquisition of*
2 *employment and training program participants*
3 *that reflect the goals of their specific employment*
4 *and training program components, which may*
5 *include, but are not limited to—*

6 *“(I) the percentage and number of pro-*
7 *gram participants who are meeting pro-*
8 *gram requirements in each component of the*
9 *State’s education and training program;*
10 *and*

11 *“(II) the percentage and number of*
12 *program participants who are gaining*
13 *skills likely to lead to employment as meas-*
14 *ured through testing, quantitative or quali-*
15 *tative assessment or other method; and*

16 *“(v) other indicators as approved by the*
17 *Secretary.*

18 *“(C) STATE REPORT.—Each State agency shall*
19 *annually prepare and submit to the Secretary a re-*
20 *port on the State’s employment and training program*
21 *that includes the numbers of supplemental nutrition*
22 *assistance program participants who have gained*
23 *skills, training, work or experience that will increase*
24 *their ability to obtain regular employment using*
25 *measures identified in subparagraph (B).*

1 “(D) *MODIFICATIONS TO THE STATE EMPLOY-*
2 *MENT AND TRAINING PLAN.*—*Subject to the terms and*
3 *conditions established by the Secretary, if the Sec-*
4 *retary determines that the state agency’s performance*
5 *with respect to employment and training outcomes is*
6 *inadequate, the Secretary may require the State agen-*
7 *cy to make modifications to their employment and*
8 *training plan to improve such outcomes.*

9 “(E) *PERIODIC EVALUATION.*—

10 “(i) *IN GENERAL.*—*Subject to terms and*
11 *conditions established by the Secretary, not later*
12 *than October 1, 2016, and not less frequently*
13 *than once every 5 years thereafter, the Secretary*
14 *shall conduct a study to review existing practice*
15 *and research to identify employment and train-*
16 *ing program components and practices that—*

17 “(I) *effectively assist members of house-*
18 *holds participating in the supplemental nu-*
19 *trition assistance program in gaining skills,*
20 *training, work, or experience that will in-*
21 *crease their ability to obtain regular em-*
22 *ployment, and*

23 “(II) *are best integrated with statewide*
24 *workforce development systems.*

1 “(i) *REPORT TO CONGRESS*.—The Sec-
2 retary shall submit a report that describes the re-
3 sults of the study under clause (i) to the Com-
4 mittee on Agriculture in the House of Represent-
5 atives, and the Committee on Agriculture, Nutri-
6 tion and Forestry in the Senate.”.

7 (b) *EFFECTIVE DATE*.—Notwithstanding section 4(c)
8 of the Food and Nutrition Act of 2008 (7 U.S.C. 2013(a)),
9 the Secretary shall issue interim final regulations imple-
10 menting the amendment made by subsection (a) no later
11 than 18 months after the date of enactment of this Act.
12 States shall include such reporting measures in their em-
13 ployment and training plans for the 1st fiscal year there-
14 after that begins no sooner than 6 months after the date
15 that such regulations are published.

16 **SEC. 4021. COOPERATION WITH PROGRAM RESEARCH AND**
17 **EVALUATION.**

18 Section 17 of the Food and Nutrition Act of 2008 (7
19 U.S.C. 2026) is amended by adding at the end the following:

20 “(l) *COOPERATION WITH PROGRAM RESEARCH AND*
21 *EVALUATION*.—States, State agencies, local agencies, insti-
22 tutions, facilities such as data consortiums, and contractors
23 participating in programs authorized under this Act shall
24 cooperate with officials and contractors acting on behalf of
25 the Secretary in the conduct of evaluations and studies

1 *under this Act and shall submit information at such time*
 2 *and in such manner as the Secretary may require.”.*

3 **SEC. 4022. PILOT PROJECTS TO REDUCE DEPENDENCY AND**
 4 **INCREASE WORK EFFORT IN THE SUPPLE-**
 5 **MENTAL NUTRITION ASSISTANCE PROGRAM.**

6 *Section 17 of the Food and Nutrition Act of 2008 (7*
 7 *U.S.C. 2026), as amended by section 4021, is amended by*
 8 *adding at the end the following:*

9 *“(m) PILOT PROJECTS TO REDUCE DEPENDENCY AND*
 10 *INCREASE WORK EFFORT IN THE SUPPLEMENTAL NUTRI-*
 11 *TION ASSISTANCE PROGRAM.—*

12 *“(1) IN GENERAL.—The Secretary shall carry*
 13 *out, under such terms and conditions as the Secretary*
 14 *considers to be appropriate, pilot projects to identify*
 15 *best practices for employment and training programs*
 16 *under this Act to raise the number of work registrants*
 17 *who obtain unsubsidized employment, increase their*
 18 *earned income, and reduce their reliance on public*
 19 *assistance, including but not limited to the supple-*
 20 *mental nutrition assistance program.*

21 *“(2) SELECTION CRITERIA.—Pilot projects shall*
 22 *be selected based on criteria the Secretary establishes,*
 23 *that shall include—*

24 *“(A) enhancing existing employment and*
 25 *training programs in the State;*

1 “(B) agreeing to participate in the evalua-
2 tion described in paragraph (3), including mak-
3 ing available data on participants’ employment
4 activities and post-participation employment,
5 earnings, and public benefit receipt;

6 “(C) collaborating with the State workforce
7 board and other job training programs in the
8 State and local area;

9 “(D) the extent to which the pilot project’s
10 components can be easily replicated by other
11 States or political subdivisions; and

12 “(E) such additional criteria that ensure
13 that the pilot projects—

14 “(i) target a variety of populations of
15 work registrants, including childless adults,
16 parents, and individuals with low skills or
17 limited work experience;

18 “(ii) are selected from a range of exist-
19 ing employment and training programs in-
20 cluding programs that provide—

21 “(I) section 20 workfare;

22 “(II) skills development for work
23 registrants with limited employment
24 history;

1 “(III) *post-employment support*
2 *services necessary for maintaining em-*
3 *ployment; and*

4 “(IV) *education leading to a rec-*
5 *ognized postsecondary credential, reg-*
6 *istered apprenticeship, or secondary*
7 *school diploma or its equivalent;*

8 “(iii) *are located in a range of geo-*
9 *graphic areas, including rural, urban, and*
10 *Indian reservations; and*

11 “(iv) *include participants who are ex-*
12 *empt and not exempt under section*
13 *(6)(d)(2).*

14 “(3) *EVALUATION.—The Secretary shall provide*
15 *for an independent evaluation of projects selected*
16 *under this subsection to measure the impact of the*
17 *pilot projects on the ability of each pilot project target*
18 *population to find and retain employment that leads*
19 *to increased household income and reduced depend-*
20 *ency, compared to what would have occurred in the*
21 *absence of the pilot project.*

22 “(4) *REPORT TO CONGRESS.—By September 30,*
23 *2017, the Secretary shall submit, to the Committee on*
24 *Agriculture of the House of Representatives and the*

1 *Committee on Agriculture, Nutrition, and Forestry of*
2 *the Senate, a report that includes a description of—*

3 “(A) *the results of each pilot project, includ-*
4 *ing an evaluation of the impact of the project on*
5 *the employment, income, and public benefit re-*
6 *ceipt of the targeted population of work reg-*
7 *istrants;*

8 “(B) *the Federal, State, and other costs of*
9 *each pilot project;*

10 “(C) *the planned dissemination of the re-*
11 *ports’ findings with State agencies; and*

12 “(D) *the steps and funding necessary to in-*
13 *corporate components of pilot projects that dem-*
14 *onstrate increased employment and earnings into*
15 *State employment and training programs.*

16 “(5) *FUNDING.—From amounts made available*
17 *to under section 18(a)(1), the Secretary shall make*
18 *\$10,000,000 available for each of the fiscal years*
19 *2014, 2015, and 2016 to carry out this subsection.*
20 *Such amounts shall remain available until expended.*

21 “(6) *USE OF FUNDS.—*

22 “(A) *Funds provided under this subsection*
23 *for pilot projects shall be used only for—*

24 “(i) *pilot projects that comply with the*
25 *provisions of this Act;*

1 “(ii) the costs and administration of
2 the pilot projects;

3 “(iii) the costs incurred in providing
4 information and data to the independent
5 evaluation under paragraph (3); and

6 “(iv) the costs of the evaluation under
7 paragraph (3).

8 “(B) Funds made available under this sub-
9 section may not be used to supplant non-Federal
10 funds used for existing employment and training
11 activities.”.

12 **SEC. 4023. AUTHORIZATION OF APPROPRIATIONS.**

13 Section 18(a)(1) of the Food and Nutrition Act of 2008
14 (7 U.S.C. 2027(a)(1)) is amended in the 1st sentence by
15 striking “2012” and inserting “2018”.

16 **SEC. 4024. LIMITATION ON USE OF BLOCK GRANT TO PUER-**
17 **TO RICO.**

18 Section 19(a)(2)(B) of the Food and Nutrition Act of
19 2008 (7 U.S.C. 2028(a)(2)(B)) is amended by adding at
20 the end the following:

21 “(iii) **LIMITATION ON USE OF**
22 **FUNDS.**—None of the funds made available
23 to the Commonwealth of Puerto Rico under
24 this subparagraph may be used to provide

1 *nutrition assistance in the form of cash ben-*
2 *efits.”.*

3 **SEC. 4025. ASSISTANCE FOR COMMUNITY FOOD PROJECTS.**

4 (a) *DEFINITION.*—Section 25(a)(1)(B)(i) of the Food
5 and Nutrition Act of 2008 (7 U.S.C. 2034(a)(1)(B)(i)) is
6 amended—

7 (1) in subclause (II) by striking “and” at the
8 end;

9 (2) in subclause (III) by striking “or” at the end
10 and inserting “and”; and

11 (3) by adding at the end the following:

12 “(IV) to provide incentives for the con-
13 sumption of fruits and vegetables among
14 low-income individuals; or”.

15 (b) *ADDITIONAL FUNDING.*—Section 25(b) of the Food
16 and Nutrition Act of 2008 (7 U.S.C. 2034) is amended by
17 adding at the end the following:

18 “(3) *FUNDING.*—

19 “(A) *IN GENERAL.*—Out of any funds in the
20 Treasury not otherwise appropriated, the Sec-
21 retary of the Treasury shall transfer to the Sec-
22 retary to carry out this section not less than
23 \$10,000,000 for fiscal year 2014 and each fiscal
24 year thereafter. Of the amount made available
25 under this subparagraph for each such fiscal

1 year, \$5,000,000 shall be available to carry out
2 subsection (a)(1)(B)(I)(IV).

3 “(B) RECEIPT AND ACCEPTANCE.—The Sec-
4 retary shall be entitled to receive, shall accept,
5 and shall use to carry out this section, the funds
6 transferred under subparagraph (A) without fur-
7 ther appropriation.

8 “(C) MAINTENANCE OF FUNDING.—The
9 funding provided under subparagraph (A) shall
10 supplement (and not supplant) other Federal
11 funding made available to the Secretary to carry
12 out this section.”.

13 **SEC. 4026. EMERGENCY FOOD ASSISTANCE.**

14 (a) PURCHASE OF COMMODITIES.—Section 27(a) of
15 the Food and Nutrition Act of 2008 (7 U.S.C. 2036(a)) is
16 amended—

17 (1) in paragraph (1) by striking “2008 through
18 2012” and inserting “2013 through 2018”;

19 (2) in paragraph (2)—

20 (A) by striking subparagraphs (A) and (B)
21 and inserting the following:

22 “(A) for fiscal year 2013, \$265,750,000;

23 “(B) for fiscal year 2014 the dollar amount
24 of commodities specified in subparagraph (A)
25 adjusted by the percentage by which the thrifty

1 *food plan has been adjusted under section*
2 *3(u)(4) between June 30, 2012 and June 30,*
3 *2013, and subsequently increased by*
4 *\$20,000,000;”;* and

5 *(B) in subparagraph (C)—*

6 *(i) by striking “2010 through 2012, the*
7 *dollar amount of commodities specified in”*
8 *and inserting “2015 through 2018, the total*
9 *amount of commodities under”; and*

10 *(ii) by striking “2008” and inserting*
11 *“2013”; and*

12 *(3) by adding at the end the following:*

13 *“(3) FUNDS AVAILABILITY.—For purposes of the*
14 *funds described in this subsection, the Secretary*
15 *shall—*

16 *“(A) make the funds available for 2 fiscal*
17 *years; and*

18 *“(B) allow States to carry over unexpended*
19 *balances to the next fiscal year pursuant to such*
20 *terms and conditions as are determined by the*
21 *Secretary.”.*

22 *(b) EMERGENCY FOOD PROGRAM INFRASTRUCTURE*
23 *GRANTS.—Section 209(d) of the Emergency Food Assist-*
24 *ance Act of 1983 (7 U.S.C. 7511a(d)) is amended by strik-*
25 *ing “2012” and inserting “2018”.*

1 **SEC. 4027. NUTRITION EDUCATION.**

2 *Section 28 of the Food and Nutrition Act of 2008 (7*
3 *U.S.C. 2036a) is amended—*

4 *(1) in subsection (b) by inserting “and physical*
5 *activity” after “healthy food choices”; and*

6 *(2) in subsection (d)(1)—*

7 *(A) in subparagraph (D) by striking*
8 *“\$401,000,000;” and inserting “\$375,000,000;*
9 *and”;*

10 *(B) by striking subparagraph (E); and*

11 *(C) in subparagraph (F) by striking “(F)*
12 *for fiscal year 2016” and inserting “(E) for fis-*
13 *cal year 2015”.*

14 **SEC. 4028. RETAILER TRAFFICKING.**

15 *The Food and Nutrition Act of 2008 (7 U.S.C. 2011*
16 *et seq.) is amended by adding at the end the following:*

17 **“SEC. 29. RETAILER TRAFFICKING.**

18 *“(a) PURPOSE.—The purpose of this section is to pro-*
19 *vide the Department of Agriculture with additional re-*
20 *sources to prevent trafficking in violation of this Act by*
21 *strengthening recipient and retailer program integrity. Ad-*
22 *ditional funds are provided to supplement the Department’s*
23 *payment accuracy, and retailer and recipient integrity ac-*
24 *tivities.*

25 *“(b) FUNDING.—*

1 “(1) *IN GENERAL.*—*Out of any funds in the*
2 *Treasury not otherwise appropriated, the Secretary of*
3 *the Treasury shall transfer to the Secretary to carry*
4 *out this section not less than \$5,000,000 for fiscal*
5 *year 2014 and each fiscal year thereafter.*

6 “(2) *RECEIPT AND ACCEPTANCE.*—*The Secretary*
7 *shall be entitled to receive, shall accept, and shall use*
8 *to carry out this section the funds transferred under*
9 *paragraph (1) without further appropriation.*

10 “(3) *MAINTENANCE OF FUNDING.*—*The funding*
11 *provided under paragraph (1) shall supplement (and*
12 *not supplant) other Federal funding for programs*
13 *carried out under this Act.”.*

14 **SEC. 4029. TECHNICAL AND CONFORMING AMENDMENTS.**

15 (a) *Section 3 of the Food and Nutrition Act of 2008*
16 *(7 U.S.C. 2012) is amended—*

17 (1) *in subsection (g) by striking “coupon,” the*
18 *last place it appears and inserting “coupon”;*

19 (2) *in subsection (k)(7) by striking “or are” and*
20 *inserting “and”;*

21 (3) *by striking subsection (l);*

22 (4) *by redesignating subsections (m) through (t)*
23 *as subsections (l) through (s), respectively; and*

24 (5) *by inserting after subsection (s) (as so redesi-*
25 *gnated) the following:*

1 “(t) ‘Supplemental nutritional assistance program’
2 means the program operated pursuant to this Act.”.

3 (b) Section 4(a) of the Food and Nutrition Act of 2008
4 (7 U.S.C. 2013(a)) is amended by striking “benefits” the
5 last place it appears and inserting “Benefits”.

6 (c) Section 5 of the Food and Nutrition Act of 2008
7 (7 U.S.C. 2014) is amended—

8 (1) in the last sentence of subsection (i)(2)(D) by
9 striking “section 13(b)(2)” and inserting “section
10 13(b)”; and

11 (2) in subsection (k)(4)(A) by striking “para-
12 graph (2)(H)” and inserting “paragraph (2)(G)”.

13 (d) Section 6(d)(4) of the Food and Nutrition Act of
14 2008 (7 U.S.C. 2015(d)(4)) is amended—

15 (1) in subparagraph (B)(vii) by moving the left
16 margin 4 ems to the left, and

17 (2) in subparagraph (F)(iii) by moving the left
18 margin 6 ems to the left.

19 (e) Section 7(h) of the Food and Nutrition Act of 2008
20 (7 U.S.C. 2016(h)) is amended by redesignating the 2d
21 paragraph (12) as paragraph (13).

22 (f) Section 12 of the Food and Nutrition Act of 2008
23 (7 U.S.C. 2021) is amended—

24 (1) in subsection (b)(3)(C) by striking “civil
25 money penalties” and inserting “civil penalties”; and

1 (2) in subsection (g)(1) by striking “(7 U.S.C.
2 1786)” and inserting “(42 U.S.C. 1786)”.

3 (g) Section 15(b)(1) of the Food and Nutrition Act of
4 2008 (7 U.S.C. 2024(b)(1)) is amended in the 1st sentence
5 by striking “an benefit” both places it appears and insert-
6 ing “a benefit”.

7 (h) Section 16(a) of the Food and Nutrition Act of
8 2008 (7 U.S.C. 2025(a)) is amended in the proviso fol-
9 lowing paragraph (8) by striking “, as amended.”.

10 (i) Section 18(e) of the Food and Nutrition Act of 2008
11 (7 U.S.C. 2027(e)) is amended in the 1st sentence by strik-
12 ing “sections 7(f)” and inserting “section 7(f)”.

13 (j) Section 22(b)(10)(B)(i) of the Food and Nutrition
14 Act of 2008 (7 U.S.C. 2031(b)(10)(B)(i)) is amended in the
15 last sentence by striking “Food benefits” and inserting
16 “Benefits”.

17 (k) Section 26(f)(3)(C) of the Food and Nutrition Act
18 of 2008 (7 U.S.C. 2035(f)(3)(C)) is amended by striking
19 “subsection” and inserting “subsections”.

20 (l) Section 27(a)(1) of the Food and Nutrition Act of
21 2008 (7 U.S.C. 2036(a)(1)) is amended by striking “(Public
22 Law 98–8; 7 U.S.C. 612c note)” and inserting “(7 U.S.C.
23 7515)”.

24 (m) Section 509 of the Older Americans Act of 1965
25 (42 U.S.C. 3056g) is amended in the section heading by

1 striking “**FOOD STAMP PROGRAMS**” and inserting
2 “**SUPPLEMENTAL NUTRITION ASSISTANCE PRO-**
3 **GRAM**”.

4 (n) Section 4115(c)(2)(H) of the Food, Conservation,
5 and Energy Act of 2008 (Public Law 110–246; 122 Stat.
6 1871) is amended by striking “531” and inserting “454”.

7 (o) Section 3803(c)(2)(C)(vii) of title 31 of the United
8 States Code is amended by striking “section 3(l)” and in-
9 serting “section 3(s)”.

10 (p) Section 115 of the Personal Responsibility and
11 Work Opportunity Reconciliation Act of 1996 (Public Law
12 104–193) is amended—

13 (1) in subsection (a)(2) by striking “section 3(l)”
14 and inserting “section 3(s)”;

15 (2) in subsection (b)(2) by striking “section 3(l)”
16 and inserting “section 3(s)”;

17 (3) in subsection (e)(2) by striking “section 3(l)”
18 and inserting “section 3(s)”.

19 (q) The Agriculture and Consumer Protection Act of
20 1973 (7 U.S.C. 612c) is amended—

21 (1) in section 4(a) by striking “Food Stamp Act
22 of 1977” and inserting “Food and Nutrition Act of
23 2008”; and

24 (2) in section 5—

1 (A) in subsection (i)(1) by striking “Food
2 Stamp Act of 1977” and inserting “Food and
3 Nutrition Act of 2008”; and

4 (B) in subsection (l)(2)(B) by striking
5 “Food Stamp Act of 1977” and inserting “Food
6 and Nutrition Act of 2008”.

7 (r) *The Social Security Act* (42 U.S.C. 301 et seq.)
8 is amended—

9 (1) in the heading of section 453(j)(10) by strik-
10 ing “FOOD STAMP” and inserting “SUPPLEMENTAL
11 NUTRITION ASSISTANCE”;

12 (2) in section 1137—

13 (A) in subsection (a)(5)(B) by striking
14 “food stamp” and inserting “supplemental nu-
15 trition assistance”; and

16 (B) in subsection (b)(4) by striking “food
17 stamp program under the Food Stamp Act of
18 1977” and inserting “supplemental nutrition as-
19 sistance program under the Food and Nutrition
20 Act of 2008”; and

21 (3) in the heading of section 1631(n) by striking
22 “FOOD STAMP” and inserting “SUPPLEMENTAL NU-
23 TRITION ASSISTANCE”.

1 **SEC. 4030. TOLERANCE LEVEL FOR EXCLUDING SMALL ER-**
2 **RORS.**

3 *The Secretary shall set the tolerance level for excluding*
4 *small errors for the purposes of section 16(c) of the Food*
5 *and Nutrition Act of 2008 (7 U.S.C. 2025(c))—*

6 *(1) for fiscal year 2014 at an amount no greater*
7 *than \$25; and*

8 *(2) for each fiscal year thereafter, the amount*
9 *specified in paragraph (1) adjusted by the percentage*
10 *by which the thrifty food plan is adjusted under sec-*
11 *tion 3(u)(4) of such Act between June 30, 2012, and*
12 *June 30 of the immediately preceding fiscal year.*

13 **SEC. 4031. COMMONWEALTH OF THE NORTHERN MARIANA**
14 **ISLANDS PILOT PROGRAM.**

15 *(a) STUDY.—*

16 *(1) IN GENERAL.—Prior to establishing the pilot*
17 *program under subsection (b), the Secretary shall con-*
18 *duct a study to be completed not later than 2 years*
19 *after the effective date of this section to assess—*

20 *(A) the capabilities of the Commonwealth of*
21 *the Northern Mariana Islands to operate the*
22 *supplemental nutrition assistance program in*
23 *the same manner in which the program is oper-*
24 *ated in the States (as defined in section 3 of the*
25 *Food and Nutrition Act (7 U.S.C. 2011 et seq));*
26 *and*

1 (B) *alternative models of the supplemental*
2 *nutrition assistance program operation and ben-*
3 *efit delivery that best meet the nutrition assist-*
4 *ance needs of the Commonwealth of the Northern*
5 *Mariana Islands.*

6 (2) *SCOPE.—The study conducted under para-*
7 *graph (1)(A) will assess the capability of the Com-*
8 *monwealth to fulfill the responsibilities of a State*
9 *agency, including—*

10 (A) *extending and limiting participation to*
11 *eligible households, as prescribed by sections 5*
12 *and 6 of the Act;*

13 (B) *issuing benefits through EBT cards, as*
14 *prescribed by section 7 of the Act;*

15 (C) *maintaining the integrity of the pro-*
16 *gram, including operation of a quality control*
17 *system, as prescribed by section 16(c) of the Act;*

18 (D) *implementing work requirements, in-*
19 *cluding operating an employment and training*
20 *program, as prescribed by section 6(d) of the Act;*
21 *and*

22 (E) *paying a share of administrative costs*
23 *with non-Federal funds, as prescribed by section*
24 *16(a) of the Act.*

1 (b) *ESTABLISHMENT.*—If the Secretary determines
2 that a pilot program is feasible, the Secretary shall establish
3 a pilot program for the Commonwealth of the Northern
4 Mariana Islands to operate the supplemental nutrition as-
5 sistance program in the same manner in which the program
6 is operated in the States.

7 (c) *SCOPE.*—The Secretary shall utilize the informa-
8 tion obtained from the study conducted under subsection (a)
9 to establish the scope of the pilot program established under
10 subsection (b).

11 (d) *REPORT.*—Not later than June 30, 2019, the Sec-
12 retary shall submit to the Committee on Agriculture of the
13 House of Representatives and the Committee on Agri-
14 culture, Nutrition, and Forestry of the Senate a report on
15 the pilot program carried out under this section, including
16 an analysis of the feasibility of operating in the Common-
17 wealth of the Northern Mariana Islands the supplemental
18 nutrition assistance program as it is operated in the States.

19 (e) *FUNDING.*—

20 (1) *STUDY.*—Of the funds made available under
21 section 18(a)(1) of the Food and Nutrition Act of
22 2008, the Secretary may use not more than
23 \$1,000,000 in each of fiscal years 2014 and 2015 to
24 conduct the study described in subsection (a).

1 (2) *PILOT PROGRAM.*—*Of the funds made avail-*
2 *able under section 18(a)(1) of the Food and Nutrition*
3 *Act of 2008, for the purposes of establishing and car-*
4 *rying out the pilot program established under sub-*
5 *section (b) of this section, including the Federal costs*
6 *for providing technical assistance to the Common-*
7 *wealth, authorizing and monitoring retail food stores,*
8 *and assessing pilot operations, the Secretary may use*
9 *not more than—*

10 (A) *\$13,500,000 in fiscal year 2016; and*

11 (B) *\$8,500,000 in each of fiscal years 2017*
12 *and 2018.*

13 **SEC. 4032. ANNUAL STATE REPORT ON VERIFICATION OF**
14 **SNAP PARTICIPATION.**

15 (a) *ANNUAL REPORT.*—*Not later 1 year after the date*
16 *specified by the Secretary in the 180-period beginning on*
17 *the date of the enactment of this Act, and annually there-*
18 *after, each State agency that carries out the supplemental*
19 *nutrition assistance program shall submit to the Secretary*
20 *a report containing sufficient information for the Secretary*
21 *to determine whether the State agency has, for the then most*
22 *recently concluded fiscal year preceding such annual date,*
23 *verified that households to which such State agency pro-*
24 *vided such assistance in such fiscal year—*

1 (1) *in paragraphs (1) and (2)(B) of subsection*
2 *(a) by striking “2012” each place it appears and in-*
3 *serting “2018”;*

4 (2) *in the 1st sentence of subsection (d)(2) by*
5 *striking “2012” and inserting “2018”;*

6 (3) *by striking subsection (g) and inserting the*
7 *following:*

8 “*(g) ELIGIBILITY.—Except as provided in subsection*
9 *(m), the States shall only provide assistance under the com-*
10 *modity supplemental food program to low-income individ-*
11 *uals aged 60 and older.”; and*

12 (4) *by adding at the end the following:*

13 “*(m) PHASE-OUT.—Notwithstanding any other provi-*
14 *sion of law, an individual who receives assistance under*
15 *the commodity supplemental food program on the day be-*
16 *fore the effective date of this subsection shall continue to*
17 *receive that assistance until the date on which the indi-*
18 *vidual no longer qualifies for assistance under the eligibility*
19 *criteria for the program in effect on the day before the effec-*
20 *tive date of this subsection.”.*

21 **SEC. 4103. DISTRIBUTION OF SURPLUS COMMODITIES TO**

22 **SPECIAL NUTRITION PROJECTS.**

23 *Section 1114(a)(2)(A) of the Agriculture and Food Act*
24 *of 1981 (7 U.S.C. 1431e(2)(A)) is amended in the 1st sen-*
25 *tence by striking “2012” and inserting “2018”.*

1 **SEC. 4104. PROCESSING OF COMMODITIES.**

2 (a) Section 17 of the Commodity Distribution Reform
3 Act and WIC Amendments of 1987 (7 U.S.C. 612c note)
4 is amended by—

5 (1) striking the heading and inserting “**COM-**
6 **MODITY DONATIONS AND PROCESSING**”; and

7 (2) adding at the end the following:

8 “(c) *PROCESSING.*—For any program included in sub-
9 section (b), the Secretary may, notwithstanding any other
10 provision of State or Federal law relating to the procure-
11 ment of goods and services—

12 “(1) retain title to commodities delivered to a
13 processor, on behalf of a State (including a State dis-
14 tributing agency and a recipient agency), until such
15 time as end products containing such commodities, or
16 similar commodities as approved by the Secretary,
17 are delivered to a State distributing agency or to a
18 recipient agency; and

19 “(2) promulgate regulations to ensure account-
20 ability for commodities provided to a processor for
21 processing into end products, and to facilitate proc-
22 essing of commodities into end products for use by re-
23 cipient agencies. Such regulations may provide
24 that—

25 “(A) a processor that receives commodities
26 for processing into end products, or provides a

1 *service with respect to such commodities or end*
2 *products, in accordance with its agreement with*
3 *a State distributing agency or a recipient agen-*
4 *cy, provide to the Secretary a bond or other*
5 *means of financial assurance to protect the value*
6 *of such commodities; and*

7 *“(B) in the event a processor fails to deliver*
8 *to a State distributing agency or a recipient*
9 *agency an end product in conformance with the*
10 *processing agreement entered into under this Act,*
11 *the Secretary take action with respect to the*
12 *bond or other means of financial assurance pur-*
13 *suant to regulations promulgated under this*
14 *paragraph and distribute any proceeds obtained*
15 *by the Secretary to one or more State distrib-*
16 *uting agencies and recipient agencies as deter-*
17 *mined appropriate by the Secretary.”.*

18 *(b) DEFINITIONS.—Section 18 of the Commodity Dis-*
19 *tribution Reform Act and WIC Amendments of 1987 (7*
20 *U.S.C. 612c note) is amended by striking paragraphs (1)*
21 *and (2) and inserting the following:*

22 *“(1) The term ‘commodities’ means agricultural*
23 *commodities and their products that are donated by*
24 *the Secretary for use by recipient agencies.*

1 “(2) *The term ‘end product’ means a food prod-*
2 *uct that contains processed commodities.’.*”

3 (c) *TECHNICAL AND CONFORMING AMENDMENTS.—*
4 *Section 3 of the Commodity Distribution Reform Act and*
5 *WIC Amendments of 1987 (7 U.S.C. 612c note; Public Law*
6 *100–237) is amended—*

7 (1) *in subsection (a)—*

8 (A) *in paragraph (2) by striking subpara-*
9 *graph (B) and inserting the following:*

10 “(B) *the program established under section*
11 *4(b) of the Food and Nutrition Act of 2008 (7*
12 *U.S.C. 2013(b));”;* and

13 (B) *in paragraph (3)(D) by striking “the*
14 *Committee on Education and Labor” and insert-*
15 *ing “the Committee on Education and the Work-*
16 *force”;*

17 (2) *in subsection (b)(1)(A)(ii) by striking “sec-*
18 *tion 32 of the Agricultural Adjustment Act (7 U.S.C.*
19 *601 et seq.)” and inserting “section 32 of the Act of*
20 *August 24, 1935 (7 U.S.C. 612c);”;*

21 (3) *in subsection (e)(1)(D)(iii) by striking sub-*
22 *clause (II) and inserting the following:*

23 “(II) *the program established*
24 *under section 4(b) of the Food and Nu-*

1 *trition Act of 2008 (7 U.S.C.*
2 *2013(b));”;* and

3 *(4) in subsection (k) by striking “the Committee*
4 *on Education and Labor” and inserting “the Com-*
5 *mittee on Education and the Workforce”.*

6 ***Subtitle C—Miscellaneous***

7 ***SEC. 4201. FARMERS’ MARKET NUTRITION PROGRAM.***

8 *Section 4402 of the Farm Security and Rural Invest-*
9 *ment Act of 2002 (7 U.S.C. 3007) is amended—*

10 *(1) in the section heading by striking “SEN-*
11 ***IORS*”;**

12 *(2) by amending subsection (a) to read as fol-*
13 *lows:*

14 *“(a) FUNDING.—*

15 *“(1) IN GENERAL.—Of the funds of the Com-*
16 *modity Credit Corporation, the Secretary of Agri-*
17 *culture shall use to carry out and expand the farmers*
18 *market nutrition program \$20,600,000 for each of fis-*
19 *cal years 2014 through 2018.*

20 *“(2) ADDITIONAL FUNDING.—There is authorized*
21 *to be appropriated such sums as are necessary to*
22 *carry out this subsection for each of the fiscal years*
23 *specified in paragraph (1).”;*

24 *(3) in subsection (b)—*

1 (A) in the matter preceding paragraph (1),
2 by striking “seniors”; and

3 (B) in paragraph (1) by inserting “, and
4 low-income families who are determined to be at
5 nutritional risk” after “low-income seniors”;

6 (4) in subsection (c) by striking “seniors”;

7 (5) in subsection (d) by striking “seniors”;

8 (6) in subsection (e) by striking “seniors”;

9 (7) by redesignating subsections (c), (d), (e), and
10 (f) as subsections (d), (e), (f), and (g), respectively;
11 and

12 (8) by inserting after subsection (b) the fol-
13 lowing:

14 “(c) *STATE GRANTS AND OTHER ASSISTANCE.*—*The*
15 *Secretary shall carry out the Program through grants and*
16 *other assistance provided in accordance with agreements*
17 *made with States, for implementation through State agen-*
18 *cies and local agencies, that include provisions—*

19 “(1) *for the issuance of coupons or vouchers to*
20 *participating individuals;*

21 “(2) *establishing an appropriate annual percent-*
22 *age limitation on the use of funds for administrative*
23 *costs; and*

24 “(3) *specifying other terms and conditions as the*
25 *Secretary deems appropriate to encourage expanding*

1 *the participation of small scale farmers in Federal*
 2 *nutrition programs.”.*

3 **SEC. 4202. NUTRITION INFORMATION AND AWARENESS**
 4 **PILOT PROGRAM.**

5 *Section 4403 of the Farm Security and Rural Invest-*
 6 *ment Act of 2002 (7 U.S.C. 3171 note; Public Law 107-*
 7 *171) is repealed.*

8 **SEC. 4203. FRESH FRUIT AND VEGETABLE PROGRAM.**

9 *Section 19 of the Richard B. Russell National School*
 10 *Lunch Act (42 U.S.C. 1769a) is amended—*

11 (1) *in the section heading, by striking “FRESH”;*

12 (2) *in subsection (a), by striking “fresh”;*

13 (3) *in subsection (b), by striking “fresh”; and*

14 (4) *in subsection (e), by striking “fresh”.*

15 **SEC. 4204. ADDITIONAL AUTHORITY FOR PURCHASE OF**
 16 **FRESH FRUITS, VEGETABLES, AND OTHER**
 17 **SPECIALTY FOOD CROPS.**

18 *Section 10603 of the Farm Security and Rural Invest-*
 19 *ment Act of 2002 (7 U.S.C. 612c–4) is amended—*

20 (1) *in subsection (b), by striking “2012” and in-*
 21 *serting “2018”;*

22 (2) *by redesignating subsection (c) as subsection*
 23 *(d); and*

24 (3) *by inserting after subsection (b) the fol-*
 25 *lowing:*

1 “(c) *PILOT GRANT PROGRAM FOR PURCHASE OF*
2 *FRESH FRUITS AND VEGETABLES.*—

3 “(1) *IN GENERAL.*—Using amounts made avail-
4 able to carry out subsection (b), the Secretary of Agri-
5 culture shall conduct a pilot program under which the
6 Secretary will give not more than five participating
7 States the option of receiving a grant in an amount
8 equal to the value of the commodities that the partici-
9 pating State would otherwise receive under this sec-
10 tion for each of fiscal years 2014 through 2018.

11 “(2) *USE OF GRANT FUNDS.*—A participating
12 State receiving a grant under this subsection may use
13 the grant funds solely to purchase fresh fruits and
14 vegetables for distribution to schools and service insti-
15 tutions in the State that participate in the food serv-
16 ice programs under the Richard B. Russell National
17 School Lunch Act (42 U.S.C. 1751 et seq.) and the
18 Child Nutrition Act of 1966 (42 U.S.C. 1771 et seq.).

19 “(3) *SELECTION OF PARTICIPATING STATES.*—
20 The Secretary shall select participating States from
21 applications submitted by the States.

22 “(4) *REPORTING REQUIREMENTS.*—

23 “(A) *SCHOOL AND SERVICE INSTITUTION*
24 *REQUIREMENT.*—Schools and service institutions
25 in a participating State shall keep records of

1 *purchases of fresh fruits and vegetables made*
2 *using the grant funds and report such records to*
3 *the State.*

4 “(B) *STATE REQUIREMENT.*—*Each partici-*
5 *pating State shall submit to the Secretary a re-*
6 *port on the success of the pilot program in the*
7 *State, including information on—*

8 “(i) *the amount and value of each type*
9 *of fresh fruit and vegetable purchased by the*
10 *State; and*

11 “(ii) *the benefit provided by such pur-*
12 *chases in conducting the school food service*
13 *in the State, including meeting school meal*
14 *requirements.”.*

15 **SEC. 4205. ENCOURAGING LOCALLY AND REGIONALLY**
16 **GROWN AND RAISED FOOD.**

17 “(a) *COMMODITY PURCHASE STREAMLINING.*—*The Sec-*
18 *retary may permit each school food authority with a low*
19 *annual commodity entitlement value, as determined by the*
20 *Secretary, to elect to substitute locally and regionally grown*
21 *and raised food for the authority’s allotment, in whole or*
22 *in part, of commodity assistance for the school meal pro-*
23 *grams under the Richard B. Russell National School Lunch*
24 *Act (42 U.S.C. 1751 et seq.) and the Child Nutrition Act*
25 *of 1966 (42 U.S.C. 1771 et seq.), if—*

1 (1) *the election is requested by the school food*
2 *authority;*

3 (2) *the Secretary determines that the election*
4 *will reduce State and Federal administrative costs;*
5 *and*

6 (3) *the election will provide the school food au-*
7 *thority with greater flexibility to purchase locally and*
8 *regionally grown and raised foods.*

9 **(b) FARM-TO-SCHOOL DEMONSTRATION PROGRAMS.—**

10 (1) *IN GENERAL.—The Secretary may establish*
11 *farm-to-school demonstration programs under which*
12 *school food authorities, agricultural producers pro-*
13 *ducing for local and regional markets, and other*
14 *farm-to-school stakeholders will collaborate with the*
15 *Agriculture Marketing Service to, on a cost neutral*
16 *basis, source food for the school meal programs under*
17 *the Richard B. Russell National School Lunch Act*
18 *(42 U.S.C. 1751 et seq.) and the Child Nutrition Act*
19 *of 1966 (42 U.S.C. 1771 et seq.) from local farmers*
20 *and ranchers in lieu of the commodity assistance pro-*
21 *vided to the school food authorities for the school meal*
22 *programs.*

23 (2) *REQUIREMENTS.—*

24 (A) *IN GENERAL.—Each demonstration pro-*
25 *gram carried out under this subsection shall—*

1 (i) facilitate and increase the purchase
2 of unprocessed and minimally processed lo-
3 cally and regionally grown and raised agri-
4 cultural products to be served under the
5 school meal programs;

6 (ii) test methods to improve procure-
7 ment, transportation, and meal preparation
8 processes for the school meal programs;

9 (iii) assess whether administrative
10 costs can be saved through increased school
11 food authority flexibility to source locally
12 and regionally produced foods for the school
13 meal programs; and

14 (iv) undertake rigorous evaluation and
15 share information about results of the dem-
16 onstration program, including cost savings,
17 with the Secretary, other school food au-
18 thorities, agricultural producers producing
19 for the local and regional market, and the
20 general public.

21 (B) PLANS.—In order to be selected to carry
22 out a demonstration program under this sub-
23 section, a school food authority shall submit to
24 the Secretary a plan at such time and in such
25 manner as the Secretary may require, and con-

1 *taining information with respect to the require-*
2 *ments described in clauses (i) through (iv) of*
3 *subparagraph (A).*

4 (3) *TECHNICAL ASSISTANCE.*—*The Secretary*
5 *shall provide technical assistance to demonstration*
6 *program participants to assist such participants to*
7 *acquire bids from potential vendors in a timely and*
8 *cost-effective manner.*

9 (4) *LENGTH.*—*The Secretary shall determine the*
10 *appropriate length of time for each demonstration*
11 *program under this subsection.*

12 (5) *COORDINATION.*—*The Secretary shall coordi-*
13 *nate among relevant agencies of the Department of*
14 *Agriculture and non-governmental organizations with*
15 *appropriate expertise to facilitate the provision of*
16 *training and technical assistance necessary to success-*
17 *fully carry out demonstration programs under this*
18 *subsection.*

19 (6) *NUMBER.*—*Subject to the availability of*
20 *funds to carry out this subsection, the Secretary shall*
21 *select at least 10 demonstration programs to be car-*
22 *ried out under this subsection.*

23 (7) *DIVERSITY AND BALANCE.*—*In selecting dem-*
24 *onstration programs to be carried out under this sub-*

1 *section, the Secretary shall, to the maximum extent*
2 *practicable, ensure—*

3 *(A) geographical diversity;*

4 *(B) that at least half of the demonstration*
5 *programs are completed in collaboration with*
6 *school food authorities with small annual com-*
7 *modity entitlements, as determined by the Sec-*
8 *retary;*

9 *(C) that at least half of the demonstration*
10 *programs are completed in rural or tribal com-*
11 *munities;*

12 *(D) equitable treatment of school food au-*
13 *thorities with a high percentage of students eligi-*
14 *ble for free or reduced price lunches, as deter-*
15 *mined by the Secretary; and*

16 *(E) that at least one of the demonstration*
17 *programs is completed on a military installation*
18 *as defined in section 2687(e)(1) of title 10,*
19 *United States Code.*

20 **SEC. 4206. REVIEW OF PUBLIC HEALTH BENEFITS OF WHITE**
21 **POTATOES.**

22 *The Secretary shall conduct a review of the economic*
23 *and public health benefits of white potatoes on low-income*
24 *families who are determined to be at nutritional risk. Not*
25 *later than 1 year after the date of the enactment of this*

1 *Act, the Secretary shall report the findings of this review*
2 *to the Committee on Agriculture of the House of Representa-*
3 *tives and the Committee on Agriculture, Nutrition, and*
4 *Forestry of the Senate.*

5 **SEC. 4207. HEALTHY FOOD FINANCING INITIATIVE.**

6 *(a) IN GENERAL.—Subtitle D of title II of the Depart-*
7 *ment of Agriculture Reorganization Act of 1994 (7 U.S.C.*
8 *6951 et seq.) is amended by adding at the end the following:*

9 **“SEC. 242. HEALTHY FOOD FINANCING INITIATIVE.**

10 *“(a) PURPOSE.—The purpose of this section is to en-*
11 *hance the authorities of the Secretary to support efforts to*
12 *provide access to healthy food by establishing an initiative*
13 *to improve access to healthy foods in underserved areas, to*
14 *create and preserve quality jobs, and to revitalize low-in-*
15 *come communities by providing loans and grants to eligible*
16 *fresh, healthy food retailers to overcome the higher costs and*
17 *initial barriers to entry in underserved areas.*

18 *“(b) DEFINITIONS.—In this section:*

19 *“(1) COMMUNITY DEVELOPMENT FINANCIAL IN-*
20 *STITUTION.—The term ‘community development fi-*
21 *nancial institution’ has the meaning given the term*
22 *in section 103 of the Community Development Bank-*
23 *ing and Financial Institutions Act of 1994 (12*
24 *U.S.C. 4702).*

1 “(2) *INITIATIVE*.—The term ‘*Initiative*’ means
2 the *Healthy Food Financing Initiative* established
3 under subsection (c)(1).

4 “(3) *NATIONAL FUND MANAGER*.—The term ‘*na-*
5 *tional fund manager*’ means a community develop-
6 ment financial institution that is—

7 “(A) in existence on the date of enactment
8 of this section; and

9 “(B) certified by the *Community Develop-*
10 *ment Financial Institution Fund* of the *Depart-*
11 *ment of Treasury* to manage the *Initiative* for
12 purposes of—

13 “(i) raising private capital;

14 “(ii) providing financial and technical
15 assistance to partnerships; and

16 “(iii) funding eligible projects to at-
17 tract fresh, healthy food retailers to under-
18 served areas, in accordance with this sec-
19 tion.

20 “(4) *PARTNERSHIP*.—The term ‘*partnership*’
21 means a regional, State, or local public-private part-
22 nership that—

23 “(A) is organized to improve access to fresh,
24 healthy foods;

1 “(B) provides financial and technical as-
2 sistance to eligible projects; and

3 “(C) meets such other criteria as the Sec-
4 retary may establish.

5 “(5) *PERISHABLE FOOD*.—The term ‘perishable
6 food’ means a staple food that is fresh, refrigerated,
7 or frozen.

8 “(6) *QUALITY JOB*.—The term ‘quality job’
9 means a job that provides wages and other benefits
10 comparable to, or better than, similar positions in ex-
11 isting businesses of similar size in similar local
12 economies.

13 “(7) *STAPLE FOOD*.—

14 “(A) *IN GENERAL*.—The term ‘staple food’
15 means food that is a basic dietary item.

16 “(B) *INCLUSIONS*.—The term ‘staple food’
17 includes—

18 “(i) bread;

19 “(ii) flour;

20 “(iii) fruits;

21 “(iv) vegetables; and

22 “(v) meat.

23 “(c) *INITIATIVE*.—

1 “(1) *ESTABLISHMENT.*—*The Secretary shall es-*
2 *tablish an initiative to achieve the purpose described*
3 *in subsection (a) in accordance with this subsection.*

4 “(2) *IMPLEMENTATION.*—

5 “(A) *IN GENERAL.*—

6 “(i) *IN GENERAL.*—*In carrying out the*
7 *Initiative, the Secretary shall provide fund-*
8 *ing to entities with eligible projects, as de-*
9 *scribed in subparagraph (B), subject to the*
10 *priorities described in subparagraph (C).*

11 “(ii) *USE OF FUNDS.*—*Funds provided*
12 *to an entity pursuant to clause (i) shall be*
13 *used—*

14 “(I) *to create revolving loan pools*
15 *of capital or other products to provide*
16 *loans to finance eligible projects or*
17 *partnerships;*

18 “(II) *to provide grants for eligible*
19 *projects or partnerships;*

20 “(III) *to provide technical assist-*
21 *ance to funded projects and entities*
22 *seeking Initiative funding; and*

23 “(IV) *to cover administrative ex-*
24 *penses of the national fund manager in*

1 *an amount not to exceed 10 percent of*
2 *the Federal funds provided.*

3 “(B) *ELIGIBLE PROJECTS.*—*Subject to the*
4 *approval of the Secretary, the national fund*
5 *manager shall establish eligibility criteria for*
6 *projects under the Initiative, which shall include*
7 *the existence or planned execution of agree-*
8 *ments—*

9 “(i) *to expand or preserve the avail-*
10 *ability of staple foods in underserved areas*
11 *with moderate- and low-income populations*
12 *by maintaining or increasing the number of*
13 *retail outlets that offer an assortment of*
14 *perishable food and staple food items, as de-*
15 *termined by the Secretary, in those areas;*
16 *and*

17 “(ii) *to accept benefits under the sup-*
18 *plemental nutrition assistance program es-*
19 *tablished under the Food and Nutrition Act*
20 *of 2008 (7 U.S.C. 2011 et seq.).*

21 “(C) *PRIORITIES.*—*In carrying out the Ini-*
22 *tiative, priority shall be given to projects that—*

23 “(i) *are located in severely distressed*
24 *low-income communities, as defined by the*
25 *Community Development Financial Institu-*

1 *tions Fund of the Department of Treasury;*
2 *and*

3 *“(ii) include 1 or more of the following*
4 *characteristics:*

5 *“(I) The project will create or re-*
6 *tain quality jobs for low-income resi-*
7 *dents in the community.*

8 *“(II) The project supports re-*
9 *gional food systems and locally grown*
10 *foods, to the maximum extent prac-*
11 *ticable.*

12 *“(III) In areas served by public*
13 *transit, the project is accessible by pub-*
14 *lic transit.*

15 *“(IV) The project involves women-*
16 *or minority-owned businesses.*

17 *“(V) The project receives funding*
18 *from other sources, including other*
19 *Federal agencies.*

20 *“(VI) The project otherwise ad-*
21 *vances the purpose of this section, as*
22 *determined by the Secretary.*

23 *“(d) AUTHORIZATION OF APPROPRIATIONS.—There is*
24 *authorized to be appropriated to the Secretary to carry out*

1 *this section \$125,000,000, to remain available until ex-*
 2 *pended.”.*

3 (b) *CONFORMING AMENDMENT.—Section 296(b) of the*
 4 *Department of Agriculture Reorganization Act of 1994 (7*
 5 *U.S.C. 7014(b)), as amended by the preceding provisions*
 6 *of this Act, is further amended, by adding at the end the*
 7 *following:*

8 “(9) *the authority of the Secretary to establish*
 9 *and carry out the Health Food Financing Initiative*
 10 *under section 242;”.*

11 **TITLE V—CREDIT**

12 **Subtitle A—Farm Ownership Loans**

13 **SEC. 5001. ELIGIBILITY FOR FARM OWNERSHIP LOANS.**

14 (a) *IN GENERAL.—Section 302(a) of the Consolidated*
 15 *Farm and Rural Development Act (7 U.S.C. 1922(a)) is*
 16 *amended—*

17 (1) *by striking “(a) IN GENERAL.—The” and in-*
 18 *serting the following:*

19 “(a) *IN GENERAL.—*

20 “(1) *ELIGIBILITY REQUIREMENTS.—The”;*

21 (2) *in the 1st sentence, by inserting after “lim-*
 22 *ited liability companies” the following: “, and such*
 23 *other legal entities as the Secretary deems appro-*
 24 *priate,”;*

1 (3) in the 2nd sentence, by redesignating clauses
2 (1) through (4) as clauses (A) through (D), respec-
3 tively;

4 (4) in each of the 2nd and 3rd sentences, by
5 striking “and limited liability companies” each place
6 it appears and inserting “limited liability companies,
7 and such other legal entities”;

8 (5) in the 3rd sentence, by striking “(3)” and
9 “(4)” and inserting “(C)” and “(D)”, respectively;
10 and

11 (6) by adding at the end the following:

12 “(2) *SPECIAL DEEMING RULES.*—

13 “(A) *ELIGIBILITY OF CERTAIN OPERATING-*
14 *ONLY ENTITIES.*—An entity that is or will be-
15 come only the operator of a family farm is
16 deemed to meet the owner-operator requirements
17 of paragraph (1) if the individuals that are the
18 owners of the family farm own more than 50
19 percent (or such other percentage as the Sec-
20 retary determines is appropriate) of the entity.

21 “(B) *ELIGIBILITY OF CERTAIN EMBEDDED*
22 *ENTITIES.*—An entity that is an owner-operator
23 described in paragraph (1), or an operator de-
24 scribed in subparagraph (A) of this paragraph
25 that is owned, in whole or in part, by other enti-

1 *ties, is deemed to meet the direct ownership re-*
 2 *quirement imposed under paragraph (1) if at*
 3 *least 75 percent of the ownership interests of each*
 4 *embedded entity of such entity is owned directly*
 5 *or indirectly by the individuals that own the*
 6 *family farm.”.*

7 *(b) DIRECT FARM OWNERSHIP EXPERIENCE RE-*
 8 *QUIREMENT.—Section 302(b)(1) of such Act (7 U.S.C.*
 9 *1922(b)(1)) is amended by inserting “or has other accept-*
 10 *able experience for a period of time, as determined by the*
 11 *Secretary,” after “3 years”.*

12 *(c) CONFORMING AMENDMENTS.—*

13 *(1) Section 304(c)(2) of such Act (7 U.S.C.*
 14 *1924(c)(2)) by striking “paragraphs (1) and (2) of*
 15 *section 302(a)” and inserting “clauses (A) and (B) of*
 16 *section 302(a)(1)”.*

17 *(2) Section 310D of such Act (7 U.S.C. 1934) is*
 18 *amended—*

19 *(A) by inserting after “partnership” the fol-*
 20 *lowing: “, or such other legal entities as the Sec-*
 21 *retary deems appropriate,”; and*

22 *(B) by striking “or partners” each place it*
 23 *appears and inserting “partners, or owners”.*

1 **SEC. 5002. CONSERVATION LOAN AND LOAN GUARANTEE**
2 **PROGRAM.**

3 (a) *ELIGIBILITY.*—Section 304(c) of the Consolidated
4 *Farm and Rural Development Act (7 U.S.C. 1924(c))* is
5 amended by inserting after “limited liability companies”
6 the following: “, or such other legal entities as the Secretary
7 deems appropriate,”.

8 (b) *LIMITATION ON LOAN GUARANTEE AMOUNT.*—Sec-
9 tion 304(e) of such Act (7 U.S.C. 1924(e)) is amended by
10 striking “75 percent” and inserting “90 percent”.

11 (c) *EXTENSION OF PROGRAM.*—Section 304(h) of such
12 Act (7 U.S.C. 1924(h)) is amended by striking “2012” and
13 inserting “2018”.

14 **SEC. 5003. DOWN PAYMENT LOAN PROGRAM.**

15 (a) *IN GENERAL.*—Section 310E(b)(1)(C) of the Con-
16 solidated *Farm and Rural Development Act (7 U.S.C.*
17 *1935(b)(1)(C))* is amended by striking “\$500,000” and in-
18 serting “\$667,000”.

19 (b) *TECHNICAL CORRECTION.*—Section 310E(b) of
20 such Act (7 U.S.C. 1935(b)) is amended by striking the 2nd
21 paragraph (2).

22 **SEC. 5004. ELIMINATION OF MINERAL RIGHTS APPRAISAL**
23 **REQUIREMENT.**

24 Section 307 of the Consolidated *Farm and Rural De-*
25 *velopment Act (7 U.S.C. 1927)* is amended by striking sub-

1 *section (d) and redesignating subsection (e) as subsection*
 2 *(d).*

3 ***Subtitle B—Operating Loans***

4 ***SEC. 5101. ELIGIBILITY FOR FARM OPERATING LOANS.***

5 *Section 311(a) of the Consolidated Farm and Rural*
 6 *Development Act (7 U.S.C. 1941(a)) is amended—*

7 *(1) by striking “(a) IN GENERAL.—The” and in-*
 8 *serting the following:*

9 *“(a) IN GENERAL.—*

10 *“(1) ELIGIBILITY REQUIREMENTS.—The”;*

11 *(2) in the 1st sentence, by inserting after “lim-*
 12 *ited liability companies” the following: “, and such*
 13 *other legal entities as the Secretary deems appro-*
 14 *priate,”;*

15 *(3) in the 2nd sentence, by redesignating clauses*
 16 *(1) through (4) as clauses (A) through (D), respec-*
 17 *tively;*

18 *(4) in each of the 2nd and 3rd sentences, by*
 19 *striking “and limited liability companies” each place*
 20 *it appears and inserting “limited liability companies,*
 21 *and such other legal entities”;*

22 *(5) in the 3rd sentence, by striking “(3)” and*
 23 *“(4)” and inserting “(C)” and “(D)”, respectively;*
 24 *and*

25 *(6) by adding at the end the following:*

1 “(2) *SPECIAL DEEMING RULE.*—An entity that is
2 an operator described in paragraph (1) that is owned,
3 in whole or in part, by other entities, is deemed to
4 meet the direct ownership requirement imposed under
5 paragraph (1) if at least 75 percent of the ownership
6 interests of each embedded entity of such entity is
7 owned directly or indirectly by the individuals that
8 own the family farm.”.

9 **SEC. 5102. ELIMINATION OF RURAL RESIDENCY REQUIRE-**
10 **MENT FOR OPERATING LOANS TO YOUTH.**

11 Section 311(b)(1) of the Consolidated Farm and Rural
12 Development Act (7 U.S.C. 1941(b)(1)) is amended by strik-
13 ing “who are rural residents”.

14 **SEC. 5103. AUTHORITY TO WAIVE PERSONAL LIABILITY FOR**
15 **YOUTH LOANS DUE TO CIRCUMSTANCES BE-**
16 **YOND BORROWER CONTROL.**

17 Section 311(b) of the Consolidated Farm and Rural
18 Development Act (7 U.S.C. 1941(b)) is amended by adding
19 at the end the following:

20 “(5) The Secretary may, on a case by case basis, waive
21 the personal liability of a borrower for a loan made under
22 this subsection if any default on the loan was due to cir-
23 cumstances beyond the control of the borrower.”.

1 **SEC. 5104. MICROLOANS.**

2 (a) *IN GENERAL.*—Section 313 of the Consolidated
3 *Farm and Rural Development Act (7 U.S.C. 1943)* is
4 amended by adding at the end the following:

5 “(c) *MICROLOANS.*—

6 “(1) *IN GENERAL.*—Subject to paragraph (2), the
7 Secretary may establish a program to make or guar-
8 antee microloans.

9 “(2) *LIMITATION.*—The Secretary shall not make
10 or guarantee a microloan under this subsection that
11 exceeds \$35,000 or that would cause the total prin-
12 cipal indebtedness outstanding at any 1 time for
13 microloans made under this chapter to any 1 bor-
14 rower to exceed \$70,000.

15 “(3) *APPLICATIONS.*—To the maximum extent
16 practicable, the Secretary shall limit the administra-
17 tive burdens and streamline the application and ap-
18 proval process for microloans under this subsection.

19 “(4) *COOPERATIVE LENDING PROJECTS.*—

20 “(A) *IN GENERAL.*—Subject to subpara-
21 graph (B), the Secretary may contract with com-
22 munity-based and nongovernmental organiza-
23 tions, State entities, or other intermediaries, as
24 the Secretary determines appropriate—

25 “(i) to make or guarantee a microloan
26 under this subsection; and

1 “(ii) to provide business, financial,
2 marketing, and credit management services
3 to borrowers.

4 “(B) REQUIREMENTS.—Before contracting
5 with an entity described in subparagraph (A),
6 the Secretary—

7 “(i) shall review and approve—

8 “(I) the loan loss reserve fund for
9 microloans established by the entity;
10 and

11 “(II) the underwriting standards
12 for microloans of the entity; and

13 “(ii) establish such other requirements
14 for contracting with the entity as the Sec-
15 retary determines necessary.”.

16 (b) EXCEPTIONS FOR DIRECT LOANS.—Section
17 311(c)(2) of such Act (7 U.S.C. 1941(c)(2)) is amended to
18 read as follows:

19 “(2) EXCEPTIONS.—In this subsection, the term
20 ‘direct operating loan’ shall not include—

21 “(A) a loan made to a youth under sub-
22 section (b); or

23 “(B) a microloan made to a beginning
24 farmer or rancher or a veteran farmer or ranch-
25 er (as defined in section 2501(e) of the Food, Ag-

1 *riculture, Conservation, and Trade Act of 1990*
 2 *(7 U.S.C. 2279(e)).”*

3 *(c) Section 312(a) of such Act (7 U.S.C. 1942(a)) is*
 4 *amended by inserting “(including a microloan, as defined*
 5 *by the Secretary)” after “A direct loan”.*

6 *(d) Section 316(a)(2) of such Act (7 U.S.C. 1946(a)(2))*
 7 *is amended by inserting “a microloan to a beginning farm-*
 8 *er or rancher or veteran farmer or rancher (as defined in*
 9 *section 2501(e) of the Food, Agriculture, Conservation, and*
 10 *Trade Act of 1990 (7 U.S.C. 2279(e)) or” after “The interest*
 11 *rate on”.*

12 ***Subtitle C—Emergency Loans***

13 ***SEC. 5201. ELIGIBILITY FOR EMERGENCY LOANS.***

14 *Section 321(a) of the Consolidated Farm and Rural*
 15 *Development Act (7 U.S.C. 1961(a)) is amended—*

16 *(1) by striking “owner-operators (in the case of*
 17 *loans for a purpose under subtitle A) or operators (in*
 18 *the case of loans for a purpose under subtitle B)” each*
 19 *place it appears and inserting “(in the case of farm*
 20 *ownership loans in accordance with subtitle A)*
 21 *owner-operators or operators, or (in the case of loans*
 22 *for a purpose under subtitle B) operators”;*

23 *(2) by inserting after “limited liability compa-*
 24 *nies” the 1st place it appears the following: “, or such*

1 *other legal entities as the Secretary deems appro-*
2 *priate”; and*

3 *(3) by inserting after “limited liability compa-*
4 *nies” the 2nd place it appears the following: “, or*
5 *other legal entities”;*

6 *(4) by striking “and limited liability compa-*
7 *nies,” and inserting “limited liability companies, and*
8 *such other legal entities”;*

9 *(5) by striking “ownership and operator” and*
10 *inserting “ownership or operator”; and*

11 *(6) by adding at the end the following: “An enti-*
12 *ty that is an owner-operator or operator described in*
13 *this subsection is deemed to meet the direct ownership*
14 *requirement imposed under this subsection if at least*
15 *75 percent of the ownership interests of each embedded*
16 *entity of such entity is owned directly or indirectly*
17 *by the individuals that own the family farm.”.*

18 ***Subtitle D—Administrative***

19 ***Provisions***

20 ***SEC. 5301. BEGINNING FARMER AND RANCHER INDIVIDUAL*** 21 ***DEVELOPMENT ACCOUNTS PILOT PROGRAM.***

22 *Section 333B(h) of the Consolidated Farm and Rural*
23 *Development Act (7 U.S.C. 1983b(h)) is amended by strik-*
24 *ing “2012” and inserting “2018”.*

1 **SEC. 5302. ELIGIBLE BEGINNING FARMERS AND RANCHERS.**

2 (a) *CONFORMING AMENDMENTS RELATING TO*
3 *CHANGES IN ELIGIBILITY RULES.*—Section 343(a)(11) of
4 *such Act (7 U.S.C. 1991(a)(11)) is amended—*

5 (1) *by inserting after “joint operation,” the 1st*
6 *place it appears the following: “or such other legal en-*
7 *tity as the Secretary deems appropriate,”;*

8 (2) *by striking “or joint operators” each place it*
9 *appears and inserting “joint operators, or owners”;*
10 *and*

11 (3) *by inserting after “joint operation,” the 2nd*
12 *and 3rd place it appears the following: “or such other*
13 *legal entity,”.*

14 (b) *MODIFICATION OF ACREAGE OWNERSHIP LIMITA-*
15 *TION.*—Section 343(a)(11)(F) of *such Act (7 U.S.C.*
16 *1991(a)(11)(F)) is amended by striking “median acreage”*
17 *and inserting “average acreage”.*

18 **SEC. 5303. LOAN AUTHORIZATION LEVELS.**

19 *Section 346(b)(1) of the Consolidated Farm and Rural*
20 *Development Act (7 U.S.C. 1994(b)(1)) is amended in the*
21 *matter preceding subparagraph (A) by striking “2012” and*
22 *inserting “2018”.*

23 **SEC. 5304. PRIORITY FOR PARTICIPATION LOANS.**

24 *Section 346(b)(2)(A)(i) of the Consolidated Farm and*
25 *Rural Development Act (7 U.S.C. 1994(b)(2)(A)(i)) is*
26 *amended by adding at the end the following:*

1 “(III) *PRIORITY.*—*In order to*
2 *maximize the number of borrowers*
3 *served under this clause, the Sec-*
4 *retary—*

5 “(aa) *shall give priority to*
6 *applicants who apply under the*
7 *down payment loan program*
8 *under section 310E or joint fi-*
9 *ncing arrangements under sec-*
10 *tion 307(a)(3)(D); and*

11 “(bb) *may offer other financ-*
12 *ing options under this subtitle to*
13 *applicants only if the Secretary*
14 *determines that down payment or*
15 *other participation loan options*
16 *are not a viable approach for the*
17 *applicants.”.*

18 **SEC. 5305. LOAN FUND SET-ASIDES.**

19 *Section 346(b)(2)(A)(ii)(III) of the Consolidated Farm*
20 *and Rural Development Act (7 U.S.C.*
21 *1994(b)(2)(A)(ii)(III)) is amended—*

22 (1) *by striking “2012” and inserting “2018”;*

23 *and*

24 (2) *by striking “of the total amount”.*

1 **SEC. 5306. CONFORMING AMENDMENT TO BORROWER**
2 **TRAINING PROVISION, RELATING TO ELIGI-**
3 **BILITY CHANGES.**

4 *Section 359(c)(2) of the Consolidated Farm and Rural*
5 *Development Act (7 U.S.C. 2006a(c)(2)) is amended by*
6 *striking “section 302(a)(2) or 311(a)(2)” and inserting*
7 *“section 302(a)(1)(B) or 311(a)(1)(B)”.*

8 ***Subtitle E—State Agricultural***
9 ***Mediation Programs***

10 **SEC. 5401. STATE AGRICULTURAL MEDIATION PROGRAMS.**

11 *Section 506 of the Agricultural Credit Act of 1987 (7*
12 *U.S.C. 5106) is amended by striking “2015” and inserting*
13 *“2018”.*

14 ***Subtitle F—Loans to Purchasers of***
15 ***Highly Fractionated Land***

16 **SEC. 5501. LOANS TO PURCHASERS OF HIGHLY**
17 **FRACTIONATED LAND.**

18 *The first section of Public Law 91–229 (25 U.S.C. 488)*
19 *is amended in subsection (b)(1) by striking “pursuant to*
20 *section 205(c) of the Indian Land Consolidation Act (25*
21 *U.S.C. 2204(c))” and inserting “or to intermediaries in*
22 *order to establish revolving loan funds for the purchase of*
23 *highly fractionated land”.*

1 **TITLE VI—RURAL DEVELOPMENT**
2 **Subtitle A—Consolidated Farm and**
3 **Rural Development Act**

4 **SEC. 6001. WATER, WASTE DISPOSAL, AND WASTEWATER FA-**
5 **CILITY GRANTS.**

6 *Section 306(a)(2)(B)(vii) of the Consolidated Farm*
7 *and Rural Development Act (7 U.S.C. 1926(a)(2)(B)(vii))*
8 *is amended by striking “2008 through 2012” and inserting*
9 *“2014 through 2018”.*

10 **SEC. 6002. RURAL BUSINESS OPPORTUNITY GRANTS.**

11 *Section 306(a)(11)(D) of the Consolidated Farm and*
12 *Rural Development Act (7 U.S.C. 1926(a)(11)(D)) is*
13 *amended by striking “\$15,000,000 for each of fiscal years*
14 *2008 through 2012” and inserting “\$15,000,000 for each*
15 *of fiscal years 2014 through 2018”.*

16 **SEC. 6003. ELIMINATION OF RESERVATION OF COMMUNITY**
17 **FACILITIES GRANT PROGRAM FUNDS.**

18 *Section 306(a)(19) of the Consolidated Farm and*
19 *Rural Development Act (7 U.S.C. 1926(a)(19)) is amended*
20 *by striking subparagraph (C).*

21 **SEC. 6004. UTILIZATION OF LOAN GUARANTEES FOR COM-**
22 **MUNITY FACILITIES.**

23 *Section 306(a)(24) of the Consolidated Farm and*
24 *Rural Development Act (7 U.S.C. 1926(a)(24)) is amended*
25 *by adding at the end the following:*

1 “(C) *UTILIZATION OF LOAN GUARANTEES*
2 *FOR COMMUNITY FACILITIES.*—*The Secretary*
3 *shall consider the benefits to communities that*
4 *result from using loan guarantees in the Com-*
5 *munity Facilities Program and to the maximum*
6 *extent possible utilize guarantees to enhance com-*
7 *munity involvement.”.*

8 **SEC. 6005. RURAL WATER AND WASTEWATER CIRCUIT**
9 **RIDER PROGRAM.**

10 *Section 306(a)(22) of the Consolidated Farm and*
11 *Rural Development Act (7 U.S.C. 1926(a)(22)) is amended*
12 *to read as follows:*

13 “(22) *RURAL WATER AND WASTEWATER CIRCUIT*
14 *RIDER PROGRAM.*—

15 “(A) *IN GENERAL.*—*The Secretary shall*
16 *continue a national rural water and wastewater*
17 *circuit rider program that—*

18 “(i) *is consistent with the activities*
19 *and results of the program conducted before*
20 *the date of enactment of this paragraph, as*
21 *determined by the Secretary; and*

22 “(ii) *receives funding from the Sec-*
23 *retary, acting through the Rural Utilities*
24 *Service.*

1 “(B) *AUTHORIZATION OF APPROPRIA-*
2 *TIONS.—There is authorized to be appropriated*
3 *to carry out this paragraph \$20,000,000 for fis-*
4 *cal year 2014 and each fiscal year thereafter.”.*

5 **SEC. 6006. TRIBAL COLLEGE AND UNIVERSITY ESSENTIAL**
6 **COMMUNITY FACILITIES.**

7 *Section 306(a)(25)(C) of the Consolidated Farm and*
8 *Rural Development Act (7 U.S.C. 1926(a)(25)(C)) is*
9 *amended by striking “\$10,000,000 for each of fiscal years*
10 *2008 through 2012” and inserting “\$5,000,000 for each of*
11 *fiscal years 2014 through 2018”.*

12 **SEC. 6007. ESSENTIAL COMMUNITY FACILITIES TECHNICAL**
13 **ASSISTANCE AND TRAINING.**

14 *Section 306(a) of the Consolidated Farm and Rural*
15 *Development Act (7 U.S.C. 1926(a)(19)) is amended by*
16 *adding at the end the following new paragraph:*

17 “(26) *ESSENTIAL COMMUNITY FACILITIES TECH-*
18 *NICAL ASSISTANCE AND TRAINING.—*

19 “(A) *IN GENERAL.—The Secretary may*
20 *make grants to public bodies and private non-*
21 *profit corporations, such as States, counties, cit-*
22 *ies, townships, and incorporated towns and vil-*
23 *lages, boroughs, authorities, districts and Indian*
24 *tribes on Federal and State reservations which*
25 *will serve rural areas for the purpose of enabling*

1 *them to provide to associations described in this*
2 *subsection technical assistance and training,*
3 *with respect to essential community facilities*
4 *programs authorized under this subsection, to—*

5 “(i) *assist communities in identifying*
6 *and planning for community facility needs;*

7 “(ii) *identify public and private re-*
8 *sources to finance community facilities*
9 *needs;*

10 “(iii) *prepare reports and surveys nec-*
11 *essary to request financial assistance to de-*
12 *velop community facilities;*

13 “(iv) *prepare applications for finan-*
14 *cial assistance;*

15 “(v) *improve the management, includ-*
16 *ing financial management, related to the*
17 *operation of community facilities; or*

18 “(vi) *assist with other areas of need*
19 *identified by the Secretary.*

20 “(B) *SELECTION PRIORITY.—In selecting*
21 *recipients of grants under this paragraph, the*
22 *Secretary shall give priority to private, non-*
23 *profit, or public organizations that have experi-*
24 *ence in providing technical assistance and train-*
25 *ing to rural entities.*

1 “(C) *FUNDING.*—Not less than 3 nor more
2 than 5 percent of any funds appropriated to
3 carry out each of the essential community facili-
4 ties grant, loan and loan guarantee programs as
5 authorized under this subsection for any fiscal
6 year shall be reserved for grants under this para-
7 graph.”.

8 **SEC. 6008. EMERGENCY AND IMMINENT COMMUNITY WATER**
9 **ASSISTANCE GRANT PROGRAM.**

10 Section 306A(i)(2) of the Consolidated Farm and
11 Rural Development Act (7 U.S.C. 1926a(i)(2)) is amended
12 by striking “\$35,000,000 for each of fiscal years 2008
13 through 2012” and inserting “\$27,000,000 for each of fiscal
14 years 2014 through 2018”.

15 **SEC. 6009. HOUSEHOLD WATER WELL SYSTEMS.**

16 Section 306E(d) of the Consolidated Farm and Rural
17 Development Act (7 U.S.C. 1926e(d)) is amended by strik-
18 ing “\$10,000,000 for each of fiscal years 2008 through
19 2012” and inserting “\$5,000,000 for each of fiscal years
20 2014 through 2018”.

21 **SEC. 6010. RURAL BUSINESS AND INDUSTRY LOAN PRO-**
22 **GRAM.**

23 (a) *FLEXIBILITY FOR THE BUSINESS AND LOAN PRO-*
24 *GRAM.*—Section 310B(a)(2)(A) of the Consolidated Farm
25 and Rural Development Act (7 U.S.C. 1932(a)(2)(A)) is

1 amended by inserting “including working capital” after
2 “employment”.

3 (b) *GREATER FLEXIBILITY FOR ADEQUATE COLLAT-*
4 *ERAL THROUGH ACCOUNTS RECEIVABLE.*—Section
5 *310B(g)(7) of such Act (7 U.S.C. 1932(g)(7)) is amended*
6 *by adding at the end the following: “In the discretion of*
7 *the Secretary, if the Secretary determines that the action*
8 *would not create or otherwise contribute to an unreasonable*
9 *risk of default or loss to the Federal Government, the Sec-*
10 *retary may take account receivables as security for the obli-*
11 *gations entered into in connection with loans and a bor-*
12 *rower may use account receivables as collateral to secure*
13 *a loan made or guaranteed under this subsection.”.*

14 (c) *REGULATIONS.*—Not later than 6 months after the
15 date of the enactment of this Act, the Secretary shall pro-
16 mulgate such regulations as are necessary to implement the
17 amendments made by this section.

18 **SEC. 6011. RURAL COOPERATIVE DEVELOPMENT GRANTS.**

19 Section 310B(e)(12) of the Consolidated Farm and
20 Rural Development Act (7 U.S.C. 1932(e)(12)) is amended
21 by striking “\$50,000,000 for each of fiscal years 2008
22 through 2012” and inserting “\$40,000,000 for each of fiscal
23 years 2014 through 2018”.

1 **SEC. 6012. LOCALLY OR REGIONALLY PRODUCED AGRICUL-**
2 **TURAL FOOD PRODUCTS.**

3 *Section 310B(g)(9)(B)(v)(I) of the Consolidated Farm*
4 *and Rural Development Act (7 U.S.C. 1932(g)(9)(B)(v)(I))*
5 *is amended—*

6 (1) *by striking “2012” and inserting “2018”;*

7 *and*

8 (2) *by inserting “and not more than 7 percent”*
9 *after “5 percent”.*

10 **SEC. 6013. INTERMEDIARY RELENDING PROGRAM.**

11 (a) *IN GENERAL.—Subtitle A of the Consolidated*
12 *Farm and Rural Development Act (7 U.S.C. 1922–1936a)*
13 *is amended by adding at the end the following:*

14 **“SEC. 310H. INTERMEDIARY RELENDING PROGRAM.**

15 *“(a) IN GENERAL.—The Secretary shall make loans to*
16 *the entities, for the purposes, and subject to the terms and*
17 *conditions specified in the 1st, 2nd, and last sentences of*
18 *section 623(a) of the Community Economic Development*
19 *Act of 1981 (42 U.S.C. 9812(a)).*

20 *“(b) LIMITATIONS ON AUTHORIZATION OF APPROPRIA-*
21 *TIONS.—For loans under subsection (a), there are author-*
22 *ized to be appropriated to the Secretary not more than*
23 *\$10,000,000 for each of fiscal years 2014 through 2018.”.*

24 (b) *CONFORMING AMENDMENTS.—Section 1323(b)(2)*
25 *of the Food Security Act of 1985 (Public Law 99–198; 7*
26 *U.S.C. 1932 note) is amended—*

1 (1) in subparagraph (A), by adding “and” at the
2 end;

3 (2) in subparagraph (B), by striking “; and”
4 and inserting a period; and

5 (3) by striking subparagraph (C).

6 **SEC. 6014. RURAL COLLEGE COORDINATED STRATEGY.**

7 Section 331 of the Consolidated Farm and Rural De-
8 velopment Act (7 U.S.C. 1981) is amended by adding at
9 the end the following:

10 “(d) *RURAL COLLEGE COORDINATED STRATEGY.*—The
11 Secretary shall develop a coordinated strategy across the
12 relevant programs within the Rural Development mission
13 areas to serve the specific, local needs of rural communities
14 when making investments in rural community colleges and
15 technical colleges through other current authorities. During
16 the development of a coordinated strategy, the Secretary
17 shall consult with groups representing rural-serving com-
18 munity colleges and technical colleges to coordinate critical
19 investments in rural community colleges and technical col-
20 leges involved in workforce training. Nothing in this sub-
21 section shall be construed to provide a priority for funding
22 within current authorities. The Secretary shall use the co-
23 ordinated strategy and information developed for the strat-
24 egy to more effectively serve rural communities with respect

1 *to investments in community colleges and technical col-*
2 *leges.”.*

3 **SEC. 6015. RURAL WATER AND WASTE DISPOSAL INFRA-**
4 **STRUCTURE.**

5 *Section 333 of the Consolidated Farm and Rural De-*
6 *velopment Act (7 U.S.C. 1983) is amended—*

7 *(1) by striking “require”;*

8 *(2) in paragraph (1), by inserting “require”*
9 *after “(1)”;*

10 *(3) in paragraph (2), by inserting “, require”*
11 *after “314”;*

12 *(4) in paragraph (3), by inserting “require”*
13 *after “loans,”;*

14 *(5) in paragraph (4)—*

15 *(A) by inserting “require” after “(4)”;* and

16 *(B) by striking “and” after the semicolon;*

17 *(6) in paragraph (5)—*

18 *(A) by inserting “require” after “(5)”;* and

19 *(B) by striking the period at the end and*
20 *inserting “; and”;* and

21 *(7) by adding at the end the following:*

22 *“(6) with respect to water and waste disposal di-*
23 *rect and guaranteed loans provided under section 306,*
24 *encourage, to the maximum extent practicable, pri-*

1 *vate or cooperative lenders to finance rural water and*
2 *waste disposal facilities by—*

3 *“(A) maximizing the use of loan guarantees*
4 *to finance eligible projects in rural communities*
5 *where the population exceeds 5,500;*

6 *“(B) maximizing the use of direct loans to*
7 *finance eligible projects in rural communities*
8 *where the impact on rate payers will be material*
9 *when compared to financing with a loan guar-*
10 *antee;*

11 *“(C) establishing and applying a materi-*
12 *ality standard when determining the difference*
13 *in impact on rate payers between a direct loan*
14 *and a loan guarantee;*

15 *“(D) in the case of projects that require in-*
16 *terim financing in excess of \$500,000, requiring*
17 *that such projects initially seek such financing*
18 *from private or cooperative lenders; and*

19 *“(E) determining if an existing direct loan*
20 *borrower can refinance with a private or cooper-*
21 *ative lender, including with a loan guarantee,*
22 *prior to providing a new direct loan.”.*

1 **SEC. 6016. SIMPLIFIED APPLICATIONS.**

2 (a) *IN GENERAL.*—Section 333A of the Consolidated
3 *Farm and Rural Development Act (7 U.S.C. 1983a)* is
4 *amended by adding at the end the following:*

5 “(h) *SIMPLIFIED APPLICATION FORMS.*—Except as
6 *provided in subsection (g)(2) of this section, the Secretary*
7 *shall, to the maximum extent practicable, develop a sim-*
8 *plified application process, including a single page applica-*
9 *tion where possible, for grants and relending authorized*
10 *under sections 306, 306C, 306D, 306E, 310B(b), 310B(c),*
11 *310B(e), 310B(f), 310H, 379B, and 379E.”.*

12 (b) *REPORT TO THE CONGRESS.*—Within 2 years after
13 *the date of the enactment of this Act, the Secretary shall*
14 *submit to the Committee on Agriculture of the House of*
15 *Representatives and the Committee on Agriculture, Nutri-*
16 *tion, and Forestry of the Senate a written report that con-*
17 *tains an evaluation of the implementation of the amend-*
18 *ment made by subsection (a).*

19 **SEC. 6017. GRANTS FOR NOAA WEATHER RADIO TRANSMIT-**
20 **TERS.**

21 Section 379B(d) of the Consolidated Farm and Rural
22 *Development Act (7 U.S.C. 2008p(d))* is amended to read
23 *as follows:*

24 “(d) *AUTHORIZATION OF APPROPRIATIONS.*—There is
25 *authorized to be appropriated to carry out this section*
26 *\$1,000,000 for each of fiscal years 2014 through 2018.”.*

1 **SEC. 6018. RURAL MICROENTREPRENEUR ASSISTANCE PRO-**
2 **GRAM.**

3 *Section 379E(d)(2) of the Consolidated Farm and*
4 *Rural Development Act (7 U.S.C. 2008s(d)(2)) is amended*
5 *by striking “\$40,000,000 for each of fiscal years 2009*
6 *through 2012” and inserting “\$20,000,000 for each of fiscal*
7 *years 2014 through 2018”.*

8 **SEC. 6019. DELTA REGIONAL AUTHORITY.**

9 *(a) AUTHORIZATION OF APPROPRIATIONS.—Section*
10 *382M(a) of the Consolidated Farm and Rural Development*
11 *Act (7 U.S.C. 2009aa–12(a)) is amended by striking*
12 *“\$30,000,000 for each of fiscal years 2008 through 2012”*
13 *and inserting “\$12,000,000 for each of fiscal years 2014*
14 *through 2018”.*

15 *(b) TERMINATION OF AUTHORITY.—Section 382N of*
16 *such Act (7 U.S.C. 2009aa–13) is amended by striking*
17 *“2012” and inserting “2018”.*

18 **SEC. 6020. NORTHERN GREAT PLAINS REGIONAL AUTHOR-**
19 **ITY.**

20 *(a) AUTHORIZATION OF APPROPRIATIONS.—Section*
21 *383N(a) of the Consolidated Farm and Rural Development*
22 *Act (7 U.S.C. 2009bb–12(a)) is amended by striking*
23 *“\$30,000,000 for each of fiscal years 2008 through 2012”*
24 *and inserting “\$2,000,000 for each of fiscal years 2014*
25 *through 2018”.*

1 (b) *TERMINATION OF AUTHORITY.*—Section 3830 of
2 such Act (7 U.S.C. 2009bb–13) is amended by striking
3 “2012” and inserting “2018”.

4 **SEC. 6021. RURAL BUSINESS INVESTMENT PROGRAM.**

5 Section 384S of the Consolidated Farm and Rural De-
6 velopment Act (7 U.S.C. 2009cc–18) is amended by striking
7 “\$50,000,000 for the period of fiscal years 2008 through
8 2012” and inserting “\$20,000,000 for each of fiscal years
9 2014 through 2018”.

10 ***Subtitle B—Rural Electrification***
11 ***Act of 1936***

12 **SEC. 6101. RELENDING FOR CERTAIN PURPOSES.**

13 (a) *IN GENERAL.*—The Rural Electrification Act of
14 1936 (7 U.S.C. 901 et seq.) is amended—

15 (1) in section 2(a), by inserting “(including re-
16 lending for this purpose as provided in section 4)”
17 after “efficiency”;

18 (2) in section 4(a), by inserting “(including re-
19 lending to ultimate consumers for this purpose by
20 borrowers enumerated in the proviso in this section)”
21 after “efficiency”; and

22 (3) in section 313(b)(2)(B)—

23 (A) by inserting “(acting through the Rural
24 Utilities Service)” after “Secretary”; and

1 (B) by inserting “energy efficiency (includ-
2 ing relending to ultimate consumers for this pur-
3 pose),” after “promoting”.

4 (b) *CURRENT AUTHORITY.*—The authority provided in
5 this section is in addition to any other relending authority
6 of the Secretary under the Rural Electrification Act of 1936
7 (7 U.S.C. 901 *et. seq.*) or any other law.

8 (c) *ADMINISTRATION.*—The Secretary (acting through
9 the Rural Utilities Service) shall continue to carry out sec-
10 tion 313 of the Rural Electrification Act of 1936 (7 U.S.C.
11 940c) in the same manner as on the day before enactment
12 of this Act until such time as any regulations necessary
13 to carry out the amendments made by this section are fully
14 implemented.

15 **SEC. 6102. FEES FOR CERTAIN LOAN GUARANTEES.**

16 The Rural Electrification Act of 1936 (7 U.S.C. 901
17 *et seq.*) is amended by inserting after section 4 the following:

18 **“SEC. 5. FEES FOR CERTAIN LOAN GUARANTEES.**

19 “(a) *IN GENERAL.*—For electrification baseload gen-
20 eration loan guarantees, the Secretary shall, at the request
21 of the borrower, charge an upfront fee to cover the costs of
22 the loan guarantee.

23 “(b) *FEE.*—The fee described in subsection (a) for a
24 loan guarantee shall be equal to the costs of the loan guar-

1 *antee (within the meaning of section 502(5)(C) of the Fed-*
2 *eral Credit Reform Act of 1990 (2 U.S.C. 661a(5)(C))).*

3 “(c) *LIMITATION.—Funds received from a borrower to*
4 *pay the fee described in this section shall not be derived*
5 *from a loan or other debt obligation that is made or guaran-*
6 *teed by the Federal Government.”.*

7 **SEC. 6103. GUARANTEES FOR BONDS AND NOTES ISSUED**
8 **FOR ELECTRIFICATION OR TELEPHONE PUR-**
9 **POSES.**

10 *Section 313A(f) of the Rural Electrification Act of*
11 *1936 (7 U.S.C. 940c–1(f)) is amended by striking “2012”*
12 *and inserting “2018”.*

13 **SEC. 6104. EXPANSION OF 911 ACCESS.**

14 *Section 315(d) of the Rural Electrification Act of 1936*
15 *(7 U.S.C. 940e(d)) is amended by striking “2012” and in-*
16 *serting “2018”.*

17 **SEC. 6105. ACCESS TO BROADBAND TELECOMMUNICATIONS**
18 **SERVICES IN RURAL AREAS.**

19 *Section 601 of the Rural Electrification Act of 1936*
20 *(7 U.S.C. 950bb) is amended—*

21 *(1) in subsection (c), by striking paragraph (2)*
22 *and inserting the following:*

23 *“(2) PRIORITIES.—In making or guaranteeing*
24 *loans under paragraph (1), the Secretary shall give—*

1 “(A) the highest priority to applicants that
2 offer to provide broadband service to the greatest
3 proportion of households that, prior to the provi-
4 sion of the broadband service, had no incumbent
5 service provider; and

6 “(B) priority to applicants that offer in
7 their applications to provide broadband service
8 not predominantly for business service, but where
9 at least 25 percent of customers in the proposed
10 service territory are commercial interests.”;

11 (2) in subsection (d)—

12 (A) in paragraph (5)—

13 (i) by striking “and” at the end of sub-
14 paragraph (B);

15 (ii) by striking the period at the end of
16 subparagraph (C) and inserting a semi-
17 colon; and

18 (iii) by adding at the end the fol-
19 lowing:

20 “(D) the amount and type of support re-
21 quested; and

22 “(E) a list of the census block groups or
23 tracts proposed to be so served.”; and

24 (B) by adding at the end the following:

1 “(8) *ADDITIONAL PROCESS.*—*The Secretary shall*
2 *establish a process under which an incumbent service*
3 *provider which, as of the date of the publication of*
4 *notice under paragraph (5) with respect to an appli-*
5 *cation submitted by the provider, is providing*
6 *broadband service to a remote rural area, may (but*
7 *shall not be required to) submit to the Secretary, not*
8 *less than 15 and not more than 30 days after that*
9 *date, information regarding the broadband services*
10 *that the provider offers in the proposed service terri-*
11 *tory, so that the Secretary may assess whether the ap-*
12 *plication meets the requirements of this section with*
13 *respect to eligible projects.”;*

14 (3) *in subsection (e), by adding at the end the*
15 *following:*

16 “(3) *REQUIREMENT.*—*In considering the tech-*
17 *nology needs of customers in a proposed service terri-*
18 *tory, the Secretary shall take into consideration the*
19 *upgrade or replacement cost for the construction or*
20 *acquisition of facilities and equipment in the terri-*
21 *tory.”; and*

22 (4) *in each of subsections (k)(1) and (l), by strik-*
23 *ing “2012” and inserting “2018”.*

1 ***Subtitle C—Miscellaneous***

2 ***SEC. 6201. DISTANCE LEARNING AND TELEMEDICINE.***

3 (a) *AUTHORIZATION OF APPROPRIATIONS.*—Section
4 2335A of the Food, Agriculture, Conservation, and Trade
5 Act of 1990 (7 U.S.C. 950aaa–5) is amended by striking
6 “\$100,000,000 for each of fiscal years 1996 through 2012”
7 and inserting “\$65,000,000 for each of fiscal years 2014
8 through 2018”.

9 (b) *CONFORMING AMENDMENT.*—Section 1(b) of Public
10 Law 102–551 (7 U.S.C. 950aaa note) is amended by strik-
11 ing “2012” and inserting “2018”.

12 ***SEC. 6202. VALUE-ADDED AGRICULTURAL MARKET DEVEL-***
13 ***OPMENT PROGRAM GRANTS.***

14 Section 231(b)(7) of the Agricultural Risk Protection
15 Act of 2000 (7 U.S.C. 1632a(b)(7)) is amended—

16 (1) in subparagraph (A)—

17 (A) by striking “2008” and inserting
18 “2013”; and

19 (B) by striking “\$15,000,000” and inserting
20 “\$50,000,000”; and

21 (2) in subparagraph (B), by striking “2012” and
22 inserting “2018”.

1 **SEC. 6203. AGRICULTURE INNOVATION CENTER DEM-**
2 **ONSTRATION PROGRAM.**

3 *Section 6402(i) of the Farm Security and Rural In-*
4 *vestment Act of 2002 (7 U.S.C. 1632b(i)) is amended by*
5 *striking “\$6,000,000 for each of fiscal years 2008 through*
6 *2012” and inserting “\$1,000,000 for each of fiscal years*
7 *2014 through 2018”.*

8 **SEC. 6204. PROGRAM METRICS.**

9 *(a) IN GENERAL.—The Secretary of Agriculture shall*
10 *collect data regarding economic activities created through*
11 *grants and loans, including any technical assistance pro-*
12 *vided as a component of the grant or loan program, and*
13 *measure the short and long term viability of award recipi-*
14 *ents and any entities to whom those recipients provide as-*
15 *sistance using award funds under section 231 of the Agri-*
16 *cultural Risk Protection Act of 2000 (7 U.S.C. 1621 note;*
17 *Public Law 106–224), section 9007 of the Farm Security*
18 *and Rural Investment Act of 2002 (7 U.S.C. 8107), section*
19 *313(b)(2) of the Rural Electrification Act of 1936 (7 U.S.C.*
20 *940c(b)(2)), or section 306(a)(11), 310B(c), 310B(e),*
21 *310B(g), 310H, or 379E, or subtitle E, of the Consolidated*
22 *Farm and Rural Development Act (7 U.S.C. 1926(a)(11),*
23 *1932(c), 1932(e), 1932(g), 2008s, or 2009 through 2009m).*

24 *(b) DATA.—The data collected under subsection (a)*
25 *shall include information collected from recipients both dur-*
26 *ing the award period and after the period as determined*

1 *by the Secretary, but not less than 2 years after the award*
2 *period ends.*

3 *(c) REPORT.—Not later than 4 years after the date of*
4 *enactment of this Act, and every 2 years thereafter, the Sec-*
5 *retary shall submit to the Committee on Agriculture of the*
6 *House of Representatives and the Committee on Agri-*
7 *culture, Nutrition, and Forestry of the Senate a report that*
8 *contains the data described in subsection (a). The report*
9 *shall include detailed information regarding—*

10 *(1) actions taken by the Secretary to utilize the*
11 *data;*

12 *(2) the number of jobs, including self-employ-*
13 *ment and the value of salaries and wages;*

14 *(3) how the provision of funds from the grant or*
15 *loan involved affected the local economy;*

16 *(4) any benefit, such as an increase in revenue*
17 *or customer base; and*

18 *(5) such other information as the Secretary*
19 *deems appropriate.*

20 **SEC. 6205. STUDY OF RURAL TRANSPORTATION ISSUES.**

21 *(a) IN GENERAL.—The Secretary of Agriculture and*
22 *the Secretary of Transportation shall publish an updated*
23 *version of the study described in section 6206 of the Food,*
24 *Conservation, and Energy Act of 2008 (as amended by sub-*
25 *section (b)).*

1 (b) *ADDITION TO STUDY.*—Section 6206(b) of the
2 *Food, Conservation, and Energy Act of 2008 (Public Law*
3 *110–246; 122 Stat. 1971)* is amended—

4 (1) *in paragraph (3), by striking “and” at the*
5 *end;*

6 (2) *in paragraph (4), by striking the period at*
7 *the end and inserting “; and”; and*

8 (3) *by adding at the end the following new para-*
9 *graph:*

10 “(5) *the sufficiency of infrastructure along wa-*
11 *terways in the United States and the impact of such*
12 *infrastructure on the movement of agricultural goods*
13 *in terms of safety, efficiency and speed, as well as the*
14 *benefits derived through upgrades and repairs to locks*
15 *and dams.”.*

16 (c) *REPORT TO CONGRESS.*—Not later than 1 year
17 *after the date of enactment of this Act, the Secretary of Ag-*
18 *riculture and the Secretary of Transportation shall submit*
19 *to the Congress the updated version of the study required*
20 *by subsection (a).*

21 **SEC. 6206. CERTAIN FEDERAL ACTIONS NOT TO BE CONSID-**
22 **ERED MAJOR.**

23 *In the case of a loan, loan guarantee, or grant program*
24 *in the rural development mission area of the Department*
25 *of Agriculture, an action of the Secretary before, on, or after*

1 *the date of enactment of this Act that does not involve the*
 2 *provision by the Department of Agriculture of Federal dol-*
 3 *lars or a Federal loan guarantee, including—*

4 (1) *the approval by the Department of Agri-*
 5 *culture of the decision of a borrower to commence a*
 6 *privately funded activity;*

7 (2) *a lien accommodation or subordination;*

8 (3) *a debt settlement or restructuring; or*

9 (4) *the restructuring of a business entity by a*
 10 *borrower,*

11 *shall not be considered a major Federal action.*

12 **TITLE VII—RESEARCH, EXTEN-**
 13 **SION, AND RELATED MAT-**
 14 **TERS**

15 **Subtitle A—National Agricultural**
 16 **Research, Extension, and Teach-**
 17 **ing Policy Act of 1977**

18 **SEC. 7101. OPTION TO BE INCLUDED AS NON-LAND-GRANT**

19 **COLLEGE OF AGRICULTURE.**

20 *Section 1404 of the National Agricultural Research,*
 21 *Extension, and Teaching Policy Act of 1977 (7 U.S.C.*
 22 *3103) is amended—*

23 (1) *by striking paragraph (5) and inserting the*
 24 *following new paragraph:*

25 “(5) *COOPERATING FORESTRY SCHOOL.—*

1 “(A) *IN GENERAL.*—*The term ‘cooperating*
2 *forestry school’ means an institution—*

3 “(i) *that is eligible to receive funds*
4 *under the Act of October 10, 1962 (16*
5 *U.S.C. 582a et seq.), commonly known as*
6 *the McIntire-Stennis Act of 1962; and*

7 “(ii) *with respect to which the Sec-*
8 *retary has not received a declaration of the*
9 *intent of that institution to not be consid-*
10 *ered a cooperating forestry school.*

11 “(B) *TERMINATION OF DECLARATION.*—*A*
12 *declaration of the intent of an institution to not*
13 *be considered a cooperating forestry school sub-*
14 *mitted to the Secretary shall be in effect until*
15 *September 30, 2018.”; and*

16 (2) *in paragraph (10)—*

17 (A) *in subparagraph (A)—*

18 (i) *in the matter preceding clause (i),*
19 *by striking “that”;*

20 (ii) *in clause (i)—*

21 (I) *by inserting “that” before*
22 *“qualify”; and*

23 (II) *by striking “and” at the end;*

24 (iii) *in clause (ii)—*

1 (I) by inserting “that” before
2 “offer”; and

3 (II) by striking the period at the
4 end and inserting “; and”; and

5 (iv) by adding at the end the following
6 new clause:

7 “(iii) with respect to which the Sec-
8 retary has not received a statement of the
9 declaration of the intent of a college or uni-
10 versity to not be considered a Hispanic-
11 serving agricultural college or university.”;
12 and

13 (B) by adding at the end the following new
14 subparagraph:

15 “(C) *TERMINATION OF DECLARATION OF IN-*
16 *TENT.—A declaration of the intent of a college or*
17 *university to not be considered a Hispanic-serv-*
18 *ing agricultural college or university submitted*
19 *to the Secretary shall be in effect until September*
20 *30, 2018.”.*

21 **SEC. 7102. NATIONAL AGRICULTURAL RESEARCH, EXTEN-**
22 **SION, EDUCATION, AND ECONOMICS ADVI-**
23 **SORY BOARD.**

24 (a) *EXTENSION OF TERMINATION DATE.—Section*
25 *1408(h) of the National Agricultural Research, Extension,*

1 *and Teaching Policy Act of 1977 (7 U.S.C. 3123(h)) is*
2 *amended by striking “2012” and inserting “2018”.*

3 *(b) DUTIES OF NATIONAL AGRICULTURAL RESEARCH,*
4 *EXTENSION, EDUCATION, AND ECONOMICS ADVISORY*
5 *BOARD.—Section 1408(c) of the National Agricultural Re-*
6 *search, Extension, and Teaching Policy Act of 1977 (7*
7 *U.S.C. 3123(c)) is amended—*

8 *(1) in paragraph (3), by striking “and” at the*
9 *end;*

10 *(2) in paragraph (4)(C), by striking the period*
11 *at the end and inserting “; and”; and*

12 *(3) by adding at the end the following new para-*
13 *graph:*

14 *“(5) consult with industry groups on agricul-*
15 *tural research, extension, education, and economics,*
16 *and make recommendations to the Secretary based on*
17 *that consultation.”.*

18 **SEC. 7103. SPECIALTY CROP COMMITTEE.**

19 *Section 1408A(c) of the National Agricultural Re-*
20 *search, Extension, and Teaching Policy Act of 1977 (7*
21 *U.S.C. 3123a(c)) is amended—*

22 *(1) in paragraph (1), by striking “Measures”*
23 *and inserting “Programs”;*

24 *(2) by striking paragraph (2);*

1 (3) by redesignating paragraphs (3), (4), and (5)
2 as paragraphs (2), (3), and (4), respectively; and
3 (4) in paragraph (2) (as so redesignated)—

4 (A) in the matter preceding subparagraph
5 (A), by striking “Programs that would” and in-
6 serting “Research, extension, and teaching pro-
7 grams designed to improve competitiveness in the
8 specialty crop industry, including programs that
9 would”;

10 (B) in subparagraph (D), by inserting “,
11 including improving the quality and taste of
12 processed specialty crops” before the semicolon;
13 and

14 (C) in subparagraph (G), by inserting “the
15 remote sensing and the” before “mechanization”.

16 **SEC. 7104. VETERINARY SERVICES GRANT PROGRAM.**

17 *The National Agricultural Research, Extension, and*
18 *Teaching Policy Act of 1977 is amended by inserting after*
19 *section 1415A (7 U.S.C. 3151a) the following new section:*

20 **“SEC. 1415B. VETERINARY SERVICES GRANT PROGRAM.**

21 “(a) *DEFINITIONS.*—*In this section:*

22 “(1) *QUALIFIED ENTITY.*—*The term ‘qualified*
23 *entity’ means—*

24 “(A) *a for-profit or nonprofit entity located*
25 *in the United States that, or an individual who,*

1 *operates a veterinary clinic providing veterinary*
2 *services—*

3 “(i) *in a rural area, as defined in sec-*
4 *tion 343(a) of the Consolidated Farm and*
5 *Rural Development Act (7 U.S.C. 1991(a));*
6 *and*

7 “(ii) *in a veterinarian shortage situa-*
8 *tion;*

9 “(B) *a State, national, allied, or regional*
10 *veterinary organization or specialty board recog-*
11 *nized by the American Veterinary Medical Asso-*
12 *ciation;*

13 “(C) *a college or school of veterinary medi-*
14 *cine accredited by the American Veterinary Med-*
15 *ical Association;*

16 “(D) *a university research foundation or*
17 *veterinary medical foundation;*

18 “(E) *a department of veterinary science or*
19 *department of comparative medicine accredited*
20 *by the Department of Education;*

21 “(F) *a State agricultural experiment sta-*
22 *tion; or*

23 “(G) *a State, local, or tribal government*
24 *agency.*

1 “(2) *VETERINARIAN SHORTAGE SITUATION.*—*The*
2 *term ‘veterinarian shortage situation’ means a veteri-*
3 *narian shortage situation as determined by the Sec-*
4 *retary under section 1415A.*

5 “(b) *ESTABLISHMENT.*—

6 “(1) *COMPETITIVE GRANTS.*—*The Secretary shall*
7 *carry out a program to make competitive grants to*
8 *qualified entities that carry out programs or activi-*
9 *ties described in paragraph (2) for the purpose of de-*
10 *veloping, implementing, and sustaining veterinary*
11 *services.*

12 “(2) *ELIGIBILITY REQUIREMENTS.*—*A qualified*
13 *entity shall be eligible to receive a grant described in*
14 *paragraph (1) if the entity carries out programs or*
15 *activities that the Secretary determines will—*

16 “(A) *substantially relieve veterinarian*
17 *shortage situations;*

18 “(B) *support or facilitate private veterinary*
19 *practices engaged in public health activities; or*

20 “(C) *support or facilitate the practices of*
21 *veterinarians who are providing or have com-*
22 *pleted providing services under an agreement en-*
23 *tered into with the Secretary under section*
24 *1415A(a)(2).*

25 “(c) *AWARD PROCESSES AND PREFERENCES.*—

1 “(1) *APPLICATION, EVALUATION, AND INPUT*
2 *PROCESSES.—In administering the grant program es-*
3 *tablished under this section, the Secretary shall—*

4 “(A) *use an appropriate application and*
5 *evaluation process, as determined by the Sec-*
6 *retary; and*

7 “(B) *seek the input of interested persons.*

8 “(2) *COORDINATION PREFERENCE.—In selecting*
9 *recipients of grants to be used for any of the purposes*
10 *described in subsection (d)(1), the Secretary shall give*
11 *a preference to qualified entities that provide docu-*
12 *mentation of coordination with other qualified enti-*
13 *ties, with respect to any such purpose.*

14 “(3) *CONSIDERATION OF AVAILABLE FUNDS.—In*
15 *selecting recipients of grants to be used for any of the*
16 *purposes described in subsection (d), the Secretary*
17 *shall take into consideration the amount of funds*
18 *available for grants and the purposes for which the*
19 *grant funds will be used.*

20 “(4) *NATURE OF GRANTS.—A grant awarded*
21 *under this section shall be considered to be a competi-*
22 *tive research, extension, or education grant.*

23 “(d) *USE OF GRANTS TO RELIEVE VETERINARIAN*
24 *SHORTAGE SITUATIONS AND SUPPORT VETERINARY SERV-*
25 *ICES.—*

1 “(1) *IN GENERAL.*—*Except as provided in para-*
2 *graph (2), a qualified entity may use funds provided*
3 *by a grant awarded under this section to relieve vet-*
4 *erinarian shortage situations and support veterinary*
5 *services for any of the following purposes:*

6 “(A) *To promote recruitment (including for*
7 *programs in secondary schools), placement, and*
8 *retention of veterinarians, veterinary techni-*
9 *cians, students of veterinary medicine, and stu-*
10 *dents of veterinary technology.*

11 “(B) *To allow veterinary students, veteri-*
12 *nary interns, externs, fellows, and residents, and*
13 *veterinary technician students to cover expenses*
14 *(other than the types of expenses described in sec-*
15 *tion 1415A(c)(5)) to attend training programs*
16 *in food safety or food animal medicine.*

17 “(C) *To establish or expand accredited vet-*
18 *erinary education programs (including faculty*
19 *recruitment and retention), veterinary residency*
20 *and fellowship programs, or veterinary intern-*
21 *ship and externship programs carried out in co-*
22 *ordination with accredited colleges of veterinary*
23 *medicine.*

24 “(D) *To provide continuing education and*
25 *extension, including veterinary telemedicine and*

1 *other distance-based education, for veterinarians,*
 2 *veterinary technicians, and other health profes-*
 3 *sionals needed to strengthen veterinary programs*
 4 *and enhance food safety.*

5 “(E) *To provide technical assistance for the*
 6 *preparation of applications submitted to the Sec-*
 7 *retary for designation as a veterinarian shortage*
 8 *situation under this section or section 1415A.*

9 “(2) *QUALIFIED ENTITIES OPERATING VETERI-*
 10 *NARY CLINICS.—A qualified entity described in sub-*
 11 *section (a)(1)(A) may only use funds provided by a*
 12 *grant awarded under this section to establish or ex-*
 13 *pend veterinary practices, including—*

14 “(A) *equipping veterinary offices;*

15 “(B) *sharing in the reasonable overhead*
 16 *costs of such veterinary practices, as determined*
 17 *by the Secretary; or*

18 “(C) *establishing mobile veterinary facilities*
 19 *in which a portion of the facilities will address*
 20 *education or extension needs.*

21 “(e) *SPECIAL REQUIREMENTS FOR CERTAIN*
 22 *GRANTS.—*

23 “(1) *TERMS OF SERVICE REQUIREMENTS.—*

24 “(A) *IN GENERAL.—Funds provided*
 25 *through a grant made under this section to a*

1 *qualified entity described in subsection (a)(1)(A)*
2 *and used by such entity under subsection (d)(2)*
3 *shall be subject to an agreement between the Sec-*
4 *retary and such entity that includes a required*
5 *term of service for such entity (including a*
6 *qualified entity operating as an individual), as*
7 *prospectively established by the Secretary.*

8 “(B) *CONSIDERATIONS.—In establishing a*
9 *term of service under subparagraph (A), the Sec-*
10 *retary shall consider only—*

11 “(i) *the amount of the grant awarded;*

12 *and*

13 “(ii) *the specific purpose of the grant.*

14 “(2) *BREACH REMEDIES.—*

15 “(A) *IN GENERAL.—An agreement under*
16 *paragraph (1) shall provide remedies for any*
17 *breach of the agreement by the qualified entity*
18 *referred to in paragraph (1)(A), including re-*
19 *payment or partial repayment of the grant*
20 *funds, with interest.*

21 “(B) *WAIVER.—The Secretary may grant a*
22 *waiver of the repayment obligation for breach of*
23 *contract if the Secretary determines that such*
24 *qualified entity demonstrates extreme hardship*
25 *or extreme need.*

1 “(C) *TREATMENT OF AMOUNTS RECOV-*
2 *ERED.—Funds recovered under this paragraph*
3 *shall—*

4 “(i) *be credited to the account avail-*
5 *able to carry out this section; and*

6 “(ii) *remain available until expended*
7 *without further appropriation.*

8 “(f) *PROHIBITION ON USE OF GRANT FUNDS FOR CON-*
9 *STRUCTION.—Except as provided in subsection (d)(2),*
10 *funds made available for grants under this section may not*
11 *be used—*

12 “(1) *to construct a new building or facility; or*

13 “(2) *to acquire, expand, remodel, or alter an ex-*
14 *isting building or facility, including site grading and*
15 *improvement and architect fees.*

16 “(g) *REGULATIONS.—Not later than 1 year after the*
17 *date of the enactment of this section, the Secretary shall*
18 *promulgate regulations to carry out this section.*

19 “(h) *AUTHORIZATION OF APPROPRIATIONS.—There*
20 *are authorized to be appropriated to the Secretary to carry*
21 *out this section \$10,000,000 for fiscal year 2014 and each*
22 *fiscal year thereafter, to remain available until expended.”.*

1 **SEC. 7105. GRANTS AND FELLOWSHIPS FOR FOOD AND AG-**
2 **RICULTURE SCIENCES EDUCATION.**

3 *Section 1417(m) of the National Agricultural Re-*
4 *search, Extension, and Teaching Policy Act of 1977 (7*
5 *U.S.C. 3152(m)) is amended by striking “section*
6 *\$60,000,000” and all that follows and inserting the fol-*
7 *lowing: “section—*

8 *“(1) \$60,000,000 for each of fiscal years 1990*
9 *through 2013; and*

10 *“(2) \$40,000,000 for each of fiscal years 2014*
11 *through 2018.”.*

12 **SEC. 7106. POLICY RESEARCH CENTERS.**

13 *Section 1419A of the National Agricultural Research,*
14 *Extension, and Teaching Policy Act of 1977 (7 U.S.C.*
15 *3155) is amended—*

16 *(1) in the section heading, by inserting “AGRI-*
17 *CULTURAL AND FOOD” before “POLICY”;*

18 *(2) in subsection (a), in the matter preceding*
19 *paragraph (1)—*

20 *(A) by striking “Secretary may” and in-*
21 *serting “Secretary shall, acting through the Of-*
22 *fice of the Chief Economist,”;*

23 *(B) by striking “make grants, competitive*
24 *grants, and special research grants to, and enter*
25 *into cooperative agreements and other con-*
26 *tracting instruments with,” and inserting “make*

1 *competitive grants to, or enter into cooperative*
2 *agreements with,”; and*

3 (C) *by inserting “with a history of pro-*
4 *viding unbiased, nonpartisan economic analysis*
5 *to Congress” after “subsection (b)”;*

6 (3) *in subsection (b), by striking “other research*
7 *institutions” and all that follows through “shall be el-*
8 *igible” and inserting “and other public research insti-*
9 *tutions and organizations shall be eligible”;*

10 (4) *by redesignating subsections (c) and (d) as*
11 *subsections (d) and (e), respectively;*

12 (5) *by inserting after subsection (b), the fol-*
13 *lowing new subsection:*

14 “(c) *PREFERENCE.—In awarding grants under this*
15 *section, the Secretary shall give a preference to policy re-*
16 *search centers that have extensive databases, models, and*
17 *demonstrated experience in providing Congress with agri-*
18 *cultural market projections, rural development analysis, ag-*
19 *ricultural policy analysis, and baseline projections at the*
20 *farm, multiregional, national, and international levels.”;*
21 *and*

22 (6) *by striking subsection (e) (as redesignated by*
23 *paragraph (4)) and inserting the following new sub-*
24 *section:*

1 “(e) *AUTHORIZATION OF APPROPRIATIONS.*—*There are*
2 *authorized to be appropriated to carry out this section—*

3 “(1) *such sums as are necessary for each of fiscal*
4 *years 1996 through 2013; and*

5 “(2) *\$5,000,000 for each of fiscal years 2014*
6 *through 2018.*”.

7 **SEC. 7107. REPEAL OF HUMAN NUTRITION INTERVENTION**
8 **AND HEALTH PROMOTION RESEARCH PRO-**
9 **GRAM.**

10 *Effective October 1, 2013, section 1424 of the National*
11 *Agricultural Research, Extension, and Teaching Policy Act*
12 *of 1977 (7 U.S.C. 3174) is repealed.*

13 **SEC. 7108. REPEAL OF PILOT RESEARCH PROGRAM TO COM-**
14 **BINE MEDICAL AND AGRICULTURAL RE-**
15 **SEARCH.**

16 *Effective October 1, 2013, section 1424A of the Na-*
17 *tional Agricultural Research, Extension, and Teaching Pol-*
18 *icy Act of 1977 (7 U.S.C. 3174a) is repealed.*

19 **SEC. 7109. NUTRITION EDUCATION PROGRAM.**

20 *Section 1425(f) of the National Agricultural Research,*
21 *Extension, and Teaching Policy Act of 1977 (7 U.S.C.*
22 *3175(f)) is amended by striking “2012” and inserting*
23 *“2018”.*

1 **SEC. 7110. CONTINUING ANIMAL HEALTH AND DISEASE RE-**
2 **SEARCH PROGRAMS.**

3 *Section 1433 of the National Agricultural Research,*
4 *Extension, and Teaching Policy Act of 1977 (7 U.S.C.*
5 *3195) is amended by striking the section designation and*
6 *heading and all that follows through subsection (a) and in-*
7 *serting the following:*

8 **“SEC. 1433. APPROPRIATIONS FOR CONTINUING ANIMAL**
9 **HEALTH AND DISEASE RESEARCH PRO-**
10 **GRAMS.**

11 *“(a) AUTHORIZATION OF APPROPRIATIONS.—*

12 *“(1) IN GENERAL.—There are authorized to be*
13 *appropriated to support continuing animal health*
14 *and disease research programs at eligible institu-*
15 *tions—*

16 *“(A) \$25,000,000 for each of fiscal years*
17 *1991 through 2013; and*

18 *“(B) \$15,000,000 for each of fiscal years*
19 *2014 through 2018.*

20 *“(2) USE OF FUNDS.—Funds made available*
21 *under this section shall be used—*

22 *“(A) to meet the expenses of conducting ani-*
23 *mal health and disease research, publishing and*
24 *disseminating the results of such research, and*
25 *contributing to the retirement of employees sub-*
26 *ject to the Act of March 4, 1940 (7 U.S.C. 331);*

1 “(B) for administrative planning and di-
2 rection; and

3 “(C) to purchase equipment and supplies
4 necessary for conducting the research described
5 in subparagraph (A).”.

6 **SEC. 7111. REPEAL OF APPROPRIATIONS FOR RESEARCH**
7 **ON NATIONAL OR REGIONAL PROBLEMS.**

8 (a) *REPEAL.*—Effective October 1, 2013, section 1434
9 of the National Agricultural Research, Extension, and
10 Teaching Policy Act of 1977 (7 U.S.C. 3196) is repealed.

11 (b) *CONFORMING AMENDMENTS.*—

12 (1) *MATCHING FUNDS.*—Section 1438 of the Na-
13 tional Agricultural Research, Extension, and Teach-
14 ing Policy Act of 1977 (7 U.S.C. 3200) is amended
15 in the first sentence by striking “, exclusive of the
16 funds provided for research on specific national or re-
17 gional animal health and disease problems under the
18 provisions of section 1434 of this title,”.

19 (2) *AUTHORIZATION OF APPROPRIATIONS FOR*
20 *EXISTING AND CERTAIN NEW AGRICULTURAL RE-*
21 *SEARCH PROGRAMS.*—Section 1463(c) of the National
22 Agricultural Research, Extension, and Teaching Pol-
23 icy Act of 1977 (7 U.S.C. 3311(c)) is amended by
24 striking “sections 1433 and 1434” and inserting “sec-
25 tion 1433”.

1 **SEC. 7112. GRANTS TO UPGRADE AGRICULTURAL AND FOOD**
2 **SCIENCES FACILITIES AT 1890 LAND-GRANT**
3 **COLLEGES, INCLUDING TUSKEGEE UNIVER-**
4 **SITY.**

5 *Section 1447(b) of the National Agricultural Research,*
6 *Extension, and Teaching Policy Act of 1977 (7 U.S.C.*
7 *3222b(b)) is amended by striking “2012” and inserting*
8 *“2018”.*

9 **SEC. 7113. GRANTS TO UPGRADE AGRICULTURE AND FOOD**
10 **SCIENCE FACILITIES AND EQUIPMENT AT IN-**
11 **SULAR AREA LAND-GRANT INSTITUTIONS.**

12 *(a) SUPPORTING TROPICAL AND SUBTROPICAL AGRI-*
13 *CULTURAL RESEARCH.—*

14 *(1) IN GENERAL.—Section 1447B(a) of the Na-*
15 *tional Agricultural Research, Extension, and Teach-*
16 *ing Policy Act of 1977 (7 U.S.C. 3222b–2(a)) is*
17 *amended to read as follows:*

18 *“(a) PURPOSE.—It is the intent of Congress to assist*
19 *the land-grant colleges and universities in the insular areas*
20 *in efforts to—*

21 *“(1) acquire, alter, or repair facilities or rel-*
22 *evant equipment necessary for conducting agricul-*
23 *tural research; and*

24 *“(2) support tropical and subtropical agricul-*
25 *tural research, including pest and disease research.”.*

1 (2) *CONFORMING AMENDMENT.*—Section 1447B
2 of the National Agricultural Research, Extension, and
3 Teaching Policy Act of 1977 (7 U.S.C. 3222b–2) is
4 amended in the heading—

5 (A) by inserting “**AND SUPPORT TROP-**
6 **ICAL AND SUBTROPICAL AGRICULTURAL**
7 **RESEARCH**” after “**EQUIPMENT**”; and

8 (B) by striking “**INSTITUTIONS**” and in-
9 serting “**COLLEGES AND UNIVERSITIES**”.

10 (b) *EXTENSION.*—Section 1447B(d) of the National
11 Agricultural Research, Extension, and Teaching Policy Act
12 of 1977 (7 U.S.C. 3222b–2(d)) is amended by striking
13 “2012” and inserting “2018”.

14 **SEC. 7114. REPEAL OF NATIONAL RESEARCH AND TRAINING**
15 **VIRTUAL CENTERS.**

16 Effective October 1, 2013, section 1448 of the National
17 Agricultural Research, Extension, and Teaching Policy Act
18 of 1977 (7 U.S.C. 3222c) is repealed.

19 **SEC. 7115. HISPANIC-SERVING INSTITUTIONS.**

20 Section 1455(c) of the National Agricultural Research,
21 Extension, and Teaching Policy Act of 1977 (7 U.S.C.
22 3241(c)) is amended by striking “2012” and inserting
23 “2018”.

1 **SEC. 7116. COMPETITIVE GRANTS PROGRAM FOR HISPANIC**
2 **AGRICULTURAL WORKERS AND YOUTH.**

3 *Section 1456(e)(1) of the National Agricultural Re-*
4 *search, Extension, and Teaching Policy Act of 1977 (7*
5 *U.S.C. 3243(e)(1)) is amended to read as follows:*

6 “(1) *IN GENERAL.*—*The Secretary shall establish*
7 *a competitive grants program—*

8 “(A) *to fund fundamental and applied re-*
9 *search and extension at Hispanic-serving agri-*
10 *cultural colleges and universities in agriculture,*
11 *human nutrition, food science, bioenergy, and*
12 *environmental science; and*

13 “(B) *to award competitive grants to His-*
14 *panic-serving agricultural colleges and univer-*
15 *sities to provide for training in the food and ag-*
16 *ricultural sciences of Hispanic agricultural*
17 *workers and Hispanic youth working in the food*
18 *and agricultural sciences.”.*

19 **SEC. 7117. COMPETITIVE GRANTS FOR INTERNATIONAL AG-**
20 **RICULTURAL SCIENCE AND EDUCATION PRO-**
21 **GRAMS.**

22 *Section 1459A(c) of the National Agricultural Re-*
23 *search, Extension, and Teaching Policy Act of 1977 (7*
24 *U.S.C. 3292b(c)) is amended to read as follows:*

25 “(c) *AUTHORIZATION OF APPROPRIATIONS.*—*There are*
26 *authorized to be appropriated to carry out this section—*

1 “(1) such sums as are necessary for each of fiscal
2 years 1999 through 2013; and

3 “(2) \$5,000,000 for each of fiscal years 2014
4 through 2018.”.

5 **SEC. 7118. REPEAL OF RESEARCH EQUIPMENT GRANTS.**

6 *Effective October 1, 2013, section 1462A of the Na-*
7 *tional Agricultural Research, Extension, and Teaching Pol-*
8 *icy Act of 1977 (7 U.S.C. 3310a) is repealed.*

9 **SEC. 7119. UNIVERSITY RESEARCH.**

10 *Section 1463 of the National Agricultural Research,*
11 *Extension, and Teaching Policy Act of 1977 (7 U.S.C.*
12 *3311) is amended in both of subsections (a) and (b) by*
13 *striking “2012” and inserting “2018”.*

14 **SEC. 7120. EXTENSION SERVICE.**

15 *Section 1464 of the National Agricultural Research,*
16 *Extension, and Teaching Policy Act of 1977 (7 U.S.C.*
17 *3312) is amended by striking “2012” and inserting “2018”.*

18 **SEC. 7121. AUDITING, REPORTING, BOOKKEEPING, AND AD-**

19 **MINISTRATIVE REQUIREMENTS.**

20 *Section 1469 of the National Agricultural Research,*
21 *Extension, and Teaching Policy Act of 1977 (7 U.S.C.*
22 *3315) is amended—*

23 (1) *in subsection (a)—*

24 (A) *in paragraph (2), by adding “and” at*
25 *the end;*

1 (B) by striking paragraph (3); and

2 (C) by redesignating paragraph (4) as
3 paragraph (3);

4 (2) by redesignating subsections (b), (c), and (d)
5 as subsections (d), (e), and (f), respectively; and

6 (3) by inserting after subsection (a) the following
7 new subsections:

8 “(b) *ADMINISTRATIVE EXPENSES.*—

9 “(1) *IN GENERAL.*—*Except as provided in para-*
10 *graph (2) and notwithstanding any other provision of*
11 *law, the Secretary may retain not more than 4 per-*
12 *cent of amounts made available for agricultural re-*
13 *search, extension, and teaching assistance programs*
14 *for the administration of those programs authorized*
15 *under this Act or any other Act.*

16 “(2) *EXCEPTIONS.*—*The limitation on adminis-*
17 *trative expenses under paragraph (1) shall not apply*
18 *to peer panel expenses under subsection (d) or any*
19 *other provision of law related to the administration*
20 *of agricultural research, extension, and teaching as-*
21 *stance programs that contains a limitation on ad-*
22 *ministrative expenses that is less than the limitation*
23 *under paragraph (1).*

24 “(c) *AGREEMENTS WITH NON-FEDERAL ENTITIES.*—

1 “(1) *FORMER AGRICULTURAL RESEARCH FACILI-*
2 *TIES OF THE DEPARTMENT.—To the maximum extent*
3 *practicable, the Secretary, for purposes of supporting*
4 *ongoing research and information dissemination ac-*
5 *tivities, including supporting research and those ac-*
6 *tivities through co-locating scientists and other tech-*
7 *nical personnel, sharing of laboratory and field equip-*
8 *ment, and providing financial support, shall enter*
9 *into grants, contracts, cooperative agreements, or*
10 *other legal instruments with former Department of*
11 *Agriculture agricultural research facilities.*

12 “(2) *AGREEMENTS WITH AGRICULTURAL RE-*
13 *SEARCH ORGANIZATIONS.—The Secretary, for pur-*
14 *poses of receiving from a non-Federal agricultural re-*
15 *search organization support for agricultural research,*
16 *including staffing, laboratory and field equipment, or*
17 *direct financial assistance, may enter into grants,*
18 *contracts, cooperative agreements, or other legal in-*
19 *struments with a non-Federal agricultural research*
20 *organization, the operation of which is consistent*
21 *with the research mission and programs of an agri-*
22 *cultural research facility of the Department of Agri-*
23 *culture.”.*

1 **SEC. 7122. SUPPLEMENTAL AND ALTERNATIVE CROPS.**

2 (a) *AUTHORIZATION OF APPROPRIATIONS AND TERMI-*
3 *NATION.*—Section 1473D of the National Agricultural Re-
4 search, Extension, and Teaching Policy Act of 1977 (7
5 U.S.C. 3319d) is amended—

6 (1) in subsection (a), by striking “2012” and in-
7 serting “2018”; and

8 (2) by adding at the end the following new sub-
9 section:

10 “(e) There are authorized to be appropriated to carry
11 out this section—

12 “(1) such sums as are necessary for fiscal year
13 2013; and

14 “(2) \$1,000,000 for each of fiscal years 2014
15 through 2018.”.

16 (b) *COMPETITIVE GRANTS.*—Section 1473D(c)(1) of
17 the National Agricultural Research, Extension, and Teach-
18 ing Policy Act of 1977 (7 U.S.C. 3319d(c)(1)) is amended
19 by striking “use such research funding, special or competi-
20 tive grants, or other means, as the Secretary determines,”
21 and inserting “make competitive grants”.

22 **SEC. 7123. CAPACITY BUILDING GRANTS FOR NLGCA INSTI-**
23 **TUTIONS.**

24 Section 1473F(b) of the National Agricultural Re-
25 search, Extension, and Teaching Policy Act of 1977 (7

1 *U.S.C. 3319i(b)) is amended by striking “2012” and insert-*
2 *ing “2018”.*

3 **SEC. 7124. AQUACULTURE ASSISTANCE PROGRAMS.**

4 *(a) COMPETITIVE GRANTS.—Section 1475(b) of the*
5 *National Agricultural Research, Extension, and Teaching*
6 *Policy Act of 1977 (7 U.S.C. 3322(b)) is amended in the*
7 *matter preceding paragraph (1), by inserting “competitive”*
8 *before “grants”.*

9 *(b) AUTHORIZATION OF APPROPRIATIONS.—Section*
10 *1477 of the National Agricultural Research, Extension, and*
11 *Teaching Policy Act of 1977 (7 U.S.C. 3324) is amended*
12 *to read as follows:*

13 **“SEC. 1477. AUTHORIZATION OF APPROPRIATIONS.**

14 *“(a) IN GENERAL.—There are authorized to be appro-*
15 *priated to carry out this subtitle—*

16 *“(1) \$7,500,000 for each of fiscal years 1991*
17 *through 2013; and*

18 *“(2) \$5,000,000 for each of fiscal years 2014*
19 *through 2018.*

20 *“(b) PROHIBITION ON USE.—Funds made available*
21 *under this section may not be used to acquire or construct*
22 *a building.”.*

23 **SEC. 7125. RANGELAND RESEARCH PROGRAMS.**

24 *Section 1483(a) of the National Agricultural Research,*
25 *Extension, and Teaching Policy Act of 1977 (7 U.S.C.*

1 3336(a)) is amended by striking “subtitle” and all that fol-
2 lows and inserting the following: “subtitle—

3 “(1) \$10,000,000 for each of fiscal years 1991
4 through 2013; and

5 “(2) \$2,000,000 for each of fiscal years 2014
6 through 2018.”.

7 **SEC. 7126. SPECIAL AUTHORIZATION FOR BIOSECURITY**
8 **PLANNING AND RESPONSE.**

9 Section 1484(a) of the National Agricultural Research,
10 Extension, and Teaching Policy Act of 1977 (7 U.S.C.
11 3351(a)) is amended by striking “response such sums as
12 are necessary” and all that follows and inserting the fol-
13 lowing: “response—

14 “(1) such sums as are necessary for each of fiscal
15 years 2002 through 2013; and

16 “(2) \$10,000,000 for each of fiscal years 2014
17 through 2018.”.

18 **SEC. 7127. DISTANCE EDUCATION AND RESIDENT INSTRU-**
19 **CTION GRANTS PROGRAM FOR INSULAR AREA**
20 **INSTITUTIONS OF HIGHER EDUCATION.**

21 (a) **DISTANCE EDUCATION GRANTS FOR INSULAR**
22 **AREAS.—**

23 (1) **COMPETITIVE GRANTS.**—Section 1490(a) of
24 the National Agricultural Research, Extension, and

1 *Teaching Policy Act of 1977 (7 U.S.C. 3362(a)) is*
2 *amended by striking “or noncompetitive”.*

3 (2) *AUTHORIZATION OF APPROPRIATIONS.—Section*
4 *1490(f) of the National Agricultural Research,*
5 *Extension, and Teaching Policy Act of 1977 (7 U.S.C.*
6 *3362(f)) is amended by striking “section” and all that*
7 *follows and inserting the following: “section—*

8 *“(1) such sums as are necessary for each of fiscal*
9 *years 2002 through 2013; and*

10 *“(2) \$2,000,000 for each of fiscal years 2014*
11 *through 2018.”.*

12 (b) *RESIDENT INSTRUCTION GRANTS FOR INSULAR*
13 *AREAS.—Section 1491(c) of the National Agricultural Re-*
14 *search, Extension, and Teaching Policy Act of 1977 (7*
15 *U.S.C. 3363(c)) is amended by striking “such sums as are*
16 *necessary” and all that follows and inserting the following:*
17 *“to carry out this section—*

18 *“(1) such sums as are necessary for each of fiscal*
19 *years 2002 through 2013; and*

20 *“(2) \$2,000,000 for each of fiscal years 2014*
21 *through 2018.”.*

22 **SEC. 7128. MATCHING FUNDS REQUIREMENT.**

23 (a) *IN GENERAL.—The National Agricultural Re-*
24 *search, Extension, and Teaching Policy Act of 1977 (7*

1 *U.S.C. 3101 et seq.) is amended by adding at the end the*
2 *following new subtitle:*

3 **“Subtitle P—General Provisions**

4 **“SEC. 1492. MATCHING FUNDS REQUIREMENT.**

5 “(a) *IN GENERAL.*—*The recipient of a competitive*
6 *grant that is awarded by the Secretary under a covered law*
7 *shall provide funds, in-kind contributions, or a combination*
8 *of both, from sources other than funds provided through*
9 *such grant in an amount at least equal to the amount of*
10 *such grant.*

11 “(b) *EXCEPTION.*—*The matching funds requirement*
12 *under subsection (a) shall not apply to grants awarded—*

13 “(1) *to a research agency of the Department of*
14 *Agriculture;*

15 “(2) *to an entity eligible to receive funds under*
16 *a capacity and infrastructure program (as defined in*
17 *section 251(f)(1)(C) of the Department of Agriculture*
18 *Reorganization Act of 1994 (7 U.S.C. 6971(f)(1)(C))),*
19 *including a partner of such entity.*

20 “(c) *COVERED LAW.*—*In this section, the term ‘covered*
21 *law’ means each of the following provisions of law:*

22 “(1) *This title.*

23 “(2) *Title XVI of the Food, Agriculture, Con-*
24 *serva-tion, and Trade Act of 1990 (7 U.S.C. 5801 et*
25 *seq.).*

1 “(3) *The Agricultural Research, Extension, and*
2 *Education Reform Act of 1998 (7 U.S.C. 7601 et*
3 *seq.).*

4 “(4) *Part III of subtitle E of title VII of the*
5 *Food, Conservation, and Energy Act of 2008 (7*
6 *U.S.C. 3202 et seq.).*

7 “(5) *The Competitive, Special, and Facilities Re-*
8 *search Grant Act (7 U.S.C. 450i).”.*

9 **(b) CONFORMING AMENDMENT.**—*Paragraph (9) of sub-*
10 *section (b) of the Competitive, Special, and Facilities Re-*
11 *search Grant Act (7 U.S.C. 450i(b)) is amended—*

12 *(1) by striking subparagraph (B);*

13 *(2) in the heading, by inserting “FOR EQUIP-*
14 *MENT GRANTS” after “FUNDS”;*

15 *(3) by striking “(A) EQUIPMENT GRANTS.—”;*

16 *and*

17 *(4) by redesignating clauses (i) and (ii) as sub-*
18 *paragraphs (A) and (B), respectively, and moving the*
19 *margins of such subparagraphs two ems to the left.*

20 **(c) APPLICATION TO AMENDMENTS.**—

21 *(1) NEW GRANTS.*—*Section 1492 of the National*
22 *Agricultural, Research, Extension, and Teaching Pol-*
23 *icy Act of 1977, as added by subsection (a), shall*
24 *apply with respect to grants described in such section*
25 *awarded after October 1, 2013, unless the provision of*

1 *a covered law under which such grants are awarded*
2 *specifically exempts such grants from the matching*
3 *funds requirement under such section.*

4 (2) *EXISTING GRANTS.*—*A matching funds re-*
5 *quirement in effect on or before October 1, 2013,*
6 *under a covered law shall continue to apply to a*
7 *grant awarded under such provision of law on or be-*
8 *fore that date.*

9 ***Subtitle B—Food, Agriculture, Con-***
10 ***servation, and Trade Act of 1990***

11 ***SEC. 7201. BEST UTILIZATION OF BIOLOGICAL APPLICA-***
12 ***TIONS.***

13 *Section 1624 of the Food, Agriculture, Conservation,*
14 *and Trade Act of 1990 (7 U.S.C. 5814) is amended in the*
15 *first sentence—*

16 (1) *by striking “\$40,000,000 for each fiscal*
17 *year”; and*

18 (2) *by inserting “\$40,000,000 for each of fiscal*
19 *years 2013 through 2018” after “chapter”.*

20 ***SEC. 7202. INTEGRATED MANAGEMENT SYSTEMS.***

21 *Section 1627(d) of the Food, Agriculture, Conserva-*
22 *tion, and Trade Act of 1990 (7 U.S.C. 5821(d)) is amended*
23 *to read as follows:*

24 *“(d) AUTHORIZATION OF APPROPRIATIONS.—There*
25 *are authorized to be appropriated to carry out this section*

1 *through the National Institute of Food and Agriculture*
2 *\$20,000,000 for each of fiscal years 2013 through 2018.”.*

3 **SEC. 7203. SUSTAINABLE AGRICULTURE TECHNOLOGY DE-**
4 **VELOPMENT AND TRANSFER PROGRAM.**

5 *Section 1628(f) of the Food, Agriculture, Conservation,*
6 *and Trade Act of 1990 (7 U.S.C. 5831(f)) is amended to*
7 *read as follows:*

8 *“(f) AUTHORIZATION OF APPROPRIATIONS.—There are*
9 *authorized to be appropriated to carry out this section—*

10 *“(1) such sums as are necessary for fiscal year*
11 *2013; and*

12 *“(2) \$5,000,000 for each of fiscal years 2014*
13 *through 2018.”.*

14 **SEC. 7204. NATIONAL TRAINING PROGRAM.**

15 *Section 1629(i) of the Food, Agriculture, Conservation,*
16 *and Trade Act of 1990 (7 U.S.C. 5832(i)) is amended to*
17 *read as follows:*

18 *“(i) AUTHORIZATION OF APPROPRIATIONS.—There are*
19 *authorized to be appropriated to carry out the National*
20 *Training Program \$20,000,000 for each of fiscal years 2013*
21 *through 2018.”.*

22 **SEC. 7205. NATIONAL GENETICS RESOURCES PROGRAM.**

23 *Section 1635(b) of the Food, Agriculture, Conservation,*
24 *and Trade Act of 1990 (7 U.S.C. 5844(b)) is amended—*

1 (1) *by striking “such funds as may be nec-*
2 *essary”*; and

3 (2) *by striking “subtitle” and all that follows*
4 *and inserting the following: “subtitle—*

5 *“(1) such sums as are necessary for each of fiscal*
6 *years 1991 through 2013; and*

7 *“(2) \$1,000,000 for each of fiscal years 2014*
8 *through 2018.”.*

9 **SEC. 7206. REPEAL OF NATIONAL AGRICULTURAL WEATHER**
10 **INFORMATION SYSTEM.**

11 *Effective October 1, 2013, subtitle D of title XVI of*
12 *the Food, Agriculture, Conservation, and Trade Act of 1990*
13 *(7 U.S.C. 5851 et seq.) is repealed.*

14 **SEC. 7207. REPEAL OF RURAL ELECTRONIC COMMERCE EX-**
15 **TENSION PROGRAM.**

16 *Effective October 1, 2013, section 1670 of the Food, Ag-*
17 *riculture, Conservation, and Trade Act of 1990 (7 U.S.C.*
18 *5923) is repealed.*

19 **SEC. 7208. REPEAL OF AGRICULTURAL GENOME INITIATIVE.**

20 *Effective October 1, 2013, section 1671 of the Food, Ag-*
21 *riculture, Conservation, and Trade Act of 1990 (7 U.S.C.*
22 *5924) is repealed.*

1 **SEC. 7209. HIGH-PRIORITY RESEARCH AND EXTENSION INI-**
2 **TIATIVES.**

3 *Section 1672 of the Food, Agriculture, Conservation,*
4 *and Trade Act of 1990 (7 U.S.C. 5925) is amended—*

5 *(1) in the first sentence of subsection (a), by*
6 *striking “subsections (e) through (i)” and inserting*
7 *“subsections (e) and (f)”;*

8 *(2) in subsection (b)(2), in the first sentence, by*
9 *striking “subsections (e) through (i)” and inserting*
10 *“subsections (e) and (f)”;*

11 *(3) by striking subsections (e), (f), and (i);*

12 *(4) by redesignating subsections (g), (h), and (j)*
13 *as subsections (e), (f), and (g), respectively;*

14 *(5) in subsection (f) (as redesignated by para-*
15 *graph (4))—*

16 *(A) by striking “2012” each place it ap-*
17 *pears in paragraphs (1)(B), (2)(B), and (3) and*
18 *inserting “2018”; and*

19 *(B) in paragraph (4)—*

20 *(i) in subparagraph (A), by inserting*
21 *“and honey bee health disorders” after “col-*
22 *lapse”; and*

23 *(ii) in subparagraph (B), by inserting*
24 *“, including best management practices”*
25 *after “strategies”; and*

1 (6) in subsection (g) (as redesignated by para-
2 graph (4)), by striking “2012” and inserting “2018”.

3 **SEC. 7210. REPEAL OF NUTRIENT MANAGEMENT RESEARCH**
4 **AND EXTENSION INITIATIVE.**

5 *Effective October 1, 2013, section 1672A of the Food,*
6 *Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C.*
7 *5925a) is repealed.*

8 **SEC. 7211. ORGANIC AGRICULTURE RESEARCH AND EXTEN-**
9 **SION INITIATIVE.**

10 *Section 1672B of the Food, Agriculture, Conservation,*
11 *and Trade Act of 1990 (7 U.S.C. 5925b) is amended—*

12 (1) *by striking subsection (e) and inserting the*
13 *following new subsection:*

14 “(e) *FARM BUSINESS MANAGEMENT ENCOURAGED.—*
15 *Following the completion of a peer review process for grant*
16 *proposals received under this section, the Secretary shall*
17 *give a priority to grant proposals found in the review proc-*
18 *ess to be scientifically meritorious using the same criteria*
19 *the Secretary uses to give priority to grants under section*
20 *1672D(b).”;* and

21 (2) *in subsection (f)—*

22 (A) *in paragraph (1)—*

23 (i) *in the heading of such paragraph,*
24 *by striking “2012” and inserting “2018”;*

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

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

6 (iv) by adding at the end the following
7 new subparagraph:

8 “(C) \$20,000,000 for each of fiscal years
9 2014 through 2018.”; and

10 (B) in paragraph (2)—

11 (i) in the heading of such paragraph,
12 by striking “2009 THROUGH 2012” and in-
13 serting “2014 THROUGH 2018”; and

14 (ii) by striking “2009 through 2012”
15 and inserting “2014 through 2018”.

16 **SEC. 7212. REPEAL OF AGRICULTURAL BIOENERGY FEED-**
17 **STOCK AND ENERGY EFFICIENCY RESEARCH**
18 **AND EXTENSION INITIATIVE.**

19 (a) *REPEAL.*—Effective October 1, 2013, section 1672C
20 of the Food, Agriculture, Conservation, and Trade Act of
21 1990 (7 U.S.C. 5925e) is repealed.

22 (b) *CONFORMING AMENDMENT.*—Section 251(f)(1)(D)
23 of the Department of Agriculture Reorganization Act of
24 1994 (7 U.S.C. 6971(f)(1)(D)) is amended—

25 (1) by striking clause (xi); and

1 (2) by redesignating clauses (xii) and (xiii) as
2 clauses (xi) and (xii), respectively.

3 **SEC. 7213. FARM BUSINESS MANAGEMENT.**

4 Section 1672D(d) of the Food, Agriculture, Conserva-
5 tion, and Trade Act of 1990 (7 U.S.C. 5925f(d)) is amended
6 by striking “such sums as are necessary to carry out this
7 section.” and inserting the following: “to carry out this sec-
8 tion—

9 “(1) such sums as are necessary for fiscal year
10 2013; and

11 “(2) \$5,000,000 for each of fiscal years 2014
12 through 2018.”.

13 **SEC. 7214. CENTERS OF EXCELLENCE.**

14 The Food, Agriculture, Conservation, and Trade Act
15 of 1990 is amended by inserting after section 1672D (7
16 U.S.C. 5925f) the following new section:

17 **“SEC. 1673. CENTERS OF EXCELLENCE.**

18 “(a) *FUNDING PRIORITIES.*—The Secretary shall
19 prioritize centers of excellence established for specific agri-
20 cultural commodities for the receipt of funding for any com-
21 petitive research or extension program administered by the
22 Secretary.

23 “(b) *COMPOSITION.*—A center of excellence is composed
24 of 1 or more of the eligible entities specified in subsection
25 (b)(7) of the Competitive, Special, and Facilities Research

1 *Grant Act (7 U.S.C. 450i(b)(7)) that provide financial or*
2 *in-kind support to the center of excellence.*

3 “(c) *CRITERIA FOR CENTERS OF EXCELLENCE.*—

4 “(1) *REQUIRED EFFORTS.*—*The criteria for con-*
5 *sideration to be recognized as a center of excellence*
6 *shall include efforts—*

7 “(A) *to ensure coordination and cost effec-*
8 *tiveness by reducing unnecessarily duplicative ef-*
9 *forts regarding research, teaching, and extension;*

10 “(B) *to leverage available resources by using*
11 *public/private partnerships among agricultural*
12 *industry groups, institutions of higher education,*
13 *and the Federal Government;*

14 “(C) *to implement teaching initiatives to*
15 *increase awareness and effectively disseminate*
16 *solutions to target audiences through extension*
17 *activities; and*

18 “(D) *to increase the economic returns to*
19 *rural communities by identifying, attracting,*
20 *and directing funds to high-priority agricultural*
21 *issues.*

22 “(2) *ADDITIONAL EFFORTS.*—*Where practicable,*
23 *the criteria for consideration to be recognized as a*
24 *center of excellence shall include efforts to improve*
25 *teaching capacity and infrastructure at colleges and*

1 *universities (including land-grant institutions,*
2 *schools of forestry, schools of veterinary medicine, and*
3 *NLGCA Institutions).”.*

4 **SEC. 7215. REPEAL OF RED MEAT SAFETY RESEARCH CEN-**
5 **TER.**

6 *Effective October 1, 2013, section 1676 of the Food, Ag-*
7 *riculture, Conservation, and Trade Act of 1990 (7 U.S.C.*
8 *5929) is repealed.*

9 **SEC. 7216. ASSISTIVE TECHNOLOGY PROGRAM FOR FARM-**
10 **ERS WITH DISABILITIES.**

11 *Section 1680(c)(1) of the Food, Agriculture, Conserva-*
12 *tion, and Trade Act of 1990 (7 U.S.C. 5933(c)(1)) is*
13 *amended—*

14 *(1) by striking “is” and inserting “are”; and*

15 *(2) by striking “section” and all that follows and*
16 *inserting the following: “section—*

17 *“(A) \$6,000,000 for each of fiscal years*
18 *1999 through 2013; and*

19 *“(B) \$3,000,000 for each of fiscal years*
20 *2014 through 2018.”.*

21 **SEC. 7217. NATIONAL RURAL INFORMATION CENTER**
22 **CLEARINGHOUSE.**

23 *Section 2381(e) of the Food, Agriculture, Conservation,*
24 *and Trade Act of 1990 (7 U.S.C. 3125b(e)) is amended by*
25 *striking “2012” and inserting “2018”.*

1 ***Subtitle C—Agricultural Research,***
2 ***Extension, and Education Re-***
3 ***form Act of 1998***

4 **SEC. 7301. RELEVANCE AND MERIT OF AGRICULTURAL RE-**
5 **SEARCH, EXTENSION, AND EDUCATION FUND-**
6 **ED BY THE DEPARTMENT.**

7 *Section 103(a)(2) of the Agricultural Research, Exten-*
8 *sion, and Education Reform Act of 1998 (7 U.S.C.*
9 *7613(a)(2)) is amended—*

10 *(1) in the heading by striking “MERIT REVIEW*
11 *OF EXTENSION” and inserting “RELEVANCE AND*
12 *MERIT REVIEW OF RESEARCH, EXTENSION,”;*

13 *(2) in subparagraph (A)—*

14 *(A) by inserting “relevance and” before*
15 *“merit”; and*

16 *(B) by striking “extension or education”*
17 *and inserting “research, extension, or edu-*
18 *cation”;* and

19 *(3) in subparagraph (B), by inserting “on a con-*
20 *tinuous basis” after “procedures”.*

21 **SEC. 7302. INTEGRATED RESEARCH, EDUCATION, AND EX-**
22 **TENSION COMPETITIVE GRANTS PROGRAM.**

23 *Section 406(f) of the Agricultural Research, Extension,*
24 *and Education Reform Act of 1998 (7 U.S.C. 7626(f)) is*
25 *amended by striking “2012” and inserting “2018”.*

1 **SEC. 7303. REPEAL OF COORDINATED PROGRAM OF RE-**
2 **SEARCH, EXTENSION, AND EDUCATION TO IM-**
3 **PROVE VIABILITY OF SMALL AND MEDIUM**
4 **SIZE DAIRY, LIVESTOCK, AND POULTRY OPER-**
5 **ATIONS.**

6 (a) *REPEAL.*—Effective October 1, 2013, section 407
7 of the Agricultural Research, Extension, and Education Re-
8 form Act of 1998 (7 U.S.C. 7627) is repealed.

9 (b) *CONFORMING AMENDMENT.*—Section 251(f)(1)(D)
10 of the Department of Agriculture Reorganization Act of
11 1994 (7 U.S.C. 6971(f)(1)(D)), as amended by section
12 7212(b), is further amended—

13 (1) by striking clause (xi) (as redesignated by
14 section 7212(b)); and

15 (2) by redesignating clause (xii) (as redesignated
16 by section 7212(b)) as clause (xi).

17 **SEC. 7304. FUSARIUM GRAMINEARUM GRANTS.**

18 Section 408(e) of the Agricultural Research, Extension,
19 and Education Reform Act of 1998 (7 U.S.C. 7628(e)) is
20 amended to read as follows:

21 “(e) *AUTHORIZATION OF APPROPRIATIONS.*—There are
22 authorized to be appropriated to carry out this section—

23 “(1) such sums as may be necessary for each of
24 fiscal years 1999 through 2013; and

25 “(2) \$7,500,000 for each of fiscal years 2014
26 through 2018.”

1 **SEC. 7305. REPEAL OF BOVINE JOHNE'S DISEASE CONTROL**
2 **PROGRAM.**

3 *Effective October 1, 2013, section 409 of the Agricul-*
4 *tural Research, Extension, and Education Reform Act of*
5 *1998 (7 U.S.C. 7629) is repealed.*

6 **SEC. 7306. GRANTS FOR YOUTH ORGANIZATIONS.**

7 *Section 410(d) of the Agricultural Research, Exten-*
8 *sion, and Education Reform Act of 1998 (7 U.S.C. 7630(d))*
9 *is amended by striking “section such sums as are necessary”*
10 *and all that follows and inserting the following: “section—*

11 *“(1) such sums as are necessary for each of fiscal*
12 *years 2008 through 2013; and*

13 *“(2) \$3,000,000 for each of fiscal years 2014*
14 *through 2018.”.*

15 **SEC. 7307. SPECIALTY CROP RESEARCH INITIATIVE.**

16 *Section 412 of the Agricultural Research, Extension,*
17 *and Education Reform Act of 1998 (7 U.S.C. 7632) is*
18 *amended—*

19 *(1) in subsection (b)—*

20 *(A) in paragraph (1), by striking “and*
21 *genomics” and inserting “genomics, and other*
22 *methods”; and*

23 *(B) in paragraph (3), by inserting “han-*
24 *dling and processing,” after “production effi-*
25 *ciency,”;*

1 (2) *by striking subsection (d) and inserting the*
2 *following new subsection:*

3 “(d) *RESEARCH PROJECTS.*—*In carrying out this sec-*
4 *tion, the Secretary shall award competitive grants on the*
5 *basis of—*

6 “*(1) an initial scientific peer review conducted*
7 *by a panel of subject matter experts from Federal*
8 *agencies, non-Federal entities, and the specialty crop*
9 *industry; and*

10 “*(2) a final funding determination made by the*
11 *Secretary based on a review and ranking for merit,*
12 *relevance, and impact conducted by a panel of spe-*
13 *cialty crop industry representatives for the specific*
14 *specialty crop.*”; and

15 (3) *in subsection (h)—*

16 (A) *in paragraph (1)—*

17 (i) *in the heading, by striking “(1)*
18 *MANDATORY FUNDING FOR FISCAL YEARS*
19 *2008 THROUGH 2012.—Of the funds” and in-*
20 *serting the following:*

21 “(1) *MANDATORY FUNDING.*—

22 “*(A) FISCAL YEARS 2008 THROUGH 2012.—*
23 *Of the funds*”; and

24 (ii) *by adding at the end the following*
25 *new subparagraph:*

1 “(B) *SUBSEQUENT FUNDING.*—Of the funds
2 of the Commodity Credit Corporation, the Sec-
3 retary shall make available to carry out this sec-
4 tion—

5 “(i) \$50,000,000 for fiscal years 2014
6 and 2015;

7 “(ii) \$55,000,000 for fiscal years 2016
8 and 2017; and

9 “(iii) \$65,000,000 for fiscal year 2018
10 and each fiscal year thereafter.”; and

11 (B) in paragraph (2)—

12 (i) in the heading, by striking “2008
13 through 2012” and inserting “2014 through
14 2018”; and

15 (ii) by striking “2008 through 2012”
16 and inserting “2014 through 2018”.

17 **SEC. 7308. FOOD ANIMAL RESIDUE AVOIDANCE DATABASE**
18 **PROGRAM.**

19 Section 604(e) of the Agricultural Research, Extension,
20 and Education Reform Act of 1998 (7 U.S.C. 7642(e)) is
21 amended by striking “2012” and inserting “2018”.

1 **SEC. 7309. REPEAL OF NATIONAL SWINE RESEARCH CEN-**
 2 **TER.**

3 *Effective October 1, 2013, section 612 of the Agricul-*
 4 *tural Research, Extension, and Education Reform Act of*
 5 *1998 (Public Law 105–185; 112 Stat. 605) is repealed.*

6 **SEC. 7310. OFFICE OF PEST MANAGEMENT POLICY.**

7 *Section 614(f) of the Agricultural Research, Extension,*
 8 *and Education Reform Act of 1998 (7 U.S.C. 7653(f)) is*
 9 *amended—*

10 *(1) by striking “such sums as are necessary”;*
 11 *and*

12 *(2) by striking “section” and all that follows and*
 13 *inserting the following: “section—*

14 *“(1) such sums as are necessary for each of fiscal*
 15 *years 1999 through 2013; and*

16 *“(2) \$3,000,000 for each of fiscal years 2014*
 17 *through 2018.”.*

18 **SEC. 7311. REPEAL OF STUDIES OF AGRICULTURAL RE-**
 19 **SEARCH, EXTENSION, AND EDUCATION.**

20 *Effective October 1, 2013, subtitle C of title VI of the*
 21 *Agricultural Research, Extension, and Education Reform*
 22 *Act of 1998 (7 U.S.C. 7671 et seq.) is repealed.*

23 ***Subtitle D—Other Laws***

24 **SEC. 7401. CRITICAL AGRICULTURAL MATERIALS ACT.**

25 *Section 16(a) of the Critical Agricultural Materials*
 26 *Act (7 U.S.C. 178n(a)) is amended—*

1 (1) *by striking “such sums as are necessary”;*

2 *and*

3 (2) *by striking “Act” and all that follows and*

4 *inserting the following: “Act—*

5 *“(1) such sums as are necessary for each of fiscal*

6 *years 1991 through 2013; and*

7 *“(2) \$2,000,000 for each of fiscal years 2014*

8 *through 2018.”.*

9 **SEC. 7402. EQUITY IN EDUCATIONAL LAND-GRANT STATUS**

10 **ACT OF 1994.**

11 (a) *DEFINITION OF 1994 INSTITUTIONS.—Section 532*

12 *of the Equity in Educational Land-Grant Status Act of*

13 *1994 (7 U.S.C. 301 note; Public Law 103–382) is amend-*

14 *ed—*

15 (1) *in paragraph (8), by striking “Memorial”;*

16 (2) *in paragraph (26), by striking “Communi-*

17 *ty”;*

18 (3) *by striking paragraphs (5), (10), and (27);*

19 (4) *by redesignating paragraphs (1), (2), (3),*

20 *(4), (6), (7), (8), (9), (14), (15), (16), (17), (18), (19),*

21 *(20), (21), (22), (23), (24), (25), (26), (28), (29), (30),*

22 *(31), (32), (33), and (34) as paragraphs (2), (3), (4),*

23 *(7), (8), (9), (5), (10), (15), (17), (18), (19), (20),*

24 *(22), (23), (24), (25), (32), (26), (27), (28), (29), (30),*

25 *(31), (33), (34), (35), and (14), respectively, and*

1 *transferring the paragraphs so as to appear in nu-*
2 *merical order;*

3 *(5) by inserting before paragraph (2) (as so re-*
4 *designated), the following new paragraph:*

5 *“(1) Aaniih Nakoda College.”;*

6 *(6) by inserting after paragraph (5) (as so reded-*
7 *ignated), the following new paragraph:*

8 *“(6) College of the Muscogee Nation.”;*

9 *(7) by inserting after paragraph (15) (as so reded-*
10 *esignated) the following new paragraph:*

11 *“(16) Keweenaw Bay Ojibwa Community Col-*
12 *lege.”; and*

13 *(8) by inserting after paragraph (20) (as so reded-*
14 *esignated) the following new paragraph:*

15 *“(21) Navajo Technical College.”.*

16 *(b) ENDOWMENT FOR 1994 INSTITUTIONS.—Section*
17 *533(b) of the Equity in Educational Land-Grant Status*
18 *Act of 1994 (7 U.S.C. 301 note; Public Law 103–382) is*
19 *amended in the first sentence by striking “2012” and in-*
20 *serting “2018”.*

21 *(c) INSTITUTIONAL CAPACITY BUILDING GRANTS.—*
22 *Section 535 of the Equity in Educational Land-Grant Sta-*
23 *tus Act of 1994 (7 U.S.C. 301 note; Public Law 103–382)*
24 *is amended by striking “2012” each place it appears in*
25 *subsections (b)(1) and (c) and inserting “2018”.*

1 (d) *RESEARCH GRANTS*.—

2 (1) *AUTHORIZATION OF APPROPRIATIONS*.—*Sec-*
3 *tion 536(c) of the Equity in Educational Land-Grant*
4 *Status Act of 1994 (7 U.S.C. 301 note; Public Law*
5 *103–382) is amended in the first sentence by striking*
6 *“2012” and inserting “2018”.*

7 (2) *RESEARCH GRANT REQUIREMENTS*.—*Section*
8 *536(b) of the Equity in Educational Land-Grant Sta-*
9 *tus Act of 1994 (7 U.S.C. 301 note; Public Law 103–*
10 *382) is amended by striking “with at least 1 other*
11 *land-grant college or university” and all that follows*
12 *and inserting the following: “with—*

13 *“(1) the Agricultural Research Service of the De-*
14 *partment of Agriculture; or*

15 *“(2) at least 1—*

16 *“(A) other land-grant college or university*
17 *(exclusive of another 1994 Institution);*

18 *“(B) non-land-grant college of agriculture*
19 *(as defined in section 1404 of the National Agri-*
20 *cultural Research, Extension, and Teaching Pol-*
21 *icy Act of 1977 (7 U.S.C. 3103)); or*

22 *“(C) cooperating forestry school (as defined*
23 *in that section).”.*

1 **SEC. 7403. RESEARCH FACILITIES ACT.**

2 *Section 6(a) of the Research Facilities Act (7 U.S.C.*
3 *390d(a)) is amended by striking “2012” and inserting*
4 *“2018”.*

5 **SEC. 7404. REPEAL OF CARBON CYCLE RESEARCH.**

6 *Effective October 1, 2013, section 221 of the Agricul-*
7 *tural Risk Protection Act of 2000 (7 U.S.C. 6711) is re-*
8 *pealed.*

9 **SEC. 7405. COMPETITIVE, SPECIAL, AND FACILITIES RE-**
10 **SEARCH GRANT ACT.**

11 *(a) EXTENSION.—Subsection (b)(11)(A) of the Com-*
12 *petitive, Special, and Facilities Research Grant Act (7*
13 *U.S.C. 450i(b)(11)(A)) is amended in the matter preceding*
14 *clause (i) by striking “2012” and inserting “2018”.*

15 *(b) PRIORITY AREAS.—Subsection (b)(2) of the Com-*
16 *petitive, Special, and Facilities Research Grant Act (7*
17 *U.S.C. 450i(b)(2)) is amended—*

18 *(1) in subparagraph (A)—*

19 *(A) in clause (vi), by striking “and” at the*
20 *end;*

21 *(B) in clause (vii), by striking the period at*
22 *the end and inserting “; and”; and*

23 *(C) by adding at the end the following new*
24 *clause:*

1 “(viii) *plant-based foods that are*
2 *major sources of nutrients of concern (as de-*
3 *termined by the Secretary).”;*

4 (2) *in subparagraph (B)—*

5 (A) *in clause (vii), by striking “and” at the*
6 *end;*

7 (B) *in clause (viii), by striking the period*
8 *at the end and inserting a semicolon; and*

9 (C) *by adding at the end the following new*
10 *clauses:*

11 “(ix) *the research and development of*
12 *surveillance methods, vaccines, vaccination*
13 *delivery systems, or diagnostic tests for*
14 *pests and diseases (especially zoonotic dis-*
15 *eases) in wildlife reservoirs presenting a po-*
16 *tential concern to public health or domestic*
17 *livestock and pests and diseases in minor*
18 *species (including deer, elk, and bison); and*

19 “(x) *the identification of animal drug*
20 *needs and the generation and dissemination*
21 *of data for safe and effective therapeutic ap-*
22 *plications of animal drugs for minor species*
23 *and minor uses of such drugs in major spe-*
24 *cies.”;*

25 (3) *in subparagraph (C)—*

1 (A) in clause (ii), by inserting before the
2 semicolon “, including the effects of plant-based
3 foods that are major sources of nutrients of con-
4 cern on diet and health”;

5 (B) in clause (iii), by inserting before the
6 semicolon “, including plant-based foods that are
7 major sources of nutrients of concern”;

8 (C) in clause (iv), by inserting before the
9 semicolon “, including postharvest practices con-
10 ducted with respect to plant-based foods that are
11 major sources of nutrients of concern”; and

12 (D) in clause (v), by inserting before the pe-
13 riod “, including improving the functionality of
14 plant-based foods that are major sources of nu-
15 trients of concern”;

16 (4) in subparagraph (D)—

17 (A) by redesignating clauses (iv), (v), and
18 (vi) as clauses (v), (vi), and (vii), respectively;
19 and

20 (B) by inserting after clause (iii) the fol-
21 lowing new clause:

22 “(iv) the effectiveness of conservation
23 practices and technologies designed to ad-
24 dress nutrient losses and improve water
25 quality;” and

1 (5) *in subparagraph (F)—*

2 (A) *in the matter preceding clause (i), by*
3 *inserting “economics,” after “trade,”;*

4 (B) *by redesignating clauses (v) and (vi) as*
5 *clauses (vi) and (vii), respectively; and*

6 (C) *by inserting after clause (iv) the fol-*
7 *lowing new clause:*

8 *“(v) the economic costs, benefits, and*
9 *viability of producers adopting conservation*
10 *practices and technologies designed to im-*
11 *prove water quality;”.*

12 (c) *GENERAL ADMINISTRATION.—Subsection (b)(4) of*
13 *the Competitive, Special, and Facilities Research Grant Act*
14 *(7 U.S.C. 450i(b)(4)) is amended—*

15 (1) *in subparagraph (D), by striking “and” at*
16 *the end;*

17 (2) *in subparagraph (E), by striking the period*
18 *at the end and inserting “; and”; and*

19 (3) *by adding at the end the following new sub-*
20 *paragraph:*

21 *“(F) establish procedures under which a*
22 *commodity board established under a commodity*
23 *promotion law (as such term is defined under*
24 *section 501(a) of the Federal Agriculture Im-*
25 *provement and Reform Act of 1996 (7 U.S.C.*

1 7401(a))) or a State commodity board (or other
2 equivalent State entity) may directly submit to
3 the Secretary proposals for requests for applica-
4 tions to specifically address particular issues re-
5 lated to the priority areas specified in para-
6 graph (2).”.

7 (d) *SPECIAL CONSIDERATIONS.*—Subsection (b)(6) of
8 the Competitive, Special, and Facilities Research Grant Act
9 (7 U.S.C. 450i(b)(6)) is amended—

10 (1) in subparagraph (C), by striking “and” at
11 the end;

12 (2) in subparagraph (D), by striking the period
13 at the end and inserting “; and”; and

14 (3) by adding at the end the following new sub-
15 paragraph:

16 “(E) to eligible entities to carry out the spe-
17 cific research proposals submitted under proce-
18 dures established under paragraph (4)(F).”.

19 (e) *ELIGIBLE ENTITIES.*—Subsection (b)(7)(G) of the
20 Competitive, Special, and Facilities Research Grant Act (7
21 U.S.C. 450i(b)(7)(G)) is amended by striking “or corpora-
22 tions” and inserting “, foundations, or corporations”.

23 (f) *INTER-REGIONAL RESEARCH PROJECT NUMBER*
24 4.—Subsection (e) of the Competitive, Special, and Facili-
25 ties Research Grant Act (7 U.S.C. 450i(e)) is amended—

1 (1) in paragraph (1)(A), by striking “minor use
2 pesticides” and inserting “pesticides for minor agri-
3 cultural use and for use on specialty crops (as defined
4 in section 3 of the Specialty Crop Competitiveness
5 Act of 2004 (7 U.S.C. 1621 note)”; and

6 (2) in paragraph (4)—

7 (A) in subparagraph (A), by inserting “and
8 for use on specialty crops” after “minor agricul-
9 tural use”;

10 (B) in subparagraph (B), by striking “and”
11 at the end;

12 (C) by redesignating subparagraph (C) as
13 subparagraph (G); and

14 (D) by inserting after subparagraph (B) the
15 following new subparagraphs:

16 “(C) prioritize potential pest management
17 technology for minor agricultural use and for use
18 on specialty crops;

19 “(D) conduct research to develop the data
20 necessary to facilitate pesticide registrations, re-
21 registrations, and associated tolerances;

22 “(E) assist in removing trade barriers
23 caused by residues of pesticides registered for
24 minor agricultural use and for use on domesti-
25 cally grown specialty crops;

1 “(F) assist in the registration and rereg-
2 istration of pest management technologies for
3 minor agricultural use and for use on specialty
4 crops; and”.

5 (g) *EMPHASIS ON SUSTAINABLE AGRICULTURE*.—The
6 Competitive, Special, and Facilities Research Grant Act (7
7 U.S.C. 450i) is amended by striking subsection (k).

8 **SEC. 7406. RENEWABLE RESOURCES EXTENSION ACT OF**
9 **1978.**

10 (a) *AUTHORIZATION OF APPROPRIATIONS*.—Section 6
11 of the Renewable Resources Extension Act of 1978 (16
12 U.S.C. 1675) is amended in the first sentence by striking
13 “2012” and inserting “2018”.

14 (b) *TERMINATION DATE*.—Section 8 of the Renewable
15 Resources Extension Act of 1978 (16 U.S.C. 1671 note; Pub-
16 lic Law 95–306) is amended by striking “2012” and insert-
17 ing “2018”.

18 **SEC. 7407. NATIONAL AQUACULTURE ACT OF 1980.**

19 Section 10 of the National Aquaculture Act of 1980
20 (16 U.S.C. 2809) is amended by striking “2012” each place
21 it appears and inserting “2018”.

22 **SEC. 7408. REPEAL OF USE OF REMOTE SENSING DATA.**

23 Effective October 1, 2013, section 892 of the Federal
24 Agriculture Improvement and Reform Act of 1996 (7 U.S.C.
25 5935) is repealed.

1 **SEC. 7409. REPEAL OF REPORTS UNDER FARM SECURITY**
2 **AND RURAL INVESTMENT ACT OF 2002.**

3 (a) *REPEAL OF REPORT ON PRODUCERS AND HAN-*
4 *DLERS FOR ORGANIC PRODUCTS.—Effective October 1,*
5 *2013, section 7409 of the Farm Security and Rural Invest-*
6 *ment Act of 2002 (7 U.S.C. 5925b note; Public Law 107–*
7 *171) is repealed.*

8 (b) *REPEAL OF REPORT ON GENETICALLY MODIFIED*
9 *PEST-PROTECTED PLANTS.—Effective October 1, 2013, sec-*
10 *tion 7410 of the Farm Security and Rural Investment Act*
11 *of 2002 (Public Law 107–171; 116 Stat. 462) is repealed.*

12 (c) *REPEAL OF STUDY ON NUTRIENT BANKING.—Ef-*
13 *fective October 1, 2013, section 7411 of the Farm Security*
14 *and Rural Investment Act of 2002 (7 U.S.C. 5925a note;*
15 *Public Law 107–171) is repealed.*

16 **SEC. 7410. BEGINNING FARMER AND RANCHER DEVELOP-**
17 **MENT PROGRAM.**

18 *Section 7405 of the Farm Security and Rural Invest-*
19 *ment Act of 2002 (7 U.S.C. 3319f) is amended—*

20 (1) *in subsection (c)—*

21 (A) *in paragraph (1), by striking subpara-*
22 *graphs (A) through (R) and inserting the fol-*
23 *lowing new subparagraphs:*

24 “(A) *basic livestock, forest management,*
25 *and crop farming practices;*

1 “(B) innovative farm, ranch, and private,
2 nonindustrial forest land transfer strategies;

3 “(C) entrepreneurship and business train-
4 ing;

5 “(D) financial and risk management train-
6 ing (including the acquisition and management
7 of agricultural credit);

8 “(E) natural resource management and
9 planning;

10 “(F) diversification and marketing strate-
11 gies;

12 “(G) curriculum development;

13 “(H) mentoring, apprenticeships, and in-
14 ternships;

15 “(I) resources and referral;

16 “(J) farm financial benchmarking;

17 “(K) assisting beginning farmers or ranch-
18 ers in acquiring land from retiring farmers and
19 ranchers;

20 “(L) agricultural rehabilitation and voca-
21 tional training for veterans; and

22 “(M) other similar subject areas of use to
23 beginning farmers or ranchers.”;

24 (B) in paragraph (7), by striking “and
25 community-based organizations” and inserting

1 “, community-based organizations, and school-
2 based agricultural educational organizations”;

3 (C) by striking paragraph (8) and inserting
4 the following new paragraph:

5 “(8) *MILITARY VETERAN BEGINNING FARMERS*
6 *AND RANCHERS.*—

7 “(A) *IN GENERAL.*—Not less than 5 percent
8 of the funds used to carry out this subsection for
9 a fiscal year shall be used to support programs
10 and services that address the needs of military
11 veteran beginning farmers and ranchers.

12 “(B) *COORDINATION PERMITTED.*—A re-
13 cipient of a grant under this section using the
14 grant as described in subparagraph (A) may co-
15 ordinate with a recipient of a grant under sec-
16 tion 1680 of the Food, Agriculture, Conservation,
17 and Trade Act of 1990 (7 U.S.C. 5933) in ad-
18 dressing the needs of military veteran beginning
19 farmers and ranchers with disabilities.”; and

20 (D) by adding at the end the following new
21 paragraph:

22 “(11) *LIMITATION ON INDIRECT COSTS.*—A re-
23 cipient of a grant under this section may not use
24 more than 10 percent of the funds provided by the

1 *grant for the indirect costs of carrying out the initia-*
 2 *tives described in paragraph (1).”;*

3 *(2) in subsection (h)(1)—*

4 *(A) in the paragraph heading, by striking*
 5 *“2012” and inserting “2018”;*

6 *(B) in subparagraph (A), by striking “and”*
 7 *at the end;*

8 *(C) in subparagraph (B), by striking the*
 9 *period at the end and inserting “; and”; and*

10 *(D) by adding at the end the following new*
 11 *subparagraph:*

12 *“(C) \$20,000,000 for each of fiscal years*
 13 *2014 through 2018, to remain available until ex-*
 14 *pended.”; and*

15 *(3) in subsection (h)(2)—*

16 *(A) in the paragraph heading, by striking*
 17 *“2008 THROUGH 2012” and inserting “2014*
 18 *THROUGH 2018”; and*

19 *(B) by striking “2008 through 2012” and*
 20 *inserting “2014 through 2018”.*

21 **SEC. 7411. INCLUSION OF NORTHERN MARIANA ISLANDS AS**
 22 **A STATE UNDER MCINTIRE-STENNIS COOPER-**
 23 **ATIVE FORESTRY ACT.**

24 *Section 8 of Public Law 87–788 (commonly known as*
 25 *the McIntire-Stennis Cooperative Forestry Act; 16 U.S.C.*

1 582a–7) is amended by striking “and Guam” and inserting
 2 “Guam, and the Commonwealth of the Northern Mariana
 3 Islands”.

4 ***Subtitle E—Food, Conservation,***
 5 ***and Energy Act of 2008***

6 ***PART 1—AGRICULTURAL SECURITY***

7 ***SEC. 7501. AGRICULTURAL BIOSECURITY COMMUNICATION***

8 ***CENTER.***

9 *Section 14112(c) of the Food, Conservation, and En-*
 10 *ergy Act of 2008 (7 U.S.C. 8912(c)) is amended to read*
 11 *as follows:*

12 *“(c) AUTHORIZATION OF APPROPRIATIONS.—There are*
 13 *authorized to be appropriated to carry out this section—*

14 *“(1) such sums as are necessary for each of fiscal*
 15 *years 2008 through 2013; and*

16 *“(2) \$2,000,000 for each of fiscal years 2014*
 17 *through 2018.”.*

18 ***SEC. 7502. ASSISTANCE TO BUILD LOCAL CAPACITY IN AG-***

19 ***RICULTURAL BIOSECURITY PLANNING, PREP-***
 20 ***ARATION, AND RESPONSE.***

21 *Section 14113 of the Food, Conservation, and Energy*
 22 *Act of 2008 (7 U.S.C. 8913) is amended—*

23 *(1) in subsection (a)(2)—*

24 *(A) by striking “such sums as may be nec-*
 25 *essary”; and*

1 (B) by striking “subsection” and all that
2 follows and inserting the following: “subsection—

3 “(A) such sums as are necessary for each of
4 fiscal years 2008 through 2013; and

5 “(B) \$15,000,000 for each of fiscal years
6 2014 through 2018.”; and

7 (2) in subsection (b)(2), by striking “is author-
8 ized to be appropriated to carry out this subsection”
9 and all that follows and inserting the following: “are
10 authorized to be appropriated to carry out this sub-
11 section—

12 “(A) \$25,000,000 for each of fiscal years
13 2008 through 2013; and

14 “(B) \$15,000,000 for each of fiscal years
15 2014 through 2018.”.

16 **SEC. 7503. RESEARCH AND DEVELOPMENT OF AGRICUL-**
17 **TURAL COUNTERMEASURES.**

18 Section 14121(b) of the Food, Conservation, and En-
19 ergy Act of 2008 (7 U.S.C. 8921(b)) is amended by striking
20 “is authorized to be appropriated to carry out this section”
21 and all that follows and inserting the following: “are au-
22 thorized to be appropriated to carry out this section—

23 “(1) \$50,000,000 for each of fiscal years 2008
24 through 2013; and

1 “(2) \$15,000,000 for each of fiscal years 2014
2 through 2018.”.

3 **SEC. 7504. AGRICULTURAL BIOSECURITY GRANT PROGRAM.**

4 Section 14122(e) of the Food, Conservation, and En-
5 ergy Act of 2008 (7 U.S.C. 8922(e)) is amended—

6 (1) by striking “sums as are necessary”; and

7 (2) by striking “section” and all that follows and
8 inserting the following: “section—

9 “(1) such sums as are necessary for each of fiscal
10 years 2008 through 2013, to remain available until
11 expended; and

12 “(2) \$5,000,000 for each of fiscal years 2014
13 through 2018, to remain available until expended.”.

14 **PART 2—MISCELLANEOUS**

15 **SEC. 7511. ENHANCED USE LEASE AUTHORITY PILOT PRO-**
16 **GRAM.**

17 Section 308 of the Federal Crop Insurance Reform and
18 Department of Agriculture Reorganization Act of 1994 (7
19 U.S.C. 3125a) is amended—

20 (1) in subsection (b)(6)(A), by striking “5 years”
21 and inserting “10 years”; and

22 (2) in subsection (d)(2), by striking “1, 3, and
23 5 years” and inserting “6, 8, and 10 years”.

1 **SEC. 7512. GRAZINGLANDS RESEARCH LABORATORY.**

2 *Section 7502 of the Food, Conservation, and Energy*
3 *Act of 2008 (Public Law 110–246; 122 Stat. 2019) is*
4 *amended by striking “5-year period” and inserting “10-*
5 *year period”.*

6 **SEC. 7513. BUDGET SUBMISSION AND FUNDING.**

7 *Section 7506 of the Food, Conservation, and Energy*
8 *Act of 2008 (7 U.S.C. 7614c) is amended—*

9 *(1) by striking subsection (a) and inserting the*
10 *following new subsection:*

11 *“(a) DEFINITIONS.—In this section:*

12 *“(1) COVERED PROGRAM.—The term ‘covered*
13 *program’ means—*

14 *“(A) each research program carried out by*
15 *the Agricultural Research Service or the Eco-*
16 *nomical Research Service for which annual appro-*
17 *priations are requested in the annual budget*
18 *submission of the President; and*

19 *“(B) each competitive program carried out*
20 *by the National Institute of Food and Agri-*
21 *culture for which annual appropriations are re-*
22 *quested in the annual budget submission of the*
23 *President.*

24 *“(2) REQUEST FOR AWARDS.—The term ‘request*
25 *for awards’ means a funding announcement published*
26 *by the National Institute of Food and Agriculture*

1 *that provides detailed information on funding oppor-*
2 *tunities at the Institute, including the purpose, eligi-*
3 *bility, restriction, focus areas, evaluation criteria,*
4 *regulatory information, and instructions on how to*
5 *apply for such opportunities.”; and*

6 *(2) by adding at the end the following new sub-*
7 *sections:*

8 “(e) *ADDITIONAL PRESIDENTIAL BUDGET SUBMISSION*
9 *REQUIREMENT.—*

10 “(1) *IN GENERAL.—Each year, the President*
11 *shall submit to Congress, together with the annual*
12 *budget submission of the President, the information*
13 *described in paragraph (2) for each funding request*
14 *for a covered program.*

15 “(2) *INFORMATION DESCRIBED.—The informa-*
16 *tion described in this paragraph includes—*

17 “(A) *baseline information, including with*
18 *respect to each covered program—*

19 “(i) *the funding level for the program*
20 *for the fiscal year preceding the year the*
21 *annual budget submission of the President*
22 *is submitted;*

23 “(ii) *the funding level requested in the*
24 *annual budget submission of the President,*

1 including any increase or decrease in the
2 funding level; and

3 “(iii) an explanation justifying any
4 change from the funding level specified in
5 clause (i) to the level specified in clause (ii);

6 “(B) with respect to each covered program
7 that is carried out by the Economic Research
8 Service or the Agricultural Research Service, the
9 location and staff years of the program;

10 “(C) the proposed funding levels to be allo-
11 cated to, and the expected publication date,
12 scope, and allocation level for, each request for
13 awards to be published under or associated
14 with—

15 “(i) each priority area specified in
16 subsection (b)(2) of the Competitive, Spe-
17 cial, and Facilities Research Grant Act (7
18 U.S.C. 450i(b)(2));

19 “(ii) each research and extension
20 project carried out under section 1621(a) of
21 the Food, Agriculture, Conservation, and
22 Trade Act of 1990 (7 U.S.C. 5811(a));

23 “(iii) each grant to be awarded under
24 section 1672B(a) of the Food, Agriculture,

1 *Conservation, and Trade Act of 1990 (7*
2 *U.S.C. 5925b(a));*

3 “*(iv) each grant awarded under section*
4 *412(d) of the Agricultural Research, Exten-*
5 *sion, and Education Reform Act of 1998 (7*
6 *U.S.C. 7632(d)); and*

7 “*(v) each grant awarded under*
8 *7405(c)(1) of the Farm Security and Rural*
9 *Investment Act of 2002 (7 U.S.C.*
10 *3319f(c)(1)); or*

11 “*(D) any other information the Secretary*
12 *determines will increase congressional oversight*
13 *with respect to covered programs.*

14 “*(3) PROHIBITION.—Unless the President sub-*
15 *mits the information described in paragraph (2)(C)*
16 *for a fiscal year, the President may not carry out any*
17 *program during the fiscal year that is authorized*
18 *under—*

19 “*(A) subsection (b) of the Competitive, Spe-*
20 *cial, and Facilities Research Grant Act (7*
21 *U.S.C. 450i(b));*

22 “*(B) section 1621 of the Food, Agriculture,*
23 *Conservation, and Trade Act of 1990 (7 U.S.C.*
24 *5811);*

1 “(C) section 1672B of the Food, Agriculture,
2 Conservation, and Trade Act of 1990 (7 U.S.C.
3 5925b);

4 “(D) section 412 of the Agricultural Re-
5 search, Extension, and Education Reform Act of
6 1998 (7 U.S.C. 7632); or

7 “(E) section 7405 of the Farm Security and
8 Rural Investment Act of 2002 (7 U.S.C. 3319f).

9 “(f) REPORT OF THE SECRETARY OF AGRICULTURE.—
10 Each year on a date that is not later than the date on which
11 the President submits the annual budget, the Secretary shall
12 submit to Congress a report containing a description of the
13 agricultural research, extension, and education activities
14 carried out by the Federal Government during the fiscal
15 year that immediately precedes the year for which the re-
16 port is submitted, including—

17 “(1) a review of the extent to which those activi-
18 ties—

19 “(A) are duplicative or overlap within the
20 Department of Agriculture; or

21 “(B) are similar to activities carried out
22 by—

23 “(i) other Federal agencies;

24 “(ii) the States (including the District
25 of Columbia, the Commonwealth of Puerto

1 *Rico and other territories or possessions of*
2 *the United States);*

3 “(iii) *institutions of higher education*
4 *(as defined in section 101 of the Higher*
5 *Education Act of 1965 (20 U.S.C. 1001));*

6 *or*

7 “(iv) *the private sector; and*

8 “(2) *for each report submitted under this section*
9 *on or after January 1, 2013, a 5-year projection of*
10 *national priorities with respect to agricultural re-*
11 *search, extension, and education, taking into account*
12 *domestic needs.”.*

13 **SEC. 7514. REPEAL OF RESEARCH AND EDUCATION GRANTS**
14 **FOR THE STUDY OF ANTIBIOTIC-RESISTANT**
15 **BACTERIA.**

16 *Effective October 1, 2013, section 7521 of the Food,*
17 *Conservation, and Energy Act of 2008 (7 U.S.C. 3202) is*
18 *repealed.*

19 **SEC. 7515. REPEAL OF FARM AND RANCH STRESS ASSIST-**
20 **ANCE NETWORK.**

21 *Effective October 1, 2013, section 7522 of the Food,*
22 *Conservation, and Energy Act of 2008 (7 U.S.C. 5936) is*
23 *repealed.*

1 **SEC. 7516. REPEAL OF SEED DISTRIBUTION.**

2 *Effective October 1, 2013, section 7523 of the Food,*
3 *Conservation, and Energy Act of 2008 (7 U.S.C. 415–1)*
4 *is repealed.*

5 **SEC. 7517. NATURAL PRODUCTS RESEARCH PROGRAM.**

6 *Section 7525(e) of the Food, Conservation, and Energy*
7 *Act of 2008 (7 U.S.C. 5937(e)) is amended to read as fol-*
8 *lows:*

9 *“(e) AUTHORIZATION OF APPROPRIATIONS.—There are*
10 *authorized to be appropriated to carry out this section*
11 *\$7,000,000 for each of fiscal years 2014 through 2018.”.*

12 **SEC. 7518. SUN GRANT PROGRAM.**

13 *(a) IN GENERAL.—Section 7526 of the Food, Conserva-*
14 *tion, and Energy Act of 2008 (7 U.S.C. 8114) is amended—*

15 *(1) in subsection (a)(4)(B), by striking “the De-*
16 *partment of Energy” and inserting “other appro-*
17 *prate Federal agencies (as determined by the Sec-*
18 *retary)”;*

19 *(2) in subsection (c)(1)—*

20 *(A) in subparagraph (B), by striking*
21 *“multistate” and all that follows through the pe-*
22 *riod and inserting “integrated, multistate re-*
23 *search, extension, and education programs on*
24 *technology development and technology imple-*
25 *mentation.”;*

26 *(B) by striking subparagraph (C); and*

1 (C) by redesignating subparagraph (D) as
2 subparagraph (C);

3 (3) in subsection (d)—

4 (A) in paragraph (1)—

5 (i) by striking “in accordance with
6 paragraph (2)”;

7 (ii) by striking “gasification” and in-
8 serting “bioproducts”; and

9 (iii) by striking “the Department of
10 Energy” and inserting “other appropriate
11 Federal agencies”;

12 (B) by striking paragraph (2); and

13 (C) by redesignating paragraphs (3) and
14 (4) as paragraphs (2) and (3), respectively; and

15 (4) in subsection (g), by striking “2012” and in-
16 serting “2018”.

17 (b) *CONFORMING AMENDMENTS.*—Section 7526(f)(1)
18 of the Food, Conservation, and Energy Act of 2008 (7
19 U.S.C. 8114(f)(1)) is amended by striking “subsection
20 (c)(1)(D)(i)” and inserting “subsection (c)(1)(C)(i)”.

21 **SEC. 7519. REPEAL OF STUDY AND REPORT ON FOOD**

22 **DESERTS.**

23 Effective October 1, 2013, section 7527 of the Food,
24 Conservation, and Energy Act of 2008 (Public Law 110–
25 246; 122 Stat. 2039) is repealed.

1 **SEC. 7520. REPEAL OF AGRICULTURAL AND RURAL TRANS-**
2 **PORTATION RESEARCH AND EDUCATION.**

3 *Effective October 1, 2013, section 7529 of the Food,*
4 *Conservation, and Energy Act of 2008 (7 U.S.C. 5938) is*
5 *repealed.*

6 ***Subtitle F—Miscellaneous***
7 ***Provisions***

8 **SEC. 7601. AGREEMENTS WITH NONPROFIT ORGANIZA-**
9 **TIONS FOR NATIONAL ARBORETUM.**

10 *Section 6 of the Act of March 4, 1927 (20 U.S.C. 196),*
11 *is amended—*

12 *(1) in subsection (a), by striking paragraph (1)*
13 *and inserting the following new paragraph:*

14 *“(1) negotiate agreements for the National Arbo-*
15 *retum with nonprofit scientific or educational organi-*
16 *zations, the interests of which are complementary to*
17 *the mission of the National Arboretum, or nonprofit*
18 *organizations that support the purpose of the Na-*
19 *tional Arboretum, except that the net proceeds of the*
20 *organizations from the agreements shall be used exclu-*
21 *sively for research and educational work for the ben-*
22 *efit of the National Arboretum and the operation and*
23 *maintenance of the facilities of the National Arbo-*
24 *retum, including enhancements, upgrades, restoration,*
25 *and conservation;”*; and

1 (2) by adding at the end the following new sub-
2 section:

3 “(d) *RECOGNITION OF DONORS.*—A non-profit organi-
4 zation that entered into an agreement under subsection
5 (a)(1) may recognize donors if that recognition is approved
6 in advance by the Secretary. In considering whether to ap-
7 prove such recognition, the Secretary shall broadly exercise
8 the discretion of the Secretary to the fullest extent allowed
9 under Federal law in effect on the date of the enactment
10 of this subsection.”.

11 **SEC. 7602. COTTON DISEASE RESEARCH REPORT.**

12 Not later than 180 days after the date of the enactment
13 of this Act, the Secretary shall submit to Congress a report
14 on the fungus *fusarium oxysporum f. sp. vasinfectum* race
15 4 (referred to in this section as “FOV Race 4”) and the
16 impact of such fungus on cotton, including—

17 (1) an overview of the threat FOV Race 4 poses
18 to the cotton industry in the United States;

19 (2) the status and progress of Federal research
20 initiatives to detect, contain, or eradicate FOV Race
21 4, including current FOV Race 4-specific research
22 projects; and

23 (3) a comprehensive strategy to combat FOV
24 Race 4 that establishes—

25 (A) detection and identification goals;

- 1 (B) containment goals;
- 2 (C) eradication goals; and
- 3 (D) a plan to partner with the cotton in-
- 4 dustry in the United States to maximize re-
- 5 sources, information sharing, and research re-
- 6 sponsiveness and effectiveness.

7 **SEC. 7603. ACCEPTANCE OF FACILITY FOR AGRICULTURAL**

8 **RESEARCH SERVICE.**

9 (a) *CONSTRUCTION AUTHORIZED.*—Subject to sub-

10 sections (b) and (c), the Secretary of Agriculture may au-

11 thorize a non-Federal entity to construct, at no cost and

12 without obligation to the Federal Government, a facility for

13 use by the Agricultural Research Service on land owned by

14 the Agricultural Research Service and managed by the Sec-

15 retary.

16 (b) *ACCEPTANCE OF GIFT.*—

17 (1) *IN GENERAL.*—Subject to paragraph (2),

18 upon the completion of the construction of the facility

19 by the non-Federal entity under subsection (a), the

20 Secretary shall accept the facility as a gift in accord-

21 ance with Public Law 95-442 (7 U.S.C. 2269).

22 (2) *CERTIFICATION.*—The Secretary, in consulta-

23 tion with the Director of the Office of Management

24 and Budget, shall certify in advance that the accept-

25 ance under paragraph (1) complies with the limita-

1 *tions specified in paragraphs (1) and (2) of sub-*
2 *section (c).*

3 *(c) LIMITATIONS.—*

4 *(1) VALUE.—The Secretary may not accept a fa-*
5 *cility as a gift under this section if the fair market*
6 *value of the facility is more than \$5,000,000.*

7 *(2) NO FEDERAL COST.—The Secretary shall not*
8 *enter into any acquisitions, demonstrations, ex-*
9 *changes, grants, contracts, incentives, leases, procure-*
10 *ments, sales, or other transaction authorities or ar-*
11 *rangements that would obligate future appropriations*
12 *with respect to the facility constructed under sub-*
13 *section (a).*

14 *(d) TERMINATION OF AUTHORITY.—No facility may be*
15 *accepted by the Secretary for use by the Agricultural Re-*
16 *search Service under this section after September 30, 2018.*

17 **SEC. 7604. MISCELLANEOUS TECHNICAL CORRECTIONS.**

18 *Sections 7408 and 7409 of the Food, Conservation, and*
19 *Energy Act of 2008 (Public Law 110–246; 122 Stat. 2013)*
20 *are both amended by striking “Title III of the Department*
21 *of Agriculture Reorganization Act of 1994” and inserting*
22 *“Title III of the Federal Crop Insurance Reform and De-*
23 *partment of Agriculture Reorganization Act of 1994”.*

1 **TITLE VIII—FORESTRY**
2 **Subtitle A—Repeal of Certain**
3 **Forestry Programs**

4 **SEC. 8001. FOREST LAND ENHANCEMENT PROGRAM.**

5 (a) *REPEAL.*—Section 4 of the Cooperative Forestry
6 *Assistance Act of 1978 (16 U.S.C. 2103) is repealed.*

7 (b) *CONFORMING AMENDMENT.*—Section 8002 of the
8 *Farm Security and Rural Investment Act of 2002 (Public*
9 *Law 107–171; 16 U.S.C. 2103 note) is amended by striking*
10 *subsection (a).*

11 (c) *EFFECTIVE DATE.*—The amendments made by this
12 *section shall take effect on October 1, 2013.*

13 **SEC. 8002. WATERSHED FORESTRY ASSISTANCE PROGRAM.**

14 (a) *REPEAL.*—Section 6 of the Cooperative Forestry
15 *Assistance Act of 1978 (16 U.S.C. 2103b) is repealed.*

16 (b) *EFFECTIVE DATE.*—The amendment made by this
17 *section shall take effect on October 1, 2013.*

18 **SEC. 8003. EXPIRED COOPERATIVE NATIONAL FOREST**
19 **PRODUCTS MARKETING PROGRAM.**

20 Section 18 of the Cooperative Forestry Assistance Act
21 *of 1978 (16 U.S.C. 2112) is repealed.*

1 **SEC. 8004. HISPANIC-SERVING INSTITUTION AGRICUL-**
2 **TURAL LAND NATIONAL RESOURCES LEADER-**
3 **SHIP PROGRAM.**

4 (a) *REPEAL.*—Section 8402 of the Food, Conservation,
5 and Energy Act of 2008 (16 U.S.C. 1649a) is repealed.

6 (b) *EFFECTIVE DATE.*—The amendment made by this
7 section shall take effect on October 1, 2013.

8 **SEC. 8005. TRIBAL WATERSHED FORESTRY ASSISTANCE**
9 **PROGRAM.**

10 (a) *REPEAL.*—Section 303 of the Healthy Forests Res-
11 toration Act of 2003 (16 U.S.C. 6542) is repealed.

12 (b) *EFFECTIVE DATE.*—The amendment made by this
13 section shall take effect on October 1, 2013.

14 **SEC. 8006. SEPARATE FOREST SERVICE DECISIONMAKING**
15 **AND APPEALS PROCESS.**

16 Section 322 of the Department of the Interior and Re-
17 lated Agencies Appropriations Act, 1993 (Public Law 102-
18 381; 16 U.S.C. 1612 note) is repealed. Section 428 of divi-
19 sion E of the Consolidated Appropriations Act, 2012 (Pub-
20 lic Law 112-74; 125 Stat. 1046; 16 U.S.C. 6515 note) shall
21 not apply to any project or activity implementing a land
22 and resource management plan developed under section 6
23 of the Forest and Rangeland Renewable Resources Planning
24 Act of 1974 (16 U.S.C. 1604) that is categorically excluded
25 from documentation in an environmental assessment or an

1 *environmental impact statement under the National Envi-*
2 *ronmental Policy Act of 1969 (42 U.S.C. 4321 et seq.).*

3 ***Subtitle B—Reauthorization of Co-***
4 ***operative Forestry Assistance Act***
5 ***of 1978 Programs***

6 ***SEC. 8101. STATE-WIDE ASSESSMENT AND STRATEGIES FOR***
7 ***FOREST RESOURCES.***

8 *Section 2A(c) of the Cooperative Forestry Assistance*
9 *Act of 1978 (16 U.S.C. 2101a(c)) is amended—*

10 *(1) in paragraph (4), by striking “and”;*

11 *(2) by redesignating paragraph (5) as para-*
12 *graph (6); and*

13 *(3) by inserting after paragraph (4) the fol-*
14 *lowing new paragraph:*

15 *“(5) as feasible, appropriate military installa-*
16 *tions where the voluntary participation and manage-*
17 *ment of private or State-owned or other public*
18 *forestland is able to support, promote, and contribute*
19 *to the missions of such installations; and”.*

20 ***SEC. 8102. FOREST LEGACY PROGRAM.***

21 *Subsection (m) of section 7 of the Cooperative Forestry*
22 *Assistance Act of 1978 (16 U.S.C. 2103e) is amended to*
23 *read as follows:*

1 “(m) *AUTHORIZATION OF APPROPRIATIONS.—To*
2 *carry out this section, there are authorized to be appro-*
3 *priated—*

4 “(1) *such sums as are necessary for fiscal year*
5 *2013; and*

6 “(2) *\$55,000,000 for each of fiscal years 2014*
7 *through 2018.”.*

8 **SEC. 8103. COMMUNITY FOREST AND OPEN SPACE CON-**
9 **SERVATION PROGRAM.**

10 *Subsection (g) of section 7A of the Cooperative For-*
11 *estry Assistance Act of 1978 (16 U.S.C. 2103d) is amended*
12 *to read as follows:*

13 “(g) *AUTHORIZATION OF APPROPRIATIONS.—To carry*
14 *out this section, there are authorized to be appropriated—*

15 “(1) *such sums as are necessary for fiscal year*
16 *2013; and*

17 “(2) *\$1,500,000 for each of fiscal years 2014*
18 *through 2018.”.*

19 ***Subtitle C—Reauthorization of***
20 ***Other Forestry-Related Laws***

21 **SEC. 8201. RURAL REVITALIZATION TECHNOLOGIES.**

22 *Section 2371(d)(2) of the Food, Agriculture, Conserva-*
23 *tion, and Trade Act of 1990 (7 U.S.C. 6601(d)(2)) is*
24 *amended by striking “2012” and inserting “2018”.*

1 **SEC. 8202. OFFICE OF INTERNATIONAL FORESTRY.**

2 *Subsection (d) of section 2405 of the Global Climate*
3 *Change Prevention Act of 1990 (7 U.S.C. 6704) is amended*
4 *to read as follows:*

5 “(d) *AUTHORIZATION OF APPROPRIATIONS.—To carry*
6 *out this section, there are authorized to be appropriated—*

7 *“(1) such sums as are necessary for each of fiscal*
8 *years 1996 through 2013; and*

9 *“(2) \$6,000,000 for each of fiscal years 2014*
10 *through 2018.”.*

11 **SEC. 8203. CHANGE IN FUNDING SOURCE FOR HEALTHY**
12 **FORESTS RESERVE PROGRAM.**

13 *Section 508 of the Healthy Forests Restoration Act of*
14 *2003 (16 U.S.C. 6578) is amended—*

15 *(1) in subsection (a), by striking “IN GENERAL”*
16 *and inserting “FISCAL YEARS 2009 THROUGH 2013”;*

17 *(2) by redesignating subsection (b) as subsection*
18 *(d); and*

19 *(3) by inserting after subsection (a) the following*
20 *new subsections:*

21 *“(b) FISCAL YEARS 2014 THROUGH 2018.—There is*
22 *authorized to be appropriated to the Secretary of Agri-*
23 *culture to carry out this section \$9,750,000 for each of fiscal*
24 *years 2014 through 2018.*

25 *“(c) ADDITIONAL SOURCE OF FUNDS.—In addition to*
26 *funds appropriated pursuant to the authorization of appro-*

1 *priations in subsection (b) for a fiscal year, the Secretary*
2 *may use such amount of the funds appropriated for that*
3 *fiscal year to carry out the Soil Conservation and Domestic*
4 *Allotment Act (16 U.S.C. 590a et seq.) as the Secretary de-*
5 *termines necessary to cover the cost of technical assistance,*
6 *management, and enforcement responsibilities for land en-*
7 *rolled in the healthy forests reserve program pursuant to*
8 *subsections (a) and (b) of section 504.”.*

9 **SEC. 8204. STEWARDSHIP END RESULT CONTRACTING**
10 **PROJECT AUTHORITY.**

11 *Section 347 of the Department of the Interior and Re-*
12 *lated Agencies Appropriations Act, 1999 (as contained in*
13 *section 101(e) of division A of Public Law 105–277; 16*
14 *U.S.C. 2104 note) is amended—*

15 *(1) in subsection (a), by striking “2013” and in-*
16 *serting “2018”; and*

17 *(2) in subsection (c), by adding at the end the*
18 *following new paragraph:*

19 *“(6) CONTRACT FOR SALE OF PROPERTY.—At the*
20 *discretion of the Secretary of Agriculture, a contract*
21 *entered into by the Forest Service under this section*
22 *may be considered a contract for the sale of property*
23 *under such terms as the Secretary may prescribe*
24 *without regard to any other provision of law.”.*

1 **Subtitle D—National Forest**
2 **Critical Area Response**

3 **SEC. 8301. DEFINITIONS.**

4 *In this title:*

5 (1) *CRITICAL AREA.*—*The term “critical area”*
6 *means an area of the National Forest System des-*
7 *ignated by the Secretary under section 8302*

8 (2) *NATIONAL FOREST SYSTEM.*—*The term “Na-*
9 *tional Forest System” has the meaning given that*
10 *term in section 11(a) of the Forest and Rangeland*
11 *Renewable Resources Planning Act of 1974 (16*
12 *U.S.C. 1609(a)).*

13 (3) *SECRETARY.*—*The term “Secretary” means*
14 *the Secretary of Agriculture.*

15 **SEC. 8302. DESIGNATION OF CRITICAL AREAS.**

16 (a) *DESIGNATION REQUIREMENTS.*—*The Secretary of*
17 *Agriculture shall designate critical areas within the Na-*
18 *tional Forest System for the purposes of addressing—*

19 (1) *deteriorating forest health conditions in ex-*
20 *istence as of the date of the enactment of this Act due*
21 *to insect infestation, drought, disease, or storm dam-*
22 *age; and*

23 (2) *the future risk of insect infestations or dis-*
24 *ease outbreaks through preventative treatments.*

1 (b) *DESIGNATION METHOD.*—*In considering National*
2 *Forest System land for designation as a critical area, the*
3 *Secretary shall use—*

4 (1) *for purposes of subsection (a)(1), the most re-*
5 *cent annual forest health aerial surveys of mortality*
6 *and defoliation; and*

7 (2) *for purposes of subsection (a)(2), the Na-*
8 *tional Insect and Disease Risk Map.*

9 (c) *TIME FOR INITIAL DESIGNATIONS.*—*The first crit-*
10 *ical areas shall be designated by the Secretary not later*
11 *than 60 days after the date of the enactment of this Act.*

12 (d) *DURATION OF DESIGNATION.*—*The designation of*
13 *a critical area shall expire not later than 10 years after*
14 *the date of the designation.*

15 **SEC. 8303. APPLICATION OF EXPEDITED PROCEDURES AND**
16 **ACTIVITIES OF THE HEALTHY FORESTS RES-**
17 **TORATION ACT OF 2003 TO CRITICAL AREAS.**

18 (a) *APPLICABILITY.*—*Subject to subsections (b)*
19 *through (e), title I of the Healthy Forests Restoration Act*
20 *of 2003 (16 U.S.C. 6511 et seq.) (including the environ-*
21 *mental analysis requirements of section 104 of that Act (16*
22 *U.S.C. 6514), the special administrative review process*
23 *under section 105 of that Act (16 U.S.C. 6515), and the*
24 *judicial review process under section 106 of that Act (16*

1 *U.S.C. 6516)), shall apply to all Forest Service projects and*
2 *activities carried out in a critical area.*

3 (b) *APPLICATION OF OTHER LAW.—Section 322 of*
4 *Public Law 102–381 (16 U.S.C. 1612 note; 106 Stat. 1419)*
5 *shall not apply to projects conducted in accordance with*
6 *this section.*

7 (c) *REQUIRED MODIFICATIONS.—In applying title I*
8 *of the Healthy Forests Restoration Act of 2003 (16 U.S.C.*
9 *6511 et seq.) to Forest Service projects and activities in a*
10 *critical area, the Secretary shall make the following modi-*
11 *fications:*

12 (1) *The authority shall apply to the entire crit-*
13 *ical area, including land that is outside of a*
14 *wildland-urban interface area or that does not satisfy*
15 *any of the other eligibility criteria specified in section*
16 *102(a) of that Act (16 U.S.C. 6512(a)).*

17 (2) *All projects and activities of the Forest Serv-*
18 *ice, including necessary connected actions (as de-*
19 *scribed in section 1508.25(a)(1) of title 40, Code of*
20 *Federal Regulations (or a successor regulation)), shall*
21 *be considered to be authorized hazardous fuel reduc-*
22 *tion projects for purposes of applying the title.*

23 (d) *SMALLER PROJECTS.—*

24 (1) *IN GENERAL.—Except as provided in para-*
25 *graph (2), a project conducted in a critical area in*

1 *accordance with this section that comprises less than*
2 *10,000 acres shall be—*

3 *(A) considered an action categorically ex-*
4 *cluded from the requirements for an environ-*
5 *mental assessment or an environmental impact*
6 *statement under section 1508.4 of title 40, Code*
7 *of Federal Regulations (or a successor regula-*
8 *tion); and*

9 *(B) exempt from the special administrative*
10 *review process under section 105 of the Healthy*
11 *Forests Restoration Act of 2003 (16 U.S.C.*
12 *6515).*

13 *(2) EXCLUSION OF CERTAIN AREAS.—Paragraph*
14 *(1) does not apply to—*

15 *(A) a component of the National Wilderness*
16 *Preservation System;*

17 *(B) any Federal land on which, by Act of*
18 *Congress or Presidential proclamation, the re-*
19 *moval of vegetation is restricted or prohibited;*

20 *(C) a congressionally designated wilderness*
21 *study area; or*

22 *(D) an area in which activities under para-*
23 *graph (1) would be inconsistent with the appli-*
24 *cable land and resource management plan.*

1 (e) *FOREST MANAGEMENT PLANS.*—All projects and
2 activities carried out in a critical area pursuant to this
3 subtitle shall be consistent with the land and resource man-
4 agement plan established under section 6 of the Forest and
5 Rangeland Renewable Resources Planning Act of 1974 (16
6 U.S.C. 1604) for the unit of the National Forest System
7 containing the critical area.

8 **SEC. 8304. GOOD NEIGHBOR AUTHORITY.**

9 (a) *DEFINITIONS.*—In this section:

10 (1) *ELIGIBLE STATE.*—The term “eligible State”
11 means a State that contains National Forest System
12 land.

13 (2) *SECRETARY.*—The term “Secretary” means
14 the Secretary of Agriculture.

15 (3) *STATE FORESTER.*—The term “State for-
16 ester” means the head of a State agency with jurisdic-
17 tion over State forestry programs in an eligible State.

18 (b) *COOPERATIVE AGREEMENTS AND CONTRACTS.*—

19 (1) *IN GENERAL.*—The Secretary may enter into
20 a cooperative agreement or contract (including a sole
21 source contract) with a State forester to authorize the
22 State forester to provide the forest, rangeland, and
23 watershed restoration and protection services de-
24 scribed in paragraph (2) on National Forest System
25 land in the eligible State.

1 (2) *AUTHORIZED SERVICES.*—*The forest, range-*
2 *land, and watershed restoration and protection serv-*
3 *ices referred to in paragraph (1) include the conduct*
4 *of—*

5 (A) *activities to treat insect infected trees;*

6 (B) *activities to reduce hazardous fuels; and*

7 (C) *any other activities to restore or im-*
8 *prove forest, rangeland, and watershed health,*
9 *including fish and wildlife habitat.*

10 (3) *STATE AS AGENT.*—*Except as provided in*
11 *paragraph (6), a cooperative agreement or contract*
12 *entered into under paragraph (1) may authorize the*
13 *State forester to serve as the agent for the Secretary*
14 *in providing the restoration and protection services*
15 *authorized under that paragraph.*

16 (4) *SUBCONTRACTS.*—*In accordance with appli-*
17 *cable contract procedures for the eligible State, a*
18 *State forester may enter into subcontracts to provide*
19 *the restoration and protection services authorized*
20 *under a cooperative agreement or contract entered*
21 *into under paragraph (1).*

22 (5) *TIMBER SALES.*—*Subsections (d) and (g) of*
23 *section 14 of the National Forest Management Act of*
24 *1976 (16 U.S.C. 472a) shall not apply to services per-*

1 *formed under a cooperative agreement or contract en-*
2 *tered into under paragraph (1).*

3 (6) *RETENTION OF NEPA RESPONSIBILITIES.*—
4 *Any decision required to be made under the National*
5 *Environmental Policy Act of 1969 (42 U.S.C. 4321 et*
6 *seq.) with respect to any restoration and protection*
7 *services to be provided under this section by a State*
8 *forester on National Forest System land shall not be*
9 *delegated to a State forester or any other officer or*
10 *employee of the eligible State.*

11 (7) *APPLICABLE LAW.*—*The restoration and pro-*
12 *tection services to be provided under this section shall*
13 *be carried out on a project-to-project basis under ex-*
14 *isting authorities of the Forest Service.*

15 ***Subtitle E—Miscellaneous***

16 ***Provisions***

17 ***SEC. 8401. REVISION OF STRATEGIC PLAN FOR FOREST IN-*** 18 ***VENTORY AND ANALYSIS.***

19 (a) *REVISION REQUIRED.*—*Not later than 180 days*
20 *after the date of the enactment of this Act, the Secretary*
21 *of Agriculture shall revise the strategic plan for forest inven-*
22 *tory and analysis initially prepared pursuant to section*
23 *3(e) of the Forest and Rangeland Renewable Resources Re-*
24 *search Act of 1978 (16 U.S.C. 1642(e)) to address the re-*
25 *quirements imposed by subsection (b).*

1 **(b) ELEMENTS OF REVISED STRATEGIC PLAN.**—*In re-*
2 *vising the strategic plan, the Secretary of Agriculture shall*
3 *describe in detail the organization, procedures, and funding*
4 *needed to achieve each of the following:*

5 (1) *Complete the transition to a fully annualized*
6 *forest inventory program and include inventory and*
7 *analysis of interior Alaska.*

8 (2) *Implement an annualized inventory of trees*
9 *in urban settings, including the status and trends of*
10 *trees and forests, and assessments of their ecosystem*
11 *services, values, health, and risk to pests and diseases.*

12 (3) *Report information on renewable biomass*
13 *supplies and carbon stocks at the local, State, re-*
14 *gional, and national level, including by ownership*
15 *type.*

16 (4) *Engage State foresters and other users of in-*
17 *formation from the forest inventory and analysis in*
18 *reevaluating the list of core data variables collected on*
19 *forest inventory and analysis plots with an emphasis*
20 *on demonstrated need.*

21 (5) *Improve the timeliness of the timber product*
22 *output program and accessibility of the annualized*
23 *information on that database.*

24 (6) *Foster greater cooperation among the forest*
25 *inventory and analysis program, research station*

1 *leaders, and State foresters and other users of infor-*
2 *mation from the forest inventory and analysis.*

3 *(7) Promote availability of and access to non-*
4 *Federal resources to improve information analysis*
5 *and information management.*

6 *(8) Collaborate with the Natural Resources Con-*
7 *servaion Service, National Aeronautics and Space*
8 *Administration, National Oceanic and Atmospheric*
9 *Administration, and United States Geological Survey*
10 *to integrate remote sensing, spatial analysis tech-*
11 *niques, and other new technologies in the forest inven-*
12 *tory and analysis program.*

13 *(9) Understand and report on changes in land*
14 *cover and use.*

15 *(10) Expand existing programs to promote sus-*
16 *tainable forest stewardship through increased under-*
17 *standing, in partnership with other Federal agencies,*
18 *of the over 10 million family forest owners, their de-*
19 *mographics, and the barriers to forest stewardship.*

20 *(11) Implement procedures to improve the statis-*
21 *tical precision of estimates at the sub-State level.*

22 *(c) SUBMISSION OF REVISED STRATEGIC PLAN.—The*
23 *Secretary of Agriculture shall submit the revised strategic*
24 *plan to the Committee on Agriculture of the House of Rep-*

1 *representatives and the Committee on Agriculture, Nutrition,*
 2 *and Forestry of the Senate.*

3 **SEC. 8402. FOREST SERVICE PARTICIPATION IN ACES PRO-**
 4 **GRAM.**

5 *The Secretary of Agriculture, acting through the Chief*
 6 *of the Forest Service, may use funds derived from conserva-*
 7 *tion-related programs executed on National Forest System*
 8 *lands to utilize the Agriculture Conservation Experienced*
 9 *Services Program established pursuant to section 1252 of*
 10 *the Food Security Act of 1985 (16 U.S.C. 3851) to provide*
 11 *technical services for conservation-related programs and au-*
 12 *thorities carried out by the Secretary on National Forest*
 13 *System lands.*

14 **SEC. 8403. GREEN SCIENCE AND TECHNOLOGY TRANSFER**
 15 **RESEARCH UNDER FOREST AND RANGELAND**
 16 **RENEWABLE RESOURCES RESEARCH ACT OF**
 17 **1978.**

18 *(a) ADDITIONAL FORESTRY AND RANGELAND RE-*
 19 *SEARCH AND EDUCATION HIGH PRIORITY.—Section*
 20 *3(d)(2) of the Forest and Rangeland Renewable Resources*
 21 *Research Act of 1978 (16 U.S.C. 1642(d)(2)) is amended*
 22 *by adding at the end the following new subparagraph:*

23 *“(F) Science and technology transfer,*
 24 *through the Forest Products Laboratory, to dem-*
 25 *onstrate the beneficial characteristics of wood as*

1 *a green building material, including investments*
2 *in life cycle assessment for wood products.”.*

3 **(b) RESEARCH FACILITIES AND COOPERATION.**—*Sec-*
4 *tion 4 of the Forest and Rangeland Renewable Resources*
5 *Research Act of 1978 (16 U.S.C. 1643) is amended by add-*
6 *ing at the end the following new subsection:*

7 *“(e) The Secretary shall submit to the Committee on*
8 *Agriculture of the House of Representatives and the Com-*
9 *mittee on Agriculture, Nutrition, and Forestry of the Senate*
10 *an annual report describing, for the period covered by the*
11 *report—*

12 *“(1) the research conducted in furtherance of the*
13 *research and education priority specified in section*
14 *3(d)(2)(F);*

15 *“(2) the number of buildings the Forest Service*
16 *has built with wood as the primary structural mate-*
17 *rial; and*

18 *“(3) the investments made by the Forest Service*
19 *in green building wood promotion.”.*

1 **SEC. 8404. EXTENSION OF STEWARDSHIP CONTRACTS AU-**
2 **THORITY REGARDING USE OF DESIGNATION**
3 **BY PRESCRIPTION TO ALL THINNING SALES**
4 **UNDER NATIONAL FOREST MANAGEMENT**
5 **ACT OF 1976.**

6 *Subsection (g) of section 14 of the National Forest*
7 *Management Act of 1976 (16 U.S.C. 472a) is amended to*
8 *read as follows:*

9 *“(g) Designation, including but not limited to, mark-*
10 *ing when necessary, designation by description, or designa-*
11 *tion by prescription, and supervision of harvesting of trees,*
12 *portions of trees, or forest products shall be conducted by*
13 *persons employed by the Secretary of Agriculture. Such per-*
14 *sons shall have no personal interest in the purchase or har-*
15 *vest of such products and shall not be directly or indirectly*
16 *in the employment of the purchaser thereof. Designation by*
17 *prescription and designation by prescription shall be con-*
18 *sidered valid methods for designation, and may be super-*
19 *vised by use of post-harvest cruise, sample weight scaling,*
20 *or other methods determined by the Secretary to be appro-*
21 *priate.”.*

22 **SEC. 8405. REIMBURSEMENT OF FIRE FUNDS EXPENDED BY**
23 **A STATE FOR MANAGEMENT AND SUPPRES-**
24 **SION OF CERTAIN WILDFIRES.**

25 *(a) DEFINITION OF STATE.—In this section, the term*
26 *“State” includes the Commonwealth of Puerto Rico.*

1 **(b) REIMBURSEMENT AUTHORITY.**—*If a State seeks re-*
2 *imbursement for amounts expended for resources and serv-*
3 *ices provided to another State for the management and sup-*
4 *pression of a wildfire, the Secretary of Agriculture, subject*
5 *to subsections (c) and (d)—*

6 (1) *may accept the reimbursement amounts from*
7 *the other State; and*

8 (2) *shall pay those amounts to the State seeking*
9 *reimbursement.*

10 **(c) MUTUAL ASSISTANCE AGREEMENT.**—*As a condi-*
11 *tion of seeking and providing reimbursement under sub-*
12 *section (b), the State seeking reimbursement and the State*
13 *providing reimbursement must each have a mutual assist-*
14 *ance agreement with the Forest Service or an agency of the*
15 *Department of the Interior for providing and receiving*
16 *wildfire management and suppression resources and serv-*
17 *ices.*

18 **(d) TERMS AND CONDITIONS.**—*The Secretary of Agri-*
19 *culture may prescribe the terms and conditions determined*
20 *to be necessary to carry out subsection (b).*

21 **(e) EFFECT ON PRIOR REIMBURSEMENTS.**—*Any ac-*
22 *ceptance of funds or reimbursements made by the Secretary*
23 *of Agriculture before the date of enactment of this Act that*
24 *otherwise would have been authorized under this section*

1 *shall be considered to have been made in accordance with*
2 *this section.*

3 **SEC. 8406. ABILITY OF NATIONAL FOREST SYSTEM LANDS**
4 **TO MEET NEEDS OF LOCAL WOOD PRO-**
5 **DUCING FACILITIES FOR RAW MATERIALS.**

6 *Not later than one year after the date of the enactment*
7 *of this Act, the Secretary of Agriculture shall submit to Con-*
8 *gress a report containing—*

9 *(1) an assessment of the raw material needs of*
10 *wood producing facilities located within the bound-*
11 *aries of each unit of the National Forest System or*
12 *located outside of the unit, but within 100 miles of*
13 *such boundaries;*

14 *(2) the volume of timber which would be avail-*
15 *able if the unit of the National Forest System annu-*
16 *ally sold its Allowable Sale Quantity in the current*
17 *Forest Plan;*

18 *(3) the volume of timber actually sold and har-*
19 *vested from each unit of the National Forest System*
20 *for the previous decade,*

21 *(4) a comparison of the volume actually sold and*
22 *harvested from the previous decade to the Allowable*
23 *Sale Quantity calculated in that decade by preceding*
24 *or current forest plans; and*

1 (5) *an assessment of the ability of each unit of*
2 *National Forest System to meet the needs of these fa-*
3 *cilities for raw materials.*

4 **SEC. 8407. REPORT ON THE NATIONAL FOREST SYSTEM**
5 **ROADS.**

6 *Not later than 90 days after the date of the enactment*
7 *of this Act, the Secretary shall submit to Congress a report*
8 *on the following:*

9 (1) *The total mileage of National Forest System*
10 *roads and trails not meeting forest plan standards*
11 *and guidelines.*

12 (2) *The total amount, in dollars, of Capital Im-*
13 *provement & Maintenance deferred maintenance*
14 *needs for National Forest System roads, including a*
15 *five-year analysis in the trend in total deferred main-*
16 *tenance costs.*

17 (3) *The sources of funds used for capital im-*
18 *provement & maintenance roads, including appro-*
19 *priated funds, mandatory funds, and receipts from*
20 *activities on National Forest System lands.*

21 (4) *The impact of road closures on recreational*
22 *activities and timber harvesting.*

23 (5) *The impact on land acquisitions, whether*
24 *through fee acquisition, donation, or easement, on the*
25 *maintenance backlog.*

TITLE IX—ENERGY**SEC. 9001. DEFINITION OF RENEWABLE ENERGY SYSTEM.**

Section 9001 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8101) is amended by—

(1) striking paragraph (4) and inserting the following new paragraph:

“(4) BIOBASED PRODUCT.—

“(A) IN GENERAL.—The term ‘biobased product’ means a product determined by the Secretary to be a commercial or industrial product (other than food or feed) that is—

“(i) composed, in whole or in significant part, of biological products, including renewable domestic agricultural materials and forestry materials; or

“(ii) an intermediate ingredient or feedstock.

“(B) INCLUSION.—The term ‘biobased product’, with respect to forestry materials, includes forest products that meet biobased content requirements, notwithstanding the market share the product holds, the age of the product, or whether the market for the product is new or emerging.”;

1 (2) redesignating paragraphs (9), (10), (11),
2 (12), (13), and (14) as paragraphs (10), (11), (12),
3 (13), (14), and (16);

4 (3) inserting after paragraph (8), the following
5 new paragraph:

6 “(9) *FOREST PRODUCT*.—

7 “(A) *IN GENERAL*.—The term ‘forest prod-
8 uct’ means a product made from materials de-
9 rived from the practice of forestry or the man-
10 agement of growing timber.

11 “(B) *INCLUSIONS*.—The term ‘forest prod-
12 uct’ includes—

13 “(i) pulp, paper, paperboard, pellets,
14 lumber, and other wood products; and

15 “(ii) any recycled products derived
16 from forest materials.”; and

17 (4) inserting after paragraph (14) (as so redesign-
18 ated), the following new paragraph:

19 “(15) *RENEWABLE ENERGY SYSTEM*.—

20 “(A) *IN GENERAL*.—Subject to subpara-
21 graph (B), the term ‘renewable energy system’
22 means a system that—

23 “(i) produces usable energy from a re-
24 newable energy source; and

1 “(ii) may include distribution compo-
2 nents necessary to move energy produced by
3 such system to the initial point of sale.

4 “(B) *LIMITATION.*—A system described in
5 subparagraph (A) may not include a mechanism
6 for dispensing energy at retail.”.

7 **SEC. 9002. BIOBASED MARKETS PROGRAM.**

8 Section 9002(h) of the Farm Security and Rural In-
9 vestment Act of 2002 (7 U.S.C. 8102(h)) is amended by—

10 (1) striking “(h) *FUNDING.*—” and all that fol-
11 lows through “to carry out this section, there” and in-
12 serting “(h) *FUNDING.*—There”; and

13 (2) striking “2013” and inserting “2018”.

14 **SEC. 9003. BIOREFINERY ASSISTANCE.**

15 (a) *PROGRAM ADJUSTMENTS.*—Section 9003 of the
16 Farm Security and Rural Investment Act of 2002 (7 U.S.C.
17 8103) is amended—

18 (1) in subsection (c), by striking “to eligible enti-
19 ties” and all that follows through “guarantees for
20 loans” and inserting “to eligible entities guarantees
21 for loans”;

22 (2) by striking subsection (d);

23 (3) by redesignating subsections (e), (f), (g), and
24 (h) as subsections (d), (e), (f), and (g), respectively;
25 and

1 (4) *in subsection (d) (as so redesignated)*—

2 (A) *by striking “subsection (c)(2)” each*
3 *place it appears and inserting “subsection (c)”;*
4 *and*

5 (B) *in paragraph (2)(C), by striking “sub-*
6 *section (h)” and inserting “subsection (g)”.*

7 (b) *FUNDING.—Section 9003(g) of the Farm Security*
8 *and Rural Investment Act of 2002, as redesignated by sub-*
9 *section (a)(3), is amended—*

10 (1) *by striking paragraph (1);*

11 (2) *by redesignating paragraph (2) as para-*
12 *graph (1);*

13 (3) *in paragraph (1) (as so redesignated)—*

14 (A) *in the heading, by striking “DISCRE-*
15 *TIONARY FUNDING” and inserting “FISCAL*
16 *YEARS 2009 THROUGH 2013”;* *and*

17 (B) *by striking “In addition to any other*
18 *funds made available to carry out this section,*
19 *there” and inserting “There”;* *and*

20 (4) *by adding at the end the following new para-*
21 *graph:*

22 “(2) *FISCAL YEARS 2014 THROUGH 2018.—*
23 *There are authorized to be appropriated to carry out*
24 *this section \$75,000,000 for each of fiscal years 2014*
25 *through 2018.”.*

1 **SEC. 9004. REPOWERING ASSISTANCE PROGRAM.**

2 *Section 9004(d) of the Farm Security and Rural In-*
3 *vestment Act of 2002 (7 U.S.C. 8104(d)) is amended—*

4 *(1) by striking paragraph (1);*

5 *(2) by redesignating paragraph (2) as para-*
6 *graph (1);*

7 *(3) in paragraph (1) (as so redesignated)—*

8 *(A) in the heading, by striking “DISCRE-*
9 *TIONARY FUNDING” and inserting “FISCAL*
10 *YEARS 2009 THROUGH 2013”; and*

11 *(B) by striking “In addition to any other*
12 *funds made available to carry out this section,*
13 *there” and inserting “There”; and*

14 *(4) by adding at the end the following new para-*
15 *graph:*

16 *“(2) FISCAL YEARS 2014 THROUGH 2018.—*
17 *There are authorized to be appropriated to carry out*
18 *this section \$10,000,000 for each of fiscal years 2014*
19 *through 2018.”.*

20 **SEC. 9005. BIOENERGY PROGRAM FOR ADVANCED**
21 **BIOFUELS.**

22 *Section 9005(g) of the Farm Security and Rural In-*
23 *vestment Act of 2002 (7 U.S.C. 8105(c)) is amended—*

24 *(1) by striking paragraph (1);*

25 *(2) by redesignating paragraph (2) as para-*
26 *graph (1);*

1 (3) *in paragraph (1) (as so redesignated)*—

2 (A) *in the heading, by striking “DISCRE-*
3 *TIONARY FUNDING” and inserting “FISCAL*
4 *YEARS 2009 THROUGH 2013”;* and

5 (B) *by striking “In addition to any other*
6 *funds made available to carry out this section,*
7 *there” and inserting “There”;* and

8 (4) *by inserting after paragraph (1) (as so red-*
9 *esignated) the following new paragraph:*

10 “(2) *FISCAL YEARS 2014 THROUGH 2018.—*
11 *There are authorized to be appropriated to carry out*
12 *this section \$50,000,000 for each of fiscal years 2014*
13 *through 2018.”.*

14 **SEC. 9006. BIODIESEL FUEL EDUCATION PROGRAM.**

15 *Section 9006(d) of the Farm Security and Rural In-*
16 *vestment Act of 2002 (7 U.S.C. 8106(d)) is amended—*

17 (1) *by striking paragraph (1);*

18 (2) *by redesignating paragraph (2) as para-*
19 *graph (1);*

20 (3) *in the heading of paragraph (1) (as so red-*
21 *esignated), by striking “AUTHORIZATION OF APPRO-*
22 *PRIATIONS” and inserting “FISCAL YEAR 2013”;* and

23 (4) *by adding at the end the following new para-*
24 *graph:*

1 “(2) *FISCAL YEARS 2014 THROUGH 2018.*—
2 *There are authorized to be appropriated to carry out*
3 *this section \$2,000,000 for each of fiscal years 2014*
4 *through 2018.*”.

5 **SEC. 9007. RURAL ENERGY FOR AMERICA PROGRAM.**

6 (a) *PROGRAM ADJUSTMENTS.*—

7 (1) *REPEAL OF FEASIBILITY STUDIES.*—*Section*
8 *9007(c) of the Farm Security and Rural Investment*
9 *Act of 2002 (7 U.S.C. 8107(c)) is amended by strik-*
10 *ing paragraph (3).*

11 (2) *TIERED APPLICATION PROCESS.*—*Section*
12 *9007(c) of the Farm Security and Rural Investment*
13 *Act of 2002 (7 U.S.C. 8107(c)) is further amended—*

14 (A) *by redesignating paragraph (2) as*
15 *paragraph (3); and*

16 (B) *by inserting after paragraph (1) the fol-*
17 *lowing new paragraph:*

18 “(2) *TIERED APPLICATION PROCESS.*—*In car-*
19 *rying out this subsection, the Secretary shall establish*
20 *a three-tiered application, evaluation, and oversight*
21 *process that varies based on the cost of the proposed*
22 *project with the process most simplified for projects*
23 *referred to in subparagraph (A), more comprehensive*
24 *for projects referred to in subparagraph (B), and most*
25 *comprehensive for projects referred to in subpara-*

1 *graph (C). The three tiers for such process shall be as*
2 *follows:*

3 *“(A) TIER 1.—Projects for which the cost of*
4 *the project funded under this subsection is not*
5 *more than \$80,000.*

6 *“(B) TIER 2.—Projects for which the cost of*
7 *the project funded under this subsection is more*
8 *than \$80,000 but less than \$200,000.*

9 *“(C) TIER 3.—Projects for which the cost of*
10 *the project funded under this subsection is*
11 *\$200,000 or more.”.*

12 *(b) FUNDING.—Section 9007(g) of the Farm Security*
13 *and Rural Investment Act of 2002 (7 U.S.C. 8107(g)) is*
14 *amended—*

15 *(1) by striking paragraphs (1) and (2);*

16 *(2) by redesignating paragraph (3) as para-*
17 *graph (1);*

18 *(3) in paragraph (1) (as so redesignated)—*

19 *(A) in the heading, by striking “DISCRE-*
20 *TIONARY FUNDING” and inserting “FISCAL*
21 *YEARS 2009 THROUGH 2013”; and*

22 *(B) by striking “In addition to any other*
23 *funds made available to carry out this section,*
24 *there” and inserting “There”; and*

1 (4) by adding at the end the following new para-
2 graph:

3 “(2) *FISCAL YEARS 2014 THROUGH 2018.*—
4 *There are authorized to be appropriated to carry out*
5 *this section \$45,000,000 for each of fiscal years 2014*
6 *through 2018.*”.

7 **SEC. 9008. BIOMASS RESEARCH AND DEVELOPMENT.**

8 Section 9008(h) of the Farm Security and Rural In-
9 vestment Act of 2002 (7 U.S.C. 8108(h)) is amended—

10 (1) by striking paragraph (1);

11 (2) by redesignating paragraph (2) as para-
12 graph (1);

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

14 (A) in the heading, by striking “DISCRE-
15 TIONARY FUNDING” and inserting “FISCAL
16 YEARS 2009 THROUGH 2013”; and

17 (B) by striking “In addition to any other
18 funds made available to carry out this section,
19 there” and inserting “There”; and

20 (4) by adding at the end the following new para-
21 graph:

22 “(2) *FISCAL YEARS 2014 THROUGH 2018.*—
23 *There are authorized to be appropriated to carry out*
24 *this section \$20,000,000 for each of fiscal years 2014*
25 *through 2018.*”.

1 **SEC. 9009. FEEDSTOCK FLEXIBILITY PROGRAM FOR BIO-**
2 **ENERGY PRODUCERS.**

3 *Section 9010(b) of the Farm Security and Rural In-*
4 *vestment Act of 2002 (7 U.S.C. 8110(b)) is amended—*

5 *(1) in paragraph (1)(A), by striking “2013” and*
6 *inserting “2018”; and*

7 *(2) in paragraph (2)(A), by striking “2013” and*
8 *inserting “2018”.*

9 **SEC. 9010. BIOMASS CROP ASSISTANCE PROGRAM.**

10 *Section 9011 of the Farm Security and Rural Invest-*
11 *ment Act of 2002 (7 U.S.C. 8111) is amended—*

12 *(1) in subsection (a)—*

13 *(A) by striking paragraph (6); and*

14 *(B) by redesignating paragraphs (7) and*
15 *(8) as paragraphs (6) and (7), respectively;*

16 *(2) in subsection (b)—*

17 *(A) by striking “Program to” and all that*
18 *follows through “support the establishment” and*
19 *inserting “Program to support the establish-*
20 *ment”;*

21 *(B) by striking “; and” and inserting a pe-*
22 *riod; and*

23 *(C) by striking paragraph (2);*

24 *(3) in subsection (c)—*

25 *(A) in paragraph (2)(B)—*

1 (i) in clause (viii), by striking “; and”
2 and inserting a semicolon;

3 (ii) by redesignating clause (ix) as
4 clause (x); and

5 (iii) by inserting after clause (viii) the
6 following new clause:

7 “(ix) existing project areas that have
8 received funding under this section and the
9 continuation of funding of such project
10 areas to advance the maturity of such
11 project areas; and”;

12 (B) in paragraph (5)(C)(ii)—

13 (i) by striking subclause (III); and

14 (ii) by redesignating subclauses (IV)
15 and (V) as subclauses (III) and (IV), re-
16 spectively;

17 (4) by striking subsection (d);

18 (5) by redesignating subsections (e) and (f) as
19 subsections (d) and (e), respectively; and

20 (6) in subsection (e) (as so redesignated)—

21 (A) by striking paragraph (1);

22 (B) by redesignating paragraph (2) as
23 paragraph (1);

24 (C) in paragraph (1) (as so redesignated)—

1 (i) by striking “FISCAL YEAR 2013”
2 and all that follows through “There is au-
3 thorized” and inserting “FISCAL YEAR
4 2013.—There is authorized”; and

5 (ii) by redesignating subparagraph (B)
6 as paragraph (3) and moving the margin of
7 such paragraph (as so redesignated) two
8 ems to the left;

9 (D) by inserting after paragraph (1), the
10 following new paragraph:

11 “(2) FISCAL YEARS 2014 THROUGH 2018.—
12 There are authorized to be appropriated to carry out
13 this section \$75,000,000 for each of fiscal years 2014
14 through 2018.”; and

15 (E) in paragraph (3) (as redesignated by
16 subparagraph (C)(ii) of this paragraph), by
17 striking “this paragraph” and inserting “this
18 subsection”.

19 **SEC. 9011. COMMUNITY WOOD ENERGY PROGRAM.**

20 Section 9013(e) of the Farm Security and Rural In-
21 vestment Act of 2002 (7 U.S.C. 8113(e)) is amended by
22 striking “carry out this section” and all that follows and
23 inserting the following: “carry out this section—

24 “(1) \$5,000,000 for each of fiscal years 2009
25 through 2013; and

1 “(2) \$2,000,000 for each of fiscal years 2014
2 through 2018.”.

3 **SEC. 9012. REPEAL OF BIOFUELS INFRASTRUCTURE STUDY.**

4 Section 9002 of the Food, Conservation, and Energy
5 Act of 2008 (Public Law 110–246; 122 Stat. 2095) is re-
6 pealed.

7 **SEC. 9013. REPEAL OF RENEWABLE FERTILIZER STUDY.**

8 Section 9003 of the Food, Conservation, and Energy
9 Act of 2008 (Public Law 110–246; 122 Stat. 2096) is re-
10 pealed.

11 **TITLE X—HORTICULTURE**

12 **SEC. 10001. SPECIALTY CROPS MARKET NEWS ALLOCATION.**

13 Section 10107(b) of the Food, Conservation, and En-
14 ergy Act of 2008 (7 U.S.C. 1622b(b)) is amended by striking
15 “2012” and inserting “2018”.

16 **SEC. 10002. REPEAL OF GRANT PROGRAM TO IMPROVE**
17 **MOVEMENT OF SPECIALTY CROPS.**

18 Effective October 1, 2013, section 10403 of the Food,
19 Conservation, and Energy Act of 2008 (7 U.S.C. 1622c) is
20 repealed.

21 **SEC. 10003. FARMERS MARKET AND LOCAL FOOD PRO-**
22 **MOTION PROGRAM.**

23 Section 6 of the Farmer-to-Consumer Direct Marketing
24 Act of 1976 (7 U.S.C. 3005) is amended—

1 (1) *in the heading of such section, by inserting*
2 “**AND LOCAL FOOD**” *after “FARMERS’ MARKET”;*

3 (2) *in subsection (a)—*

4 (A) *by inserting “and Local Food” after*
5 “*Farmers’ Market*”;

6 (B) *by striking “farmers’ markets and to*
7 *promote”;* *and*

8 (C) *by striking the period and inserting*
9 “*and assist in the development of local food busi-*
10 *ness enterprises.*”;

11 (3) *by striking subsection (b) and inserting the*
12 *following new subsection:*

13 “*(b) PROGRAM PURPOSES.—The purposes of the Pro-*
14 *gram are to increase domestic consumption of, and con-*
15 *sumer access to, locally and regionally produced agricul-*
16 *tural products by assisting in the development, improve-*
17 *ment, and expansion of—*

18 “*(1) domestic farmers’ markets, roadside stands,*
19 *community-supported agriculture programs,*
20 *agritourism activities, and other direct producer-to-*
21 *consumer market opportunities; and*

22 “*(2) local and regional food business enterprises*
23 *that process, distribute, aggregate, and store locally or*
24 *regionally produced food products.*”;

25 (4) *in subsection (c)(1)—*

1 (A) by inserting “or other agricultural busi-
2 ness entity” after “cooperative”; and

3 (B) by inserting “, including a community
4 supported agriculture network or association”
5 after “association”;

6 (5) by redesignating subsection (e) as subsection
7 (f);

8 (6) by inserting after subsection (d) the following
9 new subsection:

10 “(e) FUNDS REQUIREMENTS FOR ELIGIBLE ENTI-
11 TIES.—

12 “(1) MATCHING FUNDS.—An entity receiving a
13 grant under this section for a project to carry out a
14 purpose described in subsection (b)(2) shall provide
15 matching funds in the form of cash or an in-kind
16 contribution in an amount equal to 25 percent of the
17 total cost of such project.

18 “(2) LIMITATION ON USE OF FUNDS.—An eligible
19 entity may not use a grant or other assistance pro-
20 vided under this section for the purchase, construc-
21 tion, or rehabilitation of a building or structure.”;
22 and

23 (7) in subsection (f) (as redesignated by para-
24 graph (5))—

25 (A) in paragraph (1)—

1 (i) in subparagraph (B), by striking
2 “and” at the end;

3 (ii) in subparagraph (C), by striking
4 the period at the end and inserting “; and”;
5 and

6 (iii) by adding at the end the following
7 new subparagraph:

8 “(D) \$30,000,000 for each of fiscal years
9 2014 through 2018.”;

10 (B) by striking paragraphs (3) and (5);

11 (C) by redesignating paragraph (4) as
12 paragraph (6); and

13 (D) by inserting after paragraph (2) the fol-
14 lowing new paragraphs:

15 “(3) *AUTHORIZATION OF APPROPRIATIONS.*—
16 *There are authorized to be appropriated to carry out*
17 *this section \$10,000,000 for each of fiscal years 2014*
18 *through 2018.*

19 “(4) *USE OF FUNDS.*—*Of the funds made avail-*
20 *able to carry out this section for a fiscal year, 50 per-*
21 *cent of such funds shall be used for the purposes de-*
22 *scribed in paragraph (1) of subsection (b) and 50 per-*
23 *cent of such funds shall be used for the purposes de-*
24 *scribed in paragraph (2) of such subsection.*

1 “(5) *LIMITATION ON ADMINISTRATIVE EX-*
2 *PENSES.*—*Not more than 3 percent of the total*
3 *amount made available to carry out this section for*
4 *a fiscal year may be used for administrative ex-*
5 *penses.*”.

6 **SEC. 10004. ORGANIC AGRICULTURE.**

7 (a) *ORGANIC PRODUCTION AND MARKET DATA INITIA-*
8 *TIVES.*—*Section 7407(d)(2) of the Farm Security and*
9 *Rural Investment Act of 2002 (7 U.S.C. 5925c(d)(2)) is*
10 *amended—*

11 (1) *in the heading of such paragraph, by striking*
12 *“2008 THROUGH 2012” and inserting “2014 THROUGH*
13 *2018”; and*

14 (2) *by striking “2008 through 2012” and insert-*
15 *ing “2014 through 2018”.*

16 (b) *MODERNIZATION AND TECHNOLOGY UPGRADE FOR*
17 *NATIONAL ORGANIC PROGRAM.*—*Section 2122 of the Or-*
18 *ganic Foods Production Act of 1990 (7 U.S.C. 6521) is*
19 *amended by adding at the end the following new subsection:*

20 “(c) *MODERNIZATION AND TECHNOLOGY UPGRADE*
21 *FOR NATIONAL ORGANIC PROGRAM.*—*The Secretary shall*
22 *modernize database and technology systems of the national*
23 *organic program.*”.

24 (c) *AUTHORIZATION OF APPROPRIATIONS FOR NA-*
25 *TIONAL ORGANIC PROGRAM.*—*Effective October 1, 2013,*

1 *section 2123(b)(6) of the Organic Foods Production Act of*
2 *1990 (7 U.S.C. 6522(b)(6)) is amended to read as follows:*

3 “(6) \$11,000,000 for each of fiscal years 2014
4 *through 2018.*”.

5 *(d) NATIONAL ORGANIC CERTIFICATION COST-SHARE*
6 *PROGRAM.—Effective October 1, 2013, section 10606 of the*
7 *Farm Security and Rural Investment Act of 2002 (7 U.S.C.*
8 *6523) is repealed.*

9 *(e) EXEMPTION OF CERTIFIED ORGANIC PRODUCTS*
10 *FROM PROMOTION ORDER ASSESSMENTS.—Subsection (e)*
11 *of section 501 of the Federal Agriculture Improvement and*
12 *Reform Act of 1996 (7 U.S.C. 7401) is amended to read*
13 *as follows:*

14 “(e) *EXEMPTION OF CERTIFIED ORGANIC PRODUCTS*
15 *FROM PROMOTION ORDER ASSESSMENTS.—*

16 “(1) *IN GENERAL.—Notwithstanding any provi-*
17 *sion of a commodity promotion law, a person that*
18 *produces, handles, markets, or imports organic prod-*
19 *ucts may be exempt from the payment of an assess-*
20 *ment under a commodity promotion law with respect*
21 *to any agricultural commodity that is certified as ‘or-*
22 *ganic’ or ‘100 percent organic’ (as defined in part*
23 *205 of title 7, Code of Federal Regulations or a suc-*
24 *cessor regulation).*”.

1 “(2) *SPLIT OPERATIONS.*—*The exemption de-*
2 *scribed in paragraph (1) shall apply to the certified*
3 *‘organic’ or ‘100 percent organic’ (as defined in part*
4 *205 of title 7 of the Code of Federal Regulations (or*
5 *a successor regulation) products of a producer, han-*
6 *dler, or marketer regardless of whether the agricul-*
7 *tural commodity subject to the exemption is produced,*
8 *handled, or marketed by a person that also produces,*
9 *handles, or markets conventional or nonorganic agri-*
10 *cultural products, including conventional or non-*
11 *organic agricultural products of the same agricultural*
12 *commodity as that for which the exemption is*
13 *claimed.*

14 “(3) *APPROVAL.*—*The Secretary shall approve*
15 *the exemption of a person under this subsection if the*
16 *person maintains a valid organic certificate issued*
17 *under the Organic Foods Production Act of 1990 (7*
18 *U.S.C. 6501 et seq.).*

19 “(4) *TERMINATION OF EFFECTIVENESS.*—*This*
20 *subsection shall be effective until the date on which*
21 *the Secretary issues an organic commodity promotion*
22 *order in accordance with subsection (f).*

23 “(5) *REGULATIONS.*—*The Secretary shall pro-*
24 *mulgate regulations concerning eligibility and com-*
25 *pliance for an exemption under paragraph (1).”.*

1 (f) *ORGANIC COMMODITY PROMOTION ORDER.*—*Sec-*
2 *tion 501 of the Federal Agriculture Improvement and Re-*
3 *form Act of 1996 (7 U.S.C. 7401) is amended by adding*
4 *at the end the following new subsection:*

5 “(f) *ORGANIC COMMODITY PROMOTION ORDER.*—

6 “(1) *DEFINITIONS.*—*In this subsection:*

7 “(A) *CERTIFIED ORGANIC FARM.*—*The term*
8 *‘certified organic farm’ has the meaning given*
9 *the term in section 2103 of the Organic Foods*
10 *Production Act of 1990 (7 U.S.C. 6502).*

11 “(B) *COVERED PERSON.*—*The term ‘covered*
12 *person’ means a producer, handler, marketer, or*
13 *importer of an organic agricultural commodity.*

14 “(C) *DUAL-COVERED AGRICULTURAL COM-*
15 *MODITY.*—*The term ‘dual-covered agricultural*
16 *commodity’ means an agricultural commodity*
17 *that—*

18 “(i) *is produced on a certified organic*
19 *farm; and*

20 “(ii) *is covered under both—*

21 “(I) *an organic commodity pro-*
22 *motion order issued pursuant to para-*
23 *graph (2); and*

1 “(II) any other agricultural com-
2 modity promotion order issued under
3 section 514.

4 “(2) AUTHORIZATION.—The Secretary may issue
5 an organic commodity promotion order under section
6 514 that includes any agricultural commodity that—

7 “(A) is produced or handled (as defined in
8 section 2103 of the Organic Foods Production
9 Act of 1990 (7 U.S.C. 6502)) and that is cer-
10 tified to be sold or labeled as ‘organic’ or ‘100
11 percent organic’ (as defined in part 205 of title
12 7, Code of Federal Regulations or a successor
13 regulation)); or

14 “(B) is imported with a valid organic cer-
15 tificate (as defined in such part).

16 “(3) ELECTION.—If the Secretary issues an or-
17 ganic commodity promotion order described in para-
18 graph (2), a covered person may elect, for applicable
19 dual-covered agricultural commodities and in the sole
20 discretion of the covered person, whether to be assessed
21 under the organic commodity promotion order or an-
22 other applicable agricultural commodity promotion
23 order.

1 “(4) *REGULATIONS.*—*The Secretary shall pro-*
 2 *mulgate regulations concerning eligibility and com-*
 3 *pliance for an exemption under paragraph (1).”.*

4 *(g) DEFINITION OF AGRICULTURAL COMMODITY.*—*Sec-*
 5 *tion 513(1) of the Commodity Promotion, Research, and In-*
 6 *formation Act of 1996 (7 U.S.C. 7412(1)) is amended—*

7 *(1) by redesignating subparagraphs (E) and (F)*
 8 *as subparagraphs (F) and (G), respectively; and*

9 *(2) by inserting after subparagraph (D) the fol-*
 10 *lowing new subparagraph:*

11 *“(E) products, as a class, that are produced*
 12 *on a certified organic farm (as defined in section*
 13 *2103 of the Organic Foods Production Act of*
 14 *1990 (7 U.S.C. 6502)) and that are certified to*
 15 *be sold or labeled as ‘organic’ or ‘100 percent or-*
 16 *ganic’ (as defined in part 205 of title 7, Code of*
 17 *Federal Regulations or a successor regulation));”.*

18 **SEC. 10005. INVESTIGATIONS AND ENFORCEMENT OF THE**

19 **ORGANIC FOODS PRODUCTION ACT OF 1990.**

20 *The Organic Foods Production Act of 1990 is amended*
 21 *by inserting after section 2122 (7 U.S.C. 6521) the fol-*
 22 *lowing new section:*

23 **“SEC. 2122A. INVESTIGATION AND ENFORCEMENT.**

24 *“(a) EXPEDITED ADMINISTRATIVE HEARING.*—*The*
 25 *Secretary shall establish an expedited administrative hear-*

1 *ing procedure under which the Secretary may suspend or*
2 *revoke the organic certification of a producer or handler*
3 *or the accreditation of a certifying agent in accordance with*
4 *subsection (d). Such a hearing may be conducted in addi-*
5 *tion to a hearing conducted pursuant to section 2120.*

6 “(b) *INVESTIGATION.*—

7 “(1) *IN GENERAL.*—*The Secretary may take such*
8 *investigative actions as the Secretary considers to be*
9 *necessary to carry out this title—*

10 “(A) *to verify the accuracy of any informa-*
11 *tion reported or made available under this title;*
12 *and*

13 “(B) *to determine, with regard to actions,*
14 *practices, or information required under this*
15 *title, whether a person covered by this title has*
16 *committed a violation of this title.*

17 “(2) *INVESTIGATIVE POWERS.*—*The Secretary*
18 *may administer oaths and affirmations, subpoena*
19 *witnesses, compel attendance of witnesses, take evi-*
20 *dence, and require the production of any records re-*
21 *quired to be maintained under section 2112(d) or*
22 *2116(c) that are relevant to the investigation.*

23 “(c) *UNLAWFUL ACT.*—*It shall be unlawful and a vio-*
24 *lation of this title for any person covered by this title—*

1 “(1) to refuse to provide information required by
2 the Secretary under this title; or

3 “(2) to violate—

4 “(A) a suspension or revocation of the or-
5 ganic certification of a producer or handler; or

6 “(B) a suspension or revocation of the ac-
7 creditation of a certifying agent.

8 “(d) ENFORCEMENT.—

9 “(1) SUSPENSION.—

10 “(A) IN GENERAL.—The Secretary may,
11 after notice and opportunity for an expedited
12 administrative hearing, suspend the organic cer-
13 tification of a producer, handler or the accredita-
14 tion of a certifying agent if—

15 “(i) the Secretary, during such expe-
16 dited administrative hearing, proved that—

17 “(I) in the case of a producer or
18 handler, the producer or handler—

19 “(aa) has recklessly com-
20 mitted a violation of a term, con-
21 dition, or requirement of the or-
22 ganic plan to which the producer
23 or handler is subject; or

1 “(bb) *has recklessly com-*
2 *mitted, or is recklessly commit-*
3 *ting, a violation of this title; or*

4 “(II) *in the case of a certifying*
5 *agent, the agent has recklessly com-*
6 *mitted, or is recklessly committing, a*
7 *violation of this title; or*

8 “(ii) *the producer, handler, or certi-*
9 *fying agent has waived such expedited ad-*
10 *ministrative hearing.*

11 “(B) *ISSUANCE OF SUSPENSION.—A suspen-*
12 *sion issued under this paragraph shall be issued*
13 *not later than five days after the date on*
14 *which—*

15 “(i) *the expedited administrative hear-*
16 *ing referred to in clause (i) of subparagraph*
17 *(A) concludes; or*

18 “(ii) *the Secretary receives notice of*
19 *the waiver referred to in clause (ii) of such*
20 *subparagraph.*

21 “(C) *DURATION OF SUSPENSION.—The pe-*
22 *riod of a suspension issued under this paragraph*
23 *shall be not more than 90 days, beginning on the*
24 *date on which the Secretary issues the suspen-*
25 *sion.*

1 “(D) *CURING OF VIOLATIONS.*—

2 “*(i) IN GENERAL.*—*The Secretary may*
3 *not issue a suspension of a certification or*
4 *accreditation under this paragraph if the*
5 *producer, handler, or certifying agent sub-*
6 *ject to such suspension—*

7 “*(I) before the date on which the*
8 *suspension would otherwise have been*
9 *issued, cures, or corrects the deficiency*
10 *giving rise to, the violation for which*
11 *the certification or accreditation would*
12 *have been suspended; or*

13 “*(II) within a reasonable time-*
14 *frame (as determined by the Sec-*
15 *retary), enters into a settlement with*
16 *the Secretary regarding a deficiency*
17 *referred to in subclause (I).*

18 “*(ii) DURING SUSPENSION.*—*The Sec-*
19 *retary shall terminate the suspension of an*
20 *organic certification or accreditation issued*
21 *under this paragraph if the producer, han-*
22 *dler, or certifying agent subject to such sus-*
23 *pension cures the violation for which the*
24 *certification or accreditation was suspended*

1 *under this paragraph before the date on*
2 *which the period of the suspension ends.*

3 “(2) *REVOCATION.*—

4 “(A) *IN GENERAL.*—*The Secretary may,*
5 *after notice and opportunity for an expedited*
6 *administrative hearing under this section and*
7 *an expedited administrative appeal under sec-*
8 *tion 2121, revoke the organic certification of a*
9 *producer or handler, or the accreditation of a*
10 *certifying agent if—*

11 “(i) *the Secretary, during such hear-*
12 *ing, proved that—*

13 “(I) *in the case of a producer or*
14 *handler, the producer or handler—*

15 “(aa) *has knowingly com-*
16 *mitted an egregious violation of a*
17 *term, condition, or requirement of*
18 *the organic plan to which the pro-*
19 *ducer or handler is subject; or*

20 “(bb) *has knowingly com-*
21 *mitted, or is knowingly commit-*
22 *ting, an egregious violation of this*
23 *title; or*

24 “(II) *in the case of a certifying*
25 *agent, the agent has knowingly com-*

1 mitted, or is knowingly committing, an
2 egregious violation of this title; or

3 “(ii) the producer, handler, or certi-
4 fying agent has waived such expedited ad-
5 ministrative hearing and such an expedited
6 administrative appeal.

7 “(B) INITIATION OF REVOCATION PRO-
8 CEEDINGS.—

9 “(i) IN GENERAL.—If the Secretary
10 finds, during an investigation or during the
11 period of a suspension under paragraph (1),
12 that a producer, handler, or certifying agent
13 has knowingly committed an egregious vio-
14 lation of this title, the Secretary shall ini-
15 tiate revocation proceedings with respect to
16 such violation not later than 30 days after
17 the date on which the producer, handler, or
18 certifying agent receives notice of such find-
19 ing in accordance with clause (ii). The Sec-
20 retary may not initiate revocation pro-
21 ceedings with respect to such violation after
22 the date on which that 30-day period ends.

23 “(ii) NOTICE.—Not later than five
24 days after the date on which the Secretary
25 makes the finding described in clause (i),

1 *the Secretary shall provide to the producer,*
2 *handler, or certifying agent notice of such*
3 *finding.*

4 “(e) *APPEAL.—*

5 “(1) *SUSPENSIONS.—*

6 “(A) *IN GENERAL.—The suspension of a*
7 *certification or accreditation under subsection*
8 *(d)(1) by the Secretary may be appealed to a*
9 *United States district court in accordance with*
10 *section 2121(b) not later than 30 business days*
11 *after the date on which the person subject to such*
12 *suspension receives notice of the suspension.*

13 “(B) *SUSPENSION FINAL AND CONCLU-*
14 *SIVE.—A suspension of a certification or accredi-*
15 *tation under subsection (d)(1) by the Secretary*
16 *shall be final and conclusive—*

17 “(i) *in the case of a suspension that is*
18 *appealed under subparagraph (A) within*
19 *the 30-day period specified in such subpara-*
20 *graph, on the date on which judicial review*
21 *of such suspension is complete; or*

22 “(ii) *in the case of a suspension that*
23 *is not so appealed, the date on which such*
24 *30-day period ends.*

25 “(2) *REVOCATIONS.—*

1 “(A) *IN GENERAL.*—*The revocation of a cer-*
2 *tification or an accreditation under subsection*
3 *(d)(2) by the Secretary may be appealed to a*
4 *United States district court in accordance with*
5 *section 2121(b) not later than 30 business days*
6 *after the date on which the person subject to such*
7 *revocation receives notice of the revocation.*

8 “(B) *REVOCAION FINAL AND CONCLU-*
9 *SIVE.*—*A revocation of a certification or an ac-*
10 *creditation under subsection (d)(2) by the Sec-*
11 *retary shall be final and conclusive—*

12 “(i) *in the case of a revocation that is*
13 *appealed under subparagraph (A) within*
14 *the 30-day period specified in such subpara-*
15 *graph, on the date on which judicial review*
16 *of such revocation is complete; or*

17 “(ii) *in the case of a revocation that is*
18 *not so appealed, the date on which such 30-*
19 *day period ends.*

20 “(3) *STANDARDS FOR REVIEW OF SUSPENSIONS*
21 *AND REVOCATIONS.*—*A suspension or revocation of a*
22 *certification or an accreditation under subsection (d)*
23 *shall be reviewed in accordance with the standards of*
24 *review specified in section 706(2) of title 5, United*
25 *States Code.*

1 “(f) *NONCOMPLIANCE.*—

2 “(1) *IN GENERAL.*—If a person covered by this
3 title fails to obey a revocation of a certification or an
4 accreditation under subsection (d)(2) after such rev-
5 ocation has become final and conclusive or after the
6 appropriate United States district court has entered
7 a final judgment in favor of the Secretary, the United
8 States may apply to the appropriate United States
9 district court for enforcement of such revocation.

10 “(2) *ENFORCEMENT.*—If the court determines
11 that the revocation was lawfully made and duly
12 served and that the person violated the revocation, the
13 court shall enforce the revocation.

14 “(3) *CIVIL PENALTY.*—If the court finds that the
15 person violated the revocation of a certification or an
16 accreditation under subsection (d)(2), the person shall
17 be subject to one or more of the penalties provided in
18 subsections (a) and (b) of section 2120.

19 “(g) *VIOLATION OF THIS TITLE DEFINED.*—In this
20 section, the term ‘violation of this title’ means a violation
21 specified in section 2120.”

22 **SEC. 10006. FOOD SAFETY EDUCATION INITIATIVES.**

23 Section 10105(c) of the Food, Conservation, and En-
24 ergy Act of 2008 (7 U.S.C. 7655a(c)) is amended by striking
25 “2012” and inserting “2018”.

1 **SEC. 10007. SPECIALTY CROP BLOCK GRANTS.**

2 *Section 101 of the Specialty Crops Competitiveness Act*
3 *of 2004 (7 U.S.C. 1621 note; Public Law 108–465) is*
4 *amended—*

5 *(1) in subsection (a)—*

6 *(A) by striking “subsection (j)” and insert-*
7 *ing “subsection (l)”;* and

8 *(B) by striking “2012” and inserting*
9 *“2018”;*

10 *(2) by striking subsection (b) and inserting the*
11 *following new subsection:*

12 *“(b) GRANTS BASED ON VALUE AND ACREAGE.—Sub-*
13 *ject to subsection (c), for each State whose application for*
14 *a grant for a fiscal year that is accepted by the Secretary*
15 *under subsection (f), the amount of the grant for such fiscal*
16 *year to the State under this section shall bear the same ratio*
17 *to the total amount made available under subsection (l)(1)*
18 *for such fiscal year as—*

19 *“(1) the average of the most recent available*
20 *value of specialty crop production in the State and*
21 *the acreage of specialty crop production in the State,*
22 *as demonstrated in the most recent Census of Agri-*
23 *culture data; bears to*

24 *“(2) the average of the most recent available*
25 *value of specialty crop production in all States and*
26 *the acreage of specialty crop production in all States,*

1 *as demonstrated in the most recent Census of Agri-*
2 *culture data.”;*

3 *(3) in subsection (d)—*

4 *(A) in paragraph (2), by striking “and” at*
5 *the end;*

6 *(B) in paragraph (3), by striking the period*
7 *at the end and inserting “; and”; and*

8 *(C) by adding at the end the following new*
9 *paragraph:*

10 *“(4) an assurance that any grant funds received*
11 *under this section that are used for equipment or cap-*
12 *ital-related research costs determined to enhance the*
13 *competitiveness of specialty crops—*

14 *“(A) shall be supplemented by the expendi-*
15 *ture of State funds in an amount that is not less*
16 *than 50 percent of such costs during the fiscal*
17 *year in which such costs were incurred; and*

18 *“(B) shall be completely replaced by State*
19 *funds on the day after the date on which such*
20 *fiscal year ends.”;*

21 *(4) by redesignating subsection (j) as subsection*
22 *(l);*

23 *(5) by inserting after subsection (i) the following*
24 *new subsections:*

1 “(j) *MULTISTATE PROJECTS.*—Not later than 180
2 *days after the effective date of the Federal Agriculture Re-*
3 *form and Risk Management Act of 2013, the Secretary of*
4 *Agriculture shall issue guidance for the purpose of making*
5 *grants to multistate projects under this section for projects*
6 *involving—*

7 “(1) *food safety;*

8 “(2) *plant pests and disease;*

9 “(3) *research;*

10 “(4) *crop-specific projects addressing common*
11 *issues; and*

12 “(5) *any other area that furthers the purposes of*
13 *this section, as determined by the Secretary.*

14 “(k) *ADMINISTRATION.*—

15 “(1) *DEPARTMENT.*—The Secretary of Agri-
16 *culture may not use more than 3 percent of the funds*
17 *made available to carry out this section for a fiscal*
18 *year for administrative expenses.*

19 “(2) *STATES.*—A State receiving a grant under
20 *this section may not use more than 8 percent of the*
21 *funds received under the grant for a fiscal year for*
22 *administrative expenses.”; and*

23 (6) *in subsection (l) (as redesignated by para-*
24 *graph (4))—*

1 (A) by redesignating paragraphs (1), (2),
2 and (3) as subparagraphs (A), (B), and (C), re-
3 spectively, and moving the margins of such sub-
4 paragraphs two ems to the right;

5 (B) by striking “Of the funds” and insert-
6 ing the following:

7 “(1) *IN GENERAL.—Of the funds*”;

8 (C) in paragraph (1) (as so designated)—

9 (i) in subparagraph (B) (as redesign-
10 ated by subparagraph (A)), by striking
11 “and” at the end;

12 (ii) in subparagraph (C) (as redesign-
13 ated by subparagraph (A)), by striking the
14 period at the end and inserting a semicolon;
15 and

16 (iii) by adding at the end the following
17 new subparagraphs:

18 “(D) \$72,500,000 for fiscal years 2014
19 through 2017; and

20 “(E) \$85,000,000 for fiscal year 2018.”;
21 and

22 (D) by adding at the end the following new
23 paragraph:

24 “(2) *MULTISTATE PROJECTS.—Of the funds*
25 *made available under paragraph (1), the Secretary*

1 *may use to carry out subsection (j), to remain avail-*
2 *able until expended—*

3 *“(A) \$1,000,000 for fiscal year 2014;*

4 *“(B) \$2,000,000 for fiscal year 2015;*

5 *“(C) \$3,000,000 for fiscal year 2016;*

6 *“(D) \$4,000,000 for fiscal year 2017; and*

7 *“(E) \$5,000,000 for fiscal year 2018.”.*

8 **SEC. 10008. REPORT ON HONEY.**

9 *(a) REPORT.—Not later than 180 days after the date*
10 *of the enactment of this Act, the Secretary of Agriculture,*
11 *in consultation with persons affected by the potential estab-*
12 *lishment of a Federal standard for the identity of honey,*
13 *shall submit to the Commissioner of Food and Drugs a re-*
14 *port describing how an appropriate Federal standard for*
15 *the identity of honey would be in the interest of consumers,*
16 *the honey industry, and United States agriculture.*

17 *(b) CONSIDERATIONS.—In preparing the report re-*
18 *quired under subsection (a), the Secretary shall take into*
19 *consideration the March 2006, Standard of Identity citizens*
20 *petition filed with the Food and Drug Administration, in-*
21 *cluding any current industry amendments or clarifications*
22 *necessary to update such petition.*

23 **SEC. 10009. BULK SHIPMENTS OF APPLES TO CANADA.**

24 *(a) BULK SHIPMENT OF APPLES TO CANADA.—Section*
25 *4 of the Export Apple Act (7 U.S.C. 584) is amended—*

1 (1) *by striking “Apples in” and inserting “(a)*
2 *Apples in”;* and

3 (2) *by adding at the end the following new sub-*
4 *section:*

5 “(b) *Apples may be shipped to Canada in bulk bins*
6 *without complying with the provisions of this Act.”.*

7 (b) *DEFINITION OF BULK BIN.*—Section 9 of the *Ex-*
8 *port Apple Act (7 U.S.C. 589)* is amended by adding at
9 *the end the following new paragraph:*

10 “(5) *The term ‘bulk bin’ means a bin that contains*
11 *a quantity of apples weighing more than 100 pounds.”.*

12 (c) *REGULATIONS.*—Not later than 60 days after the
13 *date of the enactment of this Act, the Secretary of Agri-*
14 *culture shall issue regulations to carry out the amendments*
15 *made by this section.*

16 **SEC. 10010. INCLUSION OF OLIVE OIL IN IMPORT CON-**
17 **TROLS UNDER THE AGRICULTURAL ADJUST-**
18 **MENT ACT.**

19 Section 8e(a) of the *Agricultural Adjustment Act (7*
20 *U.S.C. 608e-1(a))* is amended by inserting “olive oil,” after
21 “olives (other than Spanish-style green olives),”.

1 **SEC. 10011. CONSOLIDATION OF PLANT PEST AND DISEASE**
2 **MANAGEMENT AND DISASTER PREVENTION**
3 **PROGRAMS.**

4 (a) *RELOCATION OF LEGISLATIVE LANGUAGE RELAT-*
5 *ING TO NATIONAL CLEAN PLANT NETWORK.*—Section 420
6 *of the Plant Protection Act (7 U.S.C. 7721) is amended—*

7 (1) *by redesignating subsection (e) as subsection*
8 *(f); and*

9 (2) *by inserting after subsection (d) the following*
10 *new subsection:*

11 “(e) *NATIONAL CLEAN PLANT NETWORK.*—

12 “(1) *IN GENERAL.*—*The Secretary shall establish*
13 *a program to be known as the ‘National Clean Plant*
14 *Network’ (referred to in this subsection as the ‘Pro-*
15 *gram’).*

16 “(2) *REQUIREMENTS.*—*Under the Program, the*
17 *Secretary shall establish a network of clean plant cen-*
18 *ters for diagnostic and pathogen elimination serv-*
19 *ices—*

20 “(A) *to produce clean propagative plant*
21 *material; and*

22 “(B) *to maintain blocks of pathogen-tested*
23 *plant material in sites located throughout the*
24 *United States.*

1 “(3) *AVAILABILITY OF CLEAN PLANT SOURCE MA-*
2 *TERIAL.—Clean plant source material may be made*
3 *available to—*

4 “(A) *a State for a certified plant program*
5 *of the State; and*

6 “(B) *private nurseries and producers.*

7 “(4) *CONSULTATION AND COLLABORATION.—In*
8 *carrying out the Program, the Secretary shall—*

9 “(A) *consult with—*

10 “(i) *State departments of agriculture;*

11 *and*

12 “(ii) *land-grant colleges and univer-*
13 *sities and NLGCA Institutions (as those*
14 *terms are defined in section 1404 of the Na-*
15 *tional Agricultural Research, Extension,*
16 *and Teaching Policy Act of 1977 (7 U.S.C.*
17 *3103)); and*

18 “(B) *to the extent practicable and with*
19 *input from the appropriate State officials and*
20 *industry representatives, use existing Federal or*
21 *State facilities to serve as clean plant centers.*

22 “(5) *FUNDING FOR FISCAL YEAR 2013.—There is*
23 *authorized to be appropriated to carry out the Pro-*
24 *gram \$5,000,000 for fiscal year 2013.”.*

1 (b) *FUNDING.*—Subsection (f) of section 420 of the
2 *Plant Protection Act* (7 U.S.C. 7721) (as so redesignated)
3 *is amended*—

4 (1) *in paragraph (3), by striking “and” at the*
5 *end;*

6 (2) *in paragraph (4), by striking “and each fis-*
7 *cal year thereafter.” and inserting a semicolon; and*

8 (3) *by adding at the end the following new para-*
9 *graphs:*

10 “(5) \$62,500,000 for fiscal years 2014 through
11 2017; and

12 “(6) \$75,000,000 for fiscal year 2018.”.

13 (c) *REPEAL OF EXISTING PROVISION.*—Section 10202
14 *of the Food, Conservation, and Energy Act of 2008* (7
15 *U.S.C. 7761) is repealed.*

16 (d) *CLARIFICATION OF USE OF FUNDS FOR TECH-*
17 *NICAL ASSISTANCE.*—Section 420 of the *Plant Protection*
18 *Act* (7 U.S.C. 7721), as amended by subsection (a), is
19 *amended by adding at the end the following new subsection:*

20 “(g) *RELATIONSHIP TO OTHER LAW.*—The use of
21 *Commodity Credit Corporation funds under this section to*
22 *provide technical assistance shall not be considered an allot-*
23 *ment or fund transfer from the Commodity Credit Corpora-*
24 *tion for purposes of the limit on expenditures for technical*

1 assistance imposed by section 11 of the Commodity Credit
2 Corporation Charter Act (15 U.S.C. 714i).”.

3 (e) *USE OF FUNDS FOR CLEAN PLANT NETWORK.*—
4 Section 420 of the Plant Protection Act (7 U.S.C. 7721),
5 as amended by subsections (a) and (d), is amended by add-
6 ing at the end the following new subsection:

7 “(h) *USE OF FUNDS FOR CLEAN PLANT NETWORK.*—
8 Of the funds made available under subsection (f) to carry
9 out this section for a fiscal year, not less than \$5,000,000
10 shall be available to carry out the national clean plant net-
11 work under subsection (e).”.

12 **SEC. 10012. MODIFICATION, CANCELLATION, OR SUSPEN-**
13 **SION ON BASIS OF A BIOLOGICAL OPINION.**

14 (a) *IN GENERAL.*—Except in the case of a voluntary
15 request from a pesticide registrant to amend a registration
16 under section 3 of the Federal Insecticide, Fungicide, and
17 Rodenticide Act (7 U.S.C. 136a), a registration of a pes-
18 ticide may be modified, canceled, or suspended on the basis
19 of the implementation of a Biological Opinion issued by
20 the National Marine Fisheries Service or the United States
21 Fish and Wildlife Service prior to the date of completion
22 of the study referred to in subsection (b), or January 1,
23 2015, whichever is earlier, only if—

1 (1) *the modification, cancellation, or suspension*
2 *is undertaken pursuant to section 6 of such Act (7*
3 *U.S.C. 136d); and*

4 (2) *the Biological Opinion complies with the rec-*
5 *ommendations contained in the study referred to in*
6 *subsection (b).*

7 (b) *NATIONAL ACADEMY OF SCIENCES STUDY.—The*
8 *study commissioned by the Administrator of the Environ-*
9 *mental Protection Agency on March 10, 2011, shall include,*
10 *at a minimum, each of the following:*

11 (1) *A formal, independent, and external peer re-*
12 *view, consistent with Office of Management and*
13 *Budget policies, of each Biological Opinion described*
14 *in subsection (a).*

15 (2) *Assessment of economic impacts of measures*
16 *or alternatives recommended in each such Biological*
17 *Opinion.*

18 (3) *An examination of the specific scientific and*
19 *procedural questions and issues pertaining to eco-*
20 *nomics feasibility contained in the June 23, 2011, let-*
21 *ter sent to the Administrator (and other Federal offi-*
22 *cial) by the Chairmen of the Committee on Agri-*
23 *culture, the Committee on Natural Resources, and the*
24 *Subcommittee on Interior, Environment, and Related*

1 *Agencies of the Committee on Appropriations, of the*
2 *House of Representatives.*

3 **SEC. 10013. USE AND DISCHARGES OF AUTHORIZED PES-**
4 **TICIDES.**

5 (a) *SHORT TITLE.*—*This section may be cited as the*
6 *“Reducing Regulatory Burdens Act of 2013”.*

7 (b) *USE OF AUTHORIZED PESTICIDES.*—*Section 3(f)*
8 *of the Federal Insecticide, Fungicide, and Rodenticide Act*
9 *(7 U.S.C. 136a(f)) is amended by adding at the end the*
10 *following:*

11 *“(5) USE OF AUTHORIZED PESTICIDES.—Except*
12 *as provided in section 402(s) of the Federal Water*
13 *Pollution Control Act, the Administrator or a State*
14 *may not require a permit under such Act for a dis-*
15 *charge from a point source into navigable waters of*
16 *a pesticide authorized for sale, distribution, or use*
17 *under this Act, or the residue of such a pesticide, re-*
18 *sulting from the application of such pesticide.”.*

19 (c) *DISCHARGES OF PESTICIDES.*—*Section 402 of the*
20 *Federal Water Pollution Control Act (33 U.S.C. 1342) is*
21 *amended by adding at the end the following:*

22 *“(s) DISCHARGES OF PESTICIDES.—*

23 *“(1) NO PERMIT REQUIREMENT.—Except as pro-*
24 *vided in paragraph (2), a permit shall not be re-*
25 *quired by the Administrator or a State under this Act*

1 *for a discharge from a point source into navigable*
2 *waters of a pesticide authorized for sale, distribution,*
3 *or use under the Federal Insecticide, Fungicide, and*
4 *Rodenticide Act, or the residue of such a pesticide, re-*
5 *sulting from the application of such pesticide.*

6 “(2) *EXCEPTIONS.—Paragraph (1) shall not*
7 *apply to the following discharges of a pesticide or pes-*
8 *ticide residue:*

9 “(A) *A discharge resulting from the appli-*
10 *cation of a pesticide in violation of a provision*
11 *of the Federal Insecticide, Fungicide, and*
12 *Rodenticide Act that is relevant to protecting*
13 *water quality, if—*

14 “(i) *the discharge would not have oc-*
15 *curred but for the violation; or*

16 “(ii) *the amount of pesticide or pes-*
17 *ticide residue in the discharge is greater*
18 *than would have occurred without the viola-*
19 *tion.*

20 “(B) *Stormwater discharges subject to regu-*
21 *lation under subsection (p).*

22 “(C) *The following discharges subject to reg-*
23 *ulation under this section:*

24 “(i) *Manufacturing or industrial efflu-*
25 *ent.*

1 “(ii) Treatment works effluent.

2 “(iii) Discharges incidental to the nor-
3 mal operation of a vessel, including a dis-
4 charge resulting from ballasting operations
5 or vessel biofouling prevention.”.

6 **SEC. 10014. SEED NOT PESTICIDE OR DEVICE FOR PUR-**
7 **POSES OF IMPORTATION.**

8 Section 17(c) of the Federal Insecticide, Fungicide,
9 and Rodenticide Act (7 U.S.C. 136o(c)) is amended by add-
10 ing at the end the following new sentences: “Solely for pur-
11 poses of notifications of arrival upon importation, for pur-
12 poses of this subsection, seed, including treated seed, shall
13 not be considered a pesticide or device. Nothing in this sub-
14 section shall be construed as precluding or limiting the au-
15 thority of the Secretary of Agriculture, with respect to the
16 importation or movement of plants, plant products, or
17 seeds, under the Plant Protection Act (7 U.S.C. 7701 et seq.)
18 or the Federal Seed Act (7 U.S.C. 1551 et seq.).”.

19 **SEC. 10015. STAY OF REGULATIONS RELATED TO CHRIST-**
20 **MAS TREE PROMOTION, RESEARCH, AND IN-**
21 **FORMATION ORDER.**

22 Not later than 60 days after the date of the enactment
23 of this Act, the Secretary of Agriculture shall lift the admin-
24 istrative stay that was imposed by the rule entitled “Christ-
25 mas Tree Promotion, Research, and Information Order;

1 *Stay of Regulations*” and published by the Department of
2 *Agriculture on November 17, 2011 (76 Fed. Reg. 71241),*
3 *on the regulations in subpart A of part 214 of title 7, Code*
4 *of Federal Regulations, establishing an industry-funded*
5 *promotion, research, and information program for fresh cut*
6 *Christmas trees.*

7 **SEC. 10016. STUDY ON PROPOSED ORDER PERTAINING TO**
8 **SULFURYL FLUORIDE.**

9 *Not later than two years after the date of enactment*
10 *of this Act, the Administrator of the Environmental Protec-*
11 *tion Agency, in conjunction with the Secretary of Agri-*
12 *culture, shall submit to the Committee on Agriculture of the*
13 *House of Representatives a report on the potential economic*
14 *and public health effects that would result from finalization*
15 *of the proposed order published in the January 19, 2011,*
16 *Federal Register (76 Fed. Reg. 3422) pertaining to the pes-*
17 *ticide sulfuranyl fluoride, including the anticipated impacts*
18 *of such finalization on the production of an adequate,*
19 *wholesome, and economical food supply and on farmers and*
20 *related agricultural sectors.*

21 **SEC. 10017. STUDY ON LOCAL AND REGIONAL FOOD PRO-**
22 **DUCTION AND PROGRAM EVALUATION.**

23 (a) *IN GENERAL.*—*The Secretary of Agriculture*
24 *shall—*

1 (1) *collect data on the production and marketing*
2 *of locally or regionally produced agricultural food*
3 *products;*

4 (2) *facilitate interagency collaboration and data*
5 *sharing on programs related to local and regional*
6 *food systems; and*

7 (3) *monitor the effectiveness of programs de-*
8 *signed to expand or facilitate local food systems.*

9 (b) *REQUIREMENTS.—In carrying out this section, the*
10 *Secretary shall—*

11 (1) *collect and distribute comprehensive report-*
12 *ing of prices of locally or regionally produced agricul-*
13 *tural food products;*

14 (2) *conduct surveys and analysis and publish re-*
15 *ports relating to the production, handling, distribu-*
16 *tion, and retail sales of, and trend studies (including*
17 *consumer purchasing patterns) on, locally or region-*
18 *ally produced agricultural food products;*

19 (3) *evaluate the effectiveness of existing programs*
20 *in growing local and regional food systems, includ-*
21 *ing—*

22 (A) *the impact of local food systems on job*
23 *creation and economic development;*

24 (B) *the level of participation in the Farm-*
25 *ers' Market and Local Food Promotion Program*

1 *established under section 6 of the Farmer-to-Consumer Direct Marketing Act of 1976 (7 U.S.C.*
2 *3005), including the percentage of projects fund-*
3 *ed in comparison to applicants and the types of*
4 *eligible entities receiving funds;*

5 *(C) the ability for participants to leverage*
6 *private capital and a synopsis of the places from*
7 *which non-Federal funds are derived; and*

8 *(D) any additional resources required to*
9 *aid in the development or expansion of local and*
10 *regional food systems;*

11 *(4) expand the Agricultural Resource Manage-*
12 *ment Survey to include questions on locally or region-*
13 *ally produced agricultural food products; and*

14 *(5) seek to establish or expand private-public*
15 *partnerships to facilitate, to the maximum extent*
16 *practicable, the collection of data on locally or region-*
17 *ally produced agricultural food products, including*
18 *the development of a nationally coordinated and re-*
19 *gionally balanced evaluation of the redevelopment of*
20 *locally or regionally produced food systems.*

21 *(c) REPORT.—Not later than 1 year after the date of*
22 *enactment of this Act, and annually thereafter until Sep-*
23 *tember 30, 2018, the Secretary shall submit to the Com-*
24 *mittee on Agriculture of the House of Representatives and*
25

1 *the Committee on Agriculture, Nutrition, and Forestry of*
2 *the Senate a report describing the progress that has been*
3 *made in implementing this section and identifying any ad-*
4 *ditional needs related to developing local and regional food*
5 *systems.*

6 **TITLE XI—CROP INSURANCE**

7 **SEC. 11001. INFORMATION SHARING.**

8 *Section 502(c) of the Federal Crop Insurance Act (7*
9 *U.S.C. 1502(c)) is amended by adding at the end the fol-*
10 *lowing new paragraph:*

11 “(4) *INFORMATION.—*

12 “(A) *REQUEST.—Subject to subparagraph*
13 *(B), the Farm Service Agency shall, in a timely*
14 *manner, provide to an agent or an approved in-*
15 *surance provider authorized by the producer any*
16 *information (including Farm Service Agency*
17 *Form 578s (or any successor form) or maps (or*
18 *any corrections to those forms or maps) that*
19 *may assist the agent or approved insurance pro-*
20 *vider in insuring the producer under a policy or*
21 *plan of insurance under this subtitle.*

22 “(B) *PRIVACY.—Except as provided in sub-*
23 *paragraph (C), an agent or approved insurance*
24 *provider that receives the information of a pro-*
25 *ducer pursuant to subparagraph (A) shall treat*

1 the information in accordance with paragraph
2 (1).

3 “(C) *SHARING*.—Nothing in this section
4 prohibits the sharing of the information of a pro-
5 ducer pursuant to subparagraph (A) between the
6 agent and the approved insurance provider of the
7 producer.”.

8 **SEC. 11002. PUBLICATION OF INFORMATION ON VIOLA-**
9 **TIONS OF PROHIBITION ON PREMIUM AD-**
10 **JUSTMENTS.**

11 Section 508(a)(9) of the Federal Crop Insurance Act
12 (7 U.S.C. 1508(a)(9)) is amended by adding at the end the
13 following new subparagraph:

14 “(C) *PUBLICATION OF VIOLATIONS*.—
15 “(i) *PUBLICATION REQUIRED*.—Subject
16 to clause (ii), the Corporation shall publish
17 in a timely manner on the website of the
18 Risk Management Agency information re-
19 garding each violation of this paragraph,
20 including any sanctions imposed in re-
21 sponse to the violation, in sufficient detail
22 so that the information may serve as effec-
23 tive guidance to approved insurance pro-
24 viders, agents, and producers.

1 “(ii) *PROTECTION OF PRIVACY.*—In
2 *providing information under clause (i) re-*
3 *garding violations of this paragraph, the*
4 *Corporation shall redact the identity of the*
5 *persons and entities committing the viola-*
6 *tions in order to protect their privacy.”.*

7 **SEC. 11003. SUPPLEMENTAL COVERAGE OPTION.**

8 (a) *AVAILABILITY OF SUPPLEMENTAL COVERAGE OP-*
9 *TION.*—Paragraph (3) of section 508(c) of the Federal Crop
10 *Insurance Act (7 U.S.C. 1508(c)) is amended to read as*
11 *follows:*

12 “(3) *YIELD AND LOSS BASIS OPTIONS.*—A pro-
13 *ducer shall have the option of purchasing additional*
14 *coverage based on—*

15 “(A)(i) *an individual yield and loss basis;*

16 *or*

17 “(i) *an area yield and loss basis;*

18 “(B) *an individual yield and loss basis,*
19 *supplemented with coverage based on an area*
20 *yield and loss basis to cover a part of the deduct-*
21 *ible under the individual yield and loss policy,*
22 *as described in paragraph (4)(C); or*

23 “(C) *a margin basis alone or in combina-*
24 *tion with the coverages available in subpara-*
25 *graph (A) or (B).”.*

1 (b) *LEVEL OF COVERAGE.*—Paragraph (4) of section
2 508(c) of the Federal Crop Insurance Act (7 U.S.C. 1508(c))
3 is amended to read as follows:

4 “(4) *LEVEL OF COVERAGE.*—

5 “(A) *DOLLAR DENOMINATION AND PER-*
6 *CENTAGE OF YIELD.*—Except as provided in sub-
7 paragraph (C), the level of coverage—

8 “(i) shall be dollar denominated; and

9 “(ii) may be purchased at any level
10 not to exceed 85 percent of the individual
11 yield or 95 percent of the area yield (as de-
12 termined by the Corporation).

13 “(B) *INFORMATION.*—The Corporation shall
14 provide producers with information on cata-
15 strophic risk and additional coverage in terms of
16 dollar coverage (within the allowable limits of
17 coverage provided in this paragraph).

18 “(C) *SUPPLEMENTAL COVERAGE OPTION.*—

19 “(i) *IN GENERAL.*—Notwithstanding
20 subparagraph (A), in the case of the supple-
21 mental coverage option described in para-
22 graph (3)(B), the Corporation shall offer
23 producers the opportunity to purchase cov-
24 erage in combination with a policy or plan
25 of insurance offered under this subtitle that

1 *would allow indemnities to be paid to a*
2 *producer equal to a part of the deductible*
3 *under the policy or plan of insurance—*

4 “(I) *at a county-wide level to the*
5 *fullest extent practicable; or*

6 “(II) *in counties that lack suffi-*
7 *cient data, on the basis of such larger*
8 *geographical area as the Corporation*
9 *determines to provide sufficient data*
10 *for purposes of providing the coverage.*

11 “(ii) *TRIGGER.—Coverage offered*
12 *under paragraph (3)(B) and clause (i) shall*
13 *be triggered only if the losses in the area ex-*
14 *ceed 10 percent of normal levels (as deter-*
15 *mined by the Corporation).*

16 “(iii) *COVERAGE.—Subject to the trig-*
17 *ger described in clause (ii), coverage offered*
18 *under paragraph (3)(B) and clause (i) shall*
19 *not exceed the difference between—*

20 “(I) *90 percent; and*

21 “(II) *the coverage level selected by*
22 *the producer for the underlying policy*
23 *or plan of insurance.*

24 “(iv) *INELIGIBLE CROPS AND ACRES.—*
25 *Crops for which the producer has elected*

1 *under section 1107(c)(1) of the Federal Ag-*
2 *riculture Reform and Risk Management Act*
3 *of 2013 to receive revenue loss coverage and*
4 *acres that are enrolled in the stacked income*
5 *protection plan under section 508B shall*
6 *not be eligible for supplemental coverage*
7 *under this subparagraph.*

8 “(v) *CALCULATION OF PREMIUM.—Not-*
9 *withstanding subsection (d), the premium*
10 *for coverage offered under paragraph (3)(B)*
11 *and clause (i) shall—*

12 *“(I) be sufficient to cover antici-*
13 *ipated losses and a reasonable reserve;*
14 *and*

15 *“(II) include an amount for oper-*
16 *ating and administrative expenses es-*
17 *tablished in accordance with subsection*
18 *(k)(4)(F).”.*

19 *(c) PAYMENT OF PORTION OF PREMIUM BY CORPORA-*
20 *TION.—Section 508(e)(2) of the Federal Crop Insurance Act*
21 *(7 U.S.C. 1508(e)(2)) is amended by adding at the end the*
22 *following new subparagraph:*

23 *“(H) In the case of the supplemental cov-*
24 *erage option authorized in subsection (c)(4)(C),*
25 *the amount shall be equal to the sum of—*

1 “(i) 65 percent of the additional pre-
2 mium associated with the coverage; and

3 “(ii) the amount determined under
4 subsection (c)(4)(C)(vi)(II), subject to sub-
5 section (k)(4)(F), for the coverage to cover
6 operating and administrative expenses.”.

7 (d) *EFFECTIVE DATE.*—*The Federal Crop Insurance*
8 *Corporation shall begin to provide additional coverage*
9 *based on an individual yield and loss basis, supplemented*
10 *with coverage based on an area yield and loss basis, not*
11 *later than for the 2014 crop year.*

12 **SEC. 11004. PREMIUM AMOUNTS FOR CATASTROPHIC RISK**
13 **PROTECTION.**

14 *Subparagraph (A) of section 508(d)(2) of the Federal*
15 *Crop Insurance Act (7 U.S.C. 1508(d)(2)) is amended to*
16 *read as follows:*

17 “(A) *In the case of catastrophic risk protec-*
18 *tion, the amount of the premium established by*
19 *the Corporation for each crop for which cata-*
20 *strophic risk protection is available shall be re-*
21 *duced by the percentage equal to the difference*
22 *between the average loss ratio for the crop and*
23 *100 percent, plus a reasonable reserve.”.*

1 **SEC. 11005. REPEAL OF PERFORMANCE-BASED DISCOUNT.**

2 (a) *REPEAL.*—Section 508(d) of the Federal Crop In-
3 surance Act (7 U.S.C. 1508(d)) is amended—

4 (1) by striking paragraph (3); and

5 (2) by redesignating paragraph (4) as para-
6 graph (3).

7 (b) *CONFORMING AMENDMENT.*—Section 508(a)(9)(B)
8 of the Federal Crop Insurance Act (7 U.S.C. 1508(a)(9)(B))
9 is amended—

10 (1) by inserting “or” at the end of clause (i);

11 (2) by striking clause (ii); and

12 (3) by redesignating clause (iii) as clause (ii).

13 **SEC. 11006. PERMANENT ENTERPRISE UNIT SUBSIDY.**

14 Subparagraph (A) of section 508(e)(5) of the Federal
15 Crop Insurance Act (7 U.S.C. 1508(e)(5)) is amended to
16 read as follows:

17 “(A) *IN GENERAL.*—The Corporation may
18 pay a portion of the premiums for plans or poli-
19 cies of insurance for which the insurable unit is
20 defined on a whole farm or enterprise unit basis
21 that is higher than would otherwise be paid in
22 accordance with paragraph (2).”

1 **SEC. 11007. ENTERPRISE UNITS FOR IRRIGATED AND NON-**
2 **IRRIGATED CROPS.**

3 *Section 508(e)(5) of the Federal Crop Insurance Act*
4 *(7 U.S.C. 1508(e)(5)) is amended by adding at the end the*
5 *following new subparagraph:*

6 “(D) *NONIRRIGATED CROPS.*—*Beginning*
7 *with the 2014 crop year, the Corporation shall*
8 *make available separate enterprise units for irri-*
9 *gated and nonirrigated acreage of crops in coun-*
10 *ties.”.*

11 **SEC. 11008. DATA COLLECTION.**

12 *Section 508(g)(2) of the Federal Crop Insurance Act*
13 *(7 U.S.C. 1508(g)(2)) is amended by adding at the end the*
14 *following new subparagraph:*

15 “(E) *SOURCES OF YIELD DATA.*—*To deter-*
16 *mine yields under this paragraph, the Corpora-*
17 *tion—*

18 “(i) *shall use county data collected by*
19 *the Risk Management Agency or the Na-*
20 *tional Agricultural Statistics Service, or*
21 *both; or*

22 “(ii) *if sufficient county data is not*
23 *available, may use other data considered*
24 *appropriate by the Secretary.”.*

1 **SEC. 11009. ADJUSTMENT IN ACTUAL PRODUCTION HIS-**
2 **TORY TO ESTABLISH INSURABLE YIELDS.**

3 *Section 508(g)(4)(B) of the Federal Crop Insurance*
4 *Act (7 U.S.C. 1508(g)(4)(B)) is amended by striking “60”*
5 *each place it appears and inserting “70”.*

6 **SEC. 11010. SUBMISSION AND REVIEW OF POLICIES.**

7 *(a) IN GENERAL.—Section 508(h) of the Federal Crop*
8 *Insurance Act (7 U.S.C. 1508(h)) is amended—*

9 *(1) in paragraph (1)—*

10 *(A) by redesignating subparagraphs (A)*
11 *and (B) as clauses (i) and (ii), respectively, and*
12 *indenting appropriately;*

13 *(B) by striking “(1) IN GENERAL.—In addi-*
14 *tion” and inserting the following:*

15 *“(1) AUTHORITY TO SUBMIT.—*

16 *“(A) IN GENERAL.—In addition”; and*

17 *(C) by adding at the end the following new*
18 *subparagraph:*

19 *“(B) REVIEW AND SUBMISSION BY COR-*
20 *PORATION.—The Corporation shall review any*
21 *policy developed under section 522(c) or any*
22 *pilot program developed under section 523 and*
23 *submit the policy or program to the Board under*
24 *this subsection if the Corporation, at the sole dis-*
25 *cretion of the Corporation, finds that the policy*
26 *or program—*

1 “(i) will likely result in a viable and
2 marketable policy consistent with this sub-
3 section;

4 “(ii) would provide crop insurance
5 coverage in a significantly improved form;
6 and

7 “(iii) adequately protects the interests
8 of producers.”; and

9 (2) in paragraph (3)—

10 (A) by striking “A policy” and inserting
11 the following:

12 “(A) IN GENERAL.—A policy”; and

13 (B) by adding at the end the following new
14 subparagraph:

15 “(B) SPECIFIED REVIEW AND APPROVAL
16 PRIORITIES.—In reviewing policies and other
17 materials submitted to the Board under this sub-
18 section for approval, the Board—

19 “(i) shall make the development and
20 approval of a revenue policy for peanut
21 producers a priority so that a revenue pol-
22 icy is available to peanut producers in time
23 for the 2014 crop year;

24 “(ii) shall make the development and
25 approval of a margin coverage policy for

1 rice producers a priority so that a margin
 2 coverage policy is available to rice pro-
 3 ducers in time for the 2014 crop year; and
 4 “*(iii) may approve a submission that*
 5 *is made pursuant to this subsection that*
 6 *would, beginning with the 2014 crop year,*
 7 *allow producers that purchase policies in*
 8 *accordance with subsection (e)(5)(A) to sep-*
 9 *arate enterprise units by risk rating for*
 10 *acreage of crops in counties.*”

11 **(b) ADVANCE PAYMENTS.**—*Section 522(b)(2)(E) of the*
 12 *Federal Crop Insurance Act (7 U.S.C. 1522(b)(2)(E)) is*
 13 *amended by striking “50 percent” and inserting “75 per-*
 14 *cent”.*

15 **SEC. 11011. EQUITABLE RELIEF FOR SPECIALTY CROP POLI-**
 16 **CIES.**

17 *Section 508(k)(8)(E) of the Federal Crop Insurance*
 18 *Act of 1938 (7 U.S.C. 1508(k)(8)(E)) is amended by adding*
 19 *at the end the following new clause:*

20 *“(iii) EQUITABLE RELIEF FOR SPE-*
 21 *CIALTY CROP POLICIES.—*

22 *“(I) IN GENERAL.—For each of*
 23 *the 2011 through 2015 reinsurance*
 24 *years, in addition to the total amount*
 25 *of funding for reimbursement of ad-*

1 *ministrative and operating costs that*
2 *is otherwise required to be made avail-*
3 *able in each such reinsurance year*
4 *pursuant to an agreement entered into*
5 *by the Corporation, the Corporation*
6 *shall use \$41,000,000 to provide addi-*
7 *tional reimbursement with respect to*
8 *eligible insurance contracts for any ag-*
9 *ricultural commodity that is not eligi-*
10 *ble for a benefit under subtitles A, B or*
11 *C of title I of the Federal Agriculture*
12 *Reform and Risk Management Act of*
13 *2013.*

14 *“(II) TREATMENT.—Additional*
15 *reimbursements made under this clause*
16 *shall be included as part of the base*
17 *level of administrative and operating*
18 *expense reimbursement to which any*
19 *limit on compensation to persons in-*
20 *volved in the direct sale and service of*
21 *any eligible crop insurance contract re-*
22 *quired under an agreement entered*
23 *into by the Corporation is applied.*

24 *“(III) RULE OF CONSTRUCTION.—*
25 *Nothing in this clause shall be con-*

1 *strued as statutory assent to the limit*
2 *described in subclause (II).”.*

3 **SEC. 11012. BUDGET LIMITATIONS ON RENEGOTIATION OF**
4 **THE STANDARD REINSURANCE AGREEMENT.**

5 *Section 508(k)(8) of the Federal Crop Insurance Act*
6 *of 1938 (7 U.S.C. 1508(k)(8)) is amended by adding at the*
7 *end the following new subparagraph:*

8 *“(F) BUDGET.—*

9 *“(i) IN GENERAL.—The Board shall*
10 *ensure that any Standard Reinsurance*
11 *Agreement negotiated under subparagraph*
12 *(A)(ii), as compared to the previous Stand-*
13 *ard Reinsurance Agreement—*

14 *“(I) to the maximum extent prac-*
15 *ticable, shall be budget neutral; and*

16 *“(II) in no event, may signifi-*
17 *cantly depart from budget neutrality.*

18 *“(ii) USE OF SAVINGS.—To the extent*
19 *that any budget savings is realized in the*
20 *renegotiation of a Standard Reinsurance*
21 *Agreement under subparagraph (A)(ii), and*
22 *the savings are determined not to be a sig-*
23 *nificant departure from budget neutrality*
24 *under clause (i), the savings shall be used to*
25 *increase the obligations of the Corporation*

1 under subsections (e)(2) or (k)(4) or section
2 523.”.

3 **SEC. 11013. CROP PRODUCTION ON NATIVE SOD.**

4 (a) *FEDERAL CROP INSURANCE*.—Section 508(o) of
5 *the Federal Crop Insurance Act (7 U.S.C. 1508(o))* is
6 amended—

7 (1) in paragraph (1)(B), by inserting “, or the
8 producer cannot substantiate that the ground has ever
9 been tilled,” after “tilled”;

10 (2) in paragraph (2)—

11 (A) in the paragraph heading, by striking
12 “*INELIGIBILITY FOR*” and inserting “*REDUCTION*
13 *IN*”; and

14 (B) in subparagraph (A), by striking “for
15 benefits under—” and all that follows through
16 the period at the end and inserting “for—

17 “(i) a portion of crop insurance pre-
18 mium subsidies under this subtitle in ac-
19 cordance with paragraph (3);

20 “(ii) benefits under section 196 of the
21 *Federal Agriculture Improvement and Re-*
22 *form Act of 1996 (7 U.S.C. 7333); and*

23 “(iii) payments described in subsection
24 (b) or (c) of section 1001 of the *Food Secu-*
25 *rity Act of 1985 (7 U.S.C. 1308).*”; and

1 (3) *by striking paragraph (3) and inserting the*
2 *following new paragraphs:*

3 “(3) *ADMINISTRATION.—*

4 “(A) *IN GENERAL.—During the first 4 crop*
5 *years of planting on native sod acreage by a pro-*
6 *ducer described in paragraph (2)—*

7 “(i) *paragraph (2) shall apply to 65*
8 *percent of the transitional yield of the pro-*
9 *ducer; and*

10 “(ii) *the crop insurance premium sub-*
11 *sidy provided for the producer under this*
12 *subtitle shall be 50 percentage points less*
13 *than the premium subsidy that would other-*
14 *wise apply.*

15 “(B) *YIELD SUBSTITUTION.—During the*
16 *period native sod acreage is covered by this sub-*
17 *section, a producer may not substitute yields for*
18 *the native sod acreage.*

19 “(4) *APPLICATION.—This subsection shall only*
20 *apply to native sod in the Prairie Pothole National*
21 *Priority Area.”.*

22 (b) *NONINSURED CROP DISASTER ASSISTANCE.—Sec-*
23 *tion 196(a)(4) of the Federal Agriculture Improvement and*
24 *Reform Act of 1996 (7 U.S.C. 7333(a)(4)) is amended—*

1 (1) *in the paragraph heading, by striking “IN-*
2 *ELIGIBILITY” and inserting “BENEFIT REDUCTION”;*

3 (2) *in subparagraph (A)(ii), by inserting “, or*
4 *the producer cannot substantiate that the ground has*
5 *ever been tilled,” after “tilled”;*

6 (3) *in subparagraph (B)—*

7 (A) *in the subparagraph heading, by strik-*
8 *ing “INELIGIBILITY” and inserting “REDUCTION*
9 *IN”;* and

10 (B) *in clause (i), by striking “for benefits*
11 *under—” and all that follows through the period*
12 *at the end and inserting “for—*

13 *“(I) benefits under this section;*

14 *“(II) a portion of crop insurance*
15 *premium subsidies under the Federal*
16 *Crop Insurance Act (7 U.S.C. 1501 et*
17 *seq.) in accordance with subparagraph*
18 *(C); and*

19 *“(III) payments described in sub-*
20 *section (b) or (c) of section 1001 of the*
21 *Food Security Act of 1985 (7 U.S.C.*
22 *1308).”;* and

23 (4) *by striking subparagraph (C) and inserting*
24 *the following new subparagraphs:*

25 *“(C) ADMINISTRATION.—*

1 “(i) *IN GENERAL.*—During the first 4
2 *crop years of planting on native sod acreage*
3 *by a producer described in subparagraph*
4 *(B)*—

5 “(I) *subparagraph (B) shall apply*
6 *to 65 percent of the transitional yield*
7 *of the producer; and*

8 “(II) *the crop insurance premium*
9 *subsidy provided for the producer*
10 *under the Federal Crop Insurance Act*
11 *(7 U.S.C. 1501 et seq.) shall be 50 per-*
12 *centage points less than the premium*
13 *subsidy that would otherwise apply.*

14 “(ii) *YIELD SUBSTITUTION.*—During
15 *the period native sod acreage is covered by*
16 *this paragraph, a producer may not sub-*
17 *stitute yields for the native sod acreage.*

18 “(D) *APPLICATION.*—This paragraph shall
19 *only apply to native sod in the Prairie Pothole*
20 *National Priority Area.”.*

21 (c) *CROPLAND REPORT.*—

22 (1) *BASELINE.*—Not later than 180 days after
23 *the date of enactment of this Act, the Secretary of Ag-*
24 *riculture shall submit to the Committee on Agri-*
25 *culture of the House of Representatives and the Com-*

1 *mittee on Agriculture, Nutrition, and Forestry of the*
2 *Senate a report that describes the cropland acreage in*
3 *each applicable county and State, and the change in*
4 *cropland acreage from the preceding year in each ap-*
5 *plicable county and State, beginning with calendar*
6 *year 2000 and including that information for the*
7 *most recent year for which that information is avail-*
8 *able.*

9 (2) *ANNUAL UPDATES.*—*Not later than January*
10 *1, 2015, and each January 1 thereafter through Janu-*
11 *ary 1, 2018, the Secretary of Agriculture shall submit*
12 *to the Committee on Agriculture of the House of Rep-*
13 *resentatives and the Committee on Agriculture, Nutri-*
14 *tion, and Forestry of the Senate a report that de-*
15 *scribes—*

16 (A) *the cropland acreage in each applicable*
17 *county and State as of the date of submission of*
18 *the report; and*

19 (B) *the change in cropland acreage from the*
20 *preceding year in each applicable county and*
21 *State.*

22 **SEC. 11014. COVERAGE LEVELS BY PRACTICE.**

23 *Section 508 of the Federal Crop Insurance Act of 1938*
24 *(7 U.S.C. 1508) is amended by adding at the end the fol-*
25 *lowing new subsection:*

1 “(p) *COVERAGE LEVELS BY PRACTICE.*—Beginning
2 *with the 2015 crop year, a producer that produces an agri-*
3 *cultural commodity on both dry land and irrigated land*
4 *may elect a different coverage level for each production*
5 *practice.”.*

6 **SEC. 11015. BEGINNING FARMER AND RANCHER PROVI-**
7 **SIONS.**

8 (a) *DEFINITION.*—Section 502(b) of the Federal Crop
9 *Insurance Act (7 U.S.C. 1502(b)) is amended—*

10 (1) *by redesignating paragraphs (3) through (9)*
11 *as paragraphs (4) through (10), respectively; and*

12 (2) *by inserting after paragraph (2) the fol-*
13 *lowing:*

14 “(3) *BEGINNING FARMER OR RANCHER.*—The
15 *term ‘beginning farmer or rancher’ means a farmer*
16 *or rancher who has not actively operated and man-*
17 *aged a farm or ranch with a bona fide insurable in-*
18 *terest in a crop or livestock as an owner-operator,*
19 *landlord, tenant, or sharecropper for more than 5*
20 *crop years, as determined by the Secretary.”.*

21 (b) *PREMIUM ADJUSTMENTS.*—Section 508 of the Fed-
22 *eral Crop Insurance Act (7 U.S.C. 1508) is amended—*

23 (1) *in subsection (b)(5)(E), by inserting “and be-*
24 *ginning farmers or ranchers” after “limited resource*
25 *farmers”;*

1 (2) in subsection (e), by adding at the end the
2 following new paragraph:

3 “(8) *PREMIUM FOR BEGINNING FARMERS OR*
4 *RANCHERS.—Notwithstanding any other provision of*
5 *this subsection regarding payment of a portion of pre-*
6 *miums, a beginning farmer or rancher shall receive*
7 *premium assistance that is 10 percentage points*
8 *greater than premium assistance that would otherwise*
9 *be available under paragraphs (2) (except for sub-*
10 *paragraph (A) of that paragraph), (5), (6), and (7)*
11 *for the applicable policy, plan of insurance, and cov-*
12 *erage level selected by the beginning farmer or ranch-*
13 *er.”; and*

14 (3) in subsection (g)—

15 (A) in paragraph (2)(B)—

16 (i) in clause (i), by striking “or” at
17 the end;

18 (ii) in clause (ii)(III), by striking the
19 period at the end and inserting “; or”; and

20 (iii) by adding at the end the fol-
21 lowing:

22 “(iii) if the producer is a beginning
23 farmer or rancher who was previously in-
24 volved in a farming or ranching operation,
25 including involvement in the decision-

1 *making or physical involvement in the pro-*
2 *duction of the crop or livestock on the farm,*
3 *for any acreage obtained by the beginning*
4 *farmer or rancher, a yield that is the higher*
5 *of—*

6 *“(I) the actual production history*
7 *of the previous producer of the crop or*
8 *livestock on the acreage determined*
9 *under subparagraph (A); or*

10 *“(II) a yield of the producer, as*
11 *determined in clause (i).”;* and

12 *(B) in paragraph (4)(B)(ii) (as amended by*
13 *section 11009)—*

14 *(i) by inserting “(I)” after “(ii)”;*

15 *(ii) by striking the period at the end*
16 *and inserting “; or”;* and

17 *(iii) by adding at the end the fol-*
18 *lowing:*

19 *“(II) in the case of beginning farmers*
20 *or ranchers, replace each excluded yield*
21 *with a yield equal to 80 percent of the ap-*
22 *plicable transitional yield.”.*

1 **SEC. 11016. STACKED INCOME PROTECTION PLAN FOR PRO-**
2 **DUCERS OF UPLAND COTTON.**

3 (a) *AVAILABILITY OF STACKED INCOME PROTECTION*
4 *PLAN FOR PRODUCERS OF UPLAND COTTON.*—*The Federal*
5 *Crop Insurance Act is amended by inserting after section*
6 *508A (7 U.S.C. 1508a) the following new section:*

7 **“SEC. 508B. STACKED INCOME PROTECTION PLAN FOR PRO-**
8 **DUCERS OF UPLAND COTTON.**

9 “(a) *AVAILABILITY.*—*Beginning not later than the*
10 *2014 crop of upland cotton, the Corporation shall make*
11 *available to producers of upland cotton an additional policy*
12 *(to be known as the ‘Stacked Income Protection Plan’),*
13 *which shall provide coverage consistent with the Group Risk*
14 *Income Protection Plan (and the associated Harvest Rev-*
15 *enue Option Endorsement) offered by the Corporation for*
16 *the 2011 crop year.*

17 “(b) *REQUIRED TERMS.*—*The Corporation may mod-*
18 *ify the Stacked Income Protection Plan on a program-wide*
19 *basis, except that the Stacked Income Protection Plan shall*
20 *comply with the following requirements:*

21 “(1) *Provide coverage for revenue loss of not less*
22 *than 10 percent and not more than 30 percent of ex-*
23 *pected county revenue, specified in increments of 5*
24 *percent. The deductible is the minimum percent of*
25 *revenue loss at which indemnities are triggered under*

1 *the plan, not to be less than 10 percent of the expected*
2 *county revenue.*

3 “(2) *Be offered to producers of upland cotton in*
4 *all counties with upland cotton production—*

5 “(A) *at a county-wide level to the fullest ex-*
6 *tent practicable; or*

7 “(B) *in counties that lack sufficient data,*
8 *on the basis of such larger geographical area as*
9 *the Corporation determines to provide sufficient*
10 *data for purposes of providing the coverage.*

11 “(3) *Be purchased in addition to any other indi-*
12 *vidual or area coverage in effect on the producer’s*
13 *acreage or as a stand-alone policy, except that if a*
14 *producer has an individual or area coverage for the*
15 *same acreage, the maximum coverage available under*
16 *the Stacked Income Protection Plan shall not exceed*
17 *the deductible for the individual or area coverage.*

18 “(4) *Establish coverage based on—*

19 “(A) *the expected price established under ex-*
20 *isting Group Risk Income Protection or area*
21 *wide policy offered by the Corporation for the*
22 *applicable county (or area) and crop year; and*

23 “(B) *an expected county yield that is the*
24 *higher of—*

1 “(i) the expected county yield estab-
2 lished for the existing area-wide plans of-
3 fered by the Corporation for the applicable
4 county (or area) and crop year (or, in geo-
5 graphic areas where area-wide plans are
6 not offered, an expected yield determined in
7 a manner consistent with those of area-wide
8 plans); or

9 “(ii) the average of the applicable yield
10 data for the county (or area) for the most
11 recent 5 years, excluding the highest and
12 lowest observations, from the Risk Manage-
13 ment Agency or the National Agricultural
14 Statistics Service (or both) or, if sufficient
15 county data is not available, such other
16 data considered appropriate by the Sec-
17 retary.

18 “(5) Use a multiplier factor to establish max-
19 imum protection per acre (referred to as a ‘protection
20 factor’) of not less than the higher of the level estab-
21 lished on a program wide basis or 120 percent.

22 “(6) Pay an indemnity based on the amount
23 that the expected county revenue exceeds the actual
24 county revenue, as applied to the individual coverage
25 of the producer. Indemnities under the Stacked In-

1 *come Protection Plan shall not include or overlap the*
2 *amount of the deductible selected under paragraph*
3 *(1).*

4 *“(7) In all counties for which data are available,*
5 *establish separate coverage levels for irrigated and*
6 *non-irrigated practices.*

7 *“(c) PREMIUM.—Notwithstanding section 508(d), the*
8 *premium for the Stacked Income Protection Plan shall—*

9 *“(1) be sufficient to cover anticipated losses and*
10 *a reasonable reserve; and*

11 *“(2) include an amount for operating and ad-*
12 *ministrative expenses established in accordance with*
13 *section 508(k)(4)(F).*

14 *“(d) PAYMENT OF PORTION OF PREMIUM BY COR-*
15 *PORATION.—Subject to section 508(e)(4), the amount of pre-*
16 *mium paid by the Corporation for all qualifying coverage*
17 *levels of the Stacked Income Protection Plan shall be—*

18 *“(1) 80 percent of the amount of the premium es-*
19 *tablished under subsection (c) for the coverage level se-*
20 *lected; and*

21 *“(2) the amount determined under subsection*
22 *(c)(2), subject to section 508(k)(4)(F), for the coverage*
23 *to cover administrative and operating expenses.*

1 “(e) *RELATION TO OTHER COVERAGES.*—*The Stacked*
2 *Income Protection Plan is in addition to all other coverages*
3 *available to producers of upland cotton.*”.

4 (b) *CONFORMING AMENDMENT.*—*Section 508(k)(4)(F)*
5 *of the Federal Crop Insurance Act (7 U.S.C. 1508(k)(4)(F))*
6 *is amended by inserting “or authorized under subsection*
7 *(c)(4)(C) or section 508B” after “of this subparagraph”.*

8 **SEC. 11017. PEANUT REVENUE CROP INSURANCE.**

9 *The Federal Crop Insurance Act is amended by insert-*
10 *ing after section 508B, as added by the previous section,*
11 *the following new section:*

12 **“SEC. 508C. PEANUT REVENUE CROP INSURANCE.**

13 “(a) *IN GENERAL.*—*Effective beginning with the 2014*
14 *crop year, the Risk Management Agency and the Corpora-*
15 *tion shall make available to producers of peanuts a revenue*
16 *crop insurance program for peanuts.*

17 “(b) *EFFECTIVE PRICE.*—*Subject to subsection (c), for*
18 *purposes of the revenue crop insurance program and the*
19 *multiperil crop insurance program under this Act, the effec-*
20 *tive price for peanuts shall be equal to the Rotterdam price*
21 *index for peanuts, as adjusted to reflect the farmer stock*
22 *price of peanuts in the United States.*

23 “(c) *ADJUSTMENTS.*—

24 “(1) *IN GENERAL.*—*The effective price for pea-*
25 *nuts established under subsection (b) may be adjusted*

1 *by the Risk Management Agency and the Corporation*
 2 *to correct distortions.*

3 “(2) *ADMINISTRATION.—If an adjustment is*
 4 *made under paragraph (1), the Risk Management*
 5 *Agency and the Corporation shall—*

6 “(A) *make the adjustment in an open and*
 7 *transparent manner; and*

8 “(B) *submit to the Committee on Agri-*
 9 *culture of the House of Representatives and the*
 10 *Committee on Agriculture, Nutrition, and For-*
 11 *estry of the Senate a report that describes the*
 12 *reasons for the adjustment.”.*

13 **SEC. 11018. AUTHORITY TO CORRECT ERRORS.**

14 *Section 515(c) of the Federal Crop Insurance Act (7*
 15 *U.S.C. 1515(c)) is amended—*

16 (1) *in the first sentence, by striking “The Sec-*
 17 *retary” and inserting the following:*

18 “(1) *IN GENERAL.—The Secretary”;*

19 (2) *in the second sentence, by striking “Begin-*
 20 *ning with” and inserting the following:*

21 “(2) *FREQUENCY.—Beginning with”;* and

22 (3) *by adding at the end the following new para-*
 23 *graph:*

24 “(3) *CORRECTIONS.—*

1 “(A) *IN GENERAL.*—*In addition to the cor-*
2 *rections permitted by the Corporation as of the*
3 *date of enactment of the Federal Agriculture Re-*
4 *form and Risk Management Act of 2013, the*
5 *Corporation shall allow an agent or an approved*
6 *insurance provider, subject to subparagraph*
7 *(B)—*

8 “(i) *within a reasonable amount of*
9 *time following the applicable sales closing*
10 *date, to correct unintentional errors in in-*
11 *formation that is provided by a producer*
12 *for the purpose of obtaining coverage under*
13 *any policy or plan of insurance made avail-*
14 *able under this subtitle to ensure that the*
15 *eligibility information is correct;*

16 “(ii) *within a reasonable amount of*
17 *time following—*

18 “(I) *the acreage reporting date, to*
19 *correct unintentional errors in factual*
20 *information that is provided by a pro-*
21 *ducer after the sales closing date to rec-*
22 *oncile the information with the infor-*
23 *mation reported by the producer to the*
24 *Farm Service Agency; or*

1 “(II) the date of any subsequent
2 correction of data by the Farm Service
3 Agency made as a result of the
4 verification of information; and

5 “(iii) at any time, to correct unintentional
6 errors that were made by the Farm
7 Service Agency or an agent or approved in-
8 surance provider in transmitting the infor-
9 mation provided by the producer to the ap-
10 proved insurance provider or the Corpora-
11 tion.

12 “(B) LIMITATION.—In accordance with the
13 procedures of the Corporation, correction to the
14 information described in clauses (i) and (ii) of
15 subparagraph (A) may only be made if the cor-
16 rections do not allow the producer—

17 “(i) to avoid ineligibility requirements
18 for insurance;

19 “(ii) to obtain, enhance, or increase an
20 insurance guarantee or indemnity, or avoid
21 premium owed, if a cause of loss exists or
22 has occurred before any correction has been
23 made; or

24 “(iii) to avoid an obligation or re-
25 quirement under any Federal or State law.

1 “(C) *EXCEPTION TO LATE FILING SANC-*
2 *TIONS.—Any corrections made pursuant to this*
3 *paragraph shall not be subject to any late filing*
4 *sanctions authorized in the reinsurance agree-*
5 *ment with the Corporation.”.*

6 **SEC. 11019. IMPLEMENTATION.**

7 *Section 515 of the Federal Crop Insurance Act (7*
8 *U.S.C. 1515) is amended—*

9 *(1) in subsection (j), by striking paragraph (1)*
10 *and inserting the following new paragraph:*

11 “(1) *SYSTEMS MAINTENANCE AND UPGRADES.—*

12 “(A) *IN GENERAL.—The Secretary shall*
13 *maintain and upgrade the information manage-*
14 *ment systems of the Corporation used in the ad-*
15 *ministration and enforcement of this subtitle.*

16 “(B) *REQUIREMENT.—*

17 “(i) *IN GENERAL.—In maintaining*
18 *and upgrading the systems, the Secretary*
19 *shall ensure that new hardware and soft-*
20 *ware are compatible with the hardware and*
21 *software used by other agencies of the De-*
22 *partment to maximize data sharing and*
23 *promote the purposes of this section.*

24 “(ii) *ACREAGE REPORT STREAMLINING*
25 *INITIATIVE PROJECT.—As soon as prac-*

1 *licable, the Secretary shall develop and im-*
2 *plement an acreage report streamlining ini-*
3 *tiative project to allow producers to report*
4 *acreage and other information directly to*
5 *the Department.”; and*

6 *(2) in subsection (k), by striking paragraph (1)*
7 *and inserting the following new paragraph:*

8 *“(1) INFORMATION TECHNOLOGY.—*

9 *“(A) IN GENERAL.—For purposes of sub-*
10 *section (j)(1), the Corporation may use, from*
11 *amounts made available from the insurance fund*
12 *established under section 516(c), not more*
13 *than—*

14 *“(i)(I) for fiscal year 2014,*
15 *\$25,000,000; and*

16 *“(II) for each of fiscal years 2015*
17 *through 2018, \$10,000,000; or*

18 *“(ii) if the Acreage Crop Reporting*
19 *Streamlining Initiative (ACRSI) project is*
20 *substantially completed by September 30,*
21 *2015, not more than \$15,000,000 for each of*
22 *the fiscal years 2015 through 2018.*

23 *“(B) NOTIFICATION.—The Secretary shall*
24 *notify the Committee on Agriculture of the House*
25 *of Representatives and the Committee on Agri-*

1 *culture, Nutrition, and Forestry of the Senate of*
2 *the substantial completion of the Acreage Crop*
3 *Reporting Streamlining Initiative (ACRSI)*
4 *project not later than July 1, 2015.”.*

5 **SEC. 11020. RESEARCH AND DEVELOPMENT PRIORITIES.**

6 *(a) AUTHORITY TO CONDUCT RESEARCH AND DEVEL-*
7 *OPMENT, PRIORITIES.—Section 522(c) of the Federal Crop*
8 *Insurance Act (7 U.S.C. 1522(c)) is amended—*

9 *(1) in the subsection heading by striking “CON-*
10 *TRACTING”;*

11 *(2) in paragraph (1), in the matter preceding*
12 *subparagraph (A), by striking “may enter into con-*
13 *tracts to carry out research and development to” and*
14 *inserting “may conduct activities or enter into con-*
15 *tracts to carry out research and development to main-*
16 *tain or improve existing policies or develop new poli-*
17 *cies to”;*

18 *(3) in paragraph (2)—*

19 *(A) in subparagraph (A), by inserting “con-*
20 *duct research and development or” after “The*
21 *Corporation may”;* and

22 *(B) in subparagraph (B), by inserting*
23 *“conducting research and development or” after*
24 *“Before”;*

1 (4) in paragraph (5), by inserting “after expert
2 review in accordance with section 505(e)” after “ap-
3 proved by the Board”; and

4 (5) in paragraph (6), by striking “a pasture,
5 range, and forage program” and inserting “policies
6 that increase participation by producers of under-
7 served agricultural commodities, including sweet sor-
8 ghum, biomass sorghum, rice, peanuts, sugarcane, al-
9 falfa, and specialty crops”.

10 (b) *FUNDING*.—Section 522(e) of the Federal Crop In-
11 surance Act (7 U.S.C. 1522(e)) is amended—

12 (1) in paragraph (2)—

13 (A) by striking “(A) *AUTHORITY*.—” and
14 inserting “(A) *CONDUCTING AND CONTRACTING*
15 *FOR RESEARCH AND DEVELOPMENT*.—”;

16 (B) in subparagraph (A), by inserting “con-
17 duct research and development and” after “the
18 Corporation may use to”; and

19 (C) in subparagraph (B), by inserting “con-
20 duct research and development and” after “for
21 the fiscal year to”;

22 (2) in paragraph (3), by striking “to provide ei-
23 ther reimbursement payments or contract payments”;
24 and

25 (3) by striking paragraph (4).

1 **SEC. 11021. ADDITIONAL RESEARCH AND DEVELOPMENT**
2 **CONTRACTING REQUIREMENTS.**

3 *Section 522(c) of the Federal Crop Insurance Act (7*
4 *U.S.C. 1522(c)) is amended—*

5 *(1) by redesignating paragraph (17) as para-*
6 *graph (24); and*

7 *(2) by inserting after paragraph (16), the fol-*
8 *lowing new paragraphs:*

9 *“(17) MARGIN COVERAGE FOR CATFISH.—*

10 *“(A) IN GENERAL.—The Corporation shall*
11 *offer to enter into a contract with a qualified en-*
12 *tity to conduct research and development regard-*
13 *ing a policy to insure producers against reduc-*
14 *tion in the margin between the market value of*
15 *catfish and selected costs incurred in the produc-*
16 *tion of catfish.*

17 *“(B) ELIGIBILITY.—Eligibility for the pol-*
18 *icy described in subparagraph (A) shall be lim-*
19 *ited to freshwater species of catfish that are*
20 *propagated and reared in controlled or selected*
21 *environments.*

22 *“(C) IMPLEMENTATION.—The Board shall*
23 *review the policy described in subparagraph (B)*
24 *under subsection 508(h) and approve the policy*
25 *if the Board finds that the policy—*

1 “(i) will likely result in a viable and
2 marketable policy consistent with this sub-
3 section;

4 “(ii) would provide crop insurance
5 coverage in a significantly improved form;

6 “(iii) adequately protects the interests
7 of producers; and

8 “(iv) the proposed policy meets other
9 requirements of this subtitle determined ap-
10 propriate by the Board.

11 “(18) *BIOMASS AND SWEET SORGHUM ENERGY*
12 *CROP INSURANCE POLICIES.*—

13 “(A) *AUTHORITY.*—*The Corporation shall*
14 *offer to enter into 1 or more contracts with*
15 *qualified entities to carry out research and devel-*
16 *opment regarding—*

17 “(i) a policy to insure biomass sor-
18 ghum that is grown expressly for the pur-
19 pose of producing a feedstock for renewable
20 biofuel, renewable electricity, or biobased
21 products; and

22 “(ii) a policy to insure sweet sorghum
23 that is grown for a purpose described in
24 clause (i).

1 “(B) *RESEARCH AND DEVELOPMENT.*—*Re-*
2 *search and development with respect to each of*
3 *the policies required in subparagraph (A) shall*
4 *evaluate the effectiveness of risk management*
5 *tools for the production of biomass sorghum or*
6 *sweet sorghum, including policies and plans of*
7 *insurance that—*

8 “(i) *are based on market prices and*
9 *yields;*

10 “(ii) *to the extent that insufficient*
11 *data exist to develop a policy based on mar-*
12 *ket prices and yields, evaluate the policies*
13 *and plans of insurance based on the use of*
14 *weather indices, including excessive or inad-*
15 *equately rainfall, to protect the interest of*
16 *crop producers; and*

17 “(iii) *provide protection for production*
18 *or revenue losses, or both.*

19 “(19) *STUDY ON SWINE CATASTROPHIC DISEASE*
20 *PROGRAM.*—

21 “(A) *IN GENERAL.*—*The Corporation shall*
22 *contract with a qualified person to conduct a*
23 *study to determine the feasibility of insuring*
24 *swine producers for a catastrophic event.*

1 “(B) *REPORT.*—Not later than 1 year after
2 the date of the enactment of this paragraph, the
3 Corporation shall submit to the Committee on
4 Agriculture of the House of Representatives and
5 the Committee on Agriculture, Nutrition, and
6 Forestry of the Senate a report that describes the
7 results of the study conducted under subpara-
8 graph (A).

9 “(20) *WHOLE FARM DIVERSIFIED RISK MANAGE-*
10 *MENT INSURANCE PLAN.*—

11 “(A) *IN GENERAL.*—The Corporation shall
12 conduct activities or enter into contracts to carry
13 out research and development to develop a whole
14 farm risk management insurance plan, with a
15 liability limitation of \$1,250,000, that allows a
16 diversified crop or livestock producer the option
17 to qualify for an indemnity if actual gross farm
18 revenue is below 85 percent of the average gross
19 farm revenue or the expected gross farm revenue
20 that can reasonably be expected of the producer,
21 as determined by the Corporation.

22 “(B) *ELIGIBLE PRODUCERS.*—The Corpora-
23 tion shall permit producers (including direct-to-
24 consumer marketers and producers servicing
25 local and regional and farm identity-preserved

1 *markets) who produce multiple agricultural com-*
2 *modities, including specialty crops, industrial*
3 *crops, livestock, and aquaculture products, to*
4 *participate in the plan in lieu of any other plan*
5 *under this subtitle.*

6 “(C) *DIVERSIFICATION.*—*The Corporation*
7 *may provide diversification-based additional*
8 *coverage payment rates, premium discounts, or*
9 *other enhanced benefits in recognition of the risk*
10 *management benefits of crop and livestock diver-*
11 *sification strategies for producers that grow mul-*
12 *tiple crops or that may have income from the*
13 *production of livestock that uses a crop grown on*
14 *the farm.*

15 “(D) *MARKET READINESS.*—*The Corpora-*
16 *tion may include coverage for the value of any*
17 *packing, packaging, or any other similar on-*
18 *farm activity the Corporation determines to be*
19 *the minimum required in order to remove the*
20 *commodity from the field.*

21 “(E) *REPORT.*—*Not later than 2 years after*
22 *the date of enactment of this paragraph, the Cor-*
23 *poration shall submit to the Committee on Agri-*
24 *culture of the House of Representatives and the*
25 *Committee on Agriculture, Nutrition, and For-*

1 *estry of the Senate a report that describes the re-*
2 *sults and feasibility of the research and develop-*
3 *ment conducted under this paragraph, including*
4 *an analysis of potential adverse market distor-*
5 *tions.*

6 “(21) *STUDY ON POULTRY CATASTROPHIC DIS-*
7 *EASE PROGRAM.—*

8 “(A) *IN GENERAL.—The Corporation shall*
9 *contract with a qualified person to conduct a*
10 *study to determine the feasibility of insuring*
11 *poultry producers for a catastrophic event.*

12 “(B) *REPORT.—Not later than 1 year after*
13 *the date of the enactment of this paragraph, the*
14 *Corporation shall submit to the Committee on*
15 *Agriculture of the House of Representatives and*
16 *the Committee on Agriculture, Nutrition, and*
17 *Forestry of the Senate a report that describes the*
18 *results of the study conducted under subpara-*
19 *graph (A).*

20 “(22) *POULTRY BUSINESS INTERRUPTION INSUR-*
21 *ANCE POLICY.—*

22 “(A) *AUTHORITY.—The Corporation shall*
23 *offer to enter into a contract or cooperative*
24 *agreement with a university or other legal entity*
25 *to carry out research and development regarding*

1 *a policy to insure the commercial production of*
2 *poultry against business interruptions caused by*
3 *integrator bankruptcy.*

4 “(B) *RESEARCH AND DEVELOPMENT.*—*As*
5 *part of the research and development conducted*
6 *pursuant to a contract or cooperative agreement*
7 *entered into under subparagraph (A), the entity*
8 *shall—*

9 “(i) *evaluate the market place for busi-*
10 *ness interruption insurance that is avail-*
11 *able to poultry growers;*

12 “(ii) *determine what statutory author-*
13 *ity would be necessary to implement a busi-*
14 *ness interruption insurance through the*
15 *Corporation;*

16 “(iii) *assess the feasibility of a policy*
17 *or plan of insurance offered under this sub-*
18 *title to insure against losses due to the*
19 *bankruptcy of an business integrator; and*

20 “(iv) *analyze the costs to the Federal*
21 *Government of a Federal business interrup-*
22 *tion insurance program for poultry growers.*

23 “(C) *DEFINITIONS.*—*In this paragraph, the*
24 *terms ‘poultry’ and ‘poultry grower’ have the*
25 *meanings given those terms in section 2(a) of the*

1 *Packers and Stockyards Act, 1921 (7 U.S.C.*
2 *182(a)).*

3 “(D) *DEADLINE FOR CONTRACT OR COOPER-*
4 *ATIVE AGREEMENT.—Not later than six months*
5 *after the date of the enactment of this paragraph,*
6 *the Corporation shall enter into the contract or*
7 *cooperative agreement required by subparagraph*
8 *(A).*

9 “(E) *DEADLINE FOR COMPLETION OF RE-*
10 *SEARCH AND DEVELOPMENT.—Not later than one*
11 *year after the date of the enactment of this para-*
12 *graph, the Corporation shall submit to the Com-*
13 *mittee on Agriculture of the House of Represent-*
14 *atives and the Committee on Agriculture, Nutri-*
15 *tion, and Forestry of the Senate a report that de-*
16 *scribes the results of the research and develop-*
17 *ment conducted pursuant to the contract or coop-*
18 *erative agreement entered into under subpara-*
19 *graph (A).*

20 “(23) *STUDY OF FOOD SAFETY INSURANCE.—*

21 “(A) *IN GENERAL.—The Corporation shall*
22 *offer to enter into a contract with 1 or more*
23 *qualified entities to conduct a study to determine*
24 *whether offering policies that provide coverage*
25 *for specialty crops from food safety and contami-*

1 *nation issues would benefit agricultural pro-*
2 *ducers.*

3 “(B) *SUBJECT.—The study described in*
4 *subparagraph (A) shall evaluate policies and*
5 *plans of insurance coverage that provide protec-*
6 *tion for production or revenue impacted by food*
7 *safety concerns including, at a minimum, gov-*
8 *ernment, retail, or national consumer group an-*
9 *nouncements of a health advisory, removal, or*
10 *recall related to a contamination concern.*

11 “(C) *REPORT.—Not later than 1 year after*
12 *the date of enactment of this paragraph, the Cor-*
13 *poration shall submit to the Committee on Agri-*
14 *culture of the House of Representatives and the*
15 *Committee on Agriculture, Nutrition, and For-*
16 *estry of the Senate a report that describes the re-*
17 *sults of the study conducted under subparagraph*
18 *(A).”.*

19 **SEC. 11022. PROGRAM COMPLIANCE PARTNERSHIPS.**

20 *Paragraph (1) of section 522(d) of the Federal Crop*
21 *Insurance Act (7 U.S.C. 1522(d)) is amended to read as*
22 *follows:*

23 “(1) *PURPOSE.—The purpose of this subsection*
24 *is to authorize the Corporation to enter into partner-*

1 *ships with public and private entities for the purpose*
2 *of either—*

3 *“(A) increasing the availability of loss miti-*
4 *gation, financial, and other risk management*
5 *tools for producers, with a priority given to risk*
6 *management tools for producers of agricultural*
7 *commodities covered by section 196 of the Agri-*
8 *cultural Market Transition Act (7 U.S.C. 7333),*
9 *specialty crops, and underserved agricultural*
10 *commodities; or*

11 *“(B) improving analysis tools and tech-*
12 *nology regarding compliance or identifying and*
13 *using innovative compliance strategies.”.*

14 **SEC. 11023. PILOT PROGRAMS.**

15 *Section 523(a) of the Federal Crop Insurance Act (7*
16 *U.S.C. 1523(a)) is amended—*

17 *(1) in paragraph (1), by inserting “, at the sole*
18 *discretion of the Corporation,” after “may”; and*

19 *(2) by striking paragraph (5).*

20 **SEC. 11024. TECHNICAL AMENDMENTS.**

21 *(a) ELIGIBILITY FOR DEPARTMENT PROGRAMS.—Sec-*
22 *tion 508(b) of the Federal Crop Insurance Act (7 U.S.C.*
23 *1508(b)) is amended—*

24 *(1) by striking paragraph (7); and*

1 (2) by redesignating paragraphs (8) through (11)
2 as paragraphs (7) through (10), respectively.

3 (b) *EXCLUSIONS TO ASSISTANCE FOR LOSSES DUE TO*
4 *DROUGHT CONDITIONS.*—

5 (1) *IN GENERAL.*—Section 531(d)(3)(A) of the
6 *Federal Crop Insurance Act (7 U.S.C. 1531(d)(3)(A))*
7 *is amended—*

8 (A) by striking “(A) *ELIGIBLE LOSSES.*—”
9 and all that follows through “An eligible” in
10 clause (i) and inserting the following:

11 “(A) *ELIGIBLE LOSSES.*—An eligible”;

12 (B) by striking clause (i); and

13 (C) by redesignating subclauses (I) and (II)
14 as clauses (i) and (ii), respectively, and indent-
15 ing appropriately.

16 (2) *CONFORMING AMENDMENT.*—Section
17 *901(d)(3)(A) of the Trade Act of 1974 (19 U.S.C.*
18 *2497(d)(3)(A)) is amended—*

19 (A) by striking “(A) *ELIGIBLE LOSSES.*—”
20 and all that follows through “An eligible” in
21 clause (i) and inserting the following:

22 “(A) *ELIGIBLE LOSSES.*—An eligible”;

23 (B) by striking clause (i); and

1 (C) by redesignating subclauses (I) and (II)
 2 as clauses (i) and (ii), respectively, and indent-
 3 ing appropriately.

4 **TITLE XII—MISCELLANEOUS**
 5 **Subtitle A—Livestock**

6 **SEC. 12101. NATIONAL SHEEP INDUSTRY IMPROVEMENT**
 7 **CENTER.**

8 Section 375(e)(6)(C) of the Consolidated Farm and
 9 Rural Development Act (7 U.S.C. 2008j(e)(6)(C)) is amend-
 10 ed by striking “2012” and inserting “2018”.

11 **SEC. 12102. REPEAL OF CERTAIN REGULATIONS UNDER THE**
 12 **PACKERS AND STOCKYARDS ACT, 1921.**

13 (a) **REPEAL OF CERTAIN REGULATION REQUIRE-**
 14 **MENT.**—Section 11006 of the Food, Conservation, and En-
 15 **ergy Act of 2008 (Public Law 110–246; 122 Stat. 2120)**
 16 **is repealed.**

17 (b) **REPEAL OF CERTAIN EXISTING REGULATION.**—
 18 **Subsection (n) of section 201.2 of title 9, Code of Federal**
 19 **Regulations, is repealed.**

20 (c) **PROHIBITION ON ENFORCEMENT OF CERTAIN REG-**
 21 **ULATIONS OR ISSUANCE OF SIMILAR REGULATIONS.**—Not-
 22 **withstanding any other provision of law, the Secretary of**
 23 **Agriculture shall not—**

24 (1) **enforce subsection (n) of section 201.2 of title**
 25 **9, Code of Federal Regulations;**

1 (2) *finalize or implement sections 201.2(l),*
2 *201.2(t), 201.2(u), 201.3(c), 201.210, 201.211,*
3 *201.213, and 201.214 of title 9, Code of Federal Regu-*
4 *lations, as proposed to be added by the proposed rule*
5 *entitled “Implementation of Regulations Required*
6 *Under Title XI of the Food, Conservation and Energy*
7 *Act of 2008; Conduct in Violation of the Act” pub-*
8 *lished by the Department of Agriculture on June 22,*
9 *2010 (75 Fed. Reg. 35338); or*

10 (3) *issue regulations or adopt a policy similar to*
11 *the provisions—*

12 (A) *referred to in paragraph (1) or (2); or*

13 (B) *rescinded by the Secretary pursuant to*
14 *section 742 of the Consolidated and Further Con-*
15 *tinuing Appropriations Act, 2013 (Public Law*
16 *113–6).*

17 **SEC. 12103. TRICHINAE CERTIFICATION PROGRAM.**

18 (a) *ALTERNATIVE CERTIFICATION PROCESS.—The*
19 *Secretary of Agriculture shall amend the rule made under*
20 *paragraph (2) of section 11010(a) of the Food, Conserva-*
21 *tion, and Energy Act of 2008 (7 U.S.C. 8304(a)) to imple-*
22 *ment the voluntary trichinae certification program estab-*
23 *lished under paragraph (1) of such section, to include a*
24 *requirement to establish an alternative trichinae certifi-*
25 *cation process based on surveillance or other methods con-*

1 *sistent with international standards for categorizing com-*
2 *partments as having negligible risk for trichinae.*

3 (b) *FINAL REGULATIONS.*—*Not later than one year*
4 *after the date on which the international standards referred*
5 *to in subsection (a) are adopted, the Secretary shall finalize*
6 *the rule amended under such subsection.*

7 (c) *REAUTHORIZATION.*—*Section 10405(d)(1) of the*
8 *Animal Health Protection Act (7 U.S.C. 8304(d)(1)) is*
9 *amended in subparagraphs (A) and (B) by striking “2012”*
10 *each place it appears and inserting “2018”.*

11 **SEC. 12104. NATIONAL AQUATIC ANIMAL HEALTH PLAN.**

12 *Section 11013(d) of the Food, Conservation, and En-*
13 *ergy Act of 2008 (7 U.S.C. 8322(d)) is amended by striking*
14 *“2012” and inserting “2018”.*

15 **SEC. 12105. COUNTRY OF ORIGIN LABELING.**

16 (a) *IN GENERAL.*—*Not later than 180 days after the*
17 *date of the enactment of this Act, the Secretary of Agri-*
18 *culture, acting through the Office of the Chief Economist,*
19 *shall conduct an economic analysis of the proposed rule en-*
20 *titled “Mandatory Country of Origin Labeling of Beef,*
21 *Pork, Lamb, Chicken, Goat Meat, Wild and Farm-raised*
22 *Fish and Shellfish, Perishable Agricultural Commodities,*
23 *Peanuts, Pecans, Ginseng and Macadamia Nuts” published*
24 *by the Department of Agriculture on March 12, 2013 (76*
25 *Fed. Reg. 15645).*

1 (b) *CONTENTS.*—*The economic analysis described in*
2 *subsection (a) shall include, with respect to the labeling of*
3 *beef, pork, and chicken, an analysis of the impact on con-*
4 *sumers, producers, and packers in the United States of—*

5 (1) *the implementation of subtitle D of the Agri-*
6 *cultural Marketing Act of 1946 (7 U.S.C. 1638 et*
7 *seq.); and*

8 (2) *the proposed rule referred to in subsection*
9 *(a).*

10 **SEC. 12106. NATIONAL ANIMAL HEALTH LABORATORY NET-**
11 **WORK.**

12 *Subtitle E of title X of the Farm Security and Rural*
13 *Investment Act of 2002 is amended by inserting after sec-*
14 *tion 10409 (7 U.S.C. 8308) the following new section:*

15 **“SEC. 10409A. NATIONAL ANIMAL HEALTH LABORATORY**
16 **NETWORK.**

17 “(a) *IN GENERAL.*—*The Secretary shall enter into con-*
18 *tracts, grants, cooperative agreements, or other legal instru-*
19 *ments with eligible laboratories for any of the following pur-*
20 *poses:*

21 (1) *To enhance the capability of the Secretary*
22 *to detect, and respond in a timely manner to, emerg-*
23 *ing or existing threats to animal health and to sup-*
24 *port the protection of public health, the environment,*
25 *and the agricultural economy of the United States.*

1 “(2) To provide the capacity and capability for
2 *standardized—*

3 “(A) *test procedures, reference materials,*
4 *and equipment;*

5 “(B) *laboratory biosafety and biosecurity*
6 *levels;*

7 “(C) *quality management system require-*
8 *ments;*

9 “(D) *interconnected electronic reporting and*
10 *transmission of data; and*

11 “(E) *evaluation for emergency prepared-*
12 *ness.*

13 “(3) *To coordinate the development, implementa-*
14 *tion, and enhancement of national veterinary diag-*
15 *nostic laboratory capabilities, with special emphasis*
16 *on surveillance planning and vulnerability analysis,*
17 *technology development and validation, training, and*
18 *outreach.*

19 “(b) *ELIGIBILITY.—An eligible laboratory under this*
20 *section is a diagnostic laboratory meeting specific criteria*
21 *developed by the Secretary, in consultation with State ani-*
22 *mal health officials and State and university veterinary di-*
23 *agnostic laboratories.*

24 “(c) *PRIORITY.—To the extent practicable and to the*
25 *extent capacity and specialized expertise may be necessary,*

1 *the Secretary shall give priority to existing Federal, State,*
2 *and university facilities.*

3 “(d) *AUTHORIZATION OF APPROPRIATIONS.—There*
4 *are authorized to be appropriated to carry out this section*
5 *\$15,000,000 for each of fiscal years 2014 through 2018.”.*

6 **SEC. 12107. REPEAL OF DUPLICATIVE CATFISH INSPECTION**
7 **PROGRAM.**

8 (a) *IN GENERAL.—Effective on the date of the enact-*
9 *ment of the Food, Conservation, and Energy Act of 2008*
10 *(7 U.S.C. 8701 et seq.), section 11016 of such Act (Public*
11 *Law 110–246; 122 Stat. 2130) and the amendments made*
12 *by such section are repealed.*

13 (b) *APPLICATION.—The Agricultural Marketing Act of*
14 *1946 (7 U.S.C. 1621 et seq.) and the Federal Meat Inspec-*
15 *tion Act (21 U.S.C. 601 et seq.) shall be applied and admin-*
16 *istered as if section 11016 (Public Law 110-246; 122 Stat.*
17 *2130) of the Food, Conservation, and Energy Act of 2008*
18 *(7 U.S.C. 8701 et seq.) and the amendments made by such*
19 *section had not been enacted.*

20 **SEC. 12108. NATIONAL POULTRY IMPROVEMENT PROGRAM.**

21 *The Secretary of Agriculture shall ensure that the De-*
22 *partment of Agriculture continues to administer the diag-*
23 *nostic surveillance program for H5/H7 low pathogenic*
24 *avian influenza with respect to commercial poultry under*
25 *section 146.14 of title 9, Code of Federal Regulations (or*

1 *a successor regulation) without amending the regulations*
2 *in section 147.43 of title 9, Code of Federal Regulations*
3 *(or a successor regulation) with respect to the governance*
4 *of the General Conference Committee established under such*
5 *section. The Secretary of Agriculture shall maintain—*

6 *(1) the operations of the General Conference*
7 *Committee—*

8 *(A) in the physical location at which the*
9 *Committee was located on the date of the enact-*
10 *ment of this Act; and*

11 *(B) with the organizational structure with-*
12 *in the Department of Agriculture in effect as of*
13 *such date; and*

14 *(2) the funding levels for the National Poultry*
15 *Improvement Plan for Commercial Poultry (estab-*
16 *lished under part 146 of title 9, Code of Federal Reg-*
17 *ulations or a successor regulation) at the fiscal year*
18 *2013 funding levels for the Plan.*

19 **SEC. 12109. REPORT ON BOVINE TUBERCULOSIS IN TEXAS.**

20 *Not later than December 31, 2014, the Secretary of Ag-*
21 *riculture shall submit to the Committee on Agriculture of*
22 *the House of Representatives and the Committee on Agri-*
23 *culture, Nutrition, and Forestry of the Senate a report on*
24 *the incidence of bovine tuberculosis in cattle in Texas. The*

1 *report shall cover the period beginning on January 1, 1997,*
 2 *and ending on December 31, 2013.*

3 ***Subtitle B—Socially Disadvantaged***
 4 ***Producers and Limited Resource***
 5 ***Producers***

6 ***SEC. 12201. OUTREACH AND ASSISTANCE FOR SOCIALLY***
 7 ***DISADVANTAGED FARMERS AND RANCHERS***
 8 ***AND VETERAN FARMERS AND RANCHERS.***

9 *(a) OUTREACH AND ASSISTANCE FOR SOCIALLY DIS-*
 10 *ADVANTAGED FARMERS AND RANCHERS AND VETERAN*
 11 *FARMERS AND RANCHERS.—Section 2501 of the Food, Ag-*
 12 *riculture, Conservation, and Trade Act of 1990 (7 U.S.C.*
 13 *2279) is amended—*

14 *(1) in the section heading, by inserting “AND*
 15 ***VETERAN FARMERS AND RANCHERS”*** *after*
 16 ***“RANCHERS”***;

17 *(2) in subsection (a)—*

18 *(A) in paragraph (1), by inserting “and*
 19 *veteran farmers or ranchers” after “ranchers”;*

20 *(B) in paragraph (2)(B)(i), by inserting*
 21 *“and veteran farmers or ranchers” after “ranch-*
 22 *ers”;* *and*

23 *(C) in paragraph (4)—*

24 *(i) in subparagraph (A)—*

1 (I) *in the heading of such sub-*
2 *paragraph, by striking “2012” and in-*
3 *serting “2018”;*

4 (II) *in clause (i), by striking*
5 *“and” at the end;*

6 (III) *in clause (ii), by striking the*
7 *period at the end and inserting “;*
8 *and”;* and

9 (IV) *by adding at the end the fol-*
10 *lowing new clause:*

11 *“(iii) \$10,000,000 for each of fiscal*
12 *years 2014 through 2018.”; and*

13 *(ii) by adding at the end the following*
14 *new subparagraph:*

15 “(E) *AUTHORIZATION OF APPROPRIA-*
16 *TIONS.—There are authorized to be appropriated*
17 *to carry out this section \$20,000,000 for each of*
18 *fiscal years 2014 through 2018.”;*

19 (3) *in subsection (b)(2), by inserting “or veteran*
20 *farmers and ranchers” after “socially disadvantaged*
21 *farmers and ranchers”;*

22 (4) *in subsection (c)—*

23 (A) *in paragraph (1)(A), by inserting “vet-*
24 *eran farmers or ranchers and” before “members”;*
25 and

1 (B) in paragraph (2)(A), by inserting “vet-
2 eran farmers or ranchers and” before “members”;
3 and

4 (5) in subsection (e)(5)(A)—

5 (A) in clause (i), by inserting “and veteran
6 farmers or ranchers” after “ranchers”; and

7 (B) in clause (ii), by inserting “and veteran
8 farmers or ranchers” after “ranchers”.

9 (b) *DEFINITION OF VETERAN FARMER OR RANCH-*
10 *ER.*—Section 2501(e) of the Food, Agriculture, Conserva-
11 *tion, and Trade Act of 1990 (7 U.S.C. 2279(e)) is amended*
12 *by adding at the end the following new paragraph:*

13 “(7) *VETERAN FARMER OR RANCHER.*—The term
14 ‘veteran farmer or rancher’ means a farmer or ranch-
15 er who served in the active military, naval, or air
16 service, and who was discharged or released from the
17 service under conditions other than dishonorable.”.

18 **SEC. 12202. OFFICE OF ADVOCACY AND OUTREACH.**

19 Paragraph (3) of section 226B(f) of the Department
20 *of Agriculture Reorganization Act of 1994 (7 U.S.C.*
21 *6934(f)) is amended to read as follows:*

22 “(3) *AUTHORIZATION OF APPROPRIATIONS.*—
23 There are authorized to be appropriated to carry out
24 this subsection—

1 “(A) such sums as are necessary for each of
2 fiscal years 2009 through 2013; and

3 “(B) \$2,000,000 for each of fiscal years
4 2014 through 2018.”.

5 **SEC. 12203. SOCIALLY DISADVANTAGED FARMERS AND**
6 **RANCHERS POLICY RESEARCH CENTER.**

7 Section 2501 of the Food, Agriculture, Conservation,
8 and Trade Act of 1990 (7 U.S.C. 2279), as amended by
9 section 12201, is amended by adding at the end the fol-
10 lowing new subsection:

11 “(i) **SOCIALLY DISADVANTAGED FARMERS AND**
12 **RANCHERS POLICY RESEARCH CENTER.**—The Secretary
13 shall award a grant to a college or university eligible to
14 receive funds under the Act of August 30, 1890 (7 U.S.C.
15 321 et seq.), including Tuskegee University, to establish a
16 policy research center to be known as the ‘Socially Dis-
17 advantaged Farmers and Ranchers Policy Research Center’
18 for the purpose of developing policy recommendations for
19 the protection and promotion of the interests of socially dis-
20 advantaged farmers and ranchers.”.

1 **Subtitle C—Other Miscellaneous**
2 **Provisions**

3 **SEC. 12302. GRANTS TO IMPROVE SUPPLY, STABILITY, SAFE-**
4 **TY, AND TRAINING OF AGRICULTURAL LABOR**
5 **FORCE.**

6 *Subsection (d) of section 14204 of the Food, Conserva-*
7 *tion, and Energy Act of 2008 (7 U.S.C. 2008q–1) is amend-*
8 *ed to read as follows:*

9 “(d) *AUTHORIZATION OF APPROPRIATIONS.—There*
10 *are authorized to be appropriated to carry out this sec-*
11 *tion—*

12 *“(1) such sums as are necessary for each of fiscal*
13 *years 2008 through 2013; and*

14 *“(2) \$10,000,000 for each of fiscal years 2014*
15 *through 2018.”.*

16 **SEC. 12303. PROGRAM BENEFIT ELIGIBILITY STATUS FOR**
17 **PARTICIPANTS IN HIGH PLAINS WATER**
18 **STUDY.**

19 *Section 2901 of the Food, Conservation, and Energy*
20 *Act of 2008 (Public Law 110–246; 122 Stat. 1818) is*
21 *amended by striking “this Act or an amendment made by*
22 *this Act” and inserting “this Act, an amendment made by*
23 *this Act, the Federal Agriculture Reform and Risk Manage-*
24 *ment Act of 2013, or an amendment made by the Federal*
25 *Agriculture Reform and Risk Management Act of 2013”.*

1 **SEC. 12304. OFFICE OF TRIBAL RELATIONS.**

2 (a) *IN GENERAL.*—*Title III of the Federal Crop Insur-*
3 *ance Reform and Department of Agriculture Reorganiza-*
4 *tion Act of 1994 is amended by adding after section 308*
5 *(7 U.S.C. 3125a note; Public Law 103–354) the following*
6 *new section:*

7 **“SEC. 309. OFFICE OF TRIBAL RELATIONS.**

8 *“The Secretary shall establish in the Office of the Sec-*
9 *retary an Office of Tribal Relations to advise the Secretary*
10 *on policies related to Indian tribes.”*

11 (b) *CONFORMING AMENDMENT.*—*Section 296(b) of the*
12 *Department of Agriculture Reorganization Act of 1994 (7*
13 *U.S.C. 7014(b)) is amended by inserting after paragraph*
14 *(9), as added by section 4207, the following new paragraph:*

15 *“(10) the authority of the Secretary to establish*
16 *in the Office of the Secretary the Office of Tribal Re-*
17 *lations in accordance with section 309; and”*.

18 **SEC. 12305. MILITARY VETERANS AGRICULTURAL LIAISON.**

19 (a) *IN GENERAL.*—*Subtitle A of the Department of Ag-*
20 *riculture Reorganization Act of 1994 is amended by insert-*
21 *ing after section 218 (7 U.S.C. 6918) the following new sec-*
22 *tion:*

23 **“SEC. 219. MILITARY VETERANS AGRICULTURAL LIAISON.**

24 *“(a) AUTHORIZATION.*—*The Secretary shall establish*
25 *in the Department the position of Military Veterans Agri-*
26 *cultural Liaison.*

1 “(b) *DUTIES.*—*The Military Veterans Agricultural Li-*
2 *aison shall—*

3 “(1) *provide information to returning veterans*
4 *about, and connect returning veterans with, beginning*
5 *farmer training and agricultural vocational and re-*
6 *habilitation programs appropriate to the needs and*
7 *interests of returning veterans, including assisting*
8 *veterans in using Federal veterans educational bene-*
9 *fits for purposes relating to beginning a farming or*
10 *ranching career;*

11 “(2) *provide information to veterans concerning*
12 *the availability of and eligibility requirements for*
13 *participation in agricultural programs, with par-*
14 *ticular emphasis on beginning farmer and rancher*
15 *programs;*

16 “(3) *serve as a resource for assisting veteran*
17 *farmers and ranchers, and potential farmers and*
18 *ranchers, in applying for participation in agricul-*
19 *tural programs; and*

20 “(4) *advocate on behalf of veterans in inter-*
21 *actions with employees of the Department.*”.

22 “(b) *CONFORMING AMENDMENT.*—*Section 296(b) of the*
23 *Department of Agriculture Reorganization Act of 1994 (7*
24 *U.S.C. 7014(b)) is amended by inserting after paragraph*

1 (10), as added by section 12304, the following new para-
2 graph:

3 “(11) the authority of the Secretary to establish
4 in the Department the position of Military Veterans
5 Agricultural Liaison in accordance with section
6 219.”.

7 **SEC. 12306. PROHIBITION ON KEEPING GSA LEASED CARS**
8 **OVERNIGHT.**

9 *Effective immediately, a Federal employee of a State*
10 *office of the Farm Service Agency in the field and non-Fed-*
11 *eral employees of county and area committees established*
12 *under section 8(b)(5) of the Soil Conservation and Domestic*
13 *Allotment Act (16 U.S.C. 590h(b)(5)) shall keep leased*
14 *interagency motor pool vehicles at a location listed on the*
15 *General Services Administration inventory of owned and*
16 *leased properties or a location owned or leased by the De-*
17 *partment of Agriculture overnight unless the employee as-*
18 *signed the vehicle is on overnight, approved travel status*
19 *involving per diem.*

20 **SEC. 12307. NONINSURED CROP ASSISTANCE PROGRAM.**

21 *Section 196 of the Federal Agriculture Improvement*
22 *and Reform Act of 1996 (7 U.S.C. 7333), as amended by*
23 *section 11013(b), is further amended—*

24 (1) in subsection (a)—

1 (A) by striking paragraph (1) and inserting
2 the following new paragraph:

3 “(1) *IN GENERAL.*—

4 “(A) *COVERAGES.*—In the case of an eligi-
5 ble crop described in paragraph (2), the Sec-
6 retary of Agriculture shall operate a noninsured
7 crop disaster assistance program to provide cov-
8 erages based on individual yields (other than for
9 value-loss crops) equivalent to—

10 “(i) catastrophic risk protection avail-
11 able under section 508(b) of the Federal
12 Crop Insurance Act (7 U.S.C. 1508(b)); or

13 “(ii) additional coverage available
14 under subsections (c) and (h) of section 508
15 of that Act (7 U.S.C. 1508) that does not
16 exceed 65 percent.

17 “(B) *ADMINISTRATION.*—The Secretary
18 shall carry out this section through the Farm
19 Service Agency (referred to in this section as the
20 ‘Agency’).”; and

21 (B) in paragraph (2)—

22 (i) in subparagraph (A)—

23 (I) in clause (i), by striking
24 “and” after the semicolon at the end;

1 (II) by redesignating clause (ii)
2 as clause (iii); and

3 (III) by inserting after clause (i)
4 the following new clause:

5 “(ii) for which additional coverage
6 under subsections (c) and (h) of section 508
7 of that Act (7 U.S.C. 1508) is not available;
8 and”;

9 (ii) in subparagraph (B), by inserting
10 “sweet sorghum, biomass sorghum,” before
11 “and industrial crops”;

12 (2) in subsection (d), by striking “The Sec-
13 retary” and inserting “Subject to subsection (l), the
14 Secretary”;

15 (3) by adding at the end the following new sub-
16 section:

17 “(l) PAYMENT EQUIVALENT TO ADDITIONAL COV-
18 ERAGE.—

19 “(1) IN GENERAL.—The Secretary shall make
20 available to a producer eligible for noninsured assist-
21 ance under this section a payment equivalent to an
22 indemnity for additional coverage under subsections
23 (c) and (h) of section 508 of the Federal Crop Insur-
24 ance Act (7 U.S.C. 1508) that does not exceed 65 per-

1 *cent of the established yield for the eligible crop on the*
2 *farm, computed by multiplying—*

3 “(A) *the quantity that is not greater than*
4 *65 percent of the established yield for the crop,*
5 *as determined by the Secretary, specified in in-*
6 *crements of 5 percent;*

7 “(B) *100 percent of the average market*
8 *price for the crop, as determined by the Sec-*
9 *retary; and*

10 “(C) *a payment rate for the type of crop, as*
11 *determined by the Secretary, that reflects—*

12 “(i) *in the case of a crop that is pro-*
13 *duced with a significant and variable har-*
14 *vesting expense, the decreasing cost incurred*
15 *in the production cycle for the crop that is,*
16 *as applicable—*

17 “(I) *harvested;*

18 “(II) *planted but not harvested; or*

19 “(III) *prevented from being plant-*
20 *ed because of drought, flood, or other*
21 *natural disaster, as determined by the*
22 *Secretary; or*

23 “(ii) *in the case of a crop that is pro-*
24 *duced without a significant and variable*

1 *harvesting expense, such rate as shall be de-*
2 *termined by the Secretary.*

3 “(2) *PREMIUM.*—*To be eligible to receive a pay-*
4 *ment under this subsection, a producer shall pay—*

5 “(A) *the service fee required by subsection*
6 *(k); and*

7 “(B) *a premium for the applicable crop*
8 *year that is equal to the product obtained by*
9 *multiplying—*

10 “(i) *the number of acres devoted to the*
11 *eligible crop;*

12 “(ii) *the established yield for the eligi-*
13 *ble crop, as determined by the Secretary*
14 *under subsection (e);*

15 “(iii) *the coverage level elected by the*
16 *producer;*

17 “(iv) *the average market price, as de-*
18 *termined by the Secretary; and*

19 “(v) *.0525.*

20 “(3) *LIMITED RESOURCE, BEGINNING, AND SO-*
21 *CIALY DISADVANTAGED FARMERS.*—*The additional*
22 *coverage made available under this subsection shall be*
23 *available to limited resource, beginning, and socially*
24 *disadvantaged producers, as determined by the Sec-*
25 *retary, in exchange for a premium that is 50 percent*

1 of the premium determined for a producer under
2 paragraph (2).

3 “(4) *PREMIUM PAYMENT AND APPLICATION*
4 *DEADLINE.*—

5 “(A) *PREMIUM PAYMENT.*—A producer
6 electing additional coverage under this subsection
7 shall pay the premium amount owed for the ad-
8 ditional coverage by September 30 of the crop
9 year for which the additional coverage is pur-
10 chased.

11 “(B) *APPLICATION DEADLINE.*—The latest
12 date on which additional coverage under this
13 subsection may be elected shall be the application
14 closing date described in subsection (b)(1).

15 “(5) *EFFECTIVE DATE.*—Additional coverage
16 under this subsection shall be available beginning
17 with the 2015 crop.”.

18 **SEC. 12308. ENSURING HIGH STANDARDS FOR AGENCY USE**
19 **OF SCIENTIFIC INFORMATION.**

20 (a) *REQUIREMENT FOR FINAL GUIDELINES.*—Not
21 later than January 1, 2014, each Federal agency shall have
22 in effect guidelines for ensuring and maximizing the qual-
23 ity, objectivity, utility, and integrity of scientific informa-
24 tion relied upon by such agency.

1 (b) *CONTENT OF GUIDELINES.*—*The guidelines de-*
2 *scribed in subsection (a), with respect to a Federal agency,*
3 *shall ensure that—*

4 (1) *when scientific information is considered by*
5 *the agency in policy decisions—*

6 (A) *the information is subject to well-estab-*
7 *lished scientific processes, including peer review*
8 *where appropriate;*

9 (B) *the agency appropriately applies the*
10 *scientific information to the policy decision;*

11 (C) *except for information that is protected*
12 *from disclosure by law or administrative prac-*
13 *tice, the agency makes available to the public the*
14 *scientific information considered by the agency;*

15 (D) *the agency gives greatest weight to in-*
16 *formation that is based on experimental, empir-*
17 *ical, quantifiable, and reproducible data that is*
18 *developed in accordance with well-established sci-*
19 *entific processes; and*

20 (E) *with respect to any proposed rule issued*
21 *by the agency, such agency follows procedures*
22 *that include, to the extent feasible and permitted*
23 *by law, an opportunity for public comment on*
24 *all relevant scientific findings;*

1 (2) *the agency has procedures in place to make*
2 *policy decisions only on the basis of the best reason-*
3 *ably obtainable scientific, technical, economic, and*
4 *other evidence and information concerning the need*
5 *for, consequences of, and alternatives to the decision;*
6 *and*

7 (3) *the agency has in place procedures to iden-*
8 *tify and address instances in which the integrity of*
9 *scientific information considered by the agency may*
10 *have been compromised, including instances in which*
11 *such information may have been the product of a sci-*
12 *entific process that was compromised.*

13 (c) *APPROVAL NEEDED FOR POLICY DECISIONS TO*
14 *TAKE EFFECT.—No policy decision issued after January*
15 *1, 2014, by an agency subject to this section may take effect*
16 *prior to such date that the agency has in effect guidelines*
17 *under subsection (a) that have been approved by the Direc-*
18 *tor of the Office of Science and Technology Policy.*

19 (d) *POLICY DECISIONS NOT IN COMPLIANCE.—*

20 (1) *IN GENERAL.—Subject to paragraph (2), a*
21 *policy decision of an agency that does not comply*
22 *with guidelines approved under subsection (c) shall be*
23 *deemed to be arbitrary, capricious, an abuse of discre-*
24 *tion, and otherwise not in accordance with law.*

1 (2) *EXCEPTION.*—*This subsection shall not apply*
2 *to policy decisions that are deemed to be necessary be-*
3 *cause of an imminent threat to health or safety or be-*
4 *cause of another emergency.*

5 (e) *DEFINITIONS.*—*For purposes of this section:*

6 (1) *AGENCY.*—*The term “agency” has the mean-*
7 *ing given such term in section 551(1) of title 5,*
8 *United States Code.*

9 (2) *POLICY DECISION.*—*The term “policy deci-*
10 *sion” means, with respect to an agency, an agency*
11 *action as defined in section 551(13) of title 5, United*
12 *States Code, (other than an adjudication, as defined*
13 *in section 551(7) of such title), and includes—*

14 (A) *the listing, labeling, or other identifica-*
15 *tion of a substance, product, or activity as haz-*
16 *ardous or creating risk to human health, safety,*
17 *or the environment; and*

18 (B) *agency guidance.*

19 (3) *AGENCY GUIDANCE.*—*The term “agency guid-*
20 *ance” means an agency statement of general applica-*
21 *bility and future effect, other than a regulatory ac-*
22 *tion, that sets forth a policy on a statutory, regu-*
23 *latory, or technical issue or on an interpretation of*
24 *a statutory or regulatory issue.*

1 **SEC. 12309. EVALUATION REQUIRED FOR PURPOSES OF**
2 **PROHIBITION ON CLOSURE OR RELOCATION**
3 **OF COUNTY OFFICES FOR THE FARM SERVICE**
4 **AGENCY.**

5 (a) *PROHIBITION ON CLOSURE OR RELOCATION OF*
6 *OFFICES WITH HIGH WORKLOAD VOLUME.*—Section 14212
7 *of the Food, Conservation, and Energy Act of 2008 (7*
8 *U.S.C. 6932a) is amended by striking subsection (a) and*
9 *inserting the following new subsection:*

10 “(a) *PROHIBITION ON CLOSURE OR RELOCATION OF*
11 *OFFICES WITH HIGH WORKLOAD VOLUME.*—The Secretary
12 *of Agriculture may not close or relocate a county or field*
13 *office of the Farm Service Agency in a State if the Secretary*
14 *determines, after conducting the evaluation required under*
15 *subsection (b)(1)(B), that the office has a high workload vol-*
16 *ume compared with other county offices in the State.”.*

17 (b) *WORKLOAD EVALUATION.*—Section 14212(b)(1) of
18 *such Act (7 U.S.C. 6932a(b)(1)) is amended—*

19 (1) *by redesignating subparagraphs (A) and (B)*
20 *as clauses (i) and (ii), respectively, and moving the*
21 *margins of such clauses two ems to the right;*

22 (2) *by striking “the Farm Service Agency, to the*
23 *maximum extent practicable” and inserting “the*
24 *Farm Service Agency—*

25 *“(A) to the maximum extent practicable”;*

1 (3) *in clause (ii) (as redesignated by paragraph*
2 *(1))—*

3 (A) *by inserting “as of the date of the enact-*
4 *ment of this Act” after “employees”; and*

5 (B) *by striking the period at the end and*
6 *inserting “; and”; and*

7 (4) *by adding at the end the following new sub-*
8 *paragraph:*

9 “(B) *conduct and complete an evaluation of*
10 *all workload assessments for Farm Service Agen-*
11 *cy county offices that were open and operational*
12 *as of January 1, 2012, during the period that*
13 *begins on a date that is not later than 180 days*
14 *after the date of the enactment of the Federal Ag-*
15 *riculture Reform and Risk Management Act of*
16 *2013 and ends on the date that is 18 months*
17 *after such date of enactment.”.*

18 (c) *NOTICE REQUIRED.—Section 14212(b)(2) of such*
19 *Act (7 U.S.C. 6932a(b)(2)) is amended—*

20 (1) *in the matter preceding subparagraph (A),*
21 *by striking “After the period referred to in subsection*
22 *(a)(1), the Secretary of Agriculture may not close a*
23 *county or field office of the Farm Service Agency un-*
24 *less—” and inserting “After carrying out each of the*
25 *activities required under paragraph (1), the Secretary*

1 of Agriculture shall, before closing a county or field
2 office of the Farm Service Agency—”;

3 (2) in subparagraph (A), by striking “the Sec-
4 retary holds” and inserting “hold”; and

5 (3) in subparagraph (B), by striking “the Sec-
6 retary notifies” and inserting “notify”.

7 (d) *CONFORMING AMENDMENT.*—Section 14212(b)(1)
8 of such Act (7 U.S.C. 6932a(b)(1)) is amended by striking
9 “After the period referred to in subsection (a)(1), the Sec-
10 retary” and inserting “The Secretary”.

11 **SEC. 12310. ACER ACCESS AND DEVELOPMENT PROGRAM.**

12 (a) *GRANTS AUTHORIZED.*—The Secretary of Agri-
13 culture may make competitive grants to States, tribal gov-
14 ernments, and research institutions to support the efforts
15 of such States, tribal governments, and research institutions
16 to promote the domestic maple syrup industry through the
17 following activities:

18 (1) Promotion of research and education related
19 to maple syrup production.

20 (2) Promotion of natural resource sustainability
21 in the maple syrup industry.

22 (3) Market promotion for maple syrup and
23 maple-sap products.

1 (4) *Encouragement of owners and operators of*
2 *privately-held land containing species of trees in the*
3 *genus Acer—*

4 (A) *to initiate or expand maple-sugaring*
5 *activities on the land; or*

6 (B) *to voluntarily make the land available,*
7 *including by lease or other means, for access by*
8 *the public for maple-sugaring activities.*

9 (b) *APPLICATION.—In submitting an application for*
10 *a competitive grant under this section, a State, tribal gov-*
11 *ernment, or research institution shall include—*

12 (1) *a description of the activities to be supported*
13 *using the grant funds;*

14 (2) *a description of the benefits that the State,*
15 *tribal government, or research institution intends to*
16 *achieve as a result of engaging in such activities; and*

17 (3) *an estimate of the increase in maple-sug-*
18 *aring activities or maple syrup production that the*
19 *State, tribal government, or research institution an-*
20 *tipates will occur as a result of engaging in such ac-*
21 *tivities.*

22 (c) *RULE OF CONSTRUCTION.—Nothing in this section*
23 *shall be construed so as to preempt a State or tribal govern-*
24 *ment law, including a State or tribal government liability*
25 *law.*

1 (d) *DEFINITION OF MAPLE-SUGARING.*—*In this sec-*
2 *tion, the term “maple-sugaring” means the collection of sap*
3 *from any species of tree in the genus Acer for the purpose*
4 *of boiling to produce food.*

5 (e) *REGULATIONS.*—*The Secretary of Agriculture shall*
6 *promulgate such regulations as are necessary to carry out*
7 *this section.*

8 (f) *AUTHORIZATION OF APPROPRIATIONS.*—*There are*
9 *authorized to be appropriated to carry out this section*
10 *\$20,000,000 for each of fiscal years 2014 through 2018.*

11 **SEC. 12311. REGULATORY REVIEW BY THE SECRETARY OF**
12 **AGRICULTURE.**

13 (a) *REVIEW OF REGULATORY AGENDA.*—*The Sec-*
14 *retary of Agriculture shall review publications that may*
15 *give notice that the Environmental Protection Agency is*
16 *preparing or plans to prepare any guidance, policy, memo-*
17 *randum, regulation, or statement of general applicability*
18 *and future effect that may have a significant impact on*
19 *a substantial number of agricultural entities, including—*

20 (1) *any regulatory agenda of the Environmental*
21 *Protection Agency published pursuant to section 602*
22 *of title 5, United States Code;*

23 (2) *any regulatory plan or agenda published by*
24 *the Environmental Protection Agency or the Office of*

1 *Management and Budget pursuant to an Executive*
2 *order, including Executive Order 12866; and*

3 (3) *any other publication issued by the Environ-*
4 *mental Protection Agency or the Office of Manage-*
5 *ment and Budget that may reasonably be foreseen to*
6 *contain notice of plans by the Environmental Protec-*
7 *tion Agency to prepare any guidance, policy, memo-*
8 *randum, regulation, or statement of general applica-*
9 *bility and future effect that may have a significant*
10 *impact on a substantial number of agricultural enti-*
11 *ties.*

12 (b) *INFORMATION GATHERING.—For a publication*
13 *item reviewed under subsection (a) that the Secretary deter-*
14 *mines may have a significant impact on a substantial num-*
15 *ber of agricultural entities, the Secretary shall—*

16 (1) *solicit from the Administrator of the Envi-*
17 *ronmental Protection Agency any information the*
18 *Administrator may provide to facilitate a review of*
19 *the publication item;*

20 (2) *utilize the Chief Economist of the Depart-*
21 *ment of Agriculture to produce an economic impact*
22 *statement for the publication item that contains a de-*
23 *tailed estimate of potential costs to agricultural enti-*
24 *ties;*

1 (3) *identify individuals representative of poten-*
2 *tially affected agricultural entities for the purpose of*
3 *obtaining advice and recommendations from such in-*
4 *dividuals about the potential impacts of the publica-*
5 *tion item; and*

6 (4) *convene a review panel for analysis of the*
7 *publication item that includes the Secretary, any full-*
8 *time Federal employee of the Department of Agri-*
9 *culture appointed to the panel by the Secretary, and*
10 *any employee of the Environmental Protection Agen-*
11 *cy or the Office of Information and Regulatory Af-*
12 *airs within the Office of Management and Budget*
13 *that accepts an invitation from the Secretary to par-*
14 *ticipate in the panel.*

15 (c) *DUTIES OF THE REVIEW PANEL.—A review panel*
16 *convened for a publication item under subsection (b)(4)*
17 *shall—*

18 (1) *review any information or material obtained*
19 *by the Secretary and prepared in connection with the*
20 *publication item, including any draft proposed guid-*
21 *ance, policy, memorandum, regulation, or statement*
22 *of general applicability and future effect;*

23 (2) *collect advice and recommendations from ag-*
24 *ricultural entity representatives identified by the Ad-*
25 *ministrator after consultation with the Secretary;*

1 (3) *compile and analyze such advice and rec-*
2 *ommendations; and*

3 (4) *make recommendations to the Secretary*
4 *based on the information gathered by the review panel*
5 *or provided by agricultural entity representatives.*

6 (d) *COMMENTS.—*

7 (1) *IN GENERAL.—Not later than 60 days after*
8 *the date the Secretary convenes a review panel pursu-*
9 *ant to subsection (b)(4), the Secretary shall submit to*
10 *the Administrator comments on the planned or pro-*
11 *posed guidance, policy, memorandum, regulation, or*
12 *statement of general applicability and future effect for*
13 *consideration and inclusion in any related adminis-*
14 *trative record, including—*

15 (A) *a report by the Secretary on the con-*
16 *cerns of agricultural entities;*

17 (B) *the findings of the review panel;*

18 (C) *the findings of the Secretary, including*
19 *any adopted findings of the review panel; and*

20 (D) *recommendations of the Secretary.*

21 (2) *PUBLICATION.—The Secretary shall publish*
22 *the comments in the Federal Register and make the*
23 *comments available to the public on the public Inter-*
24 *net website of the Department of Agriculture.*

1 (e) *WAIVERS.*—*The Secretary may waive initiation of*
2 *the review panel under subsection (b)(4) as the Secretary*
3 *determines appropriate.*

4 (f) *DEFINITION OF AGRICULTURAL ENTITY.*—*In this*
5 *section, the term “agricultural entity” means any entity*
6 *involved in or related to agricultural enterprise, including*
7 *enterprises that are engaged in the business of production*
8 *of food and fiber, ranching and raising of livestock, aqua-*
9 *culture, and all other farming and agricultural related in-*
10 *dustries.*

11 **SEC. 12312. AGRICULTURAL COMMODITY DEFINITION.**

12 *Section 513(1) of the Commodity Promotion, Research,*
13 *and Information Act of 1996 (7 U.S.C. 7412(1)), as amend-*
14 *ed by section 10004(g), is amended—*

15 (1) *by redesignating subparagraphs (E), (F),*
16 *and (G) (as added or redesignated by such section*
17 *10004(g), as the case may be) as subparagraphs (F),*
18 *(G), and (H), respectively; and*

19 (2) *by inserting after subparagraph (D) the fol-*
20 *lowing new subparagraph:*

21 “(E) *the products of natural stone;*”.

1 **SEC. 12313. PROHIBITION ON ATTENDING AN ANIMAL**
2 **FIGHTING VENTURE OR CAUSING A MINOR TO**
3 **ATTEND AN ANIMAL FIGHTING VENTURE.**

4 *Section 26(a)(1) of the Animal Welfare Act (7 U.S.C.*
5 *2156(a)(1)) is amended by striking the period and inserting*
6 *“or to knowingly attend or knowingly cause a minor to at-*
7 *tend an animal fighting venture.”.*

8 **SEC. 12314. PROHIBITION AGAINST INTERFERENCE BY**
9 **STATE AND LOCAL GOVERNMENTS WITH PRO-**
10 **DUCTION OR MANUFACTURE OF ITEMS IN**
11 **OTHER STATES.**

12 *(a) IN GENERAL.—Consistent with Article I, section*
13 *8, clause 3 of the Constitution of the United States, the gov-*
14 *ernment of a State or locality therein shall not impose a*
15 *standard or condition on the production or manufacture*
16 *of any agricultural product sold or offered for sale in inter-*
17 *state commerce if—*

18 *(1) such production or manufacture occurs in*
19 *another State; and*

20 *(2) the standard or condition is in addition to*
21 *the standards and conditions applicable to such pro-*
22 *duction or manufacture pursuant to—*

23 *(A) Federal law; and*

24 *(B) the laws of the State and locality in*
25 *which such production or manufacture occurs.*

1 (b) *AGRICULTURAL PRODUCT DEFINED.*—*In this sec-*
2 *tion, the term “agricultural product” has the meaning*
3 *given such term in section 207 of the Agricultural Mar-*
4 *keting Act of 1946 (7 U.S.C. 1626).*

5 **SEC. 12315. INCREASED PROTECTION FOR AGRICULTURAL**
6 **INTERESTS IN THE MISSOURI RIVER BASIN.**

7 (a) *FINDINGS.*—*Congress finds the following:*

8 (1) *Record runoff occurred in the Missouri River*
9 *basin during 2011 as a result of historic rainfall over*
10 *portions of the upper basin coupled with heavy plains*
11 *and mountain snowpack.*

12 (2) *Runoff above Sioux City, Iowa, during the 5-*
13 *month period of March through July totaled an esti-*
14 *mated 48.4 million acre-feet (referred to in this sec-*
15 *tion as “MAF”). This runoff volume was more than*
16 *20 percent greater than the design storm for the Mis-*
17 *souri River Mainstem Reservoir System (referred to*
18 *in this section as the “System”), which was based on*
19 *the 1881 runoff of 40.0 MAF during the same 5-*
20 *month period.*

21 (3) *During the 2011 runoff season, nearly 61*
22 *million acre-feet of water entered the Missouri River*
23 *system, far surpassing the previous record of 49 MAF*
24 *in runoff that was set during the flood of 1997.*

1 (4) *Given the incredible amount of water enter-*
2 *ing the System, the summer months were spent work-*
3 *ing to evacuate as much water from the System as*
4 *possible, ultimately leading to record high water re-*
5 *leases from Gavins Point Dam of 160,000 cubic feet*
6 *per second, a rate that more than doubled the pre-*
7 *vious release record of 70,000 cubic feet per second set*
8 *in 1997.*

9 (5) *For nearly four months, those extremely high*
10 *releases from Gavins Point were maintained, result-*
11 *ing in severe and sustained flooding, with much of*
12 *western Iowa and eastern Nebraska as well as por-*
13 *tions of South Dakota, Kansas, and Missouri inun-*
14 *dated by a flooding river three to five feet deep, up*
15 *to 11 miles wide, and flowing at a rate of 4 to 11*
16 *miles per hour.*

17 (6) *Thousands of homes and businesses were*
18 *damaged or destroyed and hundreds of millions of*
19 *dollars in damage was done to roads and other public*
20 *infrastructure.*

21 (7) *In addition to the homes, businesses, and in-*
22 *frastructure impacted by the flooding, hundreds of*
23 *thousands of acres of cropland were affected.*

1 (8) *The Department of Agriculture has estimated*
2 *that 400,000 to 500,000 acres of some of the most pro-*
3 *ductive crop land in the world was flooded in 2011.*

4 (9) *Local Farm Services Agency representatives*
5 *have estimated that \$82,100,000 was lost in 2011*
6 *alone due to damaged or lost crops and unplanted*
7 *acres.*

8 (10) *Not only did the flooding eliminate the 2011*
9 *crop, but it is highly unlikely that many farmers will*
10 *be able to put that land back into production at any*
11 *point in the near future.*

12 (11) *Producers will have to contend with large*
13 *piles of sand, silt, and other debris that have been de-*
14 *posited in their fields, meaning the impact of the*
15 *2011 flood will be felt in the agricultural communities*
16 *up and down the Missouri River for many years to*
17 *come.*

18 (12) *Currently, the amount of storage capacity*
19 *in the System that is set aside for flood control is*
20 *based upon the vacated space required to control the*
21 *1881 flood, because prior to the 2011 flood, the 1881*
22 *flood was seen as the “high water mark”.*

23 (13) *Given the historic flooding that took place*
24 *in 2011, it is clear that that year’s flooding now rep-*

1 resents a new “high water mark”, surpassing the
2 flooding of even the 1881 flood.

3 (14) *It is important that the flood control related*
4 *functions of the System management be adjusted to*
5 *reflect the reality of the 2011 flood as the new “worst*
6 *case scenario” for flooding along the Missouri River.*

7 (15) *System management may begin to be ad-*
8 *justed to account for the 2011 flood through a recal-*
9 *culatation of the amount of storage space within the*
10 *System that is allocated to flood control, using the*
11 *model not of the 1881 flood, but of the greatest flood*
12 *experienced—the flood of 2011.*

13 (16) *As a result of the flooding in 2011, many*
14 *States received disaster declarations from the Depart-*
15 *ment of Agriculture to help farmers and producers re-*
16 *cover from the damage done by the high water.*

17 (17) *Though helpful, even the assistance provided*
18 *by the Department of Agriculture will not provide*
19 *many in the agriculture community with the re-*
20 *sources to put their land back into production any*
21 *time soon.*

22 (18) *Without the protection that will come from*
23 *a fundamental change in the System’s flood control*
24 *storage allocations, farmers, producers, and other ag-*
25 *ricultural interests who may be in a position to re-*

1 *start their operations will find it difficult to justify*
2 *doing so, given the fact that they will not be protected*
3 *from similar flooding in the future.*

4 *(b) UPDATED MANAGEMENT OF THE MISSOURI RIVER*
5 *TO PROTECT AGRICULTURAL INTERESTS.—In order to*
6 *strengthen the agricultural economy, revitalize the rural*
7 *communities, and conserve the natural resources of the Mis-*
8 *souri River basin, the Congress directs that the Secretary*
9 *of Agriculture take action to promote immediate increased*
10 *flood protection to farmers, producers, and other agricul-*
11 *tural interests in the Missouri River basin by working with-*
12 *in its jurisdiction to support efforts—*

13 *(1) to recalculate the amount of space within the*
14 *System that is allocated to flood control storage using*
15 *the 2011 flood as the model; and*

16 *(2) to increase the Missouri River’s channel ca-*
17 *capacity between the reservoirs and below Gavins Point.*

18 **SEC. 12316. INCREASED PROTECTION FOR AGRICULTURAL**

19 **INTERESTS IN THE BLACK DIRT REGION.**

20 *In order to strengthen the agricultural economy, revi-*
21 *talize the rural communities, and conserve the natural re-*
22 *sources of the Black Dirt region, the Congress directs that*
23 *the Secretary of Agriculture take action to promote imme-*
24 *diately increased flood protection to farmers, producers, and*

1 *other agricultural interests around the Wallkill River and*
 2 *in the Black Dirt region.*

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) **SHORT TITLE.**—This Act may be cited as the
 5 “Federal Agriculture Reform and Risk Management Act
 6 of 2013”.

7 (b) **TABLE OF CONTENTS.**—The table of contents of
 8 this Act is as follows:

- Sec. 1. Short title; table of contents.
- Sec. 2. Definition of Secretary of Agriculture.

TITLE I—COMMODITIES

Subtitle A—Repeals and Reforms

- Sec. 1101. Repeal of direct payments.
- Sec. 1102. Repeal of counter-cyclical payments.
- Sec. 1103. Repeal of average crop revenue election program.
- Sec. 1104. Definitions.
- Sec. 1105. Base acres.
- Sec. 1106. Payment yields.
- Sec. 1107. Farm risk management election.
- Sec. 1108. Producer agreements.
- Sec. 1109. Period of effectiveness.

Subtitle B—Marketing Loans

- Sec. 1201. Availability of nonrecourse marketing assistance loans for loan commodities.
- Sec. 1202. Loan rates for nonrecourse marketing assistance loans.
- Sec. 1203. Term of loans.
- Sec. 1204. Repayment of loans.
- Sec. 1205. Loan deficiency payments.
- Sec. 1206. Payments in lieu of loan deficiency payments for grazed acreage.
- Sec. 1207. Special marketing loan provisions for upland cotton.
- Sec. 1208. Special competitive provisions for extra long staple cotton.
- Sec. 1209. Availability of recourse loans for high moisture feed grains and seed cotton.
- Sec. 1210. Adjustments of loans.

Subtitle C—Sugar

- Sec. 1301. Sugar program.

Subtitle D—Dairy

PART I—DAIRY PRODUCER MARGIN PROTECTION AND DAIRY MARKET
 STABILIZATION PROGRAMS

- Sec. 1401. Definitions.
- Sec. 1402. Calculation of average feed cost and actual dairy producer margins.

SUBPART A—DAIRY PRODUCER MARGIN PROTECTION PROGRAM

- Sec. 1411. Establishment of dairy producer margin protection program.
- Sec. 1412. Participation of dairy producers in margin protection program.
- Sec. 1413. Production history of participating dairy producers.
- Sec. 1414. Basic margin protection.
- Sec. 1415. Supplemental margin protection.
- Sec. 1416. Effect of failure to pay administrative fees or premiums.

SUBPART B—DAIRY MARKET STABILIZATION PROGRAM

- Sec. 1431. Establishment of dairy market stabilization program.
- Sec. 1432. Threshold for implementation and reduction in dairy producer payments.
- Sec. 1433. Producer milk marketing information.
- Sec. 1434. Calculation and collection of reduced dairy producer payments.
- Sec. 1435. Remitting monies to the Secretary and use of monies.
- Sec. 1436. Suspension of reduced payment requirement.
- Sec. 1437. Enforcement.
- Sec. 1438. Audit requirements.

SUBPART C—COMMODITY CREDIT CORPORATION

- Sec. 1451. Use of Commodity Credit Corporation.

SUBPART D—INITIATION AND DURATION

- Sec. 1461. Rulemaking.
- Sec. 1462. Duration.

PART II—REPEAL OR REAUTHORIZATION OF OTHER DAIRY-RELATED PROVISIONS

- Sec. 1481. Repeal of dairy product price support and milk income loss contract programs.
- Sec. 1482. Repeal of dairy export incentive program.
- Sec. 1483. Extension of dairy forward pricing program.
- Sec. 1484. Extension of dairy indemnity program.
- Sec. 1485. Extension of dairy promotion and research program.
- Sec. 1486. Repeal of Federal Milk Marketing Order Review Commission.

PART III—EFFECTIVE DATE

- Sec. 1491. Effective date.

Subtitle E—Supplemental Agricultural Disaster Assistance Programs

- Sec. 1501. Supplemental agricultural disaster assistance.

Subtitle F—Administration

- Sec. 1601. Administration generally.
- Sec. 1602. Suspension of permanent price support authority.
- Sec. 1603. Payment limitations.
- Sec. 1604. Adjusted gross income limitation.
- Sec. 1605. Geographically disadvantaged farmers and ranchers.

- Sec. 1606. Personal liability of producers for deficiencies.
- Sec. 1607. Prevention of deceased individuals receiving payments under farm commodity programs.
- Sec. 1608. Technical corrections.
- Sec. 1609. Assignment of payments.
- Sec. 1610. Tracking of benefits.
- Sec. 1611. Signature authority.
- Sec. 1612. Implementation.

TITLE II—CONSERVATION

Subtitle A—Conservation Reserve Program

- Sec. 2001. Extension and enrollment requirements of conservation reserve program.
- Sec. 2002. Farmable wetland program.
- Sec. 2003. Duties of owners and operators.
- Sec. 2004. Duties of the Secretary.
- Sec. 2005. Payments.
- Sec. 2006. Contract requirements.
- Sec. 2007. Conversion of land subject to contract to other conserving uses.
- Sec. 2008. Effective date.

Subtitle B—Conservation Stewardship Program

- Sec. 2101. Conservation stewardship program.

Subtitle C—Environmental Quality Incentives Program

- Sec. 2201. Purposes.
- Sec. 2202. Establishment and administration.
- Sec. 2203. Evaluation of applications.
- Sec. 2204. Duties of producers.
- Sec. 2205. Limitation on payments.
- Sec. 2206. Conservation innovation grants and payments.
- Sec. 2207. Effective date.

Subtitle D—Agricultural Conservation Easement Program

- Sec. 2301. Agricultural conservation easement program.

Subtitle E—Regional Conservation Partnership Program

- Sec. 2401. Regional conservation partnership program.

Subtitle F—Other Conservation Programs

- Sec. 2501. Conservation of private grazing land.
- Sec. 2502. Grassroots source water protection program.
- Sec. 2503. Voluntary public access and habitat incentive program.
- Sec. 2504. Agriculture conservation experienced services program.
- Sec. 2505. Small watershed rehabilitation program.
- Sec. 2506. Agricultural management assistance program.

Subtitle G—Funding and Administration

- Sec. 2601. Funding.
- Sec. 2602. Technical assistance.

- Sec. 2603. Reservation of funds to provide assistance to certain farmers or ranchers for conservation access.
- Sec. 2604. Annual report on program enrollments and assistance.
- Sec. 2605. Review of conservation practice standards.
- Sec. 2606. Administrative requirements applicable to all conservation programs.
- Sec. 2607. Standards for State technical committees.
- Sec. 2608. Rulemaking authority.

Subtitle H—Repeal of Superseded Program Authorities and Transitional Provisions; Technical Amendments

- Sec. 2701. Comprehensive conservation enhancement program.
- Sec. 2702. Emergency forestry conservation reserve program.
- Sec. 2703. Wetlands reserve program.
- Sec. 2704. Farmland protection program and farm viability program.
- Sec. 2705. Grassland reserve program.
- Sec. 2706. Agricultural water enhancement program.
- Sec. 2707. Wildlife habitat incentive program.
- Sec. 2708. Great Lakes basin program.
- Sec. 2709. Chesapeake Bay watershed program.
- Sec. 2710. Cooperative conservation partnership initiative.
- Sec. 2711. Environmental easement program.
- Sec. 2712. Technical amendments.

TITLE III—TRADE

Subtitle A—Food for Peace Act

- Sec. 3001. General authority.
- Sec. 3002. Support for organizations through which assistance is provided.
- Sec. 3003. Food aid quality.
- Sec. 3004. Minimum levels of assistance.
- Sec. 3005. Food Aid Consultative Group.
- Sec. 3006. Oversight, monitoring, and evaluation.
- Sec. 3007. Assistance for stockpiling and rapid transportation, delivery, and distribution of shelf-stable prepackaged foods.
- Sec. 3008. General provisions.
- Sec. 3009. Prepositioning of agricultural commodities.
- Sec. 3010. Annual report regarding food aid programs and activities.
- Sec. 3011. Deadline for agreements to finance sales or to provide other assistance.
- Sec. 3012. Authorization of appropriations.
- Sec. 3013. Micronutrient fortification programs.
- Sec. 3014. John Ogonowski and Doug Bereuter Farmer-to-Farmer Program.

Subtitle B—Agricultural Trade Act of 1978

- Sec. 3101. Funding for export credit guarantee program.
- Sec. 3102. Funding for market access program.
- Sec. 3103. Foreign market development cooperator program.

Subtitle C—Other Agricultural Trade Laws

- Sec. 3201. Food for Progress Act of 1985.
- Sec. 3202. Bill Emerson Humanitarian Trust.
- Sec. 3203. Promotion of agricultural exports to emerging markets.

- Sec. 3204. McGovern-Dole International Food for Education and Child Nutrition Program.
- Sec. 3205. Technical assistance for specialty crops.
- Sec. 3206. Global Crop Diversity Trust.
- Sec. 3207. Under Secretary of Agriculture for Foreign Agricultural Services.

TITLE IV—NUTRITION

Subtitle A—Supplemental Nutrition Assistance Program

- Sec. 4001. Preventing payment of cash to recipients of supplemental nutrition assistance for the return of empty bottles and cans used to contain food purchased with benefits provided under the program.
- Sec. 4002. Retailers.
- Sec. 4003. Enhancing services to elderly and disabled supplemental nutrition assistance program recipients.
- Sec. 4004. Food distribution program on Indian reservations.
- Sec. 4005. Updating program eligibility.
- Sec. 4006. Exclusion of medical marijuana from excess medical expense deduction.
- Sec. 4007. Standard utility allowances based on the receipt of energy assistance payments.
- Sec. 4008. Eligibility disqualifications.
- Sec. 4009. Ending supplemental nutrition assistance program benefits for lottery or gambling winners.
- Sec. 4010. Improving security of food assistance.
- Sec. 4011. Demonstration projects on acceptance of benefits of mobile transactions.
- Sec. 4012. Use of benefits for purchase of community-supported agriculture share.
- Sec. 4013. Restaurant meals program.
- Sec. 4014. Mandating State immigration verification.
- Sec. 4015. Data exchange standardization for improved interoperability.
- Sec. 4016. Prohibiting government-sponsored recruitment activities.
- Sec. 4017. Repeal of bonus program.
- Sec. 4018. Funding of employment and training programs.
- Sec. 4019. Monitoring employment and training program.
- Sec. 4020. Cooperation with program research and evaluation.
- Sec. 4021. Pilot projects to reduce dependency and increase work effort in the supplemental nutrition assistance program.
- Sec. 4022. Authorization of appropriations.
- Sec. 4023. Limitation on use of block grant to Puerto Rico.
- Sec. 4024. Assistance for community food projects.
- Sec. 4025. Emergency food assistance.
- Sec. 4026. Nutrition education.
- Sec. 4027. Retailer trafficking.
- Sec. 4028. Technical and conforming amendments.
- Sec. 4029. Tolerance level for excluding small errors.
- Sec. 4030. Commonwealth of the Northern Mariana Islands pilot program.
- Sec. 4031. Annual State report on verification of SNAP participation.

Subtitle B—Commodity Distribution Programs

- Sec. 4101. Commodity distribution program.
- Sec. 4102. Commodity supplemental food program.

- Sec. 4103. Distribution of surplus commodities to special nutrition projects.
- Sec. 4104. Processing of commodities.

Subtitle C—Miscellaneous

- Sec. 4201. Farmers' market nutrition program.
- Sec. 4202. Nutrition information and awareness pilot program.
- Sec. 4203. Fresh fruit and vegetable program.
- Sec. 4204. Additional authority for purchase of fresh fruits, vegetables, and other specialty food crops.
- Sec. 4205. Encouraging locally and regionally grown and raised food.

TITLE V—CREDIT

Subtitle A—Farm Ownership Loans

- Sec. 5001. Eligibility for farm ownership loans.
- Sec. 5002. Conservation loan and loan guarantee program.
- Sec. 5003. Down payment loan program.
- Sec. 5004. Elimination of mineral rights appraisal requirement.

Subtitle B—Operating Loans

- Sec. 5101. Eligibility for farm operating loans.
- Sec. 5102. Elimination of rural residency requirement for operating loans to youth.
- Sec. 5103. Authority to waive personal liability for youth loans due to circumstances beyond borrower control.
- Sec. 5104. Microloans.

Subtitle C—Emergency Loans

- Sec. 5201. Eligibility for emergency loans.

Subtitle D—Administrative Provisions

- Sec. 5301. Beginning farmer and rancher individual development accounts pilot program.
- Sec. 5302. Eligible beginning farmers and ranchers.
- Sec. 5303. Loan authorization levels.
- Sec. 5304. Priority for participation loans.
- Sec. 5305. Loan fund set-asides.
- Sec. 5306. Conforming amendment to borrower training provision, relating to eligibility changes.

Subtitle E—State Agricultural Mediation Programs

- Sec. 5401. State agricultural mediation programs.

Subtitle F—Loans to Purchasers of Highly Fractionated Land

- Sec. 5501. Loans to purchasers of highly fractionated land.

TITLE VI—RURAL DEVELOPMENT

Subtitle A—Consolidated Farm and Rural Development Act

- Sec. 6001. Water, waste disposal, and wastewater facility grants.
- Sec. 6002. Rural business opportunity grants.

- Sec. 6003. Elimination of reservation of community facilities grant program funds.
- Sec. 6004. Utilization of loan guarantees for community facilities.
- Sec. 6005. Rural water and wastewater circuit rider program.
- Sec. 6006. Tribal college and university essential community facilities.
- Sec. 6007. Emergency and imminent community water assistance grant program.
- Sec. 6008. Household water well systems.
- Sec. 6009. Rural business and industry loan program.
- Sec. 6010. Rural cooperative development grants.
- Sec. 6011. Locally or regionally produced agricultural food products.
- Sec. 6012. Intermediary relending program.
- Sec. 6013. Rural water and waste disposal infrastructure.
- Sec. 6014. Simplified applications.
- Sec. 6015. Grants for NOAA weather radio transmitters.
- Sec. 6016. Rural microentrepreneur assistance program.
- Sec. 6017. Delta Regional Authority.
- Sec. 6018. Northern Great Plains Regional Authority.
- Sec. 6019. Rural business investment program.

Subtitle B—Rural Electrification Act of 1936

- Sec. 6101. Relending for certain purposes.
- Sec. 6102. Fees for certain loan guarantees.
- Sec. 6103. Guarantees for bonds and notes issued for electrification or telephone purposes.
- Sec. 6104. Expansion of 911 access.
- Sec. 6105. Access to broadband telecommunications services in rural areas.

Subtitle C—Miscellaneous

- Sec. 6201. Distance learning and telemedicine.
- Sec. 6202. Value-added agricultural market development program grants.
- Sec. 6203. Agriculture innovation center demonstration program.
- Sec. 6204. Program metrics.
- Sec. 6205. Study of rural transportation issues.
- Sec. 6206. Certain Federal actions not to be considered major.

TITLE VII—RESEARCH, EXTENSION, AND RELATED MATTERS

Subtitle A—National Agricultural Research, Extension, and Teaching Policy Act of 1977

- Sec. 7101. Option to be included as non-land-grant college of agriculture.
- Sec. 7102. National Agricultural Research, Extension, Education, and Economics Advisory Board.
- Sec. 7103. Specialty crop committee.
- Sec. 7104. Veterinary services grant program.
- Sec. 7105. Grants and fellowships for food and agriculture sciences education.
- Sec. 7106. Policy research centers.
- Sec. 7107. Repeal of human nutrition intervention and health promotion research program.
- Sec. 7108. Repeal of pilot research program to combine medical and agricultural research.
- Sec. 7109. Nutrition education program.
- Sec. 7110. Continuing animal health and disease research programs.

- Sec. 7111. Repeal of appropriations for research on national or regional problems.
- Sec. 7112. Grants to upgrade agricultural and food sciences facilities at 1890 land-grant colleges, including Tuskegee University.
- Sec. 7113. Grants to upgrade agriculture and food science facilities and equipment at insular area land-grant institutions.
- Sec. 7114. Repeal of national research and training virtual centers.
- Sec. 7115. Hispanic-serving institutions.
- Sec. 7116. Competitive Grants Program for Hispanic Agricultural Workers and Youth.
- Sec. 7117. Competitive grants for international agricultural science and education programs.
- Sec. 7118. Repeal of research equipment grants.
- Sec. 7119. University research.
- Sec. 7120. Extension service.
- Sec. 7121. Auditing, reporting, bookkeeping, and administrative requirements.
- Sec. 7122. Supplemental and alternative crops.
- Sec. 7123. Capacity building grants for NLGCA institutions.
- Sec. 7124. Aquaculture assistance programs.
- Sec. 7125. Rangeland research programs.
- Sec. 7126. Special authorization for biosecurity planning and response.
- Sec. 7127. Distance education and resident instruction grants program for insular area institutions of higher education.
- Sec. 7128. Matching funds requirement.

Subtitle B—Food, Agriculture, Conservation, and Trade Act of 1990

- Sec. 7201. Best utilization of biological applications.
- Sec. 7202. Integrated management systems.
- Sec. 7203. Sustainable agriculture technology development and transfer program.
- Sec. 7204. National training program.
- Sec. 7205. National Genetics Resources Program.
- Sec. 7206. Repeal of National Agricultural Weather Information System.
- Sec. 7207. Repeal of rural electronic commerce extension program.
- Sec. 7208. Repeal of agricultural genome initiative.
- Sec. 7209. High-priority research and extension initiatives.
- Sec. 7210. Repeal of nutrient management research and extension initiative.
- Sec. 7211. Organic agriculture research and extension initiative.
- Sec. 7212. Repeal of agricultural bioenergy feedstock and energy efficiency research and extension initiative.
- Sec. 7213. Farm business management.
- Sec. 7214. Centers of excellence.
- Sec. 7215. Repeal of red meat safety research center.
- Sec. 7216. Assistive technology program for farmers with disabilities.
- Sec. 7217. National rural information center clearinghouse.

Subtitle C—Agricultural Research, Extension, and Education Reform Act of 1998

- Sec. 7301. Relevance and merit of agricultural research, extension, and education funded by the Department.
- Sec. 7302. Integrated research, education, and extension competitive grants program.

- Sec. 7303. Repeal of coordinated program of research, extension, and education to improve viability of small and medium size dairy, livestock, and poultry operations.
- Sec. 7304. Fusarium Graminearum grants.
- Sec. 7305. Repeal of Bovine Johne's disease control program.
- Sec. 7306. Grants for youth organizations.
- Sec. 7307. Specialty crop research initiative.
- Sec. 7308. Food animal residue avoidance database program.
- Sec. 7309. Repeal of national swine research center.
- Sec. 7310. Office of pest management policy.
- Sec. 7311. Repeal of studies of agricultural research, extension, and education.

Subtitle D—Other Laws

- Sec. 7401. Critical Agricultural Materials Act.
- Sec. 7402. Equity in Educational Land-grant Status Act of 1994.
- Sec. 7403. Research Facilities Act.
- Sec. 7404. Repeal of carbon cycle research.
- Sec. 7405. Competitive, Special, and Facilities Research Grant Act.
- Sec. 7406. Renewable Resources Extension Act of 1978.
- Sec. 7407. National Aquaculture Act of 1980.
- Sec. 7408. Repeal of use of remote sensing data.
- Sec. 7409. Repeal of reports under Farm Security and Rural Investment Act of 2002.
- Sec. 7410. Beginning farmer and rancher development program.
- Sec. 7411. Inclusion of Northern Mariana Islands as a State under McIntire-Stennis Cooperative Forestry Act.

Subtitle E—Food, Conservation, and Energy Act of 2008

PART 1—AGRICULTURAL SECURITY

- Sec. 7501. Agricultural biosecurity communication center.
- Sec. 7502. Assistance to build local capacity in agricultural biosecurity planning, preparation, and response.
- Sec. 7503. Research and development of agricultural countermeasures.
- Sec. 7504. Agricultural biosecurity grant program.

PART 2—MISCELLANEOUS

- Sec. 7511. Enhanced use lease authority pilot program.
- Sec. 7512. Grazinglands research laboratory.
- Sec. 7513. Budget submission and funding.
- Sec. 7514. Repeal of research and education grants for the study of antibiotic-resistant bacteria.
- Sec. 7515. Repeal of farm and ranch stress assistance network.
- Sec. 7516. Repeal of seed distribution.
- Sec. 7517. Natural products research program.
- Sec. 7518. Sun grant program.
- Sec. 7519. Repeal of study and report on food deserts.
- Sec. 7520. Repeal of agricultural and rural transportation research and education.

Subtitle F—Miscellaneous Provisions

- Sec. 7601. Agreements with nonprofit organizations for National Arboretum.
- Sec. 7602. Cotton Disease Research Report.

- Sec. 7603. Acceptance of facility for Agricultural Research Service.
- Sec. 7604. Miscellaneous technical corrections.

TITLE VIII—FORESTRY

Subtitle A—Repeal of Certain Forestry Programs

- Sec. 8001. Forest land enhancement program.
- Sec. 8002. Watershed forestry assistance program.
- Sec. 8003. Expired cooperative national forest products marketing program.
- Sec. 8004. Hispanic-serving institution agricultural land national resources leadership program.
- Sec. 8005. Tribal watershed forestry assistance program.
- Sec. 8006. Separate Forest Service decisionmaking and appeals process.

Subtitle B—Reauthorization of Cooperative Forestry Assistance Act of 1978 Programs

- Sec. 8101. State-wide assessment and strategies for forest resources.
- Sec. 8102. Forest Legacy Program.
- Sec. 8103. Community forest and open space conservation program.

Subtitle C—Reauthorization of Other Forestry-Related Laws

- Sec. 8201. Rural revitalization technologies.
- Sec. 8202. Office of International Forestry.
- Sec. 8203. Change in funding source for healthy forests reserve program.
- Sec. 8204. Stewardship end result contracting project authority.

Subtitle D—National Forest Critical Area Response

- Sec. 8301. Definitions.
- Sec. 8302. Designation of critical areas.
- Sec. 8303. Application of expedited procedures and activities of the Healthy Forests Restoration Act of 2003 to critical areas.
- Sec. 8304. Good neighbor authority.

Subtitle E—Miscellaneous Provisions

- Sec. 8401. Revision of strategic plan for forest inventory and analysis.
- Sec. 8402. Forest Service participation in ACES Program.

TITLE IX—ENERGY

- Sec. 9001. Definition of renewable energy system.
- Sec. 9002. Biobased markets program.
- Sec. 9003. Biorefinery Assistance.
- Sec. 9004. Repowering assistance program.
- Sec. 9005. Bioenergy Program for Advanced Biofuels.
- Sec. 9006. Biodiesel Fuel Education Program.
- Sec. 9007. Rural Energy for America Program.
- Sec. 9008. Biomass Research and Development.
- Sec. 9009. Feedstock Flexibility Program for Bioenergy Producers.
- Sec. 9010. Biomass Crop Assistance Program.
- Sec. 9011. Community wood energy program.
- Sec. 9012. Repeal of biofuels infrastructure study.
- Sec. 9013. Repeal of renewable fertilizer study.

TITLE X—HORTICULTURE

- Sec. 10001. Specialty crops market news allocation.
- Sec. 10002. Repeal of grant program to improve movement of specialty crops.
- Sec. 10003. Farmers market and local food promotion program.
- Sec. 10004. Organic agriculture.
- Sec. 10005. Investigations and enforcement of the Organic Foods Production Act of 1990.
- Sec. 10006. Food safety education initiatives.
- Sec. 10007. Specialty crop block grants.
- Sec. 10008. Report on honey.
- Sec. 10009. Bulk shipments of apples to Canada.
- Sec. 10010. Inclusion of olive oil in import controls under the Agricultural Adjustment Act.
- Sec. 10011. Consolidation of plant pest and disease management and disaster prevention programs.
- Sec. 10012. Modification, cancellation, or suspension on basis of a biological opinion.
- Sec. 10013. Use and discharges of authorized pesticides.

TITLE XI—CROP INSURANCE

- Sec. 11001. Information sharing.
- Sec. 11002. Publication of information on violations of prohibition on premium adjustments.
- Sec. 11003. Supplemental coverage option.
- Sec. 11004. Premium amounts for catastrophic risk protection.
- Sec. 11005. Repeal of performance-based discount.
- Sec. 11006. Permanent enterprise unit subsidy.
- Sec. 11007. Enterprise units for irrigated and nonirrigated crops.
- Sec. 11008. Data collection.
- Sec. 11009. Adjustment in actual production history to establish insurable yields.
- Sec. 11010. Submission and review of policies.
- Sec. 11011. Equitable relief for specialty crop policies.
- Sec. 11012. Budget limitations on renegotiation of the standard reinsurance agreement.
- Sec. 11013. Crop production on native sod.
- Sec. 11014. Coverage levels by practice.
- Sec. 11015. Beginning farmer and rancher provisions.
- Sec. 11016. Stacked income protection plan for producers of upland cotton.
- Sec. 11017. Peanut revenue crop insurance.
- Sec. 11018. Authority to correct errors.
- Sec. 11019. Implementation.
- Sec. 11020. Research and development priorities.
- Sec. 11021. Additional research and development contracting requirements.
- Sec. 11022. Program compliance partnerships.
- Sec. 11023. Pilot programs.
- Sec. 11024. Technical amendments.

TITLE XII—MISCELLANEOUS

Subtitle A—Livestock

- Sec. 12101. National Sheep Industry Improvement Center.
- Sec. 12102. Trichinae certification program.

- Sec. 12103. National Aquatic Animal Health Plan.
 Sec. 12104. Country of origin labeling.
 Sec. 12105. National animal health laboratory network.

Subtitle B—Socially Disadvantaged Producers and Limited Resource
 Producers

- Sec. 12201. Outreach and assistance for socially disadvantaged farmers and
 ranchers and veteran farmers and ranchers.
 Sec. 12202. Office of Advocacy and Outreach.

Subtitle C—Other Miscellaneous Provisions

- Sec. 12301. Grants to improve supply, stability, safety, and training of agricul-
 tural labor force.
 Sec. 12302. Program benefit eligibility status for participants in high plains
 water study.
 Sec. 12303. Office of Tribal Relations.
 Sec. 12304. Military Veterans Agricultural Liaison.
 Sec. 12305. Prohibition on keeping GSA leased cars overnight.
 Sec. 12306. Noninsured crop assistance program.
 Sec. 12307. Ensuring high standards for agency use of scientific information.

1 **SEC. 2. DEFINITION OF SECRETARY OF AGRICULTURE.**

2 In this Act, the term “Secretary” means the Sec-
 3 retary of Agriculture.

4 **TITLE I—COMMODITIES**

5 **Subtitle A—Repeals and Reforms**

6 **SEC. 1101. REPEAL OF DIRECT PAYMENTS.**

7 (a) REPEAL.—Sections 1103 and 1303 of the Food,
 8 Conservation, and Energy Act of 2008 (7 U.S.C. 8713,
 9 8753) are repealed.

10 (b) CONTINUED APPLICATION FOR 2013 CROP
 11 YEAR.—Sections 1103 and 1303 of the Food, Conserva-
 12 tion, and Energy Act of 2008 (7 U.S.C. 8713, 8753), as
 13 in effect on the day before the date of enactment of this
 14 Act, shall continue to apply through the 2013 crop year
 15 with respect to all covered commodities (as defined in sec-

1 tion 1001 of that Act (7 U.S.C. 8702)) and peanuts on
2 a farm.

3 (c) CONTINUED APPLICATION FOR 2014 AND 2015
4 CROP YEARS.—Subject to this subtitle, the amendments
5 made by sections 1603 and 1604 of this Act, and sections
6 1607 and 1611 of this Act, section 1103 of the Food, Con-
7 servation and Energy Act of 2008 (7 U.S.C. 8713), as
8 in effect on the day before the date of enactment of this
9 Act, shall continue to apply through the 2014 and 2015
10 crop years with respect to upland cotton only (as defined
11 in section 1001 of that Act (7 U.S.C. 8702)), except that,
12 in applying such section 1103, the term “payment acres”
13 means the following:

14 (1) For crop year 2014, 70 percent of the base
15 acres of upland cotton on a farm on which direct
16 payments are made.

17 (2) For crop year 2015, 60 percent of the base
18 acres of upland cotton on a farm on which direct
19 payments are made.

20 **SEC. 1102. REPEAL OF COUNTER-CYCLICAL PAYMENTS.**

21 (a) REPEAL.—Sections 1104 and 1304 of the Food,
22 Conservation, and Energy Act of 2008 (7 U.S.C. 8714,
23 8754) are repealed.

24 (b) CONTINUED APPLICATION FOR 2013 CROP
25 YEAR.—Sections 1104 and 1304 of the Food, Conserva-

1 tion, and Energy Act of 2008 (7 U.S.C. 8714, 8754), as
2 in effect on the day before the date of enactment of this
3 Act, shall continue to apply through the 2013 crop year
4 with respect to all covered commodities (as defined in sec-
5 tion 1001 of that Act (7 U.S.C. 8702)) and peanuts on
6 a farm.

7 **SEC. 1103. REPEAL OF AVERAGE CROP REVENUE ELECTION**
8 **PROGRAM.**

9 (a) REPEAL.—Section 1105 of the Food, Conserva-
10 tion, and Energy Act of 2008 (7 U.S.C. 8715) is repealed.

11 (b) CONTINUED APPLICATION FOR 2013 CROP
12 YEAR.—Section 1105 of the Food, Conservation, and En-
13 ergy Act of 2008 (7 U.S.C. 8715), as in effect on the day
14 before the date of enactment of this Act, shall continue
15 to apply through the 2013 crop year with respect to all
16 covered commodities (as defined in section 1001 of that
17 Act (7 U.S.C. 8702)) and peanuts on a farm for which
18 the irrevocable election under section 1105 of that Act was
19 made before the date of enactment of this Act.

20 **SEC. 1104. DEFINITIONS.**

21 In this subtitle and subtitle B:

22 (1) ACTUAL COUNTY REVENUE.—The term “ac-
23 tual county revenue”, with respect to a covered com-
24 modity for a crop year, means the amount deter-
25 mined by the Secretary under section 1107(c)(4) to

1 determine whether revenue loss coverage payments
2 are required to be provided for that crop year.

3 (2) **BASE ACRES.**—The term “base acres”, with
4 respect to a covered commodity and cotton on a
5 farm, means the number of acres established under
6 section 1101 and 1302 of the Farm Security and
7 Rural Investment Act of 2002 (7 U.S.C. 7911,
8 7952) or section 1101 and 1302 of the Food, Con-
9 servation, and Energy Act of 2008 (7 U.S.C. 8711,
10 8752), as in effect on September 30, 2013, subject
11 to any adjustment under section 1105 of this Act.
12 For purposes of making payments under subsections
13 (b) and (c) of section 1107, base acres are reduced
14 by the payment acres calculated in 1101(c).

15 (3) **COUNTY REVENUE LOSS COVERAGE TRIG-**
16 **GER.**—The term “county revenue loss coverage trig-17 ger”, with respect to a covered commodity for a crop
18 year, means the amount determined by the Secretary
19 under section 1107(c)(5) to determine whether rev-
20 enue loss coverage payments are required to be pro-
21 vided for that crop year.

22 (4) **COVERED COMMODITY.**—The term “covered
23 commodity” means wheat, oats, and barley (includ-
24 ing wheat, oats, and barley used for haying and
25 grazing), corn, grain sorghum, long grain rice, me-

1 dium grain rice, pulse crops, soybeans, other oil-
2 seeds, and peanuts.

3 (5) EFFECTIVE PRICE.—The term “effective
4 price”, with respect to a covered commodity for a
5 crop year, means the price calculated by the Sec-
6 retary under section 1107(b)(2) to determine wheth-
7 er price loss coverage payments are required to be
8 provided for that crop year.

9 (6) EXTRA LONG STAPLE COTTON.—The term
10 “extra long staple cotton” means cotton that—

11 (A) is produced from pure strain varieties
12 of the Barbadosense species or any hybrid of the
13 species, or other similar types of extra long sta-
14 ple cotton, designated by the Secretary, having
15 characteristics needed for various end uses for
16 which United States upland cotton is not suit-
17 able and grown in irrigated cotton-growing re-
18 gions of the United States designated by the
19 Secretary or other areas designated by the Sec-
20 retary as suitable for the production of the vari-
21 eties or types; and

22 (B) is ginned on a roller-type gin or, if au-
23 thorized by the Secretary, ginned on another
24 type gin for experimental purposes.

1 (7) FARM BASE ACRES.—The term “farm base
2 acres” means the sum of the base acreage for all
3 covered commodities and cotton on a farm in effect
4 as of September 30, 2013, and subject to any ad-
5 justment under section 1105.

6 (8) MEDIUM GRAIN RICE.—The term “medium
7 grain rice” includes short grain rice.

8 (9) MIDSEASON PRICE.—The term “midseason
9 price” means the applicable national average market
10 price received by producers for the first 5 months of
11 the applicable marketing year, as determined by the
12 Secretary.

13 (10) OTHER OILSEED.—The term “other oil-
14 seed” means a crop of sunflower seed, rapeseed,
15 canola, safflower, flaxseed, mustard seed, crambe,
16 sesame seed, or any oilseed designated by the Sec-
17 retary.

18 (11) PAYMENT ACRES.—

19 (A) IN GENERAL.—Except as provided in
20 subparagraphs (B) through (D), the term “pay-
21 ment acres”, with respect to the provision of
22 price loss coverage payments and revenue loss
23 coverage payments, means—

1 (i) 85 percent of total acres planted
2 for the year to each covered commodity on
3 a farm; and

4 (ii) 30 percent of total acres approved
5 as prevented from being planted for the
6 year to each covered commodity on a farm.

7 (B) MAXIMUM.—The total quantity of pay-
8 ment acres determined under subparagraph (A)
9 shall not exceed the farm base acres.

10 (C) REDUCTION.—If the sum of all pay-
11 ment acres for a farm exceeds the limits estab-
12 lished under subparagraph (B), the Secretary
13 shall reduce the payment acres applicable to
14 each crop proportionately.

15 (D) EXCLUSION.—The term “payment
16 acres” does not include any crop subsequently
17 planted during the same crop year on the same
18 land for which the first crop is eligible for pay-
19 ments under this subtitle, unless the crop was
20 approved for double cropping in the county, as
21 determined by the Secretary.

22 (12) PAYMENT YIELD.—The term “payment
23 yield” means the yield established for counter-cycli-
24 cal payments under section 1102 or 1302 of the
25 Farm Security and Rural Investment Act of 2002 (7

1 U.S.C. 7912, 7952), section 1102 of the Food, Con-
2 servation, and Energy Act of 2008 (7 U.S.C. 8712),
3 as in effect on September 30, 2013, or under section
4 1106 of this Act, for a farm for a covered com-
5 modity.

6 (13) PRICE LOSS COVERAGE.—The term “price
7 loss coverage” means coverage provided under sec-
8 tion 1107(b).

9 (14) PRODUCER.—

10 (A) IN GENERAL.—The term “producer”
11 means an owner, operator, landlord, tenant, or
12 sharecropper that shares in the risk of pro-
13 ducing a crop and is entitled to share in the
14 crop available for marketing from the farm, or
15 would have shared had the crop been produced.

16 (B) HYBRID SEED.—In determining
17 whether a grower of hybrid seed is a producer,
18 the Secretary shall—

19 (i) not take into consideration the ex-
20 istence of a hybrid seed contract; and

21 (ii) ensure that program requirements
22 do not adversely affect the ability of the
23 grower to receive a payment under this
24 title.

1 (15) PULSE CROP.—The term “pulse crop”
2 means dry peas, lentils, small chickpeas, and large
3 chickpeas.

4 (16) REFERENCE PRICE.—The term “reference
5 price”, with respect to a covered commodity for a
6 crop year, means the following:

7 (A) Wheat, \$5.50 per bushel.

8 (B) Corn, \$3.70 per bushel.

9 (C) Grain sorghum, \$3.95 per bushel.

10 (D) Barley, \$4.95 per bushel.

11 (E) Oats, \$2.40 per bushel.

12 (F) Long grain rice, \$14.00 per hundred-
13 weight.

14 (G) Medium grain rice, \$14.00 per hun-
15 dredweight.

16 (H) Soybeans, \$8.40 per bushel.

17 (I) Other oilseeds, \$20.15 per hundred-
18 weight.

19 (J) Peanuts \$535.00 per ton.

20 (K) Dry peas, \$11.00 per hundredweight.

21 (L) Lentils, \$19.97 per hundredweight.

22 (M) Small chickpeas, \$19.04 per hundred-
23 weight.

24 (N) Large chickpeas, \$21.54 per hundred-
25 weight.

1 (17) REVENUE LOSS COVERAGE.—The term
2 “revenue loss coverage” means coverage provided
3 under section 1107(c).

4 (18) SECRETARY.—The term “Secretary”
5 means the Secretary of Agriculture.

6 (19) STATE.—The term “State” means—

7 (A) a State;

8 (B) the District of Columbia;

9 (C) the Commonwealth of Puerto Rico;

10 and

11 (D) any other territory or possession of the

12 United States.

13 (20) TEMPERATE JAPONICA RICE.—The term
14 “temperate japonica rice” means rice that is grown
15 in high altitudes or temperate regions of high lati-
16 tudes with cooler climate conditions, in the Western
17 United States, as determined by the Secretary.

18 (21) TRANSITIONAL YIELD.—The term “transi-
19 tional yield” has the meaning given the term in sec-
20 tion 502(b) of the Federal Crop Insurance Act (7
21 U.S.C. 1502(b)).

22 (22) UNITED STATES.—The term “United
23 States”, when used in a geographical sense, means
24 all of the States.

1 (23) UNITED STATES PREMIUM FACTOR.—The
2 term “United States Premium Factor” means the
3 percentage by which the difference in the United
4 States loan schedule premiums for Strict Middling
5 (SM) 1¹/₈-inch upland cotton and for Middling (M)
6 1³/₃₂-inch upland cotton exceeds the difference in the
7 applicable premiums for comparable international
8 qualities.

9 **SEC. 1105. BASE ACRES.**

10 (a) ADJUSTMENT OF BASE ACRES.—

11 (1) IN GENERAL.—The Secretary shall provide
12 for an adjustment, as appropriate, in the base acres
13 for covered commodities and cotton for a farm when-
14 ever any of the following circumstances occurs:

15 (A) A conservation reserve contract en-
16 tered into under section 1231 of the Food Secu-
17 rity Act of 1985 (16 U.S.C. 3831) with respect
18 to the farm expires or is voluntarily terminated.

19 (B) Cropland is released from coverage
20 under a conservation reserve contract by the
21 Secretary.

22 (C) The producer has eligible oilseed acre-
23 age as the result of the Secretary designating
24 additional oilseeds, which shall be determined in
25 the same manner as eligible oilseed acreage

1 under section 1101(a)(1)(D) of the Food, Con-
2 servation, and Energy Act of 2008 (7 U.S.C.
3 8711(a)(1)(D)).

4 (2) SPECIAL CONSERVATION RESERVE ACREAGE
5 PAYMENT RULES.—For the crop year in which a
6 base acres adjustment under subparagraph (A) or
7 (B) of paragraph (1) is first made, the owner of the
8 farm shall elect to receive price loss coverage or rev-
9 enue loss coverage with respect to the acreage added
10 to the farm under this subsection or a prorated pay-
11 ment under the conservation reserve contract, but
12 not both.

13 (b) PREVENTION OF EXCESS BASE ACRES.—

14 (1) REQUIRED REDUCTION.—If the sum of the
15 base acres for a farm, together with the acreage de-
16 scribed in paragraph (2) exceeds the actual cropland
17 acreage of the farm, the Secretary shall reduce the
18 base acres for 1 or more covered commodities or cot-
19 ton for the farm so that the sum of the base acres
20 and acreage described in paragraph (2) does not ex-
21 ceed the actual cropland acreage of the farm.

22 (2) OTHER ACREAGE.—For purposes of para-
23 graph (1), the Secretary shall include the following:

24 (A) Any acreage on the farm enrolled in
25 the conservation reserve program or wetlands

1 reserve program (or successor programs) under
2 chapter 1 of subtitle D of title XII of the Food
3 Security Act of 1985 (16 U.S.C. 3830 et seq.).

4 (B) Any other acreage on the farm en-
5 rolled in a Federal conservation program for
6 which payments are made in exchange for not
7 producing an agricultural commodity on the
8 acreage.

9 (C) If the Secretary designates additional
10 oilseeds, any eligible oilseed acreage, which shall
11 be determined in the same manner as eligible
12 oilseed acreage under subsection (a)(1)(C).

13 (3) SELECTION OF ACRES.—The Secretary shall
14 give the owner of the farm the opportunity to select
15 the base acres for a covered commodity or cotton for
16 the farm against which the reduction required by
17 paragraph (1) will be made.

18 (4) EXCEPTION FOR DOUBLE-CROPPED ACRE-
19 AGE.—In applying paragraph (1), the Secretary
20 shall make an exception in the case of double crop-
21 ping, as determined by the Secretary.

22 (c) REDUCTION IN BASE ACRES.—

23 (1) REDUCTION AT OPTION OF OWNER.—

1 (A) IN GENERAL.—The owner of a farm
2 may reduce, at any time, the base acres for any
3 covered commodity or cotton for the farm.

4 (B) EFFECT OF REDUCTION.—A reduction
5 under subparagraph (A) shall be permanent
6 and made in a manner prescribed by the Sec-
7 retary.

8 (2) REQUIRED ACTION BY SECRETARY.—

9 (A) IN GENERAL.—The Secretary shall
10 proportionately reduce base acres on a farm for
11 covered commodities and cotton for land that
12 has been subdivided and developed for multiple
13 residential units or other nonfarming uses if the
14 size of the tracts and the density of the subdivi-
15 sion is such that the land is unlikely to return
16 to the previous agricultural use, unless the pro-
17 ducers on the farm demonstrate that the land—

18 (i) remains devoted to commercial ag-
19 ricultural production; or

20 (ii) is likely to be returned to the pre-
21 vious agricultural use.

22 (B) REQUIREMENT.—The Secretary shall
23 establish procedures to identify land described
24 in subparagraph (A).

1 **SEC. 1106. PAYMENT YIELDS.**

2 (a) ESTABLISHMENT AND PURPOSE.—For the pur-
3 pose of making payments under this subtitle, the Sec-
4 retary shall provide for the establishment of a yield for
5 each farm for any designated oilseed for which a payment
6 yield was not established under section 1102 of the Food,
7 Conservation, and Energy Act of 2008 (7 U.S.C. 8712)
8 in accordance with this section.

9 (b) PAYMENT YIELDS FOR DESIGNATED OIL-
10 SEEDS.—

11 (1) DETERMINATION OF AVERAGE YIELD.—In
12 the case of designated oilseeds, the Secretary shall
13 determine the average yield per planted acre for the
14 designated oilseed on a farm for the 1998 through
15 2001 crop years, excluding any crop year in which
16 the acreage planted to the designated oilseed was
17 zero.

18 (2) ADJUSTMENT FOR PAYMENT YIELD.—

19 (A) IN GENERAL.—The payment yield for
20 a farm for a designated oilseed shall be equal
21 to the product of the following:

22 (i) The average yield for the des-
23 ignated oilseed determined under para-
24 graph (1).

25 (ii) The ratio resulting from dividing
26 the national average yield for the des-

1 ignated oilseed for the 1981 through 1985
2 crops by the national average yield for the
3 designated oilseed for the 1998 through
4 2001 crops.

5 (B) NO NATIONAL AVERAGE YIELD INFOR-
6 MATION AVAILABLE.—To the extent that na-
7 tional average yield information for a des-
8 ignated oilseed is not available, the Secretary
9 shall use such information as the Secretary de-
10 termines to be fair and equitable to establish a
11 national average yield under this section.

12 (3) USE OF COUNTY AVERAGE YIELD.—If the
13 yield per planted acre for a crop of a designated oil-
14 seed for a farm for any of the 1998 through 2001
15 crop years was less than 75 percent of the county
16 yield for that designated oilseed, the Secretary shall
17 assign a yield for that crop year equal to 75 percent
18 of the county yield for the purpose of determining
19 the average under paragraph (1).

20 (4) NO HISTORIC YIELD DATA AVAILABLE.—In
21 the case of establishing yields for designated oil-
22 seeds, if historic yield data is not available, the Sec-
23 retary shall use the ratio for dry peas calculated
24 under paragraph (2)(A)(ii) in determining the yields

1 for designated oilseeds, as determined to be fair and
2 equitable by the Secretary.

3 (c) EFFECT OF LACK OF PAYMENT YIELD.—

4 (1) ESTABLISHMENT BY SECRETARY.—If no
5 payment yield is otherwise established for a farm for
6 which a covered commodity is planted and eligible to
7 receive price loss coverage payments, the Secretary
8 shall establish an appropriate payment yield for the
9 covered commodity on the farm under paragraph
10 (2).

11 (2) USE OF SIMILARLY SITUATED FARMS.—To
12 establish an appropriate payment yield for a covered
13 commodity on a farm as required by paragraph (1),
14 the Secretary shall take into consideration the farm
15 program payment yields applicable to that covered
16 commodity for similarly situated farms. The use of
17 such data in an appeal, by the Secretary or by the
18 producer, shall not be subject to any other provision
19 of law.

20 (d) SINGLE OPPORTUNITY TO UPDATE YIELDS USED
21 TO DETERMINE PRICE LOSS COVERAGE PAYMENTS.—

22 (1) ELECTION TO UPDATE.—At the sole discre-
23 tion of the owner of a farm, the owner of a farm
24 shall have a 1-time opportunity to update the pay-
25 ment yields on a covered commodity-by-covered com-

1 modity basis that would otherwise be used in calcu-
2 lating any price loss coverage payment for covered
3 commodities on the farm.

4 (2) TIME FOR ELECTION.—The election under
5 paragraph (1) shall be made at a time and manner
6 to be in effect for the 2014 crop year as determined
7 by the Secretary.

8 (3) METHOD OF UPDATING YIELDS.—If the
9 owner of a farm elects to update yields under this
10 subsection, the payment yield for a covered com-
11 modity on the farm, for the purpose of calculating
12 price loss coverage payments only, shall be equal to
13 90 percent of the average of the yield per planted
14 acre for the crop of the covered commodity on the
15 farm for the 2008 through 2012 crop years, as de-
16 termined by the Secretary, excluding any crop year
17 in which the acreage planted to the crop of the cov-
18 ered commodity was zero.

19 (4) USE OF COUNTY AVERAGE YIELD.—If the
20 yield per planted acre for a crop of the covered com-
21 modity for a farm for any of the 2008 through 2012
22 crop years was less than 75 percent of the average
23 of the 2008 through 2012 county yield for that com-
24 modity, the Secretary shall assign a yield for that
25 crop year equal to 75 percent of the average of the

1 2008 through 2012 county yield for the purposes of
2 determining the average yield under paragraph (3).

3 (5) EFFECT OF LACK OF PAYMENT YIELD.—

4 (A) ESTABLISHMENT BY SECRETARY.—

5 For purposes of this subsection, if no payment
6 yield is otherwise established for a covered com-
7 modity on a farm, the Secretary shall establish
8 an appropriate updated payment yield for the
9 covered commodity on the farm under subpara-
10 graph (B).

11 (B) USE OF SIMILARLY SITUATED

12 FARMS.—To establish an appropriate payment
13 yield for a covered commodity on a farm as re-
14 quired by subparagraph (A), the Secretary shall
15 take into consideration the farm program pay-
16 ment yields applicable to that covered com-
17 modity for similarly situated farms. The use of
18 such data in an appeal, by the Secretary or by
19 the producer, shall not be subject to any other
20 provision of law.

21 **SEC. 1107. FARM RISK MANAGEMENT ELECTION.**

22 (a) IN GENERAL.—

23 (1) PAYMENTS REQUIRED.—Except as provided
24 in paragraph (2), if the Secretary determines that
25 payments are required under subsection (b)(1) or

1 (c)(2) for a covered commodity, the Secretary shall
2 make payments for that covered commodity available
3 under such subsection to producers on a farm pursu-
4 ant to the terms and conditions of this section.

5 (2) PROHIBITION ON PAYMENTS; EXCEP-
6 TIONS.—Notwithstanding any other provision of this
7 title, a producer on a farm may not receive price loss
8 coverage payments or revenue loss coverage pay-
9 ments if the sum of the planted acres of covered
10 commodities on the farm is 10 acres or less, as de-
11 termined by the Secretary, unless the producer is—

12 (A) a socially disadvantaged farmer or
13 rancher (as defined in section 355(e) of the
14 Consolidated Farm and Rural Development Act
15 (7 U.S.C. 2003(e))); or

16 (B) a limited resource farmer or rancher,
17 as defined by the Secretary.

18 (b) PRICE LOSS COVERAGE.—

19 (1) PAYMENTS.—For each of the 2014 through
20 2018 crop years, the Secretary shall make price loss
21 coverage payments to producers on a farm for a cov-
22 ered commodity if the Secretary determines that—

23 (A) the effective price for the covered com-
24 modity for the crop year; is less than

1 (B) the reference price for the covered
2 commodity for the crop year.

3 (2) EFFECTIVE PRICE.—The effective price for
4 a covered commodity for a crop year shall be the
5 higher of—

6 (A) the midseason price; or

7 (B) the national average loan rate for a
8 marketing assistance loan for the covered com-
9 modity in effect for crop years 2014 through
10 2018 under subtitle B.

11 (3) PAYMENT RATE.—The payment rate shall
12 be equal to the difference between—

13 (A) the reference price for the covered
14 commodity; and

15 (B) the effective price determined under
16 paragraph (2) for the covered commodity.

17 (4) PAYMENT AMOUNT.—If price loss coverage
18 payments are required to be provided under this
19 subsection for any of the 2014 through 2018 crop
20 years for a covered commodity, the amount of the
21 price loss coverage payment to be paid to the pro-
22 ducers on a farm for the crop year shall be equal to
23 the product obtained by multiplying—

24 (A) the payment rate for the covered com-
25 modity under paragraph (3);

1 (B) the payment yield for the covered com-
2 modity; and

3 (C) the payment acres for the covered com-
4 modity.

5 (5) TIME FOR PAYMENTS.—If the Secretary de-
6 termines under this subsection that price loss cov-
7 erage payments are required to be provided for the
8 covered commodity, the payments shall be made be-
9 ginning October 1, or as soon as practicable there-
10 after, after the end of the applicable marketing year
11 for the covered commodity.

12 (6) SPECIAL RULE FOR BARLEY.—In deter-
13 mining the effective price for barley in paragraph
14 (2), the Secretary shall use the all-barley price.

15 (7) SPECIAL RULE FOR TEMPERATE JAPONICA
16 RICE.—The Secretary shall provide a reference price
17 with respect to temperate japonica rice in an amount
18 equal to 115 percent of the amount established in
19 subparagraphs (F) and (G) of section 1104(16) in
20 order to reflect price premiums.

21 (c) REVENUE LOSS COVERAGE.—

22 (1) AVAILABLE AS AN ALTERNATIVE.—As an
23 alternative to receiving price loss coverage payments
24 under subsection (b) for a covered commodity, all of
25 the owners of the farm may make a one-time, irrev-

1 ocable election on a covered commodity-by-covered
2 commodity basis to receive revenue loss coverage
3 payments for each covered commodity in accordance
4 with this subsection. If any of the owners of the
5 farm make different elections on the same covered
6 commodity on the farm, all of the owners of the
7 farm shall be deemed to have not made the election
8 available under this paragraph.

9 (2) PAYMENTS.—In the case of owners of a
10 farm that make the election described in paragraph
11 (1) for a covered commodity, the Secretary shall
12 make revenue loss coverage payments available
13 under this subsection for each of the 2014 through
14 2018 crop years if the Secretary determines that—

15 (A) the actual county revenue for the crop
16 year for the covered commodity; is less than

17 (B) the county revenue loss coverage trig-
18 ger for the crop year for the covered com-
19 modity.

20 (3) TIME FOR PAYMENTS.—If the Secretary de-
21 termines under this subsection that revenue loss cov-
22 erage payments are required to be provided for the
23 covered commodity, payments shall be made begin-
24 ning October 1, or as soon as practicable thereafter,

1 after the end of the applicable marketing year for
2 the covered commodity.

3 (4) ACTUAL COUNTY REVENUE.—The amount
4 of the actual county revenue for a crop year of a
5 covered commodity shall be equal to the product ob-
6 tained by multiplying—

7 (A) the actual county yield, as determined
8 by the Secretary, for each planted acre for the
9 crop year for the covered commodity; and

10 (B) the higher of—

11 (i) the midseason price; or

12 (ii) the national average loan rate for
13 a marketing assistance loan for the covered
14 commodity in effect for crop years 2014
15 through 2018 under subtitle B.

16 (5) COUNTY REVENUE LOSS COVERAGE TRIG-
17 GER.—

18 (A) IN GENERAL.—The county revenue
19 loss coverage trigger for a crop year for a cov-
20 ered commodity on a farm shall equal 85 per-
21 cent of the benchmark county revenue.

22 (B) BENCHMARK COUNTY REVENUE.—

23 (i) IN GENERAL.—The benchmark
24 county revenue shall be the product ob-
25 tained by multiplying—

1 (I) subject to clause (ii), the av-
2 erage historical county yield as deter-
3 mined by the Secretary for the most
4 recent 5 crop years, excluding each of
5 the crop years with the highest and
6 lowest yields; and

7 (II) subject to clause (iii), the av-
8 erage national marketing year average
9 price for the most recent 5 crop years,
10 excluding each of the crop years with
11 the highest and lowest prices.

12 (ii) YIELD CONDITIONS.—If the his-
13 torical county yield in clause (i)(I) for any
14 of the 5 most recent crop years, as deter-
15 mined by the Secretary, is less than 70
16 percent of the transitional yield, as deter-
17 mined by the Secretary, the amounts used
18 for any of those years in clause (i)(I) shall
19 be 70 percent of the transitional yield.

20 (iii) REFERENCE PRICE.—If the na-
21 tional marketing year average price in
22 clause (i)(II) for any of the 5 most recent
23 crop years is lower than the reference price
24 for the covered commodity, the Secretary
25 shall use the reference price for any of

1 those years for the amounts in clause
2 (i)(II).

3 (6) PAYMENT RATE.—The payment rate shall
4 be equal to the lesser of—

5 (A) the difference between—

6 (i) the county revenue loss coverage
7 trigger for the covered commodity; and

8 (ii) the actual county revenue for the
9 crop year for the covered commodity; or

10 (B) 10 percent of the benchmark county
11 revenue for the crop year for the covered com-
12 modity.

13 (7) PAYMENT AMOUNT.—If revenue loss cov-
14 erage payments under this subsection are required
15 to be provided for any of the 2014 through 2018
16 crop years of a covered commodity, the amount of
17 the revenue loss coverage payment to be provided to
18 the producers on a farm for the crop year shall be
19 equal to the product obtained by multiplying—

20 (A) the payment rate under paragraph (6);
21 and

22 (B) the payment acres of the covered com-
23 modity on the farm.

1 (8) DUTIES OF THE SECRETARY.—In providing
2 revenue loss coverage payments under this sub-
3 section, the Secretary—

4 (A) shall ensure that producers on a farm
5 do not reconstitute the farm of the producers to
6 void or change the election made under para-
7 graph (1);

8 (B) to the maximum extent practicable,
9 shall use all available information and analysis,
10 including data mining, to check for anomalies
11 in the provision of revenue loss coverage pay-
12 ments;

13 (C) to the maximum extent practicable,
14 shall calculate a separate county revenue loss
15 coverage trigger for irrigated and nonirrigated
16 covered commodities and a separate actual
17 county revenue for irrigated and nonirrigated
18 covered commodities;

19 (D) shall assign a benchmark county yield
20 for each planted acre for the crop year for the
21 covered commodity on the basis of the yield his-
22 tory of representative farms in the State, re-
23 gion, or crop reporting district, as determined
24 by the Secretary, if—

1 (i) the Secretary cannot establish the
2 benchmark county yield for each planted
3 acre for a crop year for a covered com-
4 modity in the county in accordance with
5 paragraph (5); or

6 (ii) the yield determined under para-
7 graph (5) is an unrepresentative average
8 yield for the county (as determined by the
9 Secretary); and

10 (E) to the maximum extent practicable,
11 shall ensure that in order to be eligible for a
12 payment under this subsection, the producers
13 on the farm suffered an actual loss on the cov-
14 ered commodity for the crop year for which
15 payment is sought.

16 **SEC. 1108. PRODUCER AGREEMENTS.**

17 (a) COMPLIANCE WITH CERTAIN REQUIREMENTS.—

18 (1) REQUIREMENTS.—Before the producers on
19 a farm may receive payments under this subtitle
20 with respect to the farm, the producers shall agree,
21 during the crop year for which the payments are
22 made and in exchange for the payments—

23 (A) to comply with applicable conservation
24 requirements under subtitle B of title XII of

1 the Food Security Act of 1985 (16 U.S.C. 3811
2 et seq.);

3 (B) to comply with applicable wetland pro-
4 tection requirements under subtitle C of title
5 XII of that Act (16 U.S.C. 3821 et seq.); and

6 (C) to effectively control noxious weeds
7 and otherwise maintain the land in accordance
8 with sound agricultural practices, as determined
9 by the Secretary.

10 (2) COMPLIANCE.—The Secretary may issue
11 such rules as the Secretary considers necessary to
12 ensure producer compliance with the requirements of
13 paragraph (1).

14 (3) MODIFICATION.—At the request of the
15 transferee or owner, the Secretary may modify the
16 requirements of this subsection if the modifications
17 are consistent with the objectives of this subsection,
18 as determined by the Secretary.

19 (b) TRANSFER OR CHANGE OF INTEREST IN
20 FARM.—

21 (1) TERMINATION.—

22 (A) IN GENERAL.—Except as provided in
23 paragraph (2), a transfer of (or change in) the
24 interest of the producers on a farm for which
25 payments under this subtitle are provided shall

1 result in the termination of the payments, un-
2 less the transferee or owner of the acreage
3 agrees to assume all obligations under sub-
4 section (a).

5 (B) EFFECTIVE DATE.—The termination
6 shall take effect on the date determined by the
7 Secretary.

8 (2) EXCEPTION.—If a producer entitled to a
9 payment under this subtitle dies, becomes incom-
10 petent, or is otherwise unable to receive the pay-
11 ment, the Secretary shall make the payment in ac-
12 cordance with rules issued by the Secretary.

13 (c) ACREAGE REPORTS.—As a condition on the re-
14 ceipt of any benefits under this subtitle or subtitle B, the
15 Secretary shall require producers on a farm to submit to
16 the Secretary annual acreage reports with respect to all
17 cropland on the farm.

18 (d) TENANTS AND SHARECROPPERS.—In carrying
19 out this subtitle, the Secretary shall provide adequate safe-
20 guards to protect the interests of tenants and share-
21 croppers.

22 (e) SHARING OF PAYMENTS.—The Secretary shall
23 provide for the sharing of payments made under this sub-
24 title among the producers on a farm on a fair and equi-
25 table basis.

1 **SEC. 1109. PERIOD OF EFFECTIVENESS.**

2 This subtitle shall be effective beginning with the
3 2014 crop year of each covered commodity through the
4 2018 crop year.

5 **Subtitle B—Marketing Loans**

6 **SEC. 1201. AVAILABILITY OF NONRECOURSE MARKETING**
7 **ASSISTANCE LOANS FOR LOAN COMMOD-**
8 **ITIES.**

9 (a) DEFINITION OF LOAN COMMODITY.—In this sub-
10 title, the term “loan commodity” means wheat, corn, grain
11 sorghum, barley, oats, upland cotton, extra long staple
12 cotton, long grain rice, medium grain rice, peanuts, soy-
13 beans, other oilseeds, graded wool, nongraded wool, mo-
14 hair, honey, dry peas, lentils, small chickpeas, and large
15 chickpeas.

16 (b) NONRECOURSE LOANS AVAILABLE.—

17 (1) IN GENERAL.—For each of the 2014
18 through 2018 crops of each loan commodity, the
19 Secretary shall make available to producers on a
20 farm nonrecourse marketing assistance loans for
21 loan commodities produced on the farm.

22 (2) TERMS AND CONDITIONS.—The marketing
23 assistance loans shall be made under terms and con-
24 ditions that are prescribed by the Secretary and at
25 the loan rate established under section 1202 for the
26 loan commodity.

1 (c) ELIGIBLE PRODUCTION.—The producers on a
2 farm shall be eligible for a marketing assistance loan
3 under subsection (b) for any quantity of a loan commodity
4 produced on the farm.

5 (d) COMPLIANCE WITH CONSERVATION AND WET-
6 LANDS REQUIREMENTS.—As a condition of the receipt of
7 a marketing assistance loan under subsection (b), the pro-
8 ducer shall comply with applicable conservation require-
9 ments under subtitle B of title XII of the Food Security
10 Act of 1985 (16 U.S.C. 3811 et seq.) and applicable wet-
11 land protection requirements under subtitle C of title XII
12 of that Act (16 U.S.C. 3821 et seq.) during the term of
13 the loan.

14 (e) SPECIAL RULES FOR PEANUTS.—

15 (1) IN GENERAL.—This subsection shall apply
16 only to producers of peanuts.

17 (2) OPTIONS FOR OBTAINING LOAN.—A mar-
18 keting assistance loan under this section, and loan
19 deficiency payments under section 1205, may be ob-
20 tained at the option of the producers on a farm
21 through—

22 (A) a designated marketing association or
23 marketing cooperative of producers that is ap-
24 proved by the Secretary; or

25 (B) the Farm Service Agency.

1 (3) STORAGE OF LOAN PEANUTS.—As a condi-
2 tion on the approval by the Secretary of an indi-
3 vidual or entity to provide storage for peanuts for
4 which a marketing assistance loan is made under
5 this section, the individual or entity shall agree—

6 (A) to provide the storage on a nondiscrim-
7 inatory basis; and

8 (B) to comply with such additional require-
9 ments as the Secretary considers appropriate to
10 accomplish the purposes of this section and pro-
11 mote fairness in the administration of the bene-
12 fits of this section.

13 (4) STORAGE, HANDLING, AND ASSOCIATED
14 COSTS.—

15 (A) IN GENERAL.—To ensure proper stor-
16 age of peanuts for which a loan is made under
17 this section, the Secretary shall pay handling
18 and other associated costs (other than storage
19 costs) incurred at the time at which the peanuts
20 are placed under loan, as determined by the
21 Secretary.

22 (B) REDEMPTION AND FORFEITURE.—The
23 Secretary shall—

24 (i) require the repayment of handling
25 and other associated costs paid under sub-

1 paragraph (A) for all peanuts pledged as
2 collateral for a loan that is redeemed under
3 this section; and

4 (ii) pay storage, handling, and other
5 associated costs for all peanuts pledged as
6 collateral that are forfeited under this sec-
7 tion.

8 (5) **MARKETING.**—A marketing association or
9 cooperative may market peanuts for which a loan is
10 made under this section in any manner that con-
11 forms to consumer needs, including the separation of
12 peanuts by type and quality.

13 (6) **REIMBURSABLE AGREEMENTS AND PAY-**
14 **MENT OF ADMINISTRATIVE EXPENSES.**—The Sec-
15 retary may implement any reimbursable agreements
16 or provide for the payment of administrative ex-
17 penses under this subsection only in a manner that
18 is consistent with those activities in regard to other
19 loan commodities.

20 **SEC. 1202. LOAN RATES FOR NONRECOURSE MARKETING**
21 **ASSISTANCE LOANS.**

22 (a) **IN GENERAL.**—For purposes of each of the 2014
23 through 2018 crop years, the loan rate for a marketing
24 assistance loan under section 1201 for a loan commodity
25 shall be equal to the following:

1 (1) In the case of wheat, \$2.94 per bushel.

2 (2) In the case of corn, \$1.95 per bushel.

3 (3) In the case of grain sorghum, \$1.95 per
4 bushel.

5 (4) In the case of barley, \$1.95 per bushel.

6 (5) In the case of oats, \$1.39 per bushel.

7 (6) In the case of base quality of upland cotton,
8 for the 2014 and each subsequent crop year, the
9 simple average of the adjusted prevailing world price
10 for the 2 immediately preceding marketing years, as
11 determined by the Secretary and announced October
12 1 preceding the next domestic plantings, but in no
13 case less than \$0.47 per pound or more than \$0.52
14 per pound.

15 (7) In the case of extra long staple cotton,
16 \$0.7977 per pound.

17 (8) In the case of long grain rice, \$6.50 per
18 hundredweight.

19 (9) In the case of medium grain rice, \$6.50 per
20 hundredweight.

21 (10) In the case of soybeans, \$5.00 per bushel.

22 (11) In the case of other oilseeds, \$10.09 per
23 hundredweight for each of the following kinds of oil-
24 seeds:

25 (A) Sunflower seed.

1 (B) Rapeseed.

2 (C) Canola.

3 (D) Safflower.

4 (E) Flaxseed.

5 (F) Mustard seed.

6 (G) Crambe.

7 (H) Sesame seed.

8 (I) Other oilseeds designated by the Sec-
9 retary.

10 (12) In the case of dry peas, \$5.40 per hun-
11 dredweight.

12 (13) In the case of lentils, \$11.28 per hundred-
13 weight.

14 (14) In the case of small chickpeas, \$7.43 per
15 hundredweight.

16 (15) In the case of large chickpeas, \$11.28 per
17 hundredweight.

18 (16) In the case of graded wool, \$1.15 per
19 pound.

20 (17) In the case of nongraded wool, \$0.40 per
21 pound.

22 (18) In the case of mohair, \$4.20 per pound.

23 (19) In the case of honey, \$0.69 per pound.

24 (20) In the case of peanuts, \$355 per ton.

1 (b) SINGLE COUNTY LOAN RATE FOR OTHER OIL-
2 SEEDS.—The Secretary shall establish a single loan rate
3 in each county for each kind of other oilseeds described
4 in subsection (a)(11).

5 **SEC. 1203. TERM OF LOANS.**

6 (a) TERM OF LOAN.—In the case of each loan com-
7 modity, a marketing assistance loan under section 1201
8 shall have a term of 9 months beginning on the first day
9 of the first month after the month in which the loan is
10 made.

11 (b) EXTENSIONS PROHIBITED.—The Secretary may
12 not extend the term of a marketing assistance loan for
13 any loan commodity.

14 **SEC. 1204. REPAYMENT OF LOANS.**

15 (a) GENERAL RULE.—The Secretary shall permit the
16 producers on a farm to repay a marketing assistance loan
17 under section 1201 for a loan commodity (other than up-
18 land cotton, long grain rice, medium grain rice, extra long
19 staple cotton, peanuts and confectionery and each other
20 kind of sunflower seed (other than oil sunflower seed)) at
21 a rate that is the lesser of—

22 (1) the loan rate established for the commodity
23 under section 1202, plus interest (determined in ac-
24 cordance with section 163 of the Federal Agriculture

1 Improvement and Reform Act of 1996 (7 U.S.C.
2 7283));

3 (2) a rate (as determined by the Secretary)
4 that—

5 (A) is calculated based on average market
6 prices for the loan commodity during the pre-
7 ceding 30-day period; and

8 (B) will minimize discrepancies in mar-
9 keting loan benefits across State boundaries
10 and across county boundaries; or

11 (3) a rate that the Secretary may develop using
12 alternative methods for calculating a repayment rate
13 for a loan commodity that the Secretary determines
14 will—

15 (A) minimize potential loan forfeitures;

16 (B) minimize the accumulation of stocks of
17 the commodity by the Federal Government;

18 (C) minimize the cost incurred by the Fed-
19 eral Government in storing the commodity;

20 (D) allow the commodity produced in the
21 United States to be marketed freely and com-
22 petitively, both domestically and internationally;
23 and

1 (E) minimize discrepancies in marketing
2 loan benefits across State boundaries and
3 across county boundaries.

4 (b) REPAYMENT RATES FOR UPLAND COTTON, LONG
5 GRAIN RICE, AND MEDIUM GRAIN RICE.—The Secretary
6 shall permit producers to repay a marketing assistance
7 loan under section 1201 for upland cotton, long grain rice,
8 and medium grain rice at a rate that is the lesser of—

9 (1) the loan rate established for the commodity
10 under section 1202, plus interest (determined in ac-
11 cordance with section 163 of the Federal Agriculture
12 Improvement and Reform Act of 1996 (7 U.S.C.
13 7283)); or

14 (2) the prevailing world market price for the
15 commodity, as determined and adjusted by the Sec-
16 retary in accordance with this section.

17 (c) REPAYMENT RATES FOR EXTRA LONG STAPLE
18 COTTON.—Repayment of a marketing assistance loan for
19 extra long staple cotton shall be at the loan rate estab-
20 lished for the commodity under section 1202, plus interest
21 (determined in accordance with section 163 of the Federal
22 Agriculture Improvement and Reform Act of 1996 (7
23 U.S.C. 7283)).

1 (d) PREVAILING WORLD MARKET PRICE.—For pur-
2 poses of this section and section 1207, the Secretary shall
3 prescribe by regulation—

4 (1) a formula to determine the prevailing world
5 market price for each of upland cotton, long grain
6 rice, and medium grain rice; and

7 (2) a mechanism by which the Secretary shall
8 announce periodically those prevailing world market
9 prices.

10 (e) ADJUSTMENT OF PREVAILING WORLD MARKET
11 PRICE FOR UPLAND COTTON, LONG GRAIN RICE, AND
12 MEDIUM GRAIN RICE.—

13 (1) RICE.—The prevailing world market price
14 for long grain rice and medium grain rice deter-
15 mined under subsection (d) shall be adjusted to
16 United States quality and location.

17 (2) COTTON.—The prevailing world market
18 price for upland cotton determined under subsection

19 (d)—

20 (A) shall be adjusted to United States
21 quality and location, with the adjustment to in-
22 clude—

23 (i) a reduction equal to any United
24 States Premium Factor for upland cotton

1 of a quality higher than Middling (M)
2 $1\frac{3}{32}$ -inch; and

3 (ii) the average costs to market the
4 commodity, including average transpor-
5 tation costs, as determined by the Sec-
6 retary; and

7 (B) may be further adjusted, during the
8 period beginning on the date of enactment of
9 this Act and ending on July 31, 2019, if the
10 Secretary determines the adjustment is nec-
11 essary—

12 (i) to minimize potential loan forfeit-
13 ures;

14 (ii) to minimize the accumulation of
15 stocks of upland cotton by the Federal
16 Government;

17 (iii) to ensure that upland cotton pro-
18 duced in the United States can be mar-
19 keted freely and competitively, both domes-
20 tically and internationally; and

21 (iv) to ensure an appropriate transi-
22 tion between current-crop and forward-
23 crop price quotations, except that the Sec-
24 retary may use forward-crop price

1 quotations prior to July 31 of a marketing
2 year only if—

3 (I) there are insufficient current-
4 crop price quotations; and

5 (II) the forward-crop price
6 quotation is the lowest such quotation
7 available.

8 (3) GUIDELINES FOR ADDITIONAL ADJUST-
9 MENTS.—In making adjustments under this sub-
10 section, the Secretary shall establish a mechanism
11 for determining and announcing the adjustments in
12 order to avoid undue disruption in the United States
13 market.

14 (f) REPAYMENT RATES FOR CONFECTIONERY AND
15 OTHER KINDS OF SUNFLOWER SEEDS.—The Secretary
16 shall permit the producers on a farm to repay a marketing
17 assistance loan under section 1201 for confectionery and
18 each other kind of sunflower seed (other than oil sunflower
19 seed) at a rate that is the lesser of—

20 (1) the loan rate established for the commodity
21 under section 1202, plus interest (determined in ac-
22 cordance with section 163 of the Federal Agriculture
23 Improvement and Reform Act of 1996 (7 U.S.C.
24 7283)); or

1 (2) the repayment rate established for oil sun-
2 flower seed.

3 (g) PAYMENT OF COTTON STORAGE COSTS.—Effec-
4 tive for each of the 2014 through 2018 crop years, the
5 Secretary shall make cotton storage payments available in
6 the same manner, and at the same rates as the Secretary
7 provided storage payments for the 2006 crop of cotton,
8 except that the rates shall be reduced by 10 percent.

9 (h) REPAYMENT RATE FOR PEANUTS.—The Sec-
10 retary shall permit producers on a farm to repay a mar-
11 keting assistance loan for peanuts under section 1201 at
12 a rate that is the lesser of—

13 (1) the loan rate established for peanuts under
14 section 1202(a)(20), plus interest (determined in ac-
15 cordance with section 163 of the Federal Agriculture
16 Improvement and Reform Act of 1996 (7 U.S.C.
17 7283)); or

18 (2) a rate that the Secretary determines will—

19 (A) minimize potential loan forfeitures;

20 (B) minimize the accumulation of stocks of
21 peanuts by the Federal Government;

22 (C) minimize the cost incurred by the Fed-
23 eral Government in storing peanuts; and

1 (D) allow peanuts produced in the United
2 States to be marketed freely and competitively,
3 both domestically and internationally.

4 (i) **AUTHORITY TO TEMPORARILY ADJUST REPAY-**
5 **MENT RATES.—**

6 (1) **ADJUSTMENT AUTHORITY.—**In the event of
7 a severe disruption to marketing, transportation, or
8 related infrastructure, the Secretary may modify the
9 repayment rate otherwise applicable under this sec-
10 tion for marketing assistance loans under section
11 1201 for a loan commodity.

12 (2) **DURATION.—**Any adjustment made under
13 paragraph (1) in the repayment rate for marketing
14 assistance loans for a loan commodity shall be in ef-
15 fect on a short-term and temporary basis, as deter-
16 mined by the Secretary.

17 **SEC. 1205. LOAN DEFICIENCY PAYMENTS.**

18 (a) **AVAILABILITY OF LOAN DEFICIENCY PAY-**
19 **MENTS.—**

20 (1) **IN GENERAL.—**Except as provided in sub-
21 section (d), the Secretary may make loan deficiency
22 payments available to producers on a farm that, al-
23 though eligible to obtain a marketing assistance loan
24 under section 1201 with respect to a loan com-
25 modity, agree to forgo obtaining the loan for the

1 commodity in return for loan deficiency payments
2 under this section.

3 (2) UNSHORN PELTS, HAY, AND SILAGE.—

4 (A) MARKETING ASSISTANCE LOANS.—

5 Subject to subparagraph (B), nongraded wool
6 in the form of unshorn pelts and hay and silage
7 derived from a loan commodity are not eligible
8 for a marketing assistance loan under section
9 1201.

10 (B) LOAN DEFICIENCY PAYMENT.—Effective
11 for the 2014 through 2018 crop years, the
12 Secretary may make loan deficiency payments
13 available under this section to producers on a
14 farm that produce unshorn pelts or hay and si-
15 lage derived from a loan commodity.

16 (b) COMPUTATION.—A loan deficiency payment for a
17 loan commodity or commodity referred to in subsection
18 (a)(2) shall be equal to the product obtained by multi-
19 plying—

20 (1) the payment rate determined under sub-
21 section (c) for the commodity; by

22 (2) the quantity of the commodity produced by
23 the eligible producers, excluding any quantity for
24 which the producers obtain a marketing assistance
25 loan under section 1201.

1 (c) PAYMENT RATE.—

2 (1) IN GENERAL.—In the case of a loan com-
3 modity, the payment rate shall be the amount by
4 which—

5 (A) the loan rate established under section
6 1202 for the loan commodity; exceeds

7 (B) the rate at which a marketing assist-
8 ance loan for the loan commodity may be repaid
9 under section 1204.

10 (2) UNSHORN PELTS.—In the case of unshorn
11 pelts, the payment rate shall be the amount by
12 which—

13 (A) the loan rate established under section
14 1202 for ungraded wool; exceeds

15 (B) the rate at which a marketing assist-
16 ance loan for ungraded wool may be repaid
17 under section 1204.

18 (3) HAY AND SILAGE.—In the case of hay or si-
19 lage derived from a loan commodity, the payment
20 rate shall be the amount by which—

21 (A) the loan rate established under section
22 1202 for the loan commodity from which the
23 hay or silage is derived; exceeds

1 (B) the rate at which a marketing assist-
2 ance loan for the loan commodity may be repaid
3 under section 1204.

4 (d) EXCEPTION FOR EXTRA LONG STAPLE COT-
5 TON.—This section shall not apply with respect to extra
6 long staple cotton.

7 (e) EFFECTIVE DATE FOR PAYMENT RATE DETER-
8 MINATION.—The Secretary shall determine the amount of
9 the loan deficiency payment to be made under this section
10 to the producers on a farm with respect to a quantity of
11 a loan commodity or commodity referred to in subsection
12 (a)(2) using the payment rate in effect under subsection
13 (c) as of the date the producers request the payment.

14 **SEC. 1206. PAYMENTS IN LIEU OF LOAN DEFICIENCY PAY-**
15 **MENTS FOR GRAZED ACREAGE.**

16 (a) ELIGIBLE PRODUCERS.—

17 (1) IN GENERAL.—Effective for the 2014
18 through 2018 crop years, in the case of a producer
19 that would be eligible for a loan deficiency payment
20 under section 1205 for wheat, barley, or oats, but
21 that elects to use acreage planted to the wheat, bar-
22 ley, or oats for the grazing of livestock, the Sec-
23 retary shall make a payment to the producer under
24 this section if the producer enters into an agreement

1 with the Secretary to forgo any other harvesting of
2 the wheat, barley, or oats on that acreage.

3 (2) GRAZING OF TRITICALE ACREAGE.—Effective
4 tive for the 2014 through 2018 crop years, with re-
5 spect to a producer on a farm that uses acreage
6 planted to triticale for the grazing of livestock, the
7 Secretary shall make a payment to the producer
8 under this section if the producer enters into an
9 agreement with the Secretary to forgo any other
10 harvesting of triticale on that acreage.

11 (b) PAYMENT AMOUNT.—

12 (1) IN GENERAL.—The amount of a payment
13 made under this section to a producer on a farm de-
14 scribed in subsection (a)(1) shall be equal to the
15 amount determined by multiplying—

16 (A) the loan deficiency payment rate deter-
17 mined under section 1205(c) in effect, as of the
18 date of the agreement, for the county in which
19 the farm is located; by

20 (B) the payment quantity determined by
21 multiplying—

22 (i) the quantity of the grazed acreage
23 on the farm with respect to which the pro-
24 ducer elects to forgo harvesting of wheat,
25 barley, or oats; and

1 (ii)(I) the payment yield in effect for
2 the calculation of price loss coverage under
3 subtitle A with respect to that loan com-
4 modity on the farm; or

5 (II) in the case of a farm without a
6 payment yield for that loan commodity, an
7 appropriate yield established by the Sec-
8 retary in a manner consistent with section
9 1106(c) of this Act.

10 (2) GRAZING OF TRITICALE ACREAGE.—The
11 amount of a payment made under this section to a
12 producer on a farm described in subsection (a)(2)
13 shall be equal to the amount determined by multi-
14 plying—

15 (A) the loan deficiency payment rate deter-
16 mined under section 1205(c) in effect for
17 wheat, as of the date of the agreement, for the
18 county in which the farm is located; by

19 (B) the payment quantity determined by
20 multiplying—

21 (i) the quantity of the grazed acreage
22 on the farm with respect to which the pro-
23 ducer elects to forgo harvesting of triticale;
24 and

1 (ii)(I) the payment yield in effect for
2 the calculation of price loss coverage under
3 subtitle A with respect to wheat on the
4 farm; or

5 (II) in the case of a farm without a
6 payment yield for wheat, an appropriate
7 yield established by the Secretary in a
8 manner consistent with section 1106(e) of
9 this Act.

10 (c) TIME, MANNER, AND AVAILABILITY OF PAY-
11 MENT.—

12 (1) TIME AND MANNER.—A payment under this
13 section shall be made at the same time and in the
14 same manner as loan deficiency payments are made
15 under section 1205.

16 (2) AVAILABILITY.—

17 (A) IN GENERAL.—The Secretary shall es-
18 tablish an availability period for the payments
19 authorized by this section.

20 (B) CERTAIN COMMODITIES.—In the case
21 of wheat, barley, and oats, the availability pe-
22 riod shall be consistent with the availability pe-
23 riod for the commodity established by the Sec-
24 retary for marketing assistance loans author-
25 ized by this subtitle.

1 (d) PROHIBITION ON CROP INSURANCE INDEMNITY
2 OR NONINSURED CROP ASSISTANCE.—A 2014 through
3 2018 crop of wheat, barley, oats, or triticale planted on
4 acreage that a producer elects, in the agreement required
5 by subsection (a), to use for the grazing of livestock in
6 lieu of any other harvesting of the crop shall not be eligible
7 for an indemnity under a policy or plan of insurance au-
8 thorized under the Federal Crop Insurance Act (7 U.S.C.
9 1501 et seq.) or noninsured crop assistance under section
10 196 of the Federal Agriculture Improvement and Reform
11 Act of 1996 (7 U.S.C. 7333).

12 **SEC. 1207. SPECIAL MARKETING LOAN PROVISIONS FOR**
13 **UPLAND COTTON.**

14 (a) SPECIAL IMPORT QUOTA.—

15 (1) DEFINITION OF SPECIAL IMPORT QUOTA.—

16 In this subsection, the term “special import quota”
17 means a quantity of imports that is not subject to
18 the over-quota tariff rate of a tariff-rate quota.

19 (2) ESTABLISHMENT.—

20 (A) IN GENERAL.—The President shall
21 carry out an import quota program during the
22 period beginning on August 1, 2014, and end-
23 ing on July 31, 2019, as provided in this sub-
24 section.

1 (B) PROGRAM REQUIREMENTS.—Whenever
2 the Secretary determines and announces that
3 for any consecutive 4-week period, the Friday
4 through Thursday average price quotation for
5 the lowest-priced United States growth, as
6 quoted for Middling (M) 1³/₃₂-inch cotton, deliv-
7 ered to a definable and significant international
8 market, as determined by the Secretary, ex-
9 ceeds the prevailing world market price, there
10 shall immediately be in effect a special import
11 quota.

12 (3) QUANTITY.—The quota shall be equal to
13 the consumption during a 1-week period of cotton by
14 domestic mills at the seasonally adjusted average
15 rate of the most recent 3 months for which official
16 data of the Department of Agriculture are available
17 or, in the absence of sufficient data, as estimated by
18 the Secretary.

19 (4) APPLICATION.—The quota shall apply to
20 upland cotton purchased not later than 90 days
21 after the date of the Secretary's announcement
22 under paragraph (2) and entered into the United
23 States not later than 180 days after that date.

24 (5) OVERLAP.—A special quota period may be
25 established that overlaps any existing quota period if

1 required by paragraph (2), except that a special
2 quota period may not be established under this sub-
3 section if a quota period has been established under
4 subsection (b).

5 (6) PREFERENTIAL TARIFF TREATMENT.—The
6 quantity under a special import quota shall be con-
7 sidered to be an in-quota quantity for purposes of—

8 (A) section 213(d) of the Caribbean Basin
9 Economic Recovery Act (19 U.S.C. 2703(d));

10 (B) section 204 of the Andean Trade Pref-
11 erence Act (19 U.S.C. 3203);

12 (C) section 503(d) of the Trade Act of
13 1974 (19 U.S.C. 2463(d)); and

14 (D) General Note 3(a)(iv) to the Har-
15 monized Tariff Schedule.

16 (7) LIMITATION.—The quantity of cotton en-
17 tered into the United States during any marketing
18 year under the special import quota established
19 under this subsection may not exceed the equivalent
20 of 10 week's consumption of upland cotton by do-
21 mestic mills at the seasonally adjusted average rate
22 of the 3 months immediately preceding the first spe-
23 cial import quota established in any marketing year.

24 (b) LIMITED GLOBAL IMPORT QUOTA FOR UPLAND
25 COTTON.—

1 (1) DEFINITIONS.—In this subsection:

2 (A) DEMAND.—The term “demand”
3 means—

4 (i) the average seasonally adjusted an-
5 nual rate of domestic mill consumption of
6 cotton during the most recent 3 months
7 for which official data of the Department
8 of Agriculture are available or, in the ab-
9 sence of sufficient data, as estimated by
10 the Secretary; and

11 (ii) the larger of—

12 (I) average exports of upland cot-
13 ton during the preceding 6 marketing
14 years; or

15 (II) cumulative exports of upland
16 cotton plus outstanding export sales
17 for the marketing year in which the
18 quota is established.

19 (B) LIMITED GLOBAL IMPORT QUOTA.—
20 The term “limited global import quota” means
21 a quantity of imports that is not subject to the
22 over-quota tariff rate of a tariff-rate quota.

23 (C) SUPPLY.—The term “supply” means,
24 using the latest official data of the Department
25 of Agriculture—

1 (i) the carry-over of upland cotton at
2 the beginning of the marketing year (ad-
3 justed to 480-pound bales) in which the
4 quota is established;

5 (ii) production of the current crop;
6 and

7 (iii) imports to the latest date avail-
8 able during the marketing year.

9 (2) PROGRAM.—The President shall carry out
10 an import quota program that provides that when-
11 ever the Secretary determines and announces that
12 the average price of the base quality of upland cot-
13 ton, as determined by the Secretary, in the des-
14 ignated spot markets for a month exceeded 130 per-
15 cent of the average price of the quality of cotton in
16 the markets for the preceding 36 months, notwith-
17 standing any other provision of law, there shall im-
18 mediately be in effect a limited global import quota
19 subject to the following conditions:

20 (A) QUANTITY.—The quantity of the quota
21 shall be equal to 21 days of domestic mill con-
22 sumption of upland cotton at the seasonally ad-
23 justed average rate of the most recent 3 months
24 for which official data of the Department of Ag-

1 riculture are available or, in the absence of suf-
2 ficient data, as estimated by the Secretary.

3 (B) QUANTITY IF PRIOR QUOTA.—If a
4 quota has been established under this sub-
5 section during the preceding 12 months, the
6 quantity of the quota next established under
7 this subsection shall be the smaller of 21 days
8 of domestic mill consumption calculated under
9 subparagraph (A) or the quantity required to
10 increase the supply to 130 percent of the de-
11 mand.

12 (C) PREFERENTIAL TARIFF TREAT-
13 MENT.—The quantity under a limited global
14 import quota shall be considered to be an in-
15 quota quantity for purposes of—

16 (i) section 213(d) of the Caribbean
17 Basin Economic Recovery Act (19 U.S.C.
18 2703(d));

19 (ii) section 204 of the Andean Trade
20 Preference Act (19 U.S.C. 3203);

21 (iii) section 503(d) of the Trade Act
22 of 1974 (19 U.S.C. 2463(d)); and

23 (iv) General Note 3(a)(iv) to the Har-
24 monized Tariff Schedule.

1 (D) QUOTA ENTRY PERIOD.—When a
2 quota is established under this subsection, cot-
3 ton may be entered under the quota during the
4 90-day period beginning on the date the quota
5 is established by the Secretary.

6 (3) NO OVERLAP.—Notwithstanding paragraph
7 (2), a quota period may not be established that over-
8 laps an existing quota period or a special quota pe-
9 riod established under subsection (a).

10 (c) ECONOMIC ADJUSTMENT ASSISTANCE TO USERS
11 OF UPLAND COTTON.—

12 (1) IN GENERAL.—Subject to paragraph (2),
13 the Secretary shall, on a monthly basis, make eco-
14 nomic adjustment assistance available to domestic
15 users of upland cotton in the form of payments for
16 all documented use of that upland cotton during the
17 previous monthly period regardless of the origin of
18 the upland cotton.

19 (2) VALUE OF ASSISTANCE.—Effective begin-
20 ning on August 1, 2013, the value of the assistance
21 provided under paragraph (1) shall be 3 cents per
22 pound.

23 (3) ALLOWABLE PURPOSES.—Economic adjust-
24 ment assistance under this subsection shall be made
25 available only to domestic users of upland cotton

1 that certify that the assistance shall be used only to
2 acquire, construct, install, modernize, develop, con-
3 vert, or expand land, plant, buildings, equipment, fa-
4 cilities, or machinery.

5 (4) REVIEW OR AUDIT.—The Secretary may
6 conduct such review or audit of the records of a do-
7 mestic user under this subsection as the Secretary
8 determines necessary to carry out this subsection.

9 (5) IMPROPER USE OF ASSISTANCE.—If the
10 Secretary determines, after a review or audit of the
11 records of the domestic user, that economic adjust-
12 ment assistance under this subsection was not used
13 for the purposes specified in paragraph (3), the do-
14 mestic user shall be—

15 (A) liable for the repayment of the assist-
16 ance to the Secretary, plus interest, as deter-
17 mined by the Secretary; and

18 (B) ineligible to receive assistance under
19 this subsection for a period of 1 year following
20 the determination of the Secretary.

21 **SEC. 1208. SPECIAL COMPETITIVE PROVISIONS FOR EXTRA**
22 **LONG STAPLE COTTON.**

23 (a) COMPETITIVENESS PROGRAM.—Notwithstanding
24 any other provision of law, during the period beginning

1 on the date of enactment of this Act through July 31,
2 2019, the Secretary shall carry out a program—

3 (1) to maintain and expand the domestic use of
4 extra long staple cotton produced in the United
5 States;

6 (2) to increase exports of extra long staple cot-
7 ton produced in the United States; and

8 (3) to ensure that extra long staple cotton pro-
9 duced in the United States remains competitive in
10 world markets.

11 (b) PAYMENTS UNDER PROGRAM; TRIGGER.—Under
12 the program, the Secretary shall make payments available
13 under this section whenever—

14 (1) for a consecutive 4-week period, the world
15 market price for the lowest priced competing growth
16 of extra long staple cotton (adjusted to United
17 States quality and location and for other factors af-
18 fecting the competitiveness of such cotton), as deter-
19 mined by the Secretary, is below the prevailing
20 United States price for a competing growth of extra
21 long staple cotton; and

22 (2) the lowest priced competing growth of extra
23 long staple cotton (adjusted to United States quality
24 and location and for other factors affecting the com-
25 petitiveness of such cotton), as determined by the

1 Secretary, is less than 134 percent of the loan rate
2 for extra long staple cotton.

3 (c) ELIGIBLE RECIPIENTS.—The Secretary shall
4 make payments available under this section to domestic
5 users of extra long staple cotton produced in the United
6 States and exporters of extra long staple cotton produced
7 in the United States that enter into an agreement with
8 the Commodity Credit Corporation to participate in the
9 program under this section.

10 (d) PAYMENT AMOUNT.—Payments under this sec-
11 tion shall be based on the amount of the difference in the
12 prices referred to in subsection (b)(1) during the fourth
13 week of the consecutive 4-week period multiplied by the
14 amount of documented purchases by domestic users and
15 sales for export by exporters made in the week following
16 such a consecutive 4-week period.

17 **SEC. 1209. AVAILABILITY OF RECOURSE LOANS FOR HIGH**
18 **MOISTURE FEED GRAINS AND SEED COTTON.**

19 (a) HIGH MOISTURE FEED GRAINS.—

20 (1) DEFINITION OF HIGH MOISTURE STATE.—

21 In this subsection, the term “high moisture state”
22 means corn or grain sorghum having a moisture con-
23 tent in excess of Commodity Credit Corporation
24 standards for marketing assistance loans made by
25 the Secretary under section 1201.

1 (2) RECOURSE LOANS AVAILABLE.—For each of
2 the 2014 through 2018 crops of corn and grain sor-
3 ghum, the Secretary shall make available recourse
4 loans, as determined by the Secretary, to producers
5 on a farm that—

6 (A) normally harvest all or a portion of
7 their crop of corn or grain sorghum in a high
8 moisture state;

9 (B) present—

10 (i) certified scale tickets from an in-
11 spected, certified commercial scale, includ-
12 ing a licensed warehouse, feedlot, feed mill,
13 distillery, or other similar entity approved
14 by the Secretary, pursuant to regulations
15 issued by the Secretary; or

16 (ii) field or other physical measure-
17 ments of the standing or stored crop in re-
18 gions of the United States, as determined
19 by the Secretary, that do not have certified
20 commercial scales from which certified
21 scale tickets may be obtained within rea-
22 sonable proximity of harvest operation;

23 (C) certify that the producers on the farm
24 were the owners of the feed grain at the time
25 of delivery to, and that the quantity to be

1 placed under loan under this subsection was in
2 fact harvested on the farm and delivered to, a
3 feedlot, feed mill, or commercial or on-farm
4 high-moisture storage facility, or to a facility
5 maintained by the users of corn and grain sor-
6 ghum in a high moisture state; and

7 (D) comply with deadlines established by
8 the Secretary for harvesting the corn or grain
9 sorghum and submit applications for loans
10 under this subsection within deadlines estab-
11 lished by the Secretary.

12 (3) ELIGIBILITY OF ACQUIRED FEED GRAINS.—

13 A loan under this subsection shall be made on a
14 quantity of corn or grain sorghum of the same crop
15 acquired by the producer equivalent to a quantity
16 determined by multiplying—

17 (A) the acreage of the corn or grain sor-
18 ghum in a high moisture state harvested on the
19 farm of the producer; by

20 (B) the lower of the farm program pay-
21 ment yield used to make payments under sub-
22 title A or the actual yield on a field, as deter-
23 mined by the Secretary, that is similar to the
24 field from which the corn or grain sorghum was
25 obtained.

1 (b) **RECOURSE LOANS AVAILABLE FOR SEED COT-**
2 **TON.**—For each of the 2014 through 2018 crops of upland
3 cotton and extra long staple cotton, the Secretary shall
4 make available recourse seed cotton loans, as determined
5 by the Secretary, on any production.

6 (c) **REPAYMENT RATES.**—Repayment of a recourse
7 loan made under this section shall be at the loan rate es-
8 tablished for the commodity by the Secretary, plus interest
9 (determined in accordance with section 163 of the Federal
10 Agriculture Improvement and Reform Act of 1996 (7
11 U.S.C. 7283)).

12 **SEC. 1210. ADJUSTMENTS OF LOANS.**

13 (a) **ADJUSTMENT AUTHORITY.**—Subject to sub-
14 section (e), the Secretary may make appropriate adjust-
15 ments in the loan rates for any loan commodity (other
16 than cotton) for differences in grade, type, quality, loca-
17 tion, and other factors.

18 (b) **MANNER OF ADJUSTMENT.**—The adjustments
19 under subsection (a) shall, to the maximum extent prac-
20 ticable, be made in such a manner that the average loan
21 level for the commodity will, on the basis of the anticipated
22 incidence of the factors, be equal to the level of support
23 determined in accordance with this subtitle and subtitle
24 C.

25 (c) **ADJUSTMENT ON COUNTY BASIS.**—

1 (1) IN GENERAL.—The Secretary may establish
2 loan rates for a crop for producers in individual
3 counties in a manner that results in the lowest loan
4 rate being 95 percent of the national average loan
5 rate, if those loan rates do not result in an increase
6 in outlays.

7 (2) PROHIBITION.—Adjustments under this
8 subsection shall not result in an increase in the na-
9 tional average loan rate for any year.

10 (d) ADJUSTMENT IN LOAN RATE FOR COTTON.—

11 (1) IN GENERAL.—The Secretary may make
12 appropriate adjustments in the loan rate for cotton
13 for differences in quality factors.

14 (2) TYPES OF ADJUSTMENTS.—Loan rate ad-
15 justments under paragraph (1) may include—

16 (A) the use of non-spot market price data,
17 in addition to spot market price data, that
18 would enhance the accuracy of the price infor-
19 mation used in determining quality adjustments
20 under this subsection;

21 (B) adjustments in the premiums or dis-
22 counts associated with upland cotton with a sta-
23 ple length of 33 or above due to micronaire
24 with the goal of eliminating any unnecessary ar-

1 tificial splits in the calculations of the pre-
2 miums or discounts; and

3 (C) such other adjustments as the Sec-
4 retary determines appropriate, after consulta-
5 tions conducted in accordance with paragraph
6 (3).

7 (3) CONSULTATION WITH PRIVATE SECTOR.—

8 (A) PRIOR TO REVISION.—In making ad-
9 justments to the loan rate for cotton (including
10 any review of the adjustments) as provided in
11 this subsection, the Secretary shall consult with
12 representatives of the United States cotton in-
13 dustry.

14 (B) INAPPLICABILITY OF FEDERAL ADVI-
15 SORY COMMITTEE ACT.—The Federal Advisory
16 Committee Act (5 U.S.C. App.) shall not apply
17 to consultations under this subsection.

18 (4) REVIEW OF ADJUSTMENTS.—The Secretary
19 may review the operation of the upland cotton qual-
20 ity adjustments implemented pursuant to this sub-
21 section and may make further adjustments to the
22 administration of the loan program for upland cot-
23 ton, by revoking or revising any adjustment taken
24 under paragraph (2).

1 (e) RICE.—The Secretary shall not make adjust-
2 ments in the loan rates for long grain rice and medium
3 grain rice, except for differences in grade and quality (in-
4 cluding milling yields).

5 **Subtitle C—Sugar**

6 **SEC. 1301. SUGAR PROGRAM.**

7 (a) CONTINUATION OF CURRENT PROGRAM AND
8 LOAN RATES.—

9 (1) SUGARCANE.—Section 156(a)(5) of the
10 Federal Agriculture Improvement and Reform Act of
11 1996 (7 U.S.C. 7272(a)(5)) is amended by striking
12 “the 2012 crop year” and inserting “each of the
13 2012 through 2018 crop years”.

14 (2) SUGAR BEETS.—Section 156(b)(2) of the
15 Federal Agriculture Improvement and Reform Act of
16 1996 (7 U.S.C. 7272(b)(2)) is amended by striking
17 “2012” and inserting “2018”.

18 (3) EFFECTIVE PERIOD.—Section 156(i) of the
19 Federal Agriculture Improvement and Reform Act of
20 1996 (7 U.S.C. 7272(i)) is amended by striking
21 “2012” and inserting “2018”.

22 (b) FLEXIBLE MARKETING ALLOTMENTS FOR
23 SUGAR.—

24 (1) SUGAR ESTIMATES.—Section 359b(a)(1) of
25 the Agricultural Adjustment Act of 1938 (7 U.S.C.

1 1359bb(a)(1)) is amended by striking “2012” and
2 inserting “2018”.

3 (2) EFFECTIVE PERIOD.—Section 359l(a) of
4 the Agricultural Adjustment Act of 1938 (7 U.S.C.
5 1359ll(a)) is amended by striking “2012” and in-
6 serting “2018”.

7 **Subtitle D—Dairy**

8 **PART I—DAIRY PRODUCER MARGIN PROTECTION** 9 **AND DAIRY MARKET STABILIZATION PROGRAMS**

10 **SEC. 1401. DEFINITIONS.**

11 In this part:

12 (1) ACTUAL DAIRY PRODUCER MARGIN.—The
13 term “actual dairy producer margin” means the dif-
14 ference between the all-milk price and the average
15 feed cost, as calculated under section 1402.

16 (2) ALL-MILK PRICE.—The term “all-milk
17 price” means the average price received, per hun-
18 dredweight of milk, by dairy producers for all milk
19 sold to plants and dealers in the United States, as
20 determined by the Secretary.

21 (3) ANNUAL PRODUCTION HISTORY.—The term
22 “annual production history” means the production
23 history determined for a participating dairy producer
24 under section 1413(b) whenever the dairy producer
25 purchases supplemental margin protection.

1 (4) AVERAGE FEED COST.—The term “average
2 feed cost” means the average cost of feed used by
3 a dairy operation to produce a hundredweight of
4 milk, determined under section 1402 using the sum
5 of the following:

6 (A) The product determined by multiplying
7 1.0728 by the price of corn per bushel.

8 (B) The product determined by multiplying
9 0.00735 by the price of soybean meal per ton.

10 (C) The product determined by multiplying
11 0.0137 by the price of alfalfa hay per ton.

12 (5) BASIC PRODUCTION HISTORY.—The term
13 “basic production history” means the production
14 history determined for a participating dairy producer
15 under section 1413(a) for provision of basic margin
16 protection.

17 (6) CONSECUTIVE TWO-MONTH PERIOD.—The
18 term “consecutive two-month period” refers to the
19 two-month period consisting of the months of Janu-
20 ary and February, March and April, May and June,
21 July and August, September and October, or No-
22 vember and December, respectively.

23 (7) DAIRY PRODUCER.—

24 (A) IN GENERAL.—Subject to subpara-
25 graph (B), the term “dairy producer” means an

1 individual or entity that directly or indirectly
2 (as determined by the Secretary)—

3 (i) shares in the risk of producing
4 milk; and

5 (ii) makes contributions (including
6 land, labor, management, equipment, or
7 capital) to the dairy operation of the indi-
8 vidual or entity that are at least commen-
9 surate with the share of the individual or
10 entity of the proceeds of the operation.

11 (B) ADDITIONAL OWNERSHIP STRUC-
12 TURES.—The Secretary shall determine addi-
13 tional ownership structures to be covered by the
14 definition of dairy producer.

15 (8) HANDLER.—

16 (A) IN GENERAL.—The term “handler”
17 means the initial individual or entity making
18 payment to a dairy producer for milk produced
19 in the United States and marketed for commer-
20 cial use.

21 (B) PRODUCER-HANDLER.—The term in-
22 cludes a “producer-handler” when the producer
23 satisfies the definition in subparagraph (A).

24 (9) MARGIN PROTECTION PROGRAM.—The term
25 “margin protection program” means the dairy pro-

1 ducer margin protection program required by sub-
2 part A.

3 (10) PARTICIPATING DAIRY PRODUCER.—The
4 term “participating dairy producer” means a dairy
5 producer that—

6 (A) signs up under section 1412 to partici-
7 pate in the margin protection program under
8 subpart A; and

9 (B) as a result, also participates in the sta-
10 bilization program under subpart B.

11 (11) STABILIZATION PROGRAM.—The term
12 “stabilization program” means the dairy market sta-
13 bilization program required by subpart B for all par-
14 ticipating dairy producers.

15 (12) STABILIZATION PROGRAM BASE.—The
16 term “stabilization program base”, with respect to a
17 participating dairy producer, means the stabilization
18 program base calculated for the producer under sec-
19 tion 1431(b).

20 (13) UNITED STATES.—The term “United
21 States”, in a geographical sense, means the 50
22 States, the District of Columbia, American Samoa,
23 Guam, the Commonwealth of the Northern Mariana
24 Islands, the Commonwealth of Puerto Rico, the Vir-

1 gin Islands of the United States, and any other ter-
2 ritory or possession of the United States.

3 **SEC. 1402. CALCULATION OF AVERAGE FEED COST AND AC-**
4 **TUAL DAIRY PRODUCER MARGINS.**

5 (a) CALCULATION OF AVERAGE FEED COST.—The
6 Secretary shall calculate the national average feed cost for
7 each month using the following data:

8 (1) The price of corn for a month shall be the
9 price received during that month by farmers in the
10 United States for corn, as reported in the monthly
11 Agricultural Prices report by the Secretary.

12 (2) The price of soybean meal for a month shall
13 be the central Illinois price for soybean meal, as re-
14 ported in the Market News-Monthly Soybean Meal
15 Price Report by the Secretary.

16 (3) The price of alfalfa hay for a month shall
17 be the price received during that month by farmers
18 in the United States for alfalfa hay, as reported in
19 the monthly Agricultural Prices report by the Sec-
20 retary.

21 (b) CALCULATION OF ACTUAL DAIRY PRODUCER
22 MARGINS.—

23 (1) MARGIN PROTECTION PROGRAM.—For use
24 in the margin protection program under subpart A,
25 the Secretary shall calculate the actual dairy pro-

1 ducer margin for each consecutive two-month period
2 by subtracting—

3 (A) the average feed cost for that consecu-
4 tive two-month period, determined in accord-
5 ance with subsection (a); from

6 (B) the all-milk price for that consecutive
7 two-month period.

8 (2) STABILIZATION PROGRAM.—For use in the
9 stabilization program under subpart B, the Sec-
10 retary shall calculate each month the actual dairy
11 producer margin for the preceding month by sub-
12 tracting—

13 (A) the average feed cost for that pre-
14 ceding month, determined in accordance with
15 subsection (a); from

16 (B) the all-milk price for that preceding
17 month.

18 (3) TIME FOR CALCULATIONS.—The calcula-
19 tions required by paragraphs (1) and (2) shall be
20 made as soon as practicable each month using the
21 full month price of the applicable reference month,
22 but in no case shall the calculation be made later
23 than the last business day of the month.

1 **Subpart A—Dairy Producer Margin Protection**
 2 **Program**

3 **SEC. 1411. ESTABLISHMENT OF DAIRY PRODUCER MARGIN**
 4 **PROTECTION PROGRAM.**

5 The Secretary shall establish and administer a dairy
 6 producer margin protection program for the purpose of
 7 protecting dairy producer income by paying participating
 8 dairy producers—

9 (1) basic margin protection payments when ac-
 10 tual dairy producer margins are less than the
 11 threshold levels for such payments; and

12 (2) supplemental margin protection payments if
 13 purchased by a participating dairy producer.

14 **SEC. 1412. PARTICIPATION OF DAIRY PRODUCERS IN MAR-**
 15 **GIN PROTECTION PROGRAM.**

16 (a) **ELIGIBILITY.**—All dairy producers in the United
 17 States are eligible to participate in the margin protection
 18 program, except that a dairy producer must sign up with
 19 the Secretary before the producer may receive—

20 (1) basic margin protection payments under
 21 section 1414; and

22 (2) if the dairy producer purchases supple-
 23 mental margin protection under section 1415, sup-
 24 plemental margin protection payments under such
 25 section.

26 (b) **SIGN-UP PROCESS.**—

1 (1) IN GENERAL.—The Secretary shall allow all
2 interested dairy producers to sign up to participate
3 in the margin protection program. The Secretary
4 shall specify the manner and form by which a dairy
5 producer must sign up to participate in the margin
6 protection program.

7 (2) TREATMENT OF MULTI-PRODUCER OPER-
8 ATIONS.—If a dairy operation consists of more than
9 one dairy producer, all of the dairy producers of the
10 operation shall be treated as a single dairy producer
11 for purposes of—

12 (A) registration to receive basic margin
13 protection and purchase supplemental margin
14 protection;

15 (B) payment of the administrative fee
16 under subsection (e) and producer premiums
17 under section 1415; and

18 (C) participation in the stabilization pro-
19 gram under subpart B.

20 (3) TREATMENT OF PRODUCERS WITH MUL-
21 TIPLE DAIRY OPERATIONS.—If a dairy producer op-
22 erates two or more dairy operations, each dairy op-
23 eration of the producer shall require a separate reg-
24 istration to receive basic margin protection and pur-
25 chase supplemental margin protection. Only those

1 dairy operations so registered shall be subject to the
2 stabilization program.

3 (c) TIME FOR SIGN UP.—

4 (1) EXISTING DAIRY PRODUCERS.—During the
5 one-year period beginning on the date of the initi-
6 ation of the sign-up period for the margin protection
7 program, a dairy producer that is actively engaged
8 in a dairy operation as of such date may sign up
9 with the Secretary—

10 (A) to receive basic margin protection; and

11 (B) if the producer elects, to purchase sup-
12 plemental margin protection.

13 (2) NEW ENTRANTS.—A dairy producer that
14 has no existing interest in a dairy operation as of
15 the date of the initiation of the sign-up period for
16 the margin protection program, but that, after such
17 date, establishes a new dairy operation, may sign up
18 with the Secretary during the one year period begin-
19 ning on the date on which the dairy operation first
20 markets milk commercially—

21 (A) to receive basic margin protection; and

22 (B) if the producer elects, to purchase sup-
23 plemental margin protection.

24 (d) RETROACTIVITY PROVISION.—

1 (1) NOTICE OF AVAILABILITY OF RETROACTIVE
2 PROTECTION.—Not later than 30 days after the ef-
3 fective date of this subtitle, the Secretary shall pub-
4 lish a notice in the Federal Register to inform dairy
5 producers of the availability of retroactive basic mar-
6 gin protection and retroactive supplemental margin
7 protection, subject to the condition that interested
8 producers must file a notice of intent (in such form
9 and manner as the Secretary specifies in the Federal
10 Register notice)—

11 (A) to participate in the margin protection
12 program and receive basic margin protection;
13 and

14 (B) at the election of the producer under
15 paragraph (3), to also obtain supplemental
16 margin protection.

17 (2) RETROACTIVE BASIC MARGIN PROTEC-
18 TION.—

19 (A) AVAILABILITY.—If a dairy producer
20 files a notice of intent under paragraph (1) to
21 participate in the margin protection program
22 before the initiation of the sign-up period for
23 the margin protection program and subse-
24 quently signs up for the margin protection pro-
25 gram, the producer shall receive basic margin

1 protection retroactive to the effective date of
2 this subtitle.

3 (B) DURATION.—Retroactive basic margin
4 protection under this paragraph for a dairy pro-
5 ducer shall apply from the effective date of this
6 subtitle until the date on which the producer
7 signs up for the margin protection program.

8 (3) RETROACTIVE SUPPLEMENTAL MARGIN
9 PROTECTION.—

10 (A) AVAILABILITY.—Subject to subpara-
11 graphs (B) and (C), if a dairy producer files a
12 notice of intent under paragraph (1) to partici-
13 pate in the margin protection program and ob-
14 tain supplemental margin protection and subse-
15 quently signs up for the margin protection pro-
16 gram, the producer shall receive supplemental
17 margin protection, in addition to the basic mar-
18 gin protection under paragraph (2), retroactive
19 to the effective date of this subtitle.

20 (B) DEADLINE FOR SUBMISSION.—A no-
21 tice of intent to obtain retroactive supplemental
22 margin protection must be filed with the Sec-
23 retary no later than the earlier of the following:

24 (i) 150 days after the date on which
25 the Secretary publishes the notice in the

1 Federal Register required by paragraph
2 (1).

3 (ii) The date on which the Secretary
4 initiates the sign up period for the margin
5 protection program.

6 (C) ELECTION OF COVERAGE LEVEL AND
7 PERCENTAGE OF COVERAGE.—To be sufficient
8 to obtain retroactive supplemental margin pro-
9 tection, the notice of intent to participate filed
10 by a dairy producer must specify—

11 (i) a selected coverage level that is
12 higher, in any increment of \$0.50, than the
13 payment threshold for basic margin protec-
14 tion specified in section 1414(b), but not
15 to exceed \$6.00; and

16 (ii) the percentage of coverage, subject
17 to limits imposed in section 1415(c).

18 (D) DURATION.—The coverage level and
19 percentage specified in the notice of intent to
20 participate filed by a dairy producer shall apply
21 from the effective date of this subtitle until the
22 later of the following:

23 (i) October 1, 2013.

1 (ii) The date on which the Secretary
2 initiates the sign-up period for the margin
3 protection program.

4 (4) NOTICE OF INTENT AND OBLIGATION TO
5 PARTICIPATE IN MARGIN PROTECTION PROGRAM.—
6 In no way does filing a notice of intent under this
7 subsection obligate a dairy producer to sign up for
8 the margin protection program once the program
9 rules are final, but if a producer does file a notice
10 of intent and subsequently signs up for the margin
11 protection program, that dairy producer is obligated
12 to pay fees and premiums for any retroactive basic
13 margin protection or retroactive supplemental mar-
14 gin protection selected in the notice of intent.

15 (e) ADMINISTRATIVE FEE.—

16 (1) ADMINISTRATIVE FEE REQUIRED.—A dairy
17 producer shall pay an administrative fee under this
18 subsection to sign up to participate in the margin
19 protection program. The participating dairy pro-
20 ducer shall pay the administrative fee annually
21 thereafter to continue to participate in the margin
22 protection program.

23 (2) FEE AMOUNT.—The administrative fee for
24 a participating dairy producer for a calendar year is
25 based on the pounds of milk (in millions) marketed

1 by the dairy producer in the previous calendar year,
 2 as follows:

Pounds Marketed (in millions)	Admin. Fee
less than 1	\$100
1 to 10	\$250
more than 10 to 40	\$500
more than 40	\$1000

3 (3) DEPOSIT OF FEES.—All administrative fees
 4 collected under this subsection shall be credited to
 5 the fund or account used to cover the costs incurred
 6 to administer the margin protection program and
 7 the stabilization program and shall be available to
 8 the Secretary, without further appropriation and
 9 until expended, for use or transfer as provided in
 10 paragraph (4).

11 (4) USE OF FEES.—The Secretary shall use ad-
 12 ministrative fees collected under this subsection—

13 (A) to cover administrative costs of the
 14 margin protection program and stabilization
 15 program; and

16 (B) to the extent funds remain available
 17 after operation of subparagraphs (A), to cover
 18 costs of the Department of Agriculture relating
 19 to reporting of dairy market news and to carry
 20 out section 273 of the Agricultural Marketing
 21 Act of 1946 (7 U.S.C. 1637b).

1 (f) RECONSTITUTION.—The Secretary shall prohibit
2 a dairy producer from reconstituting a dairy operation for
3 the sole purpose of the dairy producer—

4 (1) receiving basic margin protection;

5 (2) purchasing supplemental margin protection;

6 or

7 (3) avoiding participation in the stabilization
8 program.

9 (g) PRIORITY CONSIDERATION.—A dairy operation
10 that participates in the margin protection program shall
11 be eligible to participate in the livestock gross margin for
12 dairy program under the Federal Crop Insurance Act (7
13 U.S.C. 1501 et seq.) only after operations that are not
14 participating in the production margin protection program
15 are enrolled.

16 **SEC. 1413. PRODUCTION HISTORY OF PARTICIPATING**
17 **DAIRY PRODUCERS.**

18 (a) PRODUCTION HISTORY FOR BASIC MARGIN PRO-
19 TECTION.—

20 (1) DETERMINATION REQUIRED.—For purposes
21 of providing basic margin protection, the Secretary
22 shall determine the basic production history of the
23 dairy operation of each participating dairy producer
24 in the margin protection program.

1 (2) CALCULATION.—Except as provided in
2 paragraph (3), the basic production history of a par-
3 ticipating dairy producer for basic margin protection
4 is equal to the highest annual milk marketings of
5 the dairy producer during any one of the three cal-
6 endar years immediately preceding the calendar year
7 in which the dairy producer first signed up to par-
8 ticipate in the margin protection program.

9 (3) ELECTION BY NEW PRODUCERS.—If a par-
10 ticipating dairy producer has been in operation for
11 less than a year, the dairy producer shall elect one
12 of the following methods for the Secretary to deter-
13 mine the basic production history of the dairy pro-
14 ducer:

15 (A) The volume of the actual milk mar-
16 ketings for the months the dairy producer has
17 been in operation extrapolated to a yearly
18 amount.

19 (B) An estimate of the actual milk mar-
20 ketings of the dairy producer based on the herd
21 size of the producer relative to the national roll-
22 ing herd average data published by the Sec-
23 retary.

24 (4) NO CHANGE IN PRODUCTION HISTORY FOR
25 BASIC MARGIN PROTECTION.—Once the basic pro-

1 duction history of a participating dairy producer is
2 determined under paragraph (2) or (3), the basic
3 production history shall not be subsequently changed
4 for purposes of determining the amount of any basic
5 margin protection payments for the dairy producer
6 made under section 1414.

7 (b) ANNUAL PRODUCTION HISTORY FOR SUPPLE-
8 MENTAL MARGIN PROTECTION.—

9 (1) DETERMINATION REQUIRED.—For purposes
10 of providing supplemental margin protection for a
11 participating dairy producer that purchases supple-
12 mental margin protection for a year under section
13 1415, the Secretary shall determine the annual pro-
14 duction history of the dairy operation of the dairy
15 producer under paragraph (2).

16 (2) CALCULATION.—The annual production his-
17 tory of a participating dairy producer for a year is
18 equal to the actual milk marketings of the dairy pro-
19 ducer during the preceding calendar year.

20 (3) NEW PRODUCERS.—Subsection (a)(3) shall
21 apply with respect to determining the annual pro-
22 duction history of a participating dairy producer
23 that has been in operation for less than a year.

1 (c) REQUIRED INFORMATION.—A participating dairy
2 producer shall provide all information that the Secretary
3 may require in order to establish—

4 (1) the basic production history of the dairy op-
5 eration of the dairy producer under subsection (a);
6 and

7 (2) the production history of the dairy oper-
8 ation of the dairy producer whenever the producer
9 purchases supplemental margin protection under
10 section 1415.

11 (d) TRANSFER OF PRODUCTION HISTORIES.—

12 (1) TRANSFER BY SALE OR LEASE.—In promul-
13 gating the rules to initiate the margin protection
14 program, the Secretary shall specify the conditions
15 under which and the manner by which the produc-
16 tion history of a dairy operation may be transferred
17 by sale or lease.

18 (2) COVERAGE LEVEL.—

19 (A) BASIC MARGIN PROTECTION.—A pur-
20 chaser or lessee to whom the Secretary trans-
21 fers a basic production history under this sub-
22 section shall not obtain a different level of basic
23 margin protection than the basic margin protec-
24 tion coverage held by the seller or lessor from
25 whom the transfer was obtained.

1 (B) SUPPLEMENTAL MARGIN PROTEC-
2 TION.—A purchaser or lessee to whom the Sec-
3 retary transfers an annual production history
4 under this subsection shall not obtain a dif-
5 ferent level of supplemental margin protection
6 coverage than the supplemental margin protec-
7 tion coverage in effect for the seller or lessor
8 from whom the transfer was obtained for the
9 calendar year in which the transfer was made.

10 (e) MOVEMENT AND TRANSFER OF PRODUCTION
11 HISTORY.—

12 (1) MOVEMENT AND TRANSFER AUTHOR-
13 IZED.—Subject to paragraph (2), if a dairy producer
14 moves from one location to another location, the
15 dairy producer may maintain the basic production
16 history and annual production history associated
17 with the operation.

18 (2) NOTIFICATION REQUIREMENT.—A dairy
19 producer shall notify the Secretary of any move of
20 a dairy operation under paragraph (1).

21 (3) SUBSEQUENT OCCUPATION OF VACATED LO-
22 CATION.—A party subsequently occupying a dairy
23 operation location vacated as described in paragraph
24 (1) shall have no interest in the basic production

1 history or annual production history previously asso-
2 ciated with the operation at such location.

3 **SEC. 1414. BASIC MARGIN PROTECTION.**

4 (a) **ELIGIBILITY.**—All participating dairy producers
5 are eligible to receive basic margin protection under the
6 margin protection program.

7 (b) **PAYMENT THRESHOLD.**—Participating dairy pro-
8 ducers shall receive a basic margin protection payment
9 whenever the average actual dairy producer margin for a
10 consecutive two-month period is less than \$4.00 per hun-
11 dredweight of milk.

12 (c) **BASIC MARGIN PROTECTION PAYMENT.**—

13 (1) **PAYMENT REQUIRED.**—The Secretary shall
14 make a basic margin protection payment to each
15 participating dairy producer whenever such a pay-
16 ment is required by subsection (b).

17 (2) **AMOUNT OF PAYMENT.**—The basic margin
18 protection payment for the dairy operation of a par-
19 ticipating dairy producer for a consecutive two-
20 month period shall be determined as follows:

21 (A) The Secretary shall calculate the dif-
22 ference between the average actual dairy pro-
23 ducer margin for the consecutive two-month pe-
24 riod and \$4.00, except that, if the difference is
25 more than \$4.00, the Secretary shall use \$4.00.

1 (B) The Secretary shall multiply the
2 amount under subparagraph (A) by the lesser
3 of the following:

4 (i) 80 percent of the production his-
5 tory of the dairy producer, divided by six.

6 (ii) The actual amount of milk mar-
7 keted by the dairy operation of the dairy
8 producer during the consecutive two-month
9 period.

10 **SEC. 1415. SUPPLEMENTAL MARGIN PROTECTION.**

11 (a) ELECTION OF SUPPLEMENTAL MARGIN PROTEC-
12 TION.—Supplemental margin protection is available only
13 on an annual basis. A participating dairy producer may
14 annually purchase supplemental margin protection to pro-
15 tect, during the calendar year for which purchased, a high-
16 er level of the income of a participating dairy producer
17 than the income level guaranteed by basic margin protec-
18 tion under section 1414.

19 (b) SELECTION OF PAYMENT THRESHOLD.—A par-
20 ticipating dairy producer purchasing supplemental margin
21 protection for a year shall elect a coverage level that is
22 higher, in any increment of \$0.50, than the payment
23 threshold for basic margin protection specified in section
24 1414(b), but not to exceed \$8.00.

1 (c) SELECTION OF COVERAGE PERCENTAGE.—A par-
2 ticipating dairy producer purchasing supplemental margin
3 protection for a year shall elect a percentage of coverage
4 equal to not more than 90 percent, nor less than 25 per-
5 cent, of the annual production history of the dairy oper-
6 ation of the participating dairy producer.

7 (d) PRODUCER PREMIUMS FOR SUPPLEMENTAL
8 MARGIN PROTECTION.—

9 (1) PREMIUMS REQUIRED.—A participating
10 dairy producer that purchases supplemental margin
11 protection shall pay an annual premium equal to the
12 product obtained by multiplying—

13 (A) the percentage selected by the dairy
14 producer under subsection (c);

15 (B) the annual production history of the
16 dairy producer; and

17 (C) the premium per hundredweight of
18 milk, as specified in the applicable table under
19 paragraph (2) or (3).

20 (2) PREMIUM PER HUNDREDWEIGHT FOR FIRST
21 4 MILLION POUNDS OF PRODUCTION.—For the first
22 4,000,000 pounds of milk marketings included in
23 the annual production history of a participating
24 dairy producer, the premium per hundredweight cor-

1 responding to each coverage level specified in the fol-
 2 lowing table is as follows:

Coverage Level	Premium per Cwt.
\$4.50	\$0.01
\$5.00	\$0.025
\$5.50	\$0.04
\$6.00	\$0.065
\$6.50	\$0.09
\$7.00	\$0.434
\$7.50	\$0.590
\$8.00	\$0.922

3 (3) PREMIUM PER HUNDREDWEIGHT FOR PRO-
 4 DUCTON IN EXCESS OF 4 MILLION POUNDS.—For
 5 milk marketings in excess of 4,000,000 pounds in-
 6 cluded in the annual production history of a partici-
 7 pating dairy producer, the premium per hundred-
 8 weight corresponding to each coverage level is as fol-
 9 lows:

Coverage Level	Premium per Cwt.
\$4.50	\$0.015
\$5.00	\$0.036
\$5.50	\$0.081
\$6.00	\$0.155
\$6.50	\$0.230
\$7.00	\$0.434
\$7.50	\$0.590
\$8.00	\$0.922

10 (4) TIME FOR PAYMENT.—In promulgating the
 11 rules to initiate the margin protection program, the
 12 Secretary shall provide more than one method by
 13 which a participating dairy producer that purchases
 14 supplemental margin protection for a calendar year

1 may pay the premium under this subsection for that
2 year that maximizes producer payment flexibility
3 and program integrity.

4 (e) PRODUCER'S PREMIUM OBLIGATIONS.—

5 (1) PRO-RATION OF PREMIUM FOR NEW PRO-
6 DUCERS.—A dairy producer described in section
7 1412(e)(2) that purchases supplemental margin pro-
8 tection for a calendar year after the start of the cal-
9 endar year shall pay a pro-rated premium for that
10 calendar year based on the portion of the calendar
11 year for which the producer purchases the coverage.

12 (2) LEGAL OBLIGATION.—A participating dairy
13 producer that purchases supplemental margin pro-
14 tection for a calendar year shall be legally obligated
15 to pay the applicable premium for that calendar
16 year, except that, if the dairy producer retires, the
17 producer may request that Secretary cancel the sup-
18 plemental margin protection if the producer has ter-
19 minated the dairy operation entirely and certifies
20 under oath that the producer will not be actively en-
21 gaged in any dairy operation for at least the next
22 seven years.

23 (f) SUPPLEMENTAL PAYMENT THRESHOLD.—A par-
24 ticipating dairy producer with supplemental margin pro-
25 tection shall receive a supplemental margin protection

1 payment whenever the average actual dairy producer mar-
2 gin for a consecutive two-month period is less than the
3 coverage level threshold selected by the dairy producer
4 under subsection (b).

5 (g) SUPPLEMENTAL MARGIN PROTECTION PAY-
6 MENTS.—

7 (1) IN GENERAL.—The supplemental margin
8 protection payment for a participating dairy pro-
9 ducer is in addition to the basic margin protection
10 payment.

11 (2) AMOUNT OF PAYMENT.—The supplemental
12 margin protection payment for the dairy operation
13 of a participating dairy producer shall be determined
14 as follows:

15 (A) The Secretary shall calculate the dif-
16 ference between the coverage level threshold se-
17 lected by the dairy producer under subsection
18 (b) and the greater of—

19 (i) the average actual dairy producer
20 margin for the consecutive two-month pe-
21 riod; or

22 (ii) \$4.00.

23 (B) The amount determined under sub-
24 paragraph (A) shall be multiplied by the per-
25 centage selected by the participating dairy pro-

1 ducer under subsection (c) and by the lesser of
2 the following:

3 (i) The annual production history of
4 the dairy operation of the dairy producer,
5 divided by six.

6 (ii) The actual amount of milk mar-
7 keted by the dairy operation of the dairy
8 producer during the consecutive two-month
9 period.

10 **SEC. 1416. EFFECT OF FAILURE TO PAY ADMINISTRATIVE**
11 **FEEES OR PREMIUMS.**

12 (a) LOSS OF BENEFITS.—A participating dairy pro-
13 ducer that fails to pay the required administrative fee
14 under section 1412 or is in arrears on premium payments
15 for supplemental margin protection under section 1415—

16 (1) remains legally obligated to pay the admin-
17 istrative fee or premiums, as the case may be; and

18 (2) may not receive basic margin protection
19 payments or supplemental margin protection pay-
20 ments until the fees or premiums are fully paid.

21 (b) ENFORCEMENT.—The Secretary may take such
22 action as necessary to collect administrative fees and pre-
23 mium payments for supplemental margin protection.

1 **Subpart B—Dairy Market Stabilization Program**

2 **SEC. 1431. ESTABLISHMENT OF DAIRY MARKET STABILIZA-**
3 **TION PROGRAM.**

4 (a) PROGRAM REQUIRED; PURPOSE.—The Secretary
5 shall establish and administer a dairy market stabilization
6 program applicable to participating dairy producers for
7 the purpose of assisting in balancing the supply of milk
8 with demand when dairy producers are experiencing low
9 or negative operating margins.

10 (b) ELECTION OF STABILIZATION PROGRAM BASE
11 CALCULATION METHOD.—

12 (1) ELECTION.—When a dairy producer signs
13 up under section 1412 to participate in the margin
14 protection program, the dairy producer shall inform
15 the Secretary of the method by which the stabiliza-
16 tion program base for the dairy producer for fiscal
17 year 2013 will be calculated under paragraph (3).

18 (2) CHANGE IN CALCULATION METHOD.—A
19 participating dairy producer may change the sta-
20 bilization program base calculation method to be
21 used for a calendar year by notifying the Secretary
22 of the change not later than a date determined by
23 the Secretary.

24 (3) CALCULATION METHODS.—A participating
25 dairy producer may elect either of the following

1 methods for calculation of the stabilization program
2 base for the producer:

3 (A) The volume of the average monthly
4 milk marketings of the dairy producer for the
5 three months immediately preceding the an-
6 nouncement by the Secretary that the stabiliza-
7 tion program will become effective.

8 (B) The volume of the monthly milk mar-
9 ketings of the dairy producer for the same
10 month in the preceding year as the month for
11 which the Secretary has announced the sta-
12 bilization program will become effective.

13 **SEC. 1432. THRESHOLD FOR IMPLEMENTATION AND RE-**
14 **DUCTION IN DAIRY PRODUCER PAYMENTS.**

15 (a) WHEN STABILIZATION PROGRAM REQUIRED.—
16 Except as provided in subsection (b), the Secretary shall
17 announce that the stabilization program is in effect and
18 order reduced payments for any participating dairy pro-
19 ducer that exceeds the applicable percentage of the pro-
20 ducer's stabilization program base whenever—

21 (1) the actual dairy producer margin has been
22 \$6.00 or less per hundredweight of milk for each of
23 the immediately preceding two months; or

1 (2) the actual dairy producer margin has been
2 \$4.00 or less per hundredweight of milk for the im-
3 mediately preceding month.

4 (b) EXCEPTION.—The Secretary shall not make the
5 announcement under subsection (a) to implement the sta-
6 bilization program or order reduced payments if any of
7 the conditions described in section 1436(b) have been met
8 during the two months immediately preceding the month
9 in which the announcement under subsection (a) would
10 otherwise be made by the Secretary in the absence of this
11 exception.

12 (c) EFFECTIVE DATE FOR IMPLEMENTATION OF
13 PAYMENT REDUCTIONS.—Reductions in dairy producer
14 payments shall commence beginning on the first day of
15 the month immediately following the date of the announce-
16 ment by the Secretary under subsection (a).

17 **SEC. 1433. PRODUCER MILK MARKETING INFORMATION.**

18 (a) COLLECTION OF MILK MARKETING DATA.—The
19 Secretary shall establish, by regulation, a process to collect
20 from participating dairy producers and handlers such in-
21 formation that the Secretary considers necessary for each
22 month during which the stabilization program is in effect.

23 (b) REDUCE REGULATORY BURDEN.—When imple-
24 menting the process under subsection (a), the Secretary

1 shall minimize the regulatory burden on dairy producers
2 and handlers.

3 **SEC. 1434. CALCULATION AND COLLECTION OF REDUCED**
4 **DAIRY PRODUCER PAYMENTS.**

5 (a) REDUCED PRODUCER PAYMENTS REQUIRED.—

6 During any month in which payment reductions are in ef-
7 fect under the stabilization program, each handler shall
8 reduce payments to each participating dairy producer
9 from whom the handler receives milk.

10 (b) REDUCTIONS BASED ON ACTUAL DAIRY PRO-
11 DUCER MARGIN.—

12 (1) REDUCTION REQUIREMENT 1.—Unless the
13 reduction required by paragraph (2) or (3) applies,
14 when the actual dairy producer margin has been
15 \$6.00 or less per hundredweight of milk for two con-
16 secutive months, the handler shall make payments to
17 a participating dairy producer for a month based on
18 the greater of the following:

19 (A) 98 percent of the stabilization program
20 base of the dairy producer.

21 (B) 94 percent of the marketings of milk
22 for the month by the producer.

23 (2) REDUCTION REQUIREMENT 2.—Unless the
24 reduction required by paragraph (3) applies, when
25 the actual dairy producer margin has been \$5.00 or

1 less per hundredweight of milk for two consecutive
2 months, the handler shall make payments to a par-
3 ticipating dairy producer for a month based on the
4 greater of the following:

5 (A) 97 percent of the stabilization program
6 base of the dairy producer.

7 (B) 93 percent of the marketings of milk
8 for the month by the producer.

9 (3) REDUCTION REQUIREMENT 3.—When the
10 actual dairy producer margin has been \$4.00 or less
11 for any one month, the handler shall make payments
12 to a participating dairy producer for a month based
13 on the greater of the following:

14 (A) 96 percent of the stabilization program
15 base of the dairy producer.

16 (B) 92 percent of the marketings of milk
17 for the month by the producer.

18 (c) CONTINUATION OF REDUCTIONS.—The largest
19 level of payment reduction required under paragraph (1),
20 (2), or (3) of subsection (b) shall be continued for each
21 month until the Secretary suspends the stabilization pro-
22 gram and terminates payment reductions in accordance
23 with section 1436.

24 (d) PAYMENT REDUCTION EXCEPTION.—Notwith-
25 standing any preceding subsection of this section, a han-

1 dler shall make no payment reductions for a dairy pro-
 2 ducer for a month if the producer's milk marketings for
 3 the month are equal to or less than the percentage of the
 4 stabilization program base applicable to the producer
 5 under paragraph (1), (2), or (3) of subsection (b).

6 **SEC. 1435. REMITTING MONIES TO THE SECRETARY AND**
 7 **USE OF MONIES.**

8 (a) REMITTING MONIES.—As soon as practicable
 9 after the end of each month during which payment reduc-
 10 tions are in effect under the stabilization program, each
 11 handler shall remit to the Secretary an amount equal to
 12 the amount by which payments to participating dairy pro-
 13 ducers are reduced by the handler under section 1434.

14 (b) DEPOSIT OF MONIES.—All monies received under
 15 subsection (a) shall be available to the Secretary, without
 16 further appropriation and until expended, for use or trans-
 17 fer as provided in subsection (c).

18 (c) USE OF MONIES.—

19 (1) AVAILABILITY FOR CERTAIN COMMODITY
 20 DONATIONS.—Within three months of the receipt of
 21 monies under subsection (a), the Secretary shall ob-
 22 ligate the monies for the purpose of—

23 (A) purchasing dairy products for donation
 24 to food banks and other programs that the Sec-
 25 retary determines appropriate; and

1 (B) expanding consumption and building
2 demand for dairy products.

3 (2) NO DUPLICATION OF EFFORT.—The Sec-
4 retary shall ensure that expenditures under para-
5 graph (1) are compatible with, and do not duplicate,
6 programs supported by the dairy research and pro-
7 motion activities conducted under the Dairy Produc-
8 tion Stabilization Act of 1983 (7 U.S.C. 4501 et
9 seq.).

10 (3) ACCOUNTING.—The Secretary shall keep an
11 accurate account of all monies obligated under para-
12 graph (1).

13 (d) ANNUAL REPORT.—Not later than December 31
14 of each year that the stabilization program is in effect,
15 the Secretary shall submit to the Committee on Agri-
16 culture of the House of Representatives and the Com-
17 mittee on Agriculture, Nutrition, and Forestry of the Sen-
18 ate a report that provides an accurate accounting of—

19 (1) the monies received by the Secretary during
20 the preceding fiscal year under subsection (a); and

21 (2) all expenditures made by the Secretary
22 under subsection (b) during the preceding fiscal
23 year.

24 (e) ENFORCEMENT.—If a participating dairy pro-
25 ducer or handler fails to remit or collect the amounts by

1 which payments to participating dairy producers are re-
2 duced under section 1434, the producer or handler respon-
3 sible for the failure shall be liable to the Secretary for the
4 amount that should have been remitted or collected, plus
5 interest. In addition to the enforcement authorities avail-
6 able under section 1437, the Secretary may enforce this
7 subsection in the courts of the United States.

8 **SEC. 1436. SUSPENSION OF REDUCED PAYMENT REQUIRE-**
9 **MENT.**

10 (a) DETERMINATION OF PRICES.—For purposes of
11 this section:

12 (1) The price in the United States for cheddar
13 cheese and nonfat dry milk shall be determined by
14 the Secretary.

15 (2) The world price of cheddar cheese and skim
16 milk powder shall be determined by the Secretary.

17 (b) INITIAL SUSPENSION THRESHOLDS.—The Sec-
18 retary shall announce that the stabilization program shall
19 be suspended whenever the Secretary determines that—

20 (1) the actual dairy producer margin is greater
21 than \$6.00 per hundredweight of milk for two con-
22 secutive months;

23 (2) the dairy producer margin is equal to or
24 less than \$6.00 (but greater than \$5.00) for two

1 consecutive months, and during the same two con-
2 secutive months—

3 (A) the price in the United States for
4 cheddar cheese is equal to or greater than the
5 world price of cheddar cheese; or

6 (B) the price in the United States for non-
7 fat dry milk is equal to or greater than the
8 world price of skim milk powder;

9 (3) the dairy producer margin is equal to or
10 less than \$5.00 (but greater than \$4.00) for two
11 consecutive months, and during the same two con-
12 secutive months—

13 (A) the price in the United States for
14 cheddar cheese is more than 5 percent above
15 the world price of cheddar cheese; or

16 (B) the price in the United States for non-
17 fat dry milk is more than 5 percent above the
18 world price of skim milk powder; or

19 (4) the dairy producer margin is equal to or
20 less than \$4.00 for two consecutive months, and
21 during the same two consecutive months—

22 (A) the price in the United States for
23 cheddar cheese is more than 7 percent above
24 the world price of cheddar cheese; or

1 (B) the price in the United States for non-
2 fat dry milk is more than 7 percent above the
3 world price of skim milk powder.

4 (c) ENHANCED SUSPENSION THRESHOLDS.—If the
5 stabilization program is not suspended pursuant to sub-
6 section (b) for six consecutive months or more, the sta-
7 bilization program shall be suspended whenever the Sec-
8 retary determines that—

9 (1) the actual dairy producer margin is greater
10 than \$6.00 per hundredweight of milk for two con-
11 secutive months;

12 (2) the dairy producer margin is equal to or
13 less than \$6.00 (but greater than \$5.00) for two
14 consecutive months, and during the same two con-
15 secutive months—

16 (A) the price in the United States for
17 cheddar cheese is not less than 97 percent of
18 the world price of cheddar cheese; or

19 (B) the price in the United States for non-
20 fat dry milk is not less than 97 percent of the
21 world price of skim milk powder;

22 (3) the dairy producer margin is equal to or
23 less than \$5.00 (but greater than \$4.00) for two
24 consecutive months, and during the same two con-
25 secutive months—

1 (A) the price in the United States for
2 cheddar cheese is more than 3 percent above
3 the world price of cheddar cheese; or

4 (B) the price in the United States for non
5 fat dry milk is more than 3 percent above the
6 world price of skim milk powder; or

7 (4) the dairy producer margin is equal to or
8 less than \$4.00 for two consecutive months, and
9 during the same two consecutive months—

10 (A) the price in the United States for
11 cheddar cheese is more than 6 percent above
12 the world price of cheddar cheese; or

13 (B) the price in the United States for non
14 fat dry milk is more than 6 percent above the
15 world price of skim milk powder.

16 (d) IMPLEMENTATION BY HANDLERS.—Effective on
17 the day after the date of the announcement by the Sec-
18 retary under subsection (b) or (c) of the suspension of the
19 stabilization program, the handler shall cease reducing
20 payments to participating dairy producers under the sta-
21 bilization program.

22 (e) CONDITION ON RESUMPTION OF STABILIZATION
23 PROGRAM.—Upon the announcement by the Secretary
24 under subsection (b) or (c) that the stabilization program

1 has been suspended, the stabilization program may not be
2 implemented again until, at the earliest—

3 (1) two months have passed, beginning on the
4 first day of the month immediately following the an-
5 nouncement by the Secretary; and

6 (2) the conditions of section 1432(a) are again
7 met.

8 **SEC. 1437. ENFORCEMENT.**

9 (a) UNLAWFUL ACT.—It shall be unlawful and a vio-
10 lation of the this subpart for any person subject to the
11 stabilization program to willfully fail or refuse to provide,
12 or delay the timely reporting of, accurate information and
13 remittance of funds to the Secretary in accordance with
14 this subpart.

15 (b) ORDER.—After providing notice and opportunity
16 for a hearing to an affected person, the Secretary may
17 issue an order against any person to cease and desist from
18 continuing any violation of this subpart.

19 (c) APPEAL.—An order of the Secretary under sub-
20 section (b) shall be final and conclusive unless an affected
21 person files an appeal of the order of the Secretary in
22 United States district court not later than 30 days after
23 the date of the issuance of the order. A finding of the
24 Secretary in the order shall be set aside only if the finding
25 is not supported by substantial evidence.

1 (d) NONCOMPLIANCE WITH ORDER.—If a person
2 subject to this subpart fails to obey an order issued under
3 subsection (b) after the order has become final and
4 unappealable, or after the appropriate United States dis-
5 trict court has entered a final judgment in favor of the
6 Secretary, the United States may apply to the appropriate
7 United States district court for enforcement of the order.
8 If the court determines that the order was lawfully made
9 and duly served and that the person violated the order,
10 the court shall enforce the order.

11 **SEC. 1438. AUDIT REQUIREMENTS.**

12 (a) AUDITS OF PRODUCER AND HANDLER COMPLI-
13 ANCE.—

14 (1) AUDITS AUTHORIZED.—If determined by
15 the Secretary to be necessary to ensure compliance
16 by participating dairy producers and handlers with
17 the stabilization program, the Secretary may con-
18 duct periodic audits of participating dairy producers
19 and handlers.

20 (2) SAMPLE OF DAIRY PRODUCERS.—Any audit
21 conducted under this subsection shall include, at a
22 minimum, investigation of a statistically valid and
23 random sample of participating dairy producers.

24 (b) SUBMISSION OF RESULTS.—The Secretary shall
25 submit the results of any audit conducted under sub-

1 section (a) to the Committee on Agriculture of the House
2 of Representatives and the Committee on Agriculture, Nu-
3 trition, and Forestry of the Senate and include such rec-
4 ommendations as the Secretary considers appropriate re-
5 garding the stabilization program.

6 **Subpart C—Commodity Credit Corporation**

7 **SEC. 1451. USE OF COMMODITY CREDIT CORPORATION.**

8 The Secretary shall use the funds, facilities, and the
9 authorities of the Commodity Credit Corporation to carry
10 out this part.

11 **Subpart D—Initiation and Duration**

12 **SEC. 1461. RULEMAKING.**

13 (a) PROCEDURE.—The promulgation of regulations
14 for the initiation of the margin protection program and
15 the stabilization program, and for administration of such
16 programs, shall be made ~~without regard to~~—

17 (1) **without regard to** chapter 35 of title
18 44, United States Code (commonly known as the
19 Paperwork Reduction Act);

20 (2) **without regard to** the Statement of
21 Policy of the Secretary of Agriculture effective July
22 24, 1971 (36 Fed. Reg. 13804), relating to notices
23 of proposed rulemaking and public participation in
24 rulemaking; and

1 (3) the notice and comment provisions of **sub-**
2 **ject to subsection (b), pursuant to** section
3 553 of title 5, United States Code.

4 ~~(b) CONGRESSIONAL REVIEW OF AGENCY RULE-~~
5 ~~MAKING.—In carrying out subsection (a), the Secretary~~
6 ~~shall use the authority provided under section 808 of title~~
7 ~~5, United States Code.~~

8 **(b) SPECIAL RULEMAKING REQUIREMENTS.—**

9 **(1) INTERIM RULES REQUIRED FOR STA-**
10 **BILIZATION PROGRAM.—**

11 **(A) IN GENERAL.—With respect to**
12 **the stabilization program, the Sec-**
13 **retary shall promulgate interim rules**
14 **no later than nine months after the**
15 **date of the enactment of this Act**
16 **under the authority provided in sub-**
17 **paragraph (B) of section 553(b) of**
18 **title 5, United States Code.**

19 **(B) INTERIM DETERMINATION.—The**
20 **interim rules required for the sta-**
21 **bilization program shall include an**
22 **interim determination by the Sec-**
23 **retary regarding the impacts of the**
24 **stabilization program on—**

1 **(i) the dairy product value**
2 **chain, including impacts on pro-**
3 **ducers, processors, domestic cus-**
4 **tomers, export customers, actual**
5 **market growth and potential mar-**
6 **ket growth, farms of different**
7 **sizes, and different regions and**
8 **States;**

9 **(ii) the competitiveness of the**
10 **United States dairy industry in**
11 **international markets;**

12 **(iii) domestic or international**
13 **Government-funded nutrition**
14 **programs;**

15 **(iv) consumers; and**

16 **(v) competition in domestic**
17 **dairy markets.**

18 **(C) EFFECTIVE DATE.—The interim**
19 **rules required for the stabilization**
20 **program shall be effective on publica-**
21 **tion.**

22 **(2) INTERIM RULES AUTHORIZED FOR**
23 **MARGIN PROTECTION PROGRAM.—With re-**
24 **spect to the margin protection program,**
25 **the Secretary may promulgate interim**

1 rules under the authority provided in
2 subparagraph (B) of section 553(b) of title
3 5, United States Code, if the Secretary de-
4 termines such interim rules to be needed.
5 Any such interim rules for the margin
6 protection program shall be effective on
7 publication.

8 (3) FINAL RULES.—

9 (A) IN GENERAL.—With respect to
10 the margin protection program and
11 stabilization program, the Secretary
12 shall promulgate final rules, with an
13 opportunity for public notice and
14 comment, no later than 21 months
15 after the date of the enactment of this
16 Act.

17 (B) FINAL DETERMINATION.—The
18 final rules required for the stabiliza-
19 tion program shall include a final de-
20 termination by the Secretary of the
21 impacts of the stabilization program
22 on each of the items specified in
23 paragraph (1)(B).

24 (c) INCLUSION OF ADDITIONAL ORDER.—Section
25 143(a)(2) of the Federal Agriculture Improvement and

1 Reform Act of 1996 (7 U.S.C. 7253(a)(2)) is amended
2 by adding at the end the following new sentence: “Sub-
3 section (b)(2) does not apply to the authority of the Sec-
4 retary under this subsection.”.

5 **SEC. 1462. DURATION.**

6 The margin protection program and the stabilization
7 program shall end on December 31, 2018.

8 **PART II—REPEAL OR REAUTHORIZATION OF**
9 **OTHER DAIRY-RELATED PROVISIONS**

10 **SEC. 1481. REPEAL OF DAIRY PRODUCT PRICE SUPPORT**
11 **AND MILK INCOME LOSS CONTRACT PRO-**
12 **GRAMS.**

13 (a) REPEAL OF DAIRY PRODUCT PRICE SUPPORT
14 PROGRAM.—Section 1501 of the Food, Conservation, and
15 Energy Act of 2008 (7 U.S.C. 8771) is repealed.

16 (b) REPEAL OF MILK INCOME LOSS CONTRACT PRO-
17 GRAM.—Section 1506 of the Food, Conservation, and En-
18 ergy Act of 2008 (7 U.S.C. 8773) is repealed.

19 **SEC. 1482. REPEAL OF DAIRY EXPORT INCENTIVE PRO-**
20 **GRAM.**

21 (a) REPEAL.—Section 153 of the Food Security Act
22 of 1985 (15 U.S.C. 713a–14) is repealed.

23 (b) CONFORMING AMENDMENTS.—Section 902(2) of
24 the Trade Sanctions Reform and Export Enhancement
25 Act of 2000 (22 U.S.C. 7201(2)) is amended—

- 1 (1) by striking subparagraph (D); and
2 (2) by redesignating subparagraphs (E) and
3 (F) as subparagraphs (D) and (E), respectively.

4 **SEC. 1483. EXTENSION OF DAIRY FORWARD PRICING PRO-**
5 **GRAM.**

6 Section 1502(e) of the Food, Conservation, and En-
7 ergy Act of 2008 (7 U.S.C. 8772(e)) is amended—

8 (1) in paragraph (1), by striking “2012” and
9 inserting “2018”; and

10 (2) in paragraph (2), by striking “2015” and
11 inserting “2021”.

12 **SEC. 1484. EXTENSION OF DAIRY INDEMNITY PROGRAM.**

13 Section 3 of Public Law 90–484 (7 U.S.C. 450l) is
14 amended by striking “2012” and inserting “2018”.

15 **SEC. 1485. EXTENSION OF DAIRY PROMOTION AND RE-**
16 **SEARCH PROGRAM.**

17 Section 113(e)(2) of the Dairy Production Stabiliza-
18 tion Act of 1983 (7 U.S.C. 4504(e)(2)) is amended by
19 striking “2012” and inserting “2018”.

20 **SEC. 1486. REPEAL OF FEDERAL MILK MARKETING ORDER**
21 **REVIEW COMMISSION.**

22 Section 1509 of the Food, Conservation, and Energy
23 Act of 2008 (Public Law 110–246; 122 Stat. 1726) is re-
24 pealed.

1 **PART III—EFFECTIVE DATE**

2 **SEC. 1491. EFFECTIVE DATE.**

3 This subtitle and the amendments made by this sub-
4 title shall take effect on October 1, 2013.

5 **Subtitle E—Supplemental Agricultural**
6 **Disaster Assistance Pro-**
7 **grams**

8 **SEC. 1501. SUPPLEMENTAL AGRICULTURAL DISASTER AS-**
9 **SISTANCE.**

10 (a) **DEFINITIONS.**—In this section:

11 (1) **ELIGIBLE PRODUCER ON A FARM.**—

12 (A) **IN GENERAL.**—The term “eligible pro-
13 ducer on a farm” means an individual or entity
14 described in subparagraph (B) that, as deter-
15 mined by the Secretary, assumes the production
16 and market risks associated with the agricul-
17 tural production of crops or livestock.

18 (B) **DESCRIPTION.**—An individual or enti-
19 ty referred to in subparagraph (A) is—

20 (i) a citizen of the United States;

21 (ii) a resident alien;

22 (iii) a partnership of citizens of the
23 United States; or

24 (iv) a corporation, limited liability cor-
25 poration, or other farm organizational
26 structure organized under State law.

1 (2) FARM-RAISED FISH.—The term “farm-
2 raised fish” means any aquatic species that is propa-
3 gated and reared in a controlled environment.

4 (3) LIVESTOCK.—The term “livestock” in-
5 cludes—

6 (A) cattle (including dairy cattle);

7 (B) bison;

8 (C) poultry;

9 (D) sheep;

10 (E) swine;

11 (F) horses; and

12 (G) other livestock, as determined by the
13 Secretary.

14 (4) SECRETARY.—The term “Secretary” means
15 the Secretary of Agriculture.

16 (b) LIVESTOCK INDEMNITY PAYMENTS.—

17 (1) PAYMENTS.—For each of the fiscal years
18 2012 through 2018, the Secretary shall use such
19 sums as are necessary of the funds of the Com-
20 modity Credit Corporation to make livestock indem-
21 nity payments to eligible producers on farms that
22 have incurred livestock death losses in excess of the
23 normal mortality, as determined by the Secretary,
24 due to—

1 (A) attacks by animals reintroduced into
2 the wild by the Federal Government or pro-
3 tected by Federal law, including wolves and
4 avian predators; or

5 (B) adverse weather, as determined by the
6 Secretary, during the calendar year, including
7 losses due to hurricanes, floods, blizzards, dis-
8 ease, wildfires, extreme heat, and extreme cold.

9 (2) PAYMENT RATES.—Indemnity payments to
10 an eligible producer on a farm under paragraph (1)
11 shall be made at a rate of 75 percent of the market
12 value of the applicable livestock on the day before
13 the date of death of the livestock, as determined by
14 the Secretary.

15 (3) SPECIAL RULE FOR PAYMENTS MADE DUE
16 TO DISEASE.—The Secretary shall ensure that pay-
17 ments made to an eligible producer under paragraph
18 (1) are not made for the same livestock losses for
19 which compensation is provided pursuant to section
20 10407(d) of the Animal Health Protection Act (7
21 U.S.C. 8306(d)).

22 (c) LIVESTOCK FORAGE DISASTER PROGRAM.—

23 (1) DEFINITIONS.—In this subsection:

24 (A) COVERED LIVESTOCK.—

1 (i) IN GENERAL.—Except as provided
2 in clause (ii), the term “covered livestock”
3 means livestock of an eligible livestock pro-
4 ducer that, during the 60 days prior to the
5 beginning date of a qualifying drought or
6 fire condition, as determined by the Sec-
7 retary, the eligible livestock producer—

8 (I) owned;

9 (II) leased;

10 (III) purchased;

11 (IV) entered into a contract to
12 purchase;

13 (V) is a contract grower; or

14 (VI) sold or otherwise disposed of
15 due to qualifying drought conditions
16 during—

17 (aa) the current production
18 year; or

19 (bb) subject to paragraph
20 (3)(B)(ii), 1 or both of the 2 pro-
21 duction years immediately pre-
22 ceding the current production
23 year.

24 (ii) EXCLUSION.—The term “covered
25 livestock” does not include livestock that

1 were or would have been in a feedlot, on
2 the beginning date of the qualifying
3 drought or fire condition, as a part of the
4 normal business operation of the eligible
5 livestock producer, as determined by the
6 Secretary.

7 (B) DROUGHT MONITOR.—The term
8 “drought monitor” means a system for
9 classifying drought severity according to a
10 range of abnormally dry to exceptional drought,
11 as defined by the Secretary.

12 (C) ELIGIBLE LIVESTOCK PRODUCER.—

13 (i) IN GENERAL.—The term “eligible
14 livestock producer” means an eligible pro-
15 ducer on a farm that—

16 (I) is an owner, cash or share
17 lessee, or contract grower of covered
18 livestock that provides the pastureland
19 or grazing land, including cash-leased
20 pastureland or grazing land, for the
21 livestock;

22 (II) provides the pastureland or
23 grazing land for covered livestock, in-
24 cluding cash-leased pastureland or

1 grazing land that is physically located
2 in a county affected by drought;

3 (III) certifies grazing loss; and

4 (IV) meets all other eligibility re-
5 quirements established under this sub-
6 section.

7 (ii) EXCLUSION.—The term “eligible
8 livestock producer” does not include an
9 owner, cash or share lessee, or contract
10 grower of livestock that rents or leases
11 pastureland or grazing land owned by an-
12 other person on a rate-of-gain basis.

13 (D) NORMAL CARRYING CAPACITY.—The
14 term “normal carrying capacity”, with respect
15 to each type of grazing land or pastureland in
16 a county, means the normal carrying capacity,
17 as determined under paragraph (3)(D)(i), that
18 would be expected from the grazing land or
19 pastureland for livestock during the normal
20 grazing period, in the absence of a drought or
21 fire that diminishes the production of the graz-
22 ing land or pastureland.

23 (E) NORMAL GRAZING PERIOD.—The term
24 “normal grazing period”, with respect to a
25 county, means the normal grazing period during

1 the calendar year for the county, as determined
2 under paragraph (3)(D)(i).

3 (2) PROGRAM.—For each of the fiscal years
4 2012 through 2018, the Secretary shall use such
5 sums as are necessary of the funds of the Com-
6 modity Credit Corporation to provide compensation
7 for losses to eligible livestock producers due to graz-
8 ing losses for covered livestock due to—

9 (A) a drought condition, as described in
10 paragraph (3); or

11 (B) fire, as described in paragraph (4).

12 (3) ASSISTANCE FOR LOSSES DUE TO DROUGHT
13 CONDITIONS.—

14 (A) ELIGIBLE LOSSES.—

15 (i) IN GENERAL.—An eligible livestock
16 producer may receive assistance under this
17 subsection only for grazing losses for cov-
18 ered livestock that occur on land that—

19 (I) is native or improved
20 pastureland with permanent vegeta-
21 tive cover; or

22 (II) is planted to a crop planted
23 specifically for the purpose of pro-
24 viding grazing for covered livestock.

1 (ii) EXCLUSIONS.—An eligible live-
2 stock producer may not receive assistance
3 under this subsection for grazing losses
4 that occur on land used for haying or graz-
5 ing under the conservation reserve pro-
6 gram established under subchapter B of
7 chapter 1 of subtitle D of title XII of the
8 Food Security Act of 1985 (16 U.S.C.
9 3831 et seq.).

10 (B) MONTHLY PAYMENT RATE.—

11 (i) IN GENERAL.—Except as provided
12 in clause (ii), the payment rate for assist-
13 ance under this paragraph for 1 month
14 shall, in the case of drought, be equal to
15 60 percent of the lesser of—

16 (I) the monthly feed cost for all
17 covered livestock owned or leased by
18 the eligible livestock producer, as de-
19 termined under subparagraph (C); or

20 (II) the monthly feed cost cal-
21 culated by using the normal carrying
22 capacity of the eligible grazing land of
23 the eligible livestock producer.

24 (ii) PARTIAL COMPENSATION.—In the
25 case of an eligible livestock producer that

1 sold or otherwise disposed of covered live-
2 stock due to drought conditions in 1 or
3 both of the 2 production years immediately
4 preceding the current production year, as
5 determined by the Secretary, the payment
6 rate shall be 80 percent of the payment
7 rate otherwise calculated in accordance
8 with clause (i).

9 (C) MONTHLY FEED COST.—

10 (i) IN GENERAL.—The monthly feed
11 cost shall equal the product obtained by
12 multiplying—

13 (I) 30 days;

14 (II) a payment quantity that is
15 equal to the feed grain equivalent, as
16 determined under clause (ii); and

17 (III) a payment rate that is equal
18 to the corn price per pound, as deter-
19 mined under clause (iii).

20 (ii) FEED GRAIN EQUIVALENT.—For
21 purposes of clause (i)(II), the feed grain
22 equivalent shall equal—

23 (I) in the case of an adult beef
24 cow, 15.7 pounds of corn per day; or

1 (II) in the case of any other type
2 of weight of livestock, an amount de-
3 termined by the Secretary that rep-
4 represents the average number of pounds
5 of corn per day necessary to feed the
6 livestock.

7 (iii) CORN PRICE PER POUND.—For
8 purposes of clause (i)(III), the corn price
9 per pound shall equal the quotient ob-
10 tained by dividing—

11 (I) the higher of—

12 (aa) the national average
13 corn price per bushel for the 12-
14 month period immediately pre-
15 ceeding March 1 of the year for
16 which the disaster assistance is
17 calculated; or

18 (bb) the national average
19 corn price per bushel for the 24-
20 month period immediately pre-
21 ceeding that March 1; by

22 (II) 56.

23 (D) NORMAL GRAZING PERIOD AND
24 DROUGHT MONITOR INTENSITY.—

1 (i) FSA COUNTY COMMITTEE DETER-
2 MINATIONS.—

3 (I) IN GENERAL.—The Secretary
4 shall determine the normal carrying
5 capacity and normal grazing period
6 for each type of grazing land or
7 pastureland in the county served by
8 the applicable committee.

9 (II) CHANGES.—No change to
10 the normal carrying capacity or nor-
11 mal grazing period established for a
12 county under subclause (I) shall be
13 made unless the change is requested
14 by the appropriate State and county
15 Farm Service Agency committees.

16 (ii) DROUGHT INTENSITY.—

17 (I) D2.—An eligible livestock
18 producer that owns or leases grazing
19 land or pastureland that is physically
20 located in a county that is rated by
21 the U.S. Drought Monitor as having a
22 D2 (severe drought) intensity in any
23 area of the county for at least 8 con-
24 secutive weeks during the normal
25 grazing period for the county, as de-

1 terminated by the Secretary, shall be el-
2 igible to receive assistance under this
3 paragraph in an amount equal to 1
4 monthly payment using the monthly
5 payment rate determined under sub-
6 paragraph (B).

7 (II) D3.—An eligible livestock
8 producer that owns or leases grazing
9 land or pastureland that is physically
10 located in a county that is rated by
11 the U.S. Drought Monitor as having
12 at least a D3 (extreme drought) in-
13 tensity in any area of the county at
14 any time during the normal grazing
15 period for the county, as determined
16 by the Secretary, shall be eligible to
17 receive assistance under this para-
18 graph—

19 (aa) in an amount equal to
20 3 monthly payments using the
21 monthly payment rate deter-
22 mined under subparagraph (B);

23 (bb) if the county is rated as
24 having a D3 (extreme drought)
25 intensity in any area of the coun-

1 ty for at least 4 weeks during the
2 normal grazing period for the
3 county, or is rated as having a
4 D4 (exceptional drought) inten-
5 sity in any area of the county at
6 any time during the normal graz-
7 ing period, in an amount equal to
8 4 monthly payments using the
9 monthly payment rate deter-
10 mined under subparagraph (B);
11 or

12 (cc) if the county is rated as
13 having a D4 (exceptional
14 drought) intensity in any area of
15 the county for at least 4 weeks
16 during the normal grazing pe-
17 riod, in an amount equal to 5
18 monthly payments using the
19 monthly rate determined under
20 subparagraph (B).

21 (4) ASSISTANCE FOR LOSSES DUE TO FIRE ON
22 PUBLIC MANAGED LAND.—

23 (A) IN GENERAL.—An eligible livestock
24 producer may receive assistance under this
25 paragraph only if—

1 (i) the grazing losses occur on range-
2 land that is managed by a Federal agency;
3 and

4 (ii) the eligible livestock producer is
5 prohibited by the Federal agency from
6 grazing the normal permitted livestock on
7 the managed rangeland due to a fire.

8 (B) PAYMENT RATE.—The payment rate
9 for assistance under this paragraph shall be
10 equal to 50 percent of the monthly feed cost for
11 the total number of livestock covered by the
12 Federal lease of the eligible livestock producer,
13 as determined under paragraph (3)(C).

14 (C) PAYMENT DURATION.—

15 (i) IN GENERAL.—Subject to clause
16 (ii), an eligible livestock producer shall be
17 eligible to receive assistance under this
18 paragraph for the period—

19 (I) beginning on the date on
20 which the Federal agency excludes the
21 eligible livestock producer from using
22 the managed rangeland for grazing;
23 and

1 (II) ending on the last day of the
2 Federal lease of the eligible livestock
3 producer.

4 (ii) LIMITATION.—An eligible livestock
5 producer may only receive assistance under
6 this paragraph for losses that occur on not
7 more than 180 days per year.

8 (5) NO DUPLICATIVE PAYMENTS.—An eligible
9 livestock producer may elect to receive assistance for
10 grazing or pasture feed losses due to drought condi-
11 tions under paragraph (3) or fire under paragraph
12 (4), but not both for the same loss, as determined
13 by the Secretary.

14 (d) EMERGENCY ASSISTANCE FOR LIVESTOCK,
15 HONEY BEES, AND FARM-RAISED FISH.—

16 (1) IN GENERAL.—For each of the fiscal years
17 2012 through 2018, the Secretary shall use not
18 more than \$20,000,000 of the funds of the Com-
19 modity Credit Corporation to provide emergency re-
20 lief to eligible producers of livestock, honey bees, and
21 farm-raised fish to aid in the reduction of losses due
22 to disease (including cattle tick fever), adverse
23 weather, or other conditions, such as blizzards and
24 wildfires, as determined by the Secretary, that are
25 not covered under subsection (b) or (c).

1 (2) USE OF FUNDS.—Funds made available
2 under this subsection shall be used to reduce losses
3 caused by feed or water shortages, disease, or other
4 factors as determined by the Secretary.

5 (3) AVAILABILITY OF FUNDS.—Any funds made
6 available under this subsection shall remain available
7 until expended.

8 (e) TREE ASSISTANCE PROGRAM.—

9 (1) DEFINITIONS.—In this subsection:

10 (A) ELIGIBLE ORCHARDIST.—The term
11 “eligible orchardist” means a person that pro-
12 duces annual crops from trees for commercial
13 purposes.

14 (B) NATURAL DISASTER.—The term “nat-
15 ural disaster” means plant disease, insect infes-
16 tation, drought, fire, freeze, flood, earthquake,
17 lightning, or other occurrence, as determined by
18 the Secretary.

19 (C) NURSERY TREE GROWER.—The term
20 “nursery tree grower” means a person who pro-
21 duces nursery, ornamental, fruit, nut, or Christ-
22 mas trees for commercial sale, as determined by
23 the Secretary.

24 (D) TREE.—The term “tree” includes a
25 tree, bush, and vine.

1 (2) ELIGIBILITY.—

2 (A) LOSS.—Subject to subparagraph (B),
3 for each of the fiscal years 2012 through 2018,
4 the Secretary shall use such sums as are nec-
5 essary of the funds of the Commodity Credit
6 Corporation to provide assistance—

7 (i) under paragraph (3) to eligible or-
8 chardists and nursery tree growers that
9 planted trees for commercial purposes but
10 lost the trees as a result of a natural dis-
11 aster, as determined by the Secretary; and

12 (ii) under paragraph (3)(B) to eligible
13 orchardists and nursery tree growers that
14 have a production history for commercial
15 purposes on planted or existing trees but
16 lost the trees as a result of a natural dis-
17 aster, as determined by the Secretary.

18 (B) LIMITATION.—An eligible orchardist
19 or nursery tree grower shall qualify for assist-
20 ance under subparagraph (A) only if the tree
21 mortality of the eligible orchardist or nursery
22 tree grower, as a result of damaging weather or
23 related condition, exceeds 15 percent (adjusted
24 for normal mortality).

1 (3) ASSISTANCE.—Subject to paragraph (4),
2 the assistance provided by the Secretary to eligible
3 orchardists and nursery tree growers for losses de-
4 scribed in paragraph (2) shall consist of—

5 (A)(i) reimbursement of 65 percent of the
6 cost of replanting trees lost due to a natural
7 disaster, as determined by the Secretary, in ex-
8 cess of 15 percent mortality (adjusted for nor-
9 mal mortality); or

10 (ii) at the option of the Secretary, suffi-
11 cient seedlings to reestablish a stand; and

12 (B) reimbursement of 50 percent of the
13 cost of pruning, removal, and other costs in-
14 curred by an eligible orchardist or nursery tree
15 grower to salvage existing trees or, in the case
16 of tree mortality, to prepare the land to replant
17 trees as a result of damage or tree mortality
18 due to a natural disaster, as determined by the
19 Secretary, in excess of 15 percent damage or
20 mortality (adjusted for normal tree damage and
21 mortality).

22 (4) LIMITATIONS ON ASSISTANCE.—

23 (A) DEFINITIONS OF LEGAL ENTITY AND
24 PERSON.—In this paragraph, the terms “legal
25 entity” and “person” have the meaning given

1 those terms in section 1001(a) of the Food Se-
2 curity Act of 1985 (7 U.S.C. 1308(a)).

3 (B) AMOUNT.—The total amount of pay-
4 ments received, directly or indirectly, by a per-
5 son or legal entity (excluding a joint venture or
6 general partnership) under this subsection may
7 not exceed \$125,000 for any crop year, or an
8 equivalent value in tree seedlings.

9 (C) ACRES.—The total quantity of acres
10 planted to trees or tree seedlings for which a
11 person or legal entity shall be entitled to receive
12 payments under this subsection may not exceed
13 500 acres.

14 (f) PAYMENT LIMITATIONS.—

15 (1) DEFINITIONS OF LEGAL ENTITY AND PER-
16 SON.—In this subsection, the terms “legal entity”
17 and “person” have the meaning given those terms in
18 section 1001(a) of the Food Security Act of 1985 (7
19 U.S.C. 1308(a)).

20 (2) AMOUNT.—The total amount of disaster as-
21 sistance payments received, directly or indirectly, by
22 a person or legal entity (excluding a joint venture or
23 general partnership) under this section (excluding
24 payments received under subsection (e)) may not ex-
25 ceed \$125,000 for any crop year.

1 (3) DIRECT ATTRIBUTION.—Subsections (e)
2 and (f) of section 1001 of the Food Security Act of
3 1985 (7 U.S.C. 1308) or any successor provisions
4 relating to direct attribution shall apply with respect
5 to assistance provided under this section.

6 **Subtitle F—Administration**

7 **SEC. 1601. ADMINISTRATION GENERALLY.**

8 (a) USE OF COMMODITY CREDIT CORPORATION.—
9 The Secretary of Agriculture shall use the funds, facilities,
10 and authorities of the Commodity Credit Corporation to
11 carry out this title.

12 (b) DETERMINATIONS BY SECRETARY.—A deter-
13 mination made by the Secretary under this title shall be
14 final and conclusive.

15 (c) REGULATIONS.—

16 (1) IN GENERAL.—Except as otherwise pro-
17 vided in this subsection, not later than 90 days after
18 the date of enactment of this Act, the Secretary and
19 the Commodity Credit Corporation, as appropriate,
20 shall promulgate such regulations as are necessary
21 to implement this title and the amendments made by
22 this title.

23 (2) PROCEDURE.—The promulgation of the reg-
24 ulations and administration of this title and the
25 amendments made by this title and sections 11003

1 and 11016 of this Act shall be made ~~without regard~~
2 ~~to—~~

3 ~~(A) the notice and comment provisions of~~
4 ~~section 553 of title 5, United States Code;~~

5 **(A) pursuant to section 553 of title**
6 **5, United States Code, including by**
7 **interim rules effective on publication**
8 **under the authority provided in sub-**
9 **paragraph (B) of subsection (b) of**
10 **such section if the Secretary deter-**
11 **mines such interim rules to be need-**
12 **ed and final rules, with an oppor-**
13 **tunity for notice and comment, no**
14 **later than 21 months after the date of**
15 **the enactment of this Act;**

16 **(B) without regard to** chapter 35 of
17 title 44, United States Code (commonly known
18 as the “Paperwork Reduction Act”); and

19 **(C) without regard to** the Statement
20 of Policy of the Secretary of Agriculture effec-
21 tive July 24, 1971 (36 Fed. Reg. 13804), relat-
22 ing to notices of proposed rulemaking and pub-
23 lic participation in rulemaking.

24 ~~(3) CONGRESSIONAL REVIEW OF AGENCY RULE-~~
25 ~~MAKING.—In carrying out this subsection, the Sec-~~

1 ~~retary shall use the authority provided under section~~
2 ~~808 of title 5, United States Code.~~

3 (d) ADJUSTMENT AUTHORITY RELATED TO TRADE
4 AGREEMENTS COMPLIANCE.—

5 (1) REQUIRED DETERMINATION; ADJUST-
6 ~~MENT.~~—If the Secretary determines that expendi-
7 tures under this title that are subject to the total al-
8 lowable domestic support levels under the Uruguay
9 Round Agreements (as defined in section 2 of the
10 Uruguay Round Agreements Act (19 U.S.C. 3501))
11 will exceed the allowable levels for any applicable re-
12 porting period, the Secretary shall, to the maximum
13 extent practicable, make adjustments in the amount
14 of the expenditures during that period to ensure that
15 the expenditures do not exceed the allowable levels.

16 (2) CONGRESSIONAL NOTIFICATION.—Before
17 making any adjustment under paragraph (1), the
18 Secretary shall submit to the Committee on Agri-
19 culture of the House of Representatives and the
20 Committee on Agriculture, Nutrition, and Forestry
21 of the Senate a report describing the determination
22 made under that paragraph and the extent of the
23 adjustment to be made.

1 **SEC. 1602. SUSPENSION OF PERMANENT PRICE SUPPORT**
2 **AUTHORITY.**

3 (a) AGRICULTURAL ADJUSTMENT ACT OF 1938.—
4 The following provisions of the Agricultural Adjustment
5 Act of 1938 shall not be applicable to the 2014 through
6 2018 crops of covered commodities (as defined in section
7 1104), cotton, and sugar and shall not be applicable to
8 milk during the period beginning on the date of enactment
9 of this Act through December 31, 2018:

10 (1) Parts II through V of subtitle B of title III
11 (7 U.S.C. 1326 et seq.).

12 (2) In the case of upland cotton, section 377 (7
13 U.S.C. 1377).

14 (3) Subtitle D of title III (7 U.S.C. 1379a et
15 seq.).

16 (4) Title IV (7 U.S.C. 1401 et seq.).

17 (b) AGRICULTURAL ACT OF 1949.—The following
18 provisions of the Agricultural Act of 1949 shall not be ap-
19 plicable to the 2013 through 2018 crops of covered com-
20 modities (as defined in section 1104), cotton, and sugar
21 and shall not be applicable to milk during the period be-
22 ginning on the date of enactment of this Act and through
23 December 31, 2018:

24 (1) Section 101 (7 U.S.C. 1441).

25 (2) Section 103(a) (7 U.S.C. 1444(a)).

26 (3) Section 105 (7 U.S.C. 1444b).

1 (4) Section 107 (7 U.S.C. 1445a).

2 (5) Section 110 (7 U.S.C. 1445e).

3 (6) Section 112 (7 U.S.C. 1445g).

4 (7) Section 115 (7 U.S.C. 1445k).

5 (8) Section 201 (7 U.S.C. 1446).

6 (9) Title III (7 U.S.C. 1447 et seq.).

7 (10) Title IV (7 U.S.C. 1421 et seq.), other
8 than sections 404, 412, and 416 (7 U.S.C. 1424,
9 1429, and 1431).

10 (11) Title V (7 U.S.C. 1461 et seq.).

11 (12) Title VI (7 U.S.C. 1471 et seq.).

12 (c) **SUSPENSION OF CERTAIN QUOTA PROVISIONS.**—

13 The joint resolution entitled “A joint resolution relating
14 to corn and wheat marketing quotas under the Agricul-
15 tural Adjustment Act of 1938, as amended”, approved
16 May 26, 1941 (7 U.S.C. 1330, 1340), shall not be applica-
17 ble to the crops of wheat planted for harvest in the cal-
18 endar years 2014 through 2018.

19 **SEC. 1603. PAYMENT LIMITATIONS.**

20 (a) **IN GENERAL.**—Section 1001 of the Food Security
21 Act of 1985 (7 U.S.C. 1308) is amended by striking sub-
22 sections (b) and (c) and inserting the following:

23 “(b) **LIMITATION ON PAYMENTS FOR COVERED COM-**
24 **MODITIES (OTHER THAN PEANUTS).**—

1 “(1) IN GENERAL.—The total amount of pay-
2 ments received, directly or indirectly, by a person or
3 legal entity (except a joint venture or general part-
4 nership) for any crop year under section 1101(c) of
5 the Federal Agriculture Reform and Risk Manage-
6 ment Act of 2013 and subsections (b) and (c) of sec-
7 tion 1107 of such Act (other than peanuts) may not
8 exceed \$125,000.

9 “(2) ADDITIONAL LIMITATION ON PAYMENTS
10 RELATED TO UPLAND COTTON.—The total amount
11 of direct payments received, directly or indirectly, by
12 a person or legal entity (except a joint venture or a
13 general partnership) for each of the 2014 and 2015
14 crop years under section 1101(c) of the Federal Ag-
15 riculture Reform and Risk Management Act of 2013
16 may not exceed \$40,000.

17 “(c) LIMITATION ON PAYMENTS FOR PEANUTS.—
18 The total amount of payments received, directly or indi-
19 rectly, by a person or legal entity (except a joint venture
20 or general partnership) for any crop year under subtitle
21 A of title I of the Federal Agriculture Reform and Risk
22 Management Act of 2013 for peanuts may not exceed
23 \$125,000.”.

24 (b) CONFORMING AMENDMENTS.—

1 (1) Section 1001(f) of the Food Security Act of
2 1985 (7 U.S.C. 1308(f)) is amended by striking “or
3 title XII” each place it appears in paragraphs (5)(A)
4 and (6)(A) and inserting “, title I of the Federal Ag-
5 riculture Reform and Risk Management Act of
6 2013, or title XII”.

7 (2) Section 1001C(a) of the Food Security Act
8 of 1985 (7 U.S.C. 1308–3(a)) is amended by insert-
9 ing “title I of the Federal Agriculture Reform and
10 Risk Management Act of 2013,” after “2008,”.

11 (c) APPLICATION.—The amendments made by this
12 section shall apply beginning with the 2014 crop year.

13 **SEC. 1604. ADJUSTED GROSS INCOME LIMITATION.**

14 (a) LIMITATIONS AND COVERED BENEFITS.—Section
15 1001D(b) of the Food Security Act of 1985 (7 U.S.C.
16 1308–3a(b)) is amended—

17 (1) in the subsection heading, by striking “LIM-
18 ITATIONS” and inserting “LIMITATIONS ON COM-
19 MODITY AND CONSERVATION PROGRAMS”;

20 (2) by striking paragraphs (1) and (2) and in-
21 serting the following new paragraphs:

22 “(1) LIMITATION.—Notwithstanding any other
23 provision of law, a person or legal entity shall not
24 be eligible to receive any benefit described in para-
25 graph (2) during a crop, fiscal, or program year, as

1 appropriate, if the average adjusted gross income of
2 the person or legal entity exceeds \$950,000.

3 “(2) COVERED BENEFITS.—Paragraph (1) ap-
4 plies with respect to a payment or benefit under sub-
5 title A, B, or E of title I, or title II of the Federal
6 Agriculture Reform and Risk Management Act of
7 2013, title II of the Farm Security and Rural In-
8 vestment Act of 2002, title II of the Food, Con-
9 servation, and Energy Act of 2008, title XII of the
10 Food Security Act of 1985, section 524(b) of the
11 Federal Crop Insurance Act (7 U.S.C. 1524(b)), or
12 section 196 of the Federal Agriculture Improvement
13 and Reform Act of 1996 (7 U.S.C. 7333).”.

14 (b) ELIMINATION OF UNUSED DEFINITIONS.—Para-
15 graph (1) of section 1001D(a) of the Food Security Act
16 of 1985 (7 U.S.C. 1308–3a(a)) is amended to read as fol-
17 lows:

18 “(1) AVERAGE ADJUSTED GROSS INCOME.—In
19 this section, the term ‘average adjusted gross in-
20 come’, with respect to a person or legal entity,
21 means the average of the adjusted gross income or
22 comparable measure of the person or legal entity
23 over the 3 taxable years preceding the most imme-
24 diately preceding complete taxable year, as deter-
25 mined by the Secretary.”.

1 (c) INCOME DETERMINATION.—Section 1001D of the
2 Food Security Act of 1985 (7 U.S.C. 1308–3a) is amend-
3 ed—

4 (1) by striking subsection (c); and

5 (2) by redesignating subsections (d), (e), and
6 (f) as subsections (c), (d), and (e), respectively.

7 (d) CONFORMING AMENDMENTS.—Section 1001D of
8 the Food Security Act of 1985 (7 U.S.C. 1308–3a) is
9 amended—

10 (1) in subsection (a)(2)—

11 (A) by striking “subparagraph (A) or (B)
12 of”; and

13 (B) by striking “, the average adjusted
14 gross farm income, and the average adjusted
15 gross nonfarm income”;

16 (2) in subsection (a)(3), by striking “, average
17 adjusted gross farm income, and average adjusted
18 gross nonfarm income” both places it appears;

19 (3) in subsection (c) (as redesignated by sub-
20 section (c)(2) of this section)—

21 (A) in paragraph (1), by striking “, aver-
22 age adjusted gross farm income, and average
23 adjusted gross nonfarm income” both places it
24 appears; and

1 (B) in paragraph (2), by striking “para-
2 graphs (1)(C) and (2)(B) of subsection (b)”
3 and inserting “subsection (b)(2)”; and

4 (4) in subsection (d) (as redesignated by sub-
5 section (c)(2) of this section)—

6 (A) by striking “paragraphs (1)(C) and
7 (2)(B) of subsection (b)” and inserting “sub-
8 section (b)(2)”; and

9 (B) by striking “, average adjusted gross
10 farm income, or average adjusted gross non-
11 farm income”.

12 (e) EFFECTIVE PERIOD.—Subsection (e) of section
13 1001D of the Food Security Act of 1985 (7 U.S.C. 1308–
14 3a), as redesignated by subsection (c)(2) of this section,
15 is amended by striking “2009 through 2012” and insert-
16 ing “2014 through 2018”.

17 (f) LIMITATION ON APPLICABILITY.—Section
18 1001(d) of the Food Security Act of 1985 (7 U.S.C. 1308)
19 is amended by inserting before the period at the end the
20 following: “or title I of the Federal Agriculture Reform
21 and Risk Management Act of 2013”.

22 (g) TRANSITION.—Section 1001D of the Food Secu-
23 rity Act of 1985 (7 U.S.C. 1308-3a), as in effect on the
24 day before the date of the enactment of this Act, shall
25 apply with respect to the 2013 crop, fiscal, or program

1 year, as appropriate, for each program described in para-
2 graphs (1)(C) and (2)(B) of subsection (b) of that section
3 (as so in effect on that day).

4 **SEC. 1605. GEOGRAPHICALLY DISADVANTAGED FARMERS**
5 **AND RANCHERS.**

6 Section 1621(d) of the Food, Conservation, and En-
7 ergy Act of 2008 (7 U.S.C. 8792(d)) is amended by strik-
8 ing “2012” and inserting “2018”.

9 **SEC. 1606. PERSONAL LIABILITY OF PRODUCERS FOR DEFICIENCIES.**
10

11 Section 164 of the Federal Agriculture Improvement
12 and Reform Act of 1996 (7 U.S.C. 7284) is amended by
13 striking “and title I of the Food, Conservation, and En-
14 ergy Act of 2008” each place it appears and inserting
15 “title I of the Food, Conservation, and Energy Act of
16 2008 (7 U.S.C. 8702 et seq.), and title I of the Federal
17 Agriculture Reform and Risk Management Act of 2013”.

18 **SEC. 1607. PREVENTION OF DECEASED INDIVIDUALS RE-**
19 **CEIVING PAYMENTS UNDER FARM COM-**
20 **MODITY PROGRAMS.**

21 (a) RECONCILIATION.—At least twice each year, the
22 Secretary shall reconcile social security numbers of all in-
23 dividuals who receive payments under this title, whether
24 directly or indirectly, with the Commissioner of Social Se-
25 curity to determined if the individuals are alive.

1 (b) PRECLUSION.—The Secretary shall preclude the
2 issuance of payments to, and on behalf of, deceased indi-
3 viduals that were not eligible for payments.

4 **SEC. 1608. TECHNICAL CORRECTIONS.**

5 (a) MISSING PUNCTUATION.—Section 359f(c)(1)(B)
6 of the Agricultural Adjustment Act of 1938 (7 U.S.C.
7 1359ff(c)(1)(B)) is amended by adding a period at the
8 end.

9 (b) ERRONEOUS CROSS REFERENCE.—

10 (1) AMENDMENT.—Section 1603(g) of the
11 Food, Conservation, and Energy Act of 2008 (Public
12 Law 110–246; 122 Stat. 1739) is amended in para-
13 graphs (2) through (6) and the amendments made
14 by those paragraphs by striking “1703(a)” each
15 place it appears and inserting “1603(a)”.

16 (2) EFFECTIVE DATE.—This subsection and the
17 amendments made by this subsection take effect as
18 if included in the Food, Conservation, and Energy
19 Act of 2008 (Public Law 110–246; 122 Stat. 1651).

20 (c) CONTINUED APPLICABILITY OF APPROPRIATIONS
21 GENERAL PROVISION.—Section 767 of division A of Pub-
22 lic Law 108–7 (7 U.S.C. 7911 note; 117 Stat. 48) is
23 amended—

24 (1) in subsection (a)—

1 (A) by striking “sections 1101 and 1102 of
2 Public Law 107–171” and inserting “subtitle A
3 of title I of the Federal Agriculture Reform and
4 Risk Management Act of 2013”; and

5 (B) by striking “such section 1102” and
6 inserting “such subtitle”; and

7 (2) by striking subsection (b) and inserting the
8 following new subsection:

9 “(b) This section, as amended by section 1608(c) of
10 the Federal Agriculture Reform and Risk Management
11 Act of 2013, shall take effect beginning with the 2014
12 crop year.”.

13 **SEC. 1609. ASSIGNMENT OF PAYMENTS.**

14 (a) IN GENERAL.—The provisions of section 8(g) of
15 the Soil Conservation and Domestic Allotment Act (16
16 U.S.C. 590h(g)), relating to assignment of payments, shall
17 apply to payments made under this title.

18 (b) NOTICE.—The producer making the assignment,
19 or the assignee, shall provide the Secretary with notice,
20 in such manner as the Secretary may require, of any as-
21 signment made under this section.

22 **SEC. 1610. TRACKING OF BENEFITS.**

23 As soon as practicable after the date of enactment
24 of this Act, the Secretary may track the benefits provided,

1 directly or indirectly, to individuals and entities under ti-
2 tles I and II and the amendments made by those titles.

3 **SEC. 1611. SIGNATURE AUTHORITY.**

4 (a) IN GENERAL.—In carrying out this title and title
5 II and amendments made by those titles, if the Secretary
6 approves a document, the Secretary shall not subsequently
7 determine the document is inadequate or invalid because
8 of the lack of authority of any person signing the docu-
9 ment on behalf of the applicant or any other individual,
10 entity, general partnership, or joint venture, or the docu-
11 ments relied upon were determined inadequate or invalid,
12 unless the person signing the program document know-
13 ingly and willfully falsified the evidence of signature au-
14 thority or a signature.

15 (b) AFFIRMATION.—

16 (1) IN GENERAL.—Nothing in this section pro-
17 hibits the Secretary from asking a proper party to
18 affirm any document that otherwise would be consid-
19 ered approved under subsection (a).

20 (2) NO RETROACTIVE EFFECT.—A denial of
21 benefits based on a lack of affirmation under para-
22 graph (1) shall not be retroactive with respect to
23 third-party producers who were not the subject of
24 the erroneous representation of authority, if the
25 third-party producers—

1 (A) relied on the prior approval by the Sec-
2 retary of the documents in good faith; and

3 (B) substantively complied with all pro-
4 gram requirements.

5 **SEC. 1612. IMPLEMENTATION.**

6 (a) STREAMLINING.—In implementing this title, the
7 Secretary shall, to the maximum extent practicable—

8 (1) seek to reduce administrative burdens and
9 costs to producers by streamlining and reducing pa-
10 perwork, forms, and other administrative require-
11 ments;

12 (2) improve coordination, information sharing,
13 and administrative work with the Risk Management
14 Agency and the Natural Resources Conservation
15 Service; and

16 (3) take advantage of new technologies to en-
17 hance efficiency and effectiveness of program deliv-
18 ery to producers.

19 (b) MAINTENANCE OF BASE ACRES AND PAYMENT
20 YIELDS.—

21 (1) IN GENERAL.—The Secretary shall main-
22 tain through September 30, 2018, for each covered
23 commodity and upland cotton, base acres and pay-
24 ment yields on a farm established under—

1 (A)(i) in the case of covered commodities
2 and upland cotton, sections 1101 and 1102 of
3 the Farm Security and Rural Investment Act of
4 2002 (7 U.S.C. 7911, 7912); and

5 (ii) in the case of peanuts, section 1302 of
6 that Act (7 U.S.C. 7952); and

7 (B)(i) in the case of covered commodities
8 and upland cotton, sections 1101 and 1102 of
9 the Food, Conservation, and Energy Act of
10 2008 (7 U.S.C. 8711, 8712); and

11 (ii) in the case of peanuts, section 1302 of
12 that Act (7 U.S.C. 8752).

13 (2) SPECIAL RULE FOR LONG GRAIN AND ME-
14 DIUM GRAIN RICE.—

15 (A) IN GENERAL.—The Secretary shall
16 maintain separate base acres for long grain rice
17 and medium grain rice.

18 (B) LIMITATION.—In carrying out this
19 paragraph, the Secretary shall use the same
20 total base acres and payment yields established
21 with respect to rice under sections 1108 of the
22 Food, Conservation, and Energy Act of 2008 (7
23 U.S.C. 8718), as in effect on the day before the
24 date of enactment of this Act, subject to any
25 adjustment under section 1105.

1 (c) IMPLEMENTATION.—The Secretary shall make
2 available to the Farm Service Agency to carry out this
3 title \$100,000,000.

4 **TITLE II—CONSERVATION**
5 **Subtitle A—Conservation Reserve**
6 **Program**

7 **SEC. 2001. EXTENSION AND ENROLLMENT REQUIREMENTS**
8 **OF CONSERVATION RESERVE PROGRAM.**

9 (a) EXTENSION.—Section 1231(a) of the Food Secu-
10 rity Act of 1985 (16 U.S.C. 3831(a)) is amended by strik-
11 ing “2012” and inserting “2018”.

12 (b) ELIGIBLE LAND.—Section 1231(b) of the Food
13 Security Act of 1985 (16 U.S.C. 3831(b)) is amended—

14 (1) in paragraph (1)(B), by striking “the date
15 of enactment of the Food, Conservation, and Energy
16 Act of 2008” and inserting “the date of the enact-
17 ment of the Federal Agriculture Reform and Risk
18 Management Act of 2013”;

19 (2) by striking paragraph (2) and redesignating
20 paragraph (3) as paragraph (2);

21 (3) by inserting before paragraph (4) the fol-
22 lowing new paragraph:

23 “(3) grasslands that—

1 “(A) contain forbs or shrubland (including
2 improved rangeland and pastureland) for which
3 grazing is the predominant use;

4 “(B) are located in an area historically
5 dominated by grasslands; and

6 “(C) could provide habitat for animal and
7 plant populations of significant ecological value
8 if the land is retained in its current use or re-
9 stored to a natural condition;”;

10 (4) in paragraph (4)(C), by striking
11 “filterstrips devoted to trees or shrubs” and insert-
12 ing “filterstrips or riparian buffers devoted to trees,
13 shrubs, or grasses”; and

14 (5) by striking paragraph (5) and inserting the
15 following new paragraph:

16 “(5) the portion of land in a field not enrolled
17 in the conservation reserve in a case in which—

18 “(A) more than 50 percent of the land in
19 the field is enrolled as a buffer or filterstrip, or
20 more than 75 percent of the land in the field
21 is enrolled as a conservation practice other than
22 as a buffer or filterstrip; and

23 “(B) the remainder of the field is—

24 “(i) infeasible to farm; and

25 “(ii) enrolled at regular rental rates.”.

1 (c) PLANTING STATUS OF CERTAIN LAND.—Section
2 1231(c) of the Food Security Act of 1985 (16 U.S.C.
3 3831(c)) is amended by striking “if” and all that follows
4 through the period at the end and inserting “if, during
5 the crop year, the land was devoted to a conserving use.”.

6 (d) ENROLLMENT.—Subsection (d) of section 1231
7 of the Food Security Act of 1985 (16 U.S.C. 3831) is
8 amended to read as follows:

9 “(d) ENROLLMENT.—

10 “(1) MAXIMUM ACREAGE ENROLLED.—The
11 Secretary may maintain in the conservation reserve
12 at any one time during—

13 “(A) fiscal year 2014, no more than
14 27,500,000 acres;

15 “(B) fiscal year 2015, no more than
16 26,000,000 acres;

17 “(C) fiscal year 2016, no more than
18 25,000,000 acres;

19 “(D) fiscal year 2017, no more than
20 24,000,000 acres; and

21 “(E) fiscal year 2018, no more than
22 24,000,000 acres.

23 “(2) GRASSLANDS.—

24 “(A) LIMITATION.—For purposes of apply-
25 ing the limitations in paragraph (1), no more

1 than 2,000,000 acres of the land described in
2 subsection (b)(3) may be enrolled in the pro-
3 gram at any one time during the 2014 through
4 2018 fiscal years.

5 “(B) PRIORITY.—In enrolling acres under
6 subparagraph (A), the Secretary may give pri-
7 ority to land with expiring conservation reserve
8 program contracts.

9 “(C) METHOD OF ENROLLMENT.—In en-
10 rolling acres under subparagraph (A), the Sec-
11 retary shall make the program available to own-
12 ers or operators of eligible land on a continuous
13 enrollment basis with one or more ranking peri-
14 ods.”.

15 (e) DURATION OF CONTRACT.—Section 1231(e) of
16 the Food Security Act of 1985 (16 U.S.C. 3831(e)) is
17 amended by striking paragraphs (2) and (3) and inserting
18 the following new paragraph:

19 “(2) SPECIAL RULE FOR CERTAIN LAND.—In
20 the case of land devoted to hardwood trees,
21 shelterbelts, windbreaks, or wildlife corridors under
22 a contract entered into under this subchapter, the
23 owner or operator of the land may, within the limita-
24 tions prescribed under paragraph (1), specify the du-
25 ration of the contract.”.

1 (f) CONSERVATION PRIORITY AREAS.—Section
2 1231(f) of the Food Security Act of 1985 (16 U.S.C.
3 3831(f)) is amended—

4 (1) in paragraph (1), by striking “watershed
5 areas of the Chesapeake Bay Region, the Great
6 Lakes Region, the Long Island Sound Region, and
7 other”;

8 (2) in paragraph (2), by striking “WATER-
9 SHEDS.—Watersheds” and inserting “AREAS.—
10 Areas”; and

11 (3) in paragraph (3), by striking “a watershed’s
12 designation—” and all that follows through the pe-
13 riod at the end and inserting “an area’s designation
14 if the Secretary finds that the area no longer con-
15 tains actual and significant adverse water quality or
16 habitat impacts related to agricultural production
17 activities.”.

18 **SEC. 2002. FARMABLE WETLAND PROGRAM.**

19 (a) EXTENSION.—Section 1231B(a)(1) of the Food
20 Security Act of 1985 (16 U.S.C. 3831b(a)(1)) is amend-
21 ed—

22 (1) by striking “2012” and inserting “2018”;
23 and

24 (2) by striking “a program” and inserting “a
25 farmable wetland program”.

1 (b) ELIGIBLE ACREAGE.—Section 1231B(b)(1)(B) of
2 the Food Security Act of 1985 (16 U.S.C.
3 3831b(b)(1)(B)) is amended by striking “flow from a row
4 crop agriculture drainage system” and inserting “surface
5 and subsurface flow from row crop agricultural produc-
6 tion”.

7 (c) ACREAGE LIMITATION.—Section 1231B(c)(1)(B)
8 of the Food Security Act of 1985 (16 U.S.C.
9 3831b(c)(1)(B)) is amended by striking “1,000,000” and
10 inserting “750,000”.

11 (d) CLERICAL AMENDMENT.—The heading of section
12 1231B of the Food Security Act of 1985 (16 U.S.C.
13 3831b) is amended to read as follows: “**FARMABLE WET-**
14 **LAND PROGRAM**”.

15 **SEC. 2003. DUTIES OF OWNERS AND OPERATORS.**

16 (a) LIMITATION ON HARVESTING, GRAZING, OR COM-
17 Mercial Use of Forage.—Section 1232(a)(8) of the
18 Food Security Act of 1985 (16 U.S.C. 3832(a)(8)) is
19 amended by striking “except that” and all that follows
20 through the semicolon at the end of the paragraph and
21 inserting “except as provided in subsection (b) or (c) of
22 section 1233;”.

23 (b) CONSERVATION PLAN REQUIREMENTS.—Sub-
24 section (b) of section 1232 of the Food Security Act of
25 1985 (16 U.S.C. 3832) is amended to read as follows:

1 “(b) CONSERVATION PLANS.—The plan referred to
2 in subsection (a)(1) shall set forth—

3 “(1) the conservation measures and practices to
4 be carried out by the owner or operator during the
5 term of the contract; and

6 “(2) the commercial use, if any, to be permitted
7 on the land during the term.”.

8 (c) RENTAL PAYMENT REDUCTION.—Section 1232
9 of the Food Security Act of 1985 (16 U.S.C. 3832) is
10 amended by striking subsection (d).

11 **SEC. 2004. DUTIES OF THE SECRETARY.**

12 Section 1233 of the Food Security Act of 1985 (16
13 U.S.C. 3833) is amended to read as follows:

14 **“SEC. 1233. DUTIES OF THE SECRETARY.**

15 “(a) COST-SHARE AND RENTAL PAYMENTS.—In re-
16 turn for a contract entered into by an owner or operator
17 under the conservation reserve program, the Secretary
18 shall—

19 “(1) share the cost of carrying out the con-
20 servation measures and practices set forth in the
21 contract for which the Secretary determines that
22 cost sharing is appropriate and in the public inter-
23 est; and

1 “(2) for a period of years not in excess of the
2 term of the contract, pay an annual rental payment
3 in an amount necessary to compensate for—

4 “(A) the conversion of highly erodible crop-
5 land or other eligible lands normally devoted to
6 the production of an agricultural commodity on
7 a farm or ranch to a less intensive use;

8 “(B) the retirement of any base history
9 that the owner or operator agrees to retire per-
10 manently; and

11 “(C) the development and management of
12 grasslands for multiple natural resource con-
13 servation benefits, including to soil, water, air,
14 and wildlife.

15 “(b) SPECIFIED ACTIVITIES PERMITTED.—The Sec-
16 retary shall permit certain activities or commercial uses
17 of land that is subject to a contract under the conservation
18 reserve program in a manner that is consistent with a plan
19 approved by the Secretary, as follows:

20 “(1) Harvesting, grazing, or other commercial
21 use of the forage in response to a drought or other
22 emergency created by a natural disaster, without
23 any reduction in the rental rate.

24 “(2) Consistent with the conservation of soil,
25 water quality, and wildlife habitat (including habitat

1 during nesting seasons for birds in the area), and in
2 exchange for a reduction of not less than 25 percent
3 in the annual rental rate for the acres covered by
4 the authorized activity—

5 “(A) managed harvesting and other com-
6 mercial use (including the managed harvesting
7 of biomass), except that in permitting managed
8 harvesting, the Secretary, in coordination with
9 the State technical committee—

10 “(i) shall develop appropriate vegeta-
11 tion management requirements; and

12 “(ii) shall identify periods during
13 which managed harvesting may be con-
14 ducted, such that the frequency is not
15 more than once every three years;

16 “(B) routine grazing or prescribed grazing
17 for the control of invasive species, except that
18 in permitting such routine grazing or prescribed
19 grazing, the Secretary, in coordination with the
20 State technical committee—

21 “(i) shall develop appropriate vegeta-
22 tion management requirements and stock-
23 ing rates for the land that are suitable for
24 continued routine grazing; and

1 “(ii) shall identify the periods during
2 which routine grazing may be conducted,
3 such that the frequency is not more than
4 once every two years, taking into consider-
5 ation regional differences such as—

6 “(I) climate, soil type, and nat-
7 ural resources;

8 “(II) the number of years that
9 should be required between routine
10 grazing activities; and

11 “(III) how often during a year in
12 which routine grazing is permitted
13 that routine grazing should be allowed
14 to occur; and

15 “(C) the installation of wind turbines and
16 associated access, except that in permitting the
17 installation of wind turbines, the Secretary shall
18 determine the number and location of wind tur-
19 bines that may be installed, taking into ac-
20 count—

21 “(i) the location, size, and other phys-
22 ical characteristics of the land;

23 “(ii) the extent to which the land con-
24 tains wildlife and wildlife habitat; and

1 “(iii) the purposes of the conservation
2 reserve program under this subchapter.

3 “(3) The intermittent and seasonal use of vege-
4 tative buffer practices incidental to agricultural pro-
5 duction on lands adjacent to the buffer such that the
6 permitted use does not destroy the permanent vege-
7 tative cover.

8 “(c) AUTHORIZED ACTIVITIES ON GRASSLANDS.—
9 For eligible land described in section 1231(b)(3), the Sec-
10 retary shall permit the following activities:

11 “(1) Common grazing practices, including
12 maintenance and necessary cultural practices, on the
13 land in a manner that is consistent with maintaining
14 the viability of grassland, forb, and shrub species ap-
15 propriate to that locality.

16 “(2) Haying, mowing, or harvesting for seed
17 production, subject to appropriate restrictions dur-
18 ing the nesting season for critical bird species in the
19 area.

20 “(3) Fire presuppression, fire-related rehabilita-
21 tion, and construction of fire breaks.

22 “(4) Grazing-related activities, such as fencing
23 and livestock watering.

24 “(d) RESOURCE CONSERVING USE.—

1 “(1) IN GENERAL.—Beginning on the date that
2 is 1 year before the date of termination of a contract
3 under the program, the Secretary shall allow an
4 owner or operator to make conservation and land
5 improvements that facilitate maintaining protection
6 of enrolled land after expiration of the contract.

7 “(2) CONSERVATION PLAN.—The Secretary
8 shall require an owner or operator carrying out the
9 activities described in paragraph (1) to develop and
10 implement a conservation plan.

11 “(3) RE-ENROLLMENT PROHIBITED.—Land im-
12 proved under paragraph (1) may not be re-enrolled
13 in the conservation reserve program for 5 years after
14 the date of termination of the contract.”.

15 **SEC. 2005. PAYMENTS.**

16 (a) TREES, WINDBREAKS, SHELTERBELTS, AND
17 WILDLIFE CORRIDORS.—Section 1234(b)(3)(A) of the
18 Food Security Act of 1985 (16 U.S.C. 3834(b)(3)(A)) is
19 amended—

20 (1) in clause (i), by inserting “and” after the
21 semicolon;

22 (2) by striking clause (ii); and

23 (3) by redesignating clause (iii) as clause (ii).

1 (b) ANNUAL RENTAL PAYMENTS.—Section 1234(c)
2 of the Food Security Act of 1985 (16 U.S.C. 3834(c)) is
3 amended—

4 (1) in paragraph (1), by inserting “or other eli-
5 gible lands” after “highly erodible cropland” both
6 places it appears; and

7 (2) by striking paragraph (2) and inserting the
8 following new paragraph:

9 “(2) METHODS OF DETERMINATION.—

10 “(A) IN GENERAL.—The amounts payable
11 to owners or operators in the form of rental
12 payments under contracts entered into under
13 this subchapter may be determined through—

14 “(i) the submission of bids for such
15 contracts by owners and operators in such
16 manner as the Secretary may prescribe; or

17 “(ii) such other means as the Sec-
18 retary determines are appropriate.

19 “(B) GRASSLANDS.—In the case of eligible
20 land described in section 1231(b)(3), the Sec-
21 retary shall make annual payments in an
22 amount that is not more than 75 percent of the
23 grazing value of the land covered by the con-
24 tract.”.

1 (c) PAYMENT SCHEDULE.—Subsection (d) of section
2 1234 of the Food Security Act of 1985 (16 U.S.C. 3834)
3 is amended to read as follows:

4 “(d) PAYMENT SCHEDULE.—

5 “(1) IN GENERAL.—Except as otherwise pro-
6 vided in this section, payments under this sub-
7 chapter shall be made in cash in such amount and
8 on such time schedule as is agreed on and specified
9 in the contract.

10 “(2) ADVANCE PAYMENT.—Payments under
11 this subchapter may be made in advance of deter-
12 mination of performance.”.

13 (d) PAYMENT LIMITATION.—Section 1234(f) of the
14 Food Security Act of 1985 (16 U.S.C. 3834(f)) is amend-
15 ed—

16 (1) in paragraph (1), by striking “, including
17 rental payments made in the form of in-kind com-
18 modities,”;

19 (2) by striking paragraph (3); and

20 (3) by redesignating paragraph (4) as para-
21 graph (2).

22 **SEC. 2006. CONTRACT REQUIREMENTS.**

23 (a) EARLY TERMINATION BY OWNER OR OPER-
24 ATOR.—Section 1235(e) of the Food Security Act of 1985
25 (16 U.S.C. 3835(e)) is amended—

1 (1) in paragraph (1)(A)—

2 (A) by striking “The Secretary” and in-
3 serting “During fiscal year 2014, the Sec-
4 retary”; and

5 (B) by striking “before January 1, 1995,”;

6 (2) in paragraph (2), by striking subparagraph
7 (C) and inserting the following:

8 “(C) Land devoted to hardwood trees.

9 “(D) Wildlife habitat, duck nesting habi-
10 tat, pollinator habitat, upland bird habitat buff-
11 er, wildlife food plots, State acres for wildlife
12 enhancement, shallow water areas for wildlife,
13 and rare and declining habitat.

14 “(E) Farmable wetland and restored wet-
15 land.

16 “(F) Land that contains diversions, ero-
17 sion control structures, flood control structures,
18 contour grass strips, living snow fences, salinity
19 reducing vegetation, cross wind trap strips, and
20 sediment retention structures.

21 “(G) Land located within a federally-des-
22 ignated wellhead protection area.

23 “(H) Land that is covered by an easement
24 under the conservation reserve program.

1 “(I) Land located within an average width,
2 according to the applicable Natural Resources
3 Conservation Service field office technical guide,
4 of a perennial stream or permanent water
5 body.”; and

6 (3) in paragraph (3), by striking “60 days after
7 the date on which the owner or operator submits the
8 notice required under paragraph (1)(C)” and insert-
9 ing “upon approval by the Secretary”.

10 (b) TRANSITION OPTION FOR CERTAIN FARMERS OR
11 RANCHERS.—Section 1235(f) of the Food Security Act of
12 1985 (16 U.S.C. 3835(f)) is amended—

13 (1) in paragraph (1)—

14 (A) in the matter preceding subparagraph
15 (A), by striking “DUTIES” and all that follows
16 through “a beginning farmer” and inserting
17 “TRANSITION TO COVERED FARMER OR RANCH-
18 ER.—In the case of a contract modification ap-
19 proved in order to facilitate the transfer of land
20 subject to a contract from a retired farmer or
21 rancher to a beginning farmer”;

22 (B) in subparagraph (A)(i), by inserting “,
23 including preparing to plant an agricultural
24 crop” after “improvements”;

1 (C) in subparagraph (D), by striking “the
2 farmer or rancher” and inserting “the covered
3 farmer or rancher”; and

4 (D) in subparagraph (E), by striking “sec-
5 tion 1001A(b)(3)(B)” and inserting “section
6 1001”; and

7 (2) in paragraph (2), by striking “requirement
8 of section 1231(h)(4)(B)” and inserting “option pur-
9 suant to section 1234(c)(2)(A)(ii)”.

10 (c) FINAL YEAR CONTRACT.—Section 1235 of the
11 Food Security Act of 1985 (16 U.S.C. 3835) is amended
12 by adding at the end the following new subsections:

13 “(g) FINAL YEAR OF CONTRACT.—The Secretary
14 shall not consider an owner or operator to be in violation
15 of a term or condition of the conservation reserve contract
16 if—

17 “(1) during the year prior to expiration of the
18 contract, the land is enrolled in the conservation
19 stewardship program; and

20 “(2) the activity required under the conserva-
21 tion stewardship program pursuant to such enroll-
22 ment is consistent with this subchapter.

23 “(h) LAND ENROLLED IN AGRICULTURAL CON-
24 SERVATION EASEMENT PROGRAM.—The Secretary may
25 terminate or modify a contract entered into under this

1 subchapter if eligible land that is subject to such contract
2 is transferred into the agricultural conservation easement
3 program under subtitle H.”.

4 **SEC. 2007. CONVERSION OF LAND SUBJECT TO CONTRACT**
5 **TO OTHER CONSERVING USES.**

6 Section 1235A of the Food Security Act of 1985 (16
7 U.S.C. 3835a) is repealed.

8 **SEC. 2008. EFFECTIVE DATE.**

9 (a) IN GENERAL.—The amendments made by this
10 subtitle shall take effect on October 1, 2013, except the
11 amendment made by section 2001(d), which shall take ef-
12 fect on the date of the enactment of this Act.

13 (b) EFFECT ON EXISTING CONTRACTS.—

14 (1) IN GENERAL.—Except as provided in para-
15 graph (2), the amendments made by this subtitle
16 shall not affect the validity or terms of any contract
17 entered into by the Secretary of Agriculture under
18 subchapter B of chapter 1 of subtitle D of title XII
19 of the Food Security Act of 1985 (16 U.S.C. 3831
20 et seq.) before October 1, 2013, or any payments re-
21 quired to be made in connection with the contract.

22 (2) UPDATING OF EXISTING CONTRACTS.—The
23 Secretary shall permit an owner or operator of land
24 subject to a contract entered into under subchapter
25 B of chapter 1 of subtitle D of title XII of the Food

1 Security Act of 1985 (16 U.S.C. 3831 et seq.) be-
2 fore October 1, 2013, to update the contract to re-
3 flect the activities and uses of land under contract
4 permitted under the terms and conditions of section
5 1233(b) of that Act (as amended by section 2004),
6 as determined appropriate by the Secretary.

7 **Subtitle B—Conservation** 8 **Stewardship Program**

9 **SEC. 2101. CONSERVATION STEWARDSHIP PROGRAM.**

10 (a) REVISION OF CURRENT PROGRAM.—Subchapter
11 B of chapter 2 of subtitle D of title XII of the Food Secu-
12 rity Act of 1985 (16 U.S.C. 3838d et seq.) is amended
13 to read as follows:

14 **“Subchapter B—Conservation Stewardship** 15 **Program**

16 **“SEC. 1238D. DEFINITIONS.**

17 “In this subchapter:

18 “(1) AGRICULTURAL OPERATION.—The term
19 ‘agricultural operation’ means all eligible land,
20 whether or not contiguous, that is—

21 “(A) under the effective control of a pro-
22 ducer at the time the producer enters into a
23 contract under the program; and

24 “(B) operated with equipment, labor, man-
25 agement, and production or cultivation prac-

1 tices that are substantially separate from other
2 agricultural operations, as determined by the
3 Secretary.

4 “(2) CONSERVATION ACTIVITIES.—

5 “(A) IN GENERAL.—The term ‘conserva-
6 tion activities’ means conservation systems,
7 practices, or management measures.

8 “(B) INCLUSIONS.—The term ‘conserva-
9 tion activities’ includes—

10 “(i) structural measures, vegetative
11 measures, and land management measures,
12 including agriculture drainage manage-
13 ment systems, as determined by the Sec-
14 retary; and

15 “(ii) planning needed to address a pri-
16 ority resource concern.

17 “(3) CONSERVATION STEWARDSHIP PLAN.—

18 The term ‘conservation stewardship plan’ means a
19 plan that—

20 “(A) identifies and inventories priority re-
21 source concerns;

22 “(B) establishes benchmark data and con-
23 servation objectives;

24 “(C) describes conservation activities to be
25 implemented, managed, or improved; and

1 “(D) includes a schedule and evaluation
2 plan for the planning, installation, and manage-
3 ment of the new and existing conservation ac-
4 tivities.

5 “(4) ELIGIBLE LAND.—

6 “(A) IN GENERAL.—The term ‘eligible
7 land’ means—

8 “(i) private or tribal land on which
9 agricultural commodities, livestock, or for-
10 est-related products are produced; and

11 “(ii) lands associated with the land
12 described in clause (i) on which priority re-
13 source concerns could be addressed
14 through a contract under the program.

15 “(B) INCLUSIONS.—The term ‘eligible
16 land’ includes—

17 “(i) cropland;

18 “(ii) grassland;

19 “(iii) rangeland;

20 “(iv) pasture land;

21 “(v) nonindustrial private forest land;

22 and

23 “(vi) other agricultural areas (includ-
24 ing cropped woodland, marshes, and agri-
25 cultural land used or capable of being used

1 for the production of livestock), as deter-
2 mined by the Secretary.

3 “(5) PRIORITY RESOURCE CONCERN.—The
4 term ‘priority resource concern’ means a natural re-
5 source concern or problem, as determined by the
6 Secretary, that—

7 “(A) is identified at the national, State, or
8 local level as a priority for a particular area of
9 a State;

10 “(B) represents a significant concern in a
11 State or region; and

12 “(C) is likely to be addressed successfully
13 through the implementation of conservation ac-
14 tivities under this program.

15 “(6) PROGRAM.—The term ‘program’ means
16 the conservation stewardship program established by
17 this subchapter.

18 “(7) STEWARDSHIP THRESHOLD.—The term
19 ‘stewardship threshold’ means the level of manage-
20 ment required, as determined by the Secretary, to
21 conserve and improve the quality and condition of a
22 natural resource.

23 **“SEC. 1238E. CONSERVATION STEWARDSHIP PROGRAM.**

24 “(a) ESTABLISHMENT AND PURPOSE.—During each
25 of fiscal years 2014 through 2018, the Secretary shall

1 carry out a conservation stewardship program to encour-
2 age producers to address priority resource concerns in a
3 comprehensive manner—

4 “(1) by undertaking additional conservation ac-
5 tivities; and

6 “(2) by improving, maintaining, and managing
7 existing conservation activities.

8 “(b) EXCLUSIONS.—

9 “(1) LAND ENROLLED IN OTHER CONSERVA-
10 TION PROGRAMS.—Subject to paragraph (2), the fol-
11 lowing land (even if covered by the definition of eli-
12 gible land) is not eligible for enrollment in the pro-
13 gram:

14 “(A) Land enrolled in the conservation re-
15 serve program, unless—

16 “(i) the conservation reserve contract
17 will expire at the end of the fiscal year in
18 which the land is to be enrolled in the pro-
19 gram; and

20 “(ii) conservation reserve program
21 payments for land enrolled in the program
22 cease before the first program payment is
23 made to the applicant under this sub-
24 chapter.

1 “(B) Land enrolled in a wetland easement
2 through the agricultural conservation easement
3 program.

4 “(C) Land enrolled in the conservation se-
5 curity program.

6 “(2) CONVERSION TO CROPLAND.—Eligible
7 land used for crop production after October 1, 2013,
8 that had not been planted, considered to be planted,
9 or devoted to crop production for at least 4 of the
10 6 years preceding that date shall not be the basis for
11 any payment under the program, unless the land
12 does not meet the requirement because—

13 “(A) the land had previously been enrolled
14 in the conservation reserve program;

15 “(B) the land has been maintained using
16 long-term crop rotation practices, as determined
17 by the Secretary; or

18 “(C) the land is incidental land needed for
19 efficient operation of the farm or ranch, as de-
20 termined by the Secretary.

21 **“SEC. 1238F. STEWARDSHIP CONTRACTS.**

22 “(a) SUBMISSION OF CONTRACT OFFERS.—To be eli-
23 gible to participate in the conservation stewardship pro-
24 gram, a producer shall submit to the Secretary a contract
25 offer for the agricultural operation that—

1 “(1) demonstrates to the satisfaction of the
2 Secretary that the producer, at the time of the con-
3 tract offer, meets or exceeds the stewardship thresh-
4 old for at least 2 priority resource concerns; and

5 “(2) would, at a minimum, meet or exceed the
6 stewardship threshold for at least 1 additional pri-
7 ority resource concern by the end of the stewardship
8 contract by—

9 “(A) installing and adopting additional
10 conservation activities; and

11 “(B) improving, maintaining, and man-
12 aging existing conservation activities across the
13 entire agricultural operation in a manner that
14 increases or extends the conservation benefits in
15 place at the time the contract offer is accepted
16 by the Secretary.

17 “(b) EVALUATION OF CONTRACT OFFERS.—

18 “(1) RANKING OF APPLICATIONS.—In evalu-
19 ating contract offers submitted under subsection (a),
20 the Secretary shall rank applications based on—

21 “(A) the level of conservation treatment on
22 all applicable priority resource concerns at the
23 time of application;

1 “(B) the degree to which the proposed con-
2 servation activities effectively increase conserva-
3 tion performance;

4 “(C) the number of applicable priority re-
5 source concerns proposed to be treated to meet
6 or exceed the stewardship threshold by the end
7 of the contract;

8 “(D) the extent to which other priority re-
9 source concerns will be addressed to meet or ex-
10 ceed the stewardship threshold by the end of
11 the contract period;

12 “(E) the extent to which the actual and
13 anticipated conservation benefits from the con-
14 tract are provided at the least cost relative to
15 other similarly beneficial contract offers; and

16 “(F) the extent to which priority resource
17 concerns will be addressed when transitioning
18 from the conservation reserve program to agri-
19 cultural production.

20 “(2) PROHIBITION.—The Secretary may not as-
21 sign a higher priority to any application because the
22 applicant is willing to accept a lower payment than
23 the applicant would otherwise be eligible to receive.

24 “(3) ADDITIONAL CRITERIA.—The Secretary
25 may develop and use such additional criteria that

1 the Secretary determines are necessary to ensure
2 that national, State, and local priority resource con-
3 cerns are effectively addressed.

4 “(c) ENTERING INTO CONTRACTS.—After a deter-
5 mination that a producer is eligible for the program under
6 subsection (a), and a determination that the contract offer
7 ranks sufficiently high under the evaluation criteria under
8 subsection (b), the Secretary shall enter into a conserva-
9 tion stewardship contract with the producer to enroll the
10 eligible land to be covered by the contract.

11 “(d) CONTRACT PROVISIONS.—

12 “(1) TERM.—A conservation stewardship con-
13 tract shall be for a term of 5 years.

14 “(2) REQUIRED PROVISIONS.—The conservation
15 stewardship contract of a producer shall—

16 “(A) state the amount of the payment the
17 Secretary agrees to make to the producer for
18 each year of the conservation stewardship con-
19 tract under section 1238G(d);

20 “(B) require the producer—

21 “(i) to implement a conservation stew-
22 ardship plan that describes the program
23 purposes to be achieved through 1 or more
24 conservation activities;

1 “(ii) to maintain and supply informa-
2 tion as required by the Secretary to deter-
3 mine compliance with the conservation
4 stewardship plan and any other require-
5 ments of the program; and

6 “(iii) not to conduct any activities on
7 the agricultural operation that would tend
8 to defeat the purposes of the program;

9 “(C) permit all economic uses of the eligi-
10 ble land that—

11 “(i) maintain the agricultural nature
12 of the land; and

13 “(ii) are consistent with the conserva-
14 tion purposes of the conservation steward-
15 ship contract;

16 “(D) include a provision to ensure that a
17 producer shall not be considered in violation of
18 the contract for failure to comply with the con-
19 tract due to circumstances beyond the control
20 of the producer, including a disaster or related
21 condition, as determined by the Secretary;

22 “(E) include provisions requiring that
23 upon the violation of a term or condition of the
24 contract at any time the producer has control
25 of the land—

1 “(i) if the Secretary determines that
2 the violation warrants termination of the
3 contract—

4 “(I) the producer shall forfeit all
5 rights to receive payments under the
6 contract; and

7 “(II) the producer shall refund
8 all or a portion of the payments re-
9 ceived by the producer under the con-
10 tract, including any interest on the
11 payments, as determined by the Sec-
12 retary; or

13 “(ii) if the Secretary determines that
14 the violation does not warrant termination
15 of the contract, the producer shall refund
16 or accept adjustments to the payments
17 provided to the producer, as the Secretary
18 determines to be appropriate;

19 “(F) include provisions in accordance with
20 paragraphs (3) and (4) of this section; and

21 “(G) include any additional provisions the
22 Secretary determines are necessary to carry out
23 the program.

24 “(3) CHANGE OF INTEREST IN LAND SUBJECT
25 TO A CONTRACT.—

1 “(A) IN GENERAL.—At the time of appli-
2 cation, a producer shall have control of the eli-
3 gible land to be enrolled in the program. Except
4 as provided in subparagraph (B), a change in
5 the interest of a producer in eligible land cov-
6 ered by a contract under the program shall re-
7 sult in the termination of the contract with re-
8 gard to that land.

9 “(B) TRANSFER OF DUTIES AND
10 RIGHTS.—Subparagraph (A) shall not apply
11 if—

12 “(i) within a reasonable period of time
13 (as determined by the Secretary) after the
14 date of the change in the interest in eligi-
15 ble land covered by a contract under the
16 program, the transferee of the land pro-
17 vides written notice to the Secretary that
18 all duties and rights under the contract
19 have been transferred to, and assumed by,
20 the transferee for the portion of the land
21 transferred;

22 “(ii) the transferee meets the eligi-
23 bility requirements of the program; and

1 “(iii) the Secretary approves the
2 transfer of all duties and rights under the
3 contract.

4 “(4) MODIFICATION AND TERMINATION OF
5 CONTRACTS.—

6 “(A) VOLUNTARY MODIFICATION OR TER-
7 MINATION.—The Secretary may modify or ter-
8 minate a contract with a producer if—

9 “(i) the producer agrees to the modi-
10 fication or termination; and

11 “(ii) the Secretary determines that
12 the modification or termination is in the
13 public interest.

14 “(B) INVOLUNTARY TERMINATION.—The
15 Secretary may terminate a contract if the Sec-
16 retary determines that the producer violated the
17 contract.

18 “(5) REPAYMENT.—If a contract is terminated,
19 the Secretary may, consistent with the purposes of
20 the program—

21 “(A) allow the producer to retain payments
22 already received under the contract; or

23 “(B) require repayment, in whole or in
24 part, of payments received and assess liquidated
25 damages.

1 “(e) CONTRACT RENEWAL.—At the end of the initial
2 5-year contract period, the Secretary may allow the pro-
3 ducer to renew the contract for 1 additional 5-year period
4 if the producer—

5 “(1) demonstrates compliance with the terms of
6 the initial contract;

7 “(2) agrees to adopt and continue to integrate
8 conservation activities across the entire agricultural
9 operation, as determined by the Secretary; and

10 “(3) agrees, by the end of the contract period—

11 “(A) to meet the stewardship threshold of
12 at least two additional priority resource con-
13 cerns on the agricultural operation; or

14 “(B) to exceed the stewardship threshold
15 of two existing priority resource concerns that
16 are specified by the Secretary in the initial con-
17 tract.

18 **“SEC. 1238G. DUTIES OF THE SECRETARY.**

19 “(a) IN GENERAL.—To achieve the conservation
20 goals of a contract under the conservation stewardship
21 program, the Secretary shall—

22 “(1) make the program available to eligible pro-
23 ducers on a continuous enrollment basis with 1 or
24 more ranking periods, one of which shall occur in
25 the first quarter of each fiscal year;

1 “(2) identify not less than 5 priority resource
2 concerns in a particular watershed or other appro-
3 priate region or area within a State; and

4 “(3) establish a science-based stewardship
5 threshold for each priority resource concern identi-
6 fied under paragraph (2).

7 “(b) ALLOCATION TO STATES.—The Secretary shall
8 allocate acres to States for enrollment, based—

9 “(1) primarily on each State’s proportion of eli-
10 gible land to the total acreage of eligible land in all
11 States; and

12 “(2) also on consideration of—

13 “(A) the extent and magnitude of the con-
14 servation needs associated with agricultural
15 production in each State;

16 “(B) the degree to which implementation
17 of the program in the State is, or will be, effec-
18 tive in helping producers address those needs;
19 and

20 “(C) other considerations to achieve equi-
21 table geographic distribution of funds, as deter-
22 mined by the Secretary.

23 “(c) ACREAGE ENROLLMENT LIMITATION.—During
24 the period beginning on October 1, 2013, and ending on

1 September 30, 2021, the Secretary shall, to the maximum
2 extent practicable—

3 “(1) enroll in the program an additional
4 8,695,000 acres for each fiscal year; and

5 “(2) manage the program to achieve a national
6 average rate of \$18 per acre, which shall include the
7 costs of all financial assistance, technical assistance,
8 and any other expenses associated with enrollment
9 or participation in the program.

10 “(d) CONSERVATION STEWARDSHIP PAYMENTS.—

11 “(1) AVAILABILITY OF PAYMENTS.—The Sec-
12 retary shall provide annual payments under the pro-
13 gram to compensate the producer for—

14 “(A) installing and adopting additional
15 conservation activities; and

16 “(B) improving, maintaining, and man-
17 aging conservation activities in place at the ag-
18 ricultural operation of the producer at the time
19 the contract offer is accepted by the Secretary.

20 “(2) PAYMENT AMOUNT.—The amount of the
21 conservation stewardship annual payment shall be
22 determined by the Secretary and based, to the max-
23 imum extent practicable, on the following factors:

24 “(A) Costs incurred by the producer asso-
25 ciated with planning, design, materials, installa-

1 tion, labor, management, maintenance, or train-
2 ing.

3 “(B) Income forgone by the producer.

4 “(C) Expected conservation benefits.

5 “(D) The extent to which priority resource
6 concerns will be addressed through the installa-
7 tion and adoption of conservation activities on
8 the agricultural operation.

9 “(E) The level of stewardship in place at
10 the time of application and maintained over the
11 term of the contract.

12 “(F) The degree to which the conservation
13 activities will be integrated across the entire ag-
14 ricultural operation for all applicable priority
15 resource concerns over the term of the contract.

16 “(G) Such other factors as determined ap-
17 propriate by the Secretary.

18 “(3) EXCLUSIONS.—A payment to a producer
19 under this subsection shall not be provided for—

20 “(A) the design, construction, or mainte-
21 nance of animal waste storage or treatment fa-
22 cilities or associated waste transport or transfer
23 devices for animal feeding operations; or

1 “(B) conservation activities for which there
2 is no cost incurred or income forgone to the
3 producer.

4 “(4) DELIVERY OF PAYMENTS.—In making
5 payments under this subsection, the Secretary shall,
6 to the extent practicable—

7 “(A) prorate conservation performance
8 over the term of the contract so as to accommo-
9 date, to the extent practicable, producers earn-
10 ing equal annual payments in each fiscal year;
11 and

12 “(B) make payments as soon as prac-
13 ticable after October 1 of each fiscal year for
14 activities carried out in the previous fiscal year.

15 “(e) SUPPLEMENTAL PAYMENTS FOR RESOURCE-
16 CONSERVING CROP ROTATIONS.—

17 “(1) AVAILABILITY OF PAYMENTS.—The Sec-
18 retary shall provide additional payments to pro-
19 ducers that, in participating in the program, agree
20 to adopt or improve resource-conserving crop rota-
21 tions to achieve beneficial crop rotations as appro-
22 priate for the eligible land of the producers.

23 “(2) BENEFICIAL CROP ROTATIONS.—The Sec-
24 retary shall determine whether a resource-conserving
25 crop rotation is a beneficial crop rotation eligible for

1 additional payments under paragraph (1) based on
2 whether the resource-conserving crop rotation is de-
3 signed to provide natural resource conservation and
4 production benefits.

5 “(3) ELIGIBILITY.—To be eligible to receive a
6 payment described in paragraph (1), a producer
7 shall agree to adopt and maintain beneficial re-
8 source-conserving crop rotations for the term of the
9 contract.

10 “(4) RESOURCE-CONSERVING CROP ROTA-
11 TION.—In this subsection, the term ‘resource-con-
12 serving crop rotation’ means a crop rotation that—

13 “(A) includes at least 1 resource con-
14 serving crop (as defined by the Secretary);

15 “(B) reduces erosion;

16 “(C) improves soil fertility and tilth;

17 “(D) interrupts pest cycles; and

18 “(E) in applicable areas, reduces depletion
19 of soil moisture or otherwise reduces the need
20 for irrigation.

21 “(f) PAYMENT LIMITATIONS.—A person or legal enti-
22 ty may not receive, directly or indirectly, payments under
23 the program that, in the aggregate, exceed \$200,000
24 under all contracts entered into during fiscal years 2013
25 through 2017, excluding funding arrangements with In-

1 dian tribes, regardless of the number of contracts entered
2 into under the program by the person or legal entity.

3 “(g) SPECIALTY CROP AND ORGANIC PRODUCERS.—
4 The Secretary shall ensure that outreach and technical as-
5 sistance are available, and program specifications are ap-
6 propriate to enable specialty crop and organic producers
7 to participate in the program.

8 “(h) COORDINATION WITH ORGANIC CERTIFI-
9 CATION.—The Secretary shall establish a transparent
10 means by which producers may initiate organic certifi-
11 cation under the Organic Foods Production Act of 1990
12 (7 U.S.C. 6501 et seq.) while participating in a contract
13 under the program.

14 “(i) REGULATIONS.—The Secretary shall promulgate
15 regulations that—

16 “(1) prescribe such other rules as the Secretary
17 determines to be necessary to ensure a fair and rea-
18 sonable application of the limitations established
19 under subsection (f); and

20 “(2) otherwise enable the Secretary to carry out
21 the program.”.

22 (b) EFFECTIVE DATE.—The amendment made by
23 this section shall take effect on October 1, 2013.

24 (c) EFFECT ON EXISTING CONTRACTS.—

1 (1) IN GENERAL.—The amendment made by
2 this section shall not affect the validity or terms of
3 any contract entered into by the Secretary of Agri-
4 culture under subchapter B of chapter 2 of subtitle
5 D of title XII of the Food Security Act of 1985 (16
6 U.S.C. 3838d et seq.) before October 1, 2013, or
7 any payments required to be made in connection
8 with the contract.

9 (2) CONSERVATION STEWARDSHIP PROGRAM.—
10 Funds made available under section 1241(a)(4) of
11 the Food Security Act of 1985 (16 U.S.C.
12 3841(a)(4)) (as amended by section 2601(a) of this
13 title) may be used to administer and make payments
14 to program participants that enrolled into contracts
15 during any of fiscal years 2009 through 2013.

16 **Subtitle C—Environmental Quality** 17 **Incentives Program**

18 **SEC. 2201. PURPOSES.**

19 Section 1240 of the Food Security Act of 1985 (16
20 U.S.C. 3839aa) is amended—

21 (1) in paragraph (3)—

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

1 (B) by redesignating subparagraph (B) as
2 subparagraph (C) and, in such subparagraph,
3 by inserting “and” after the semicolon; and

4 (C) by inserting after subparagraph (A)
5 the following new subparagraph:

6 “(B) developing and improving wildlife
7 habitat; and”;

8 (2) in paragraph (4), by striking “; and” and
9 inserting a period; and

10 (3) by striking paragraph (5).

11 **SEC. 2202. ESTABLISHMENT AND ADMINISTRATION.**

12 Section 1240B of the Food Security Act of 1985 (16
13 U.S.C. 3839aa–2) is amended—

14 (1) in subsection (a), by striking “2014” and
15 inserting “2018”;

16 (2) in subsection (b), by striking paragraph (2)
17 and inserting the following new paragraph:

18 “(2) TERM.—A contract under the program
19 shall have a term that does not exceed 10 years.”;

20 (3) in subsection (d)(4)—

21 (A) in subparagraph (A), in the matter
22 preceding clause (i), by inserting “, veteran
23 farmer or rancher (as defined in section
24 2501(e) of the Food, Agriculture, Conservation,

1 and Trade Act of 1990 (7 U.S.C. 2279(e)),”
2 before “or a beginning farmer or rancher”; and

3 (B) by striking subparagraph (B) and in-
4 serting the following new subparagraph:

5 “(B) ADVANCE PAYMENTS.—

6 “(i) IN GENERAL.—Not more than 50
7 percent of the amount determined under
8 subparagraph (A) may be provided in ad-
9 vance for the purpose of purchasing mate-
10 rials or contracting.

11 “(ii) RETURN OF FUNDS.—If funds
12 provided in advance are not expended dur-
13 ing the 90-day period beginning on the
14 date of receipt of the funds, the funds shall
15 be returned within a reasonable time
16 frame, as determined by the Secretary.”;

17 (4) by striking subsection (f) and inserting the
18 following new subsection:

19 “(f) ALLOCATION OF FUNDING.—

20 “(1) LIVESTOCK.—For each of fiscal years
21 2014 through 2018, at least 60 percent of the funds
22 made available for payments under the program
23 shall be targeted at practices relating to livestock
24 production.

1 “(2) WILDLIFE HABITAT.—For each of fiscal
2 years 2014 through 2018, 5 percent of the funds
3 made available for payments under the program
4 shall be targeted at practices benefitting wildlife
5 habitat.”;

6 (5) in subsection (g)—

7 (A) in the subsection heading, by striking
8 “FEDERALLY RECOGNIZED NATIVE AMERICAN
9 INDIAN TRIBES AND ALASKA NATIVE COR-
10 PORATIONS” and inserting “INDIAN TRIBES”;

11 (B) by striking “federally recognized Na-
12 tive American Indian Tribes and Alaska Native
13 Corporations (including their affiliated member-
14 ship organizations)” and inserting “Indian
15 tribes”; and

16 (C) by striking “or Native Corporation”;
17 and

18 (6) by adding at the end the following:

19 “(j) WILDLIFE HABITAT INCENTIVE PRACTICE.—
20 The Secretary shall provide payments under the program
21 for conservation practices that support the restoration, de-
22 velopment, and improvement of wildlife habitat on eligible
23 land, including—

24 “(1) upland wildlife habitat;

25 “(2) wetland wildlife habitat;

1 “(3) habitat for threatened and endangered
2 species;

3 “(4) fish habitat;

4 “(5) habitat on pivot corners and other irreg-
5 ular areas of a field; and

6 “(6) other types of wildlife habitat, as deter-
7 mined appropriate by the Secretary.”.

8 **SEC. 2203. EVALUATION OF APPLICATIONS.**

9 Section 1240C(b) of the Food Security Act of 1985
10 (16 U.S.C. 3839aa–3(b)) is amended—

11 (1) in paragraph (1), by striking “environ-
12 mental” and inserting “conservation”; and

13 (2) in paragraph (3), by striking “purpose of
14 the environmental quality incentives program speci-
15 fied in section 1240(1)” and inserting “purposes of
16 the program”.

17 **SEC. 2204. DUTIES OF PRODUCERS.**

18 Section 1240D(2) of the Food Security Act of 1985
19 (16 U.S.C. 3839aa–4(2)) is amended by striking “farm,
20 ranch, or forest” and inserting “enrolled”.

21 **SEC. 2205. LIMITATION ON PAYMENTS.**

22 Section 1240G of the Food Security Act of 1985 (16
23 U.S.C. 3839aa–7) is amended to read as follows:

1 **“SEC. 1240G. LIMITATION ON PAYMENTS.**

2 “A person or legal entity may not receive, directly
3 or indirectly, cost share or incentive payments under this
4 chapter that, in aggregate, exceed \$450,000 for all con-
5 tracts entered into under this chapter by the person or
6 legal entity during the period of fiscal years 2014 through
7 2018, regardless of the number of contracts entered into
8 under this chapter by the person or legal entity.”.

9 **SEC. 2206. CONSERVATION INNOVATION GRANTS AND PAY-**
10 **MENTS.**

11 Section 1240H of the Food Security Act of 1985 (16
12 U.S.C. 3839aa–8) is amended—

13 (1) in subsection (a)(2)—

14 (A) in subparagraph (C), by striking “;
15 and” and inserting a semicolon;

16 (B) in subparagraph (D), by striking the
17 period and inserting a semicolon; and

18 (C) by adding at the end the following new
19 subparagraphs:

20 “(E) facilitate on-farm conservation re-
21 search and demonstration activities; and

22 “(F) facilitate pilot testing of new tech-
23 nologies or innovative conservation practices.”;

24 and

25 (2) by striking subsection (b) and inserting the
26 following new subsection:

1 “(b) REPORTING.—Not later than December 31,
2 2014, and every two years thereafter, the Secretary shall
3 submit to the Committee on Agriculture, Nutrition, and
4 Forestry of the Senate and the Committee on Agriculture
5 of the House of Representatives a report on the status
6 of projects funded under this section, including—

7 “(1) funding awarded;

8 “(2) project results; and

9 “(3) incorporation of project findings, such as
10 new technology and innovative approaches, into the
11 conservation efforts implemented by the Secretary.”.

12 **SEC. 2207. EFFECTIVE DATE.**

13 (a) IN GENERAL.—The amendments made by this
14 subtitle shall take effect on October 1, 2013.

15 (b) EFFECT ON EXISTING CONTRACTS.—The amend-
16 ments made by this subtitle shall not affect the validity
17 or terms of any contract entered into by the Secretary of
18 Agriculture under chapter 4 of subtitle D of title XII of
19 the Food Security Act of 1985 (16 U.S.C. 3839aa et seq.)
20 before October 1, 2013, or any payments required to be
21 made in connection with the contract.

1 **Subtitle D—Agricultural**
2 **Conservation Easement Program**

3 **SEC. 2301. AGRICULTURAL CONSERVATION EASEMENT**
4 **PROGRAM.**

5 (a) ESTABLISHMENT.—Title XII of the Food Secu-
6 rity Act of 1985 is amended by adding at the end the fol-
7 lowing new subtitle:

8 **“Subtitle H—Agricultural**
9 **Conservation Easement Program**

10 **“SEC. 1265. ESTABLISHMENT AND PURPOSES.**

11 “(a) ESTABLISHMENT.—The Secretary shall estab-
12 lish an agricultural conservation easement program for the
13 conservation of eligible land and natural resources through
14 easements or other interests in land.

15 “(b) PURPOSES.—The purposes of the program are
16 to—

17 “(1) combine the purposes and coordinate the
18 functions of the wetlands reserve program estab-
19 lished under section 1237, the grassland reserve pro-
20 gram established under section 1238N, and the
21 farmland protection program established under sec-
22 tion 1238I, as such sections were in effect on Sep-
23 tember 30, 2013;

24 “(2) restore, protect, and enhance wetlands on
25 eligible land;

1 “(3) protect the agricultural use and related
2 conservation values of eligible land by limiting non-
3 agricultural uses of that land; and

4 “(4) protect grazing uses and related conserva-
5 tion values by restoring and conserving eligible land.

6 **“SEC. 1265A. DEFINITIONS.**

7 “In this subtitle:

8 “(1) **AGRICULTURAL LAND EASEMENT.**—The
9 term ‘agricultural land easement’ means an ease-
10 ment or other interest in eligible land that—

11 “(A) is conveyed for the purpose of pro-
12 tecting natural resources and the agricultural
13 nature of the land; and

14 “(B) permits the landowner the right to
15 continue agricultural production and related
16 uses subject to an agricultural land easement
17 plan, as approved by the Secretary.

18 “(2) **ELIGIBLE ENTITY.**—The term ‘eligible en-
19 tity’ means—

20 “(A) an agency of State or local govern-
21 ment or an Indian tribe (including a farmland
22 protection board or land resource council estab-
23 lished under State law); or

24 “(B) an organization that is—

1 “(i) organized for, and at all times
2 since the formation of the organization has
3 been operated principally for, 1 or more of
4 the conservation purposes specified in
5 clause (i), (ii), (iii), or (iv) of section
6 170(h)(4)(A) of the Internal Revenue Code
7 of 1986;

8 “(ii) an organization described in sec-
9 tion 501(c)(3) of that Code that is exempt
10 from taxation under section 501(a) of that
11 Code; or

12 “(iii) described in—

13 “(I) paragraph (1) or (2) of sec-
14 tion 509(a) of that Code; or

15 “(II) section 509(a)(3) of that
16 Code and is controlled by an organiza-
17 tion described in section 509(a)(2) of
18 that Code.

19 “(3) ELIGIBLE LAND.—The term ‘eligible land’
20 means private or tribal land that is—

21 “(A) in the case of an agricultural land
22 easement, agricultural land, including land on a
23 farm or ranch—

1 “(i) that is subject to a pending offer
2 for purchase of an agricultural land ease-
3 ment from an eligible entity;

4 “(ii) that—

5 “(I) has prime, unique, or other
6 productive soil;

7 “(II) contains historical or ar-
8 chaeological resources; or

9 “(III) the protection of which will
10 further a State or local policy con-
11 sistent with the purposes of the pro-
12 gram; and

13 “(iii) that is—

14 “(I) cropland;

15 “(II) rangeland;

16 “(III) grassland or land that con-
17 tains forbs, or shrubland for which
18 grazing is the predominate use;

19 “(IV) pastureland; or

20 “(V) nonindustrial private forest
21 land that contributes to the economic
22 viability of an offered parcel or serves
23 as a buffer to protect such land from
24 development;

1 “(B) in the case of a wetland easement, a
2 wetland or related area, including—

3 “(i) farmed or converted wetlands, to-
4 gether with adjacent land that is function-
5 ally dependent on that land, if the Sec-
6 retary determines it—

7 “(I) is likely to be successfully
8 restored in a cost effective manner;
9 and

10 “(II) will maximize the wildlife
11 benefits and wetland functions and
12 values, as determined by the Secretary
13 in consultation with the Secretary of
14 the Interior at the local level;

15 “(ii) cropland or grassland that was
16 used for agricultural production prior to
17 flooding from the natural overflow of—

18 “(I) a closed basin lake and adja-
19 cent land that is functionally depend-
20 ent upon it, if the State or other enti-
21 ty is willing to provide 50 percent
22 share of the cost of an easement;

23 “(II) a pothole and adjacent land
24 that is functionally dependent on it;

1 “(iii) farmed wetlands and adjoining
2 lands that—

3 “(I) are enrolled in the conserva-
4 tion reserve program;

5 “(II) have the highest wetland
6 functions and values, as determined
7 by the Secretary; and

8 “(III) are likely to return to pro-
9 duction after they leave the conserva-
10 tion reserve program;

11 “(iv) riparian areas that link wetlands
12 that are protected by easements or some
13 other device that achieves the same pur-
14 pose as an easement; or

15 “(v) other wetlands of an owner that
16 would not otherwise be eligible, if the Sec-
17 retary determines that the inclusion of
18 such wetlands in a wetland easement would
19 significantly add to the functional value of
20 the easement; or

21 “(C) in the case of either an agricultural
22 land easement or wetland easement, other land
23 that is incidental to land described in subpara-
24 graph (A) or (B), if the Secretary determines

1 that it is necessary for the efficient administra-
2 tion of the easements under this program.

3 “(4) PROGRAM.—The term ‘program’ means
4 the agricultural conservation easement program es-
5 tablished by this subtitle.

6 “(5) WETLAND EASEMENT.—The term ‘wetland
7 easement’ means a reserved interest in eligible land
8 that—

9 “(A) is defined and delineated in a deed;
10 and

11 “(B) stipulates—

12 “(i) the rights, title, and interests in
13 land conveyed to the Secretary; and

14 “(ii) the rights, title, and interests in
15 land that are reserved to the landowner.

16 **“SEC. 1265B. AGRICULTURAL LAND EASEMENTS.**

17 “(a) AVAILABILITY OF ASSISTANCE.—The Secretary
18 shall facilitate and provide funding for—

19 “(1) the purchase by eligible entities of agricul-
20 tural land easements and other interests in eligible
21 land; and

22 “(2) technical assistance to provide for the con-
23 servation of natural resources pursuant to an agri-
24 cultural land easement plan.

25 “(b) COST-SHARE ASSISTANCE.—

1 “(1) IN GENERAL.—The Secretary shall protect
2 the agricultural use, including grazing, and related
3 conservation values of eligible land through cost-
4 share assistance to eligible entities for purchasing
5 agricultural land easements.

6 “(2) SCOPE OF ASSISTANCE AVAILABLE.—

7 “(A) FEDERAL SHARE.—An agreement de-
8 scribed in paragraph (4) shall provide for a
9 Federal share determined by the Secretary of
10 an amount not to exceed 50 percent of the fair
11 market value of the agricultural land easement
12 or other interest in land, as determined by the
13 Secretary using—

14 “(i) the Uniform Standards of Profes-
15 sional Appraisal Practice;

16 “(ii) an area-wide market analysis or
17 survey; or

18 “(iii) another industry-approved meth-
19 od.

20 “(B) NON-FEDERAL SHARE.—

21 “(i) IN GENERAL.—Under the agree-
22 ment, the eligible entity shall provide a
23 share that is at least equivalent to that
24 provided by the Secretary.

1 “(ii) SOURCE OF CONTRIBUTION.—An
2 eligible entity may include as part of its
3 share a charitable donation or qualified
4 conservation contribution (as defined by
5 section 170(h) of the Internal Revenue
6 Code of 1986) from the private landowner
7 if the eligible entity contributes its own
8 cash resources in an amount that is at
9 least 50 percent of the amount contributed
10 by the Secretary.

11 “(C) EXCEPTION.—In the case of grass-
12 land of special environmental significance, as
13 determined by the Secretary, the Secretary may
14 provide an amount not to exceed 75 percent of
15 the fair market value of the agricultural land
16 easement.

17 “(3) EVALUATION AND RANKING OF APPLICA-
18 TIONS.—

19 “(A) CRITERIA.—The Secretary shall es-
20 tablish evaluation and ranking criteria to maxi-
21 mize the benefit of Federal investment under
22 the program.

23 “(B) CONSIDERATIONS.—In establishing
24 the criteria, the Secretary shall emphasize sup-
25 port for—

1 “(i) protecting agricultural uses and
2 related conservation values of the land; and

3 “(ii) maximizing the protection of
4 areas devoted to agricultural use.

5 “(C) BIDDING DOWN.—If the Secretary
6 determines that 2 or more applications for cost-
7 share assistance are comparable in achieving
8 the purpose of the program, the Secretary shall
9 not assign a higher priority to any of those ap-
10 plications solely on the basis of lesser cost to
11 the program.

12 “(4) AGREEMENTS WITH ELIGIBLE ENTITIES.—

13 “(A) IN GENERAL.—The Secretary shall
14 enter into agreements with eligible entities to
15 stipulate the terms and conditions under which
16 the eligible entity is permitted to use cost-share
17 assistance provided under this section.

18 “(B) LENGTH OF AGREEMENTS.—An
19 agreement shall be for a term that is—

20 “(i) in the case of an eligible entity
21 certified under the process described in
22 paragraph (5), a minimum of five years;
23 and

24 “(ii) for all other eligible entities, at
25 least three, but not more than five years.

1 “(C) MINIMUM TERMS AND CONDITIONS.—

2 An eligible entity shall be authorized to use its
3 own terms and conditions for agricultural land
4 easements so long as the Secretary determines
5 such terms and conditions—

6 “(i) are consistent with the purposes
7 of the program;

8 “(ii) permit effective enforcement of
9 the conservation purposes of such ease-
10 ments;

11 “(iii) include a right of enforcement
12 for the Secretary, that may be used only if
13 the terms of the easement are not enforced
14 by the holder of the easement;

15 “(iv) subject the land in which an in-
16 terest is purchased to an agricultural land
17 easement plan that—

18 “(I) describes the activities which
19 promote the long-term viability of the
20 land to meet the purposes for which
21 the easement was acquired;

22 “(II) requires the management of
23 grasslands according to a grasslands
24 management plan; and

1 “(III) includes a conservation
2 plan, where appropriate, and requires,
3 at the option of the Secretary, the
4 conversion of highly erodible cropland
5 to less intensive uses; and

6 “(v) include a limit on the impervious
7 surfaces to be allowed that is consistent
8 with the agricultural activities to be con-
9 ducted.

10 “(D) SUBSTITUTION OF QUALIFIED
11 PROJECTS.—An agreement shall allow, upon
12 mutual agreement of the parties, substitution of
13 qualified projects that are identified at the time
14 of the proposed substitution.

15 “(E) EFFECT OF VIOLATION.—If a viola-
16 tion occurs of a term or condition of an agree-
17 ment under this subsection—

18 “(i) the Secretary may terminate the
19 agreement; and

20 “(ii) the Secretary may require the el-
21 igible entity to refund all or part of any
22 payments received by the entity under the
23 program, with interest on the payments as
24 determined appropriate by the Secretary.

25 “(5) CERTIFICATION OF ELIGIBLE ENTITIES.—

1 “(A) CERTIFICATION PROCESS.—The Sec-
2 retary shall establish a process under which the
3 Secretary may—

4 “(i) directly certify eligible entities
5 that meet established criteria;

6 “(ii) enter into long-term agreements
7 with certified eligible entities; and

8 “(iii) accept proposals for cost-share
9 assistance for the purchase of agricultural
10 land easements throughout the duration of
11 such agreements.

12 “(B) CERTIFICATION CRITERIA.—In order
13 to be certified, an eligible entity shall dem-
14 onstrate to the Secretary that the entity will
15 maintain, at a minimum, for the duration of the
16 agreement—

17 “(i) a plan for administering ease-
18 ments that is consistent with the purpose
19 of this subtitle;

20 “(ii) the capacity and resources to
21 monitor and enforce agricultural land ease-
22 ments; and

23 “(iii) policies and procedures to en-
24 sure—

1 “(I) the long-term integrity of
2 agricultural land easements on eligible
3 land;

4 “(II) timely completion of acqui-
5 sitions of such easements; and

6 “(III) timely and complete eval-
7 uation and reporting to the Secretary
8 on the use of funds provided under
9 the program.

10 “(C) REVIEW AND REVISION.—

11 “(i) REVIEW.—The Secretary shall
12 conduct a review of eligible entities cer-
13 tified under subparagraph (A) every three
14 years to ensure that such entities are
15 meeting the criteria established under sub-
16 paragraph (B).

17 “(ii) REVOCATION.—If the Secretary
18 finds that the certified eligible entity no
19 longer meets the criteria established under
20 subparagraph (B), the Secretary may—

21 “(I) allow the certified eligible
22 entity a specified period of time, at a
23 minimum 180 days, in which to take
24 such actions as may be necessary to
25 meet the criteria; and

1 “(II) revoke the certification of
2 the eligible entity, if after the speci-
3 fied period of time, the certified eligi-
4 ble entity does not meet such criteria.

5 “(c) METHOD OF ENROLLMENT.—The Secretary
6 shall enroll eligible land under this section through the use
7 of—

8 “(1) permanent easements; or

9 “(2) easements for the maximum duration al-
10 lowed under applicable State laws.

11 “(d) TECHNICAL ASSISTANCE.—The Secretary may
12 provide technical assistance, if requested, to assist in—

13 “(1) compliance with the terms and conditions
14 of easements; and

15 “(2) implementation of an agricultural land
16 easement plan.

17 **“SEC. 1265C. WETLAND EASEMENTS.**

18 “(a) AVAILABILITY OF ASSISTANCE.—The Secretary
19 shall provide assistance to owners of eligible land to re-
20 store, protect, and enhance wetlands through—

21 “(1) wetland easements and related wetland
22 easement plans; and

23 “(2) technical assistance.

24 “(b) EASEMENTS.—

1 “(1) METHOD OF ENROLLMENT.—The Sec-
2 retary shall enroll eligible land under this section
3 through the use of—

4 “(A) 30-year easements;

5 “(B) permanent easements;

6 “(C) easements for the maximum duration
7 allowed under applicable State laws; or

8 “(D) as an option for Indian tribes only,
9 30-year contracts (which shall be considered to
10 be 30-year easements for the purposes of this
11 subtitle).

12 “(2) LIMITATIONS.—

13 “(A) INELIGIBLE LAND.—The Secretary
14 may not acquire easements on—

15 “(i) land established to trees under
16 the conservation reserve program, except in
17 cases where the Secretary determines it
18 would further the purposes of the program;
19 and

20 “(ii) farmed wetlands or converted
21 wetlands where the conversion was not
22 commenced prior to December 23, 1985.

23 “(B) CHANGES IN OWNERSHIP.—No wet-
24 land easement shall be created on land that has

1 changed ownership during the preceding 24-
2 month period unless—

3 “(i) the new ownership was acquired
4 by will or succession as a result of the
5 death of the previous owner;

6 “(ii)(I) the ownership change occurred
7 because of foreclosure on the land; and

8 “(II) immediately before the fore-
9 closure, the owner of the land exercises a
10 right of redemption from the mortgage
11 holder in accordance with State law; or

12 “(iii) the Secretary determines that
13 the land was acquired under circumstances
14 that give adequate assurances that such
15 land was not acquired for the purposes of
16 placing it in the program.

17 “(3) EVALUATION AND RANKING OF OFFERS.—

18 “(A) CRITERIA.—The Secretary shall es-
19 tablish evaluation and ranking criteria to maxi-
20 mize the benefit of Federal investment under
21 the program.

22 “(B) CONSIDERATIONS.—When evaluating
23 offers from landowners, the Secretary may con-
24 sider—

1 “(i) the conservation benefits of ob-
2 taining a wetland easement, including the
3 potential environmental benefits if the land
4 was removed from agricultural production;

5 “(ii) the cost-effectiveness of each
6 wetland easement, so as to maximize the
7 environmental benefits per dollar expended;

8 “(iii) whether the landowner or an-
9 other person is offering to contribute fi-
10 nancially to the cost of the wetland ease-
11 ment to leverage Federal funds; and

12 “(iv) such other factors as the Sec-
13 retary determines are necessary to carry
14 out the purposes of the program.

15 “(C) PRIORITY.—The Secretary shall place
16 priority on acquiring wetland easements based
17 on the value of the wetland easement for pro-
18 tecting and enhancing habitat for migratory
19 birds and other wildlife.

20 “(4) AGREEMENT.—To be eligible to place eligi-
21 ble land into the program through a wetland ease-
22 ment, the owner of such land shall enter into an
23 agreement with the Secretary to—

24 “(A) grant an easement on such land to
25 the Secretary;

1 “(B) authorize the implementation of a
2 wetland easement plan developed for the eligible
3 land under subsection (f);

4 “(C) create and record an appropriate
5 deed restriction in accordance with applicable
6 State law to reflect the easement agreed to;

7 “(D) provide a written statement of con-
8 sent to such easement signed by those holding
9 a security interest in the land;

10 “(E) comply with the terms and conditions
11 of the easement and any related agreements;
12 and

13 “(F) permanently retire any existing base
14 history for the land on which the easement has
15 been obtained.

16 “(5) TERMS AND CONDITIONS OF EASEMENT.—

17 “(A) IN GENERAL.—A wetland easement
18 shall include terms and conditions that—

19 “(i) permit—

20 “(I) repairs, improvements, and
21 inspections on the land that are nec-
22 essary to maintain existing public
23 drainage systems; and

24 “(II) owners to control public ac-
25 cess on the easement areas while iden-

1 tifying access routes to be used for
2 restoration activities and management
3 and easement monitoring;

4 “(ii) prohibit—

5 “(I) the alteration of wildlife
6 habitat and other natural features of
7 such land, unless specifically author-
8 ized by the Secretary;

9 “(II) the spraying of such land
10 with chemicals or the mowing of such
11 land, except where such spraying or
12 mowing is authorized by the Secretary
13 or is necessary—

14 “(aa) to comply with Fed-
15 eral or State noxious weed con-
16 trol laws;

17 “(bb) to comply with a Fed-
18 eral or State emergency pest
19 treatment program; or

20 “(cc) to meet habitat needs
21 of specific wildlife species;

22 “(III) any activities to be carried
23 out on the owner’s or successor’s land
24 that is immediately adjacent to, and
25 functionally related to, the land that

1 is subject to the easement if such ac-
2 tivities will alter, degrade, or other-
3 wise diminish the functional value of
4 the eligible land; and

5 “(IV) the adoption of any other
6 practice that would tend to defeat the
7 purposes of the program, as deter-
8 mined by the Secretary;

9 “(iii) provide for the efficient and ef-
10 fective establishment of wildlife functions
11 and values; and

12 “(iv) include such additional provi-
13 sions as the Secretary determines are de-
14 sirable to carry out the program or facili-
15 tate the practical administration thereof.

16 “(B) VIOLATION.—On the violation of the
17 terms or conditions of a wetland easement, the
18 wetland easement shall remain in force and the
19 Secretary may require the owner to refund all
20 or part of any payments received by the owner
21 under the program, together with interest
22 thereon as determined appropriate by the Sec-
23 retary.

24 “(C) COMPATIBLE USES.—Land subject to
25 a wetland easement may be used for compatible

1 economic uses, including such activities as
2 hunting and fishing, managed timber harvest,
3 or periodic haying or grazing, if such use is spe-
4 cifically permitted by the wetland easement plan
5 developed for the land under subsection (f) and
6 is consistent with the long-term protection and
7 enhancement of the wetland resources for which
8 the easement was established.

9 “(D) RESERVATION OF GRAZING
10 RIGHTS.—The Secretary may include in the
11 terms and conditions of a wetland easement a
12 provision under which the owner reserves graz-
13 ing rights if—

14 “(i) the Secretary determines that the
15 reservation and use of the grazing rights—

16 “(I) is compatible with the land
17 subject to the easement;

18 “(II) is consistent with the his-
19 torical natural uses of the land and
20 the long-term protection and enhance-
21 ment goals for which the easement
22 was established; and

23 “(III) complies with the wetland
24 easement plan developed for the land
25 under subsection (f); and

1 “(ii) the agreement provides for a
2 commensurate reduction in the easement
3 payment to account for the grazing value,
4 as determined by the Secretary.

5 “(6) COMPENSATION.—

6 “(A) DETERMINATION.—

7 “(i) PERMANENT EASEMENTS.—The
8 Secretary shall pay as compensation for a
9 permanent wetland easement acquired
10 under the program an amount necessary to
11 encourage enrollment in the program,
12 based on the lowest of—

13 “(I) the fair market value of the
14 land, as determined by the Secretary,
15 using the Uniform Standards of Pro-
16 fessional Appraisal Practice or an
17 area-wide market analysis or survey;

18 “(II) the amount corresponding
19 to a geographical cap, as determined
20 by the Secretary in regulations; or

21 “(III) the offer made by the
22 landowner.

23 “(ii) 30-YEAR EASEMENTS.—Com-
24 pensation for a 30-year wetland easement
25 shall be not less than 50 percent, but not

1 more than 75 percent, of the compensation
2 that would be paid for a permanent wet-
3 land easement.

4 “(B) FORM OF PAYMENT.—Compensation
5 for a wetland easement shall be provided by the
6 Secretary in the form of a cash payment, in an
7 amount determined under subparagraph (A).

8 “(C) PAYMENT SCHEDULE.—

9 “(i) EASEMENTS VALUED AT \$500,000
10 OR LESS.—For wetland easements valued
11 at \$500,000 or less, the Secretary may
12 provide easement payments in not more
13 than 10 annual payments.

14 “(ii) EASEMENTS VALUED AT MORE
15 THAN \$500,000.—For wetland easements
16 valued at more than \$500,000, the Sec-
17 retary may provide easement payments in
18 at least 5, but not more than 10 annual
19 payments, except that, if the Secretary de-
20 termines it would further the purposes of
21 the program, the Secretary may make a
22 lump sum payment for such an easement.

23 “(c) EASEMENT RESTORATION.—

24 “(1) IN GENERAL.—The Secretary shall provide
25 financial assistance to owners of eligible land to

1 carry out the establishment of conservation meas-
2 ures and practices and protect wetland functions
3 and values, including necessary maintenance activi-
4 ties, as set forth in a wetland easement plan devel-
5 oped for the eligible land under subsection (f).

6 “(2) PAYMENTS.—The Secretary shall—

7 “(A) in the case of a permanent wetland
8 easement, pay an amount that is not less than
9 75 percent, but not more than 100 percent, of
10 the eligible costs, as determined by the Sec-
11 retary; and

12 “(B) in the case of a 30-year wetland ease-
13 ment, pay an amount that is not less than 50
14 percent, but not more than 75 percent, of the
15 eligible costs, as determined by the Secretary.

16 “(d) TECHNICAL ASSISTANCE.—

17 “(1) IN GENERAL.—The Secretary shall assist
18 owners in complying with the terms and conditions
19 of wetland easements.

20 “(2) CONTRACTS OR AGREEMENTS.—The Sec-
21 retary may enter into 1 or more contracts with pri-
22 vate entities or agreements with a State, non-govern-
23 mental organization, or Indian tribe to carry out
24 necessary restoration, enhancement, or maintenance
25 of a wetland easement if the Secretary determines

1 that the contract or agreement will advance the pur-
2 poses of the program.

3 “(e) WETLAND ENHANCEMENT OPTION.—The Sec-
4 retary may enter into 1 or more agreements with a State
5 (including a political subdivision or agency of a State),
6 nongovernmental organization, or Indian tribe to carry out
7 a special wetland enhancement option that the Secretary
8 determines would advance the purposes of program.

9 “(f) ADMINISTRATION.—

10 “(1) WETLAND EASEMENT PLAN.—The Sec-
11 retary shall develop a wetland easement plan for eli-
12 gible lands subject to a wetland easement, which
13 shall include practices and activities necessary to re-
14 store, protect, enhance, and maintain the enrolled
15 lands.

16 “(2) DELEGATION OF EASEMENT ADMINISTRA-
17 TION.—The Secretary may delegate—

18 “(A) any of the easement management,
19 monitoring, and enforcement responsibilities of
20 the Secretary to other Federal or State agencies
21 that have the appropriate authority, expertise,
22 and resources necessary to carry out such dele-
23 gated responsibilities; and

24 “(B) any of the easement management re-
25 sponsibilities of the Secretary to other conserva-

1 tion organizations if the Secretary determines
2 the organization has the appropriate expertise
3 and resources.

4 “(3) PAYMENTS.—

5 “(A) TIMING OF PAYMENTS.—The Sec-
6 retary shall provide payment for obligations in-
7 curred by the Secretary under this section—

8 “(i) with respect to any easement res-
9 toration obligation under subsection (c), as
10 soon as possible after the obligation is in-
11 curred; and

12 “(ii) with respect to any annual ease-
13 ment payment obligation incurred by the
14 Secretary, as soon as possible after Octo-
15 ber 1 of each calendar year.

16 “(B) PAYMENTS TO OTHERS.—If an owner
17 who is entitled to a payment under this section
18 dies, becomes incompetent, is otherwise unable
19 to receive such payment, or is succeeded by an-
20 other person or entity who renders or completes
21 the required performance, the Secretary shall
22 make such payment, in accordance with regula-
23 tions prescribed by the Secretary and without
24 regard to any other provision of law, in such

1 manner as the Secretary determines is fair and
2 reasonable in light of all of the circumstances.

3 **“SEC. 1265D. ADMINISTRATION.**

4 “(a) INELIGIBLE LAND.—The Secretary may not use
5 program funds for the purposes of acquiring an easement
6 on—

7 “(1) lands owned by an agency of the United
8 States, other than land held in trust for Indian
9 tribes;

10 “(2) lands owned in fee title by a State, includ-
11 ing an agency or a subdivision of a State, or a unit
12 of local government;

13 “(3) land subject to an easement or deed re-
14 striction which, as determined by the Secretary, pro-
15 vides similar protection as would be provided by en-
16 rollment in the program; or

17 “(4) lands where the purposes of the program
18 would be undermined due to on-site or off-site condi-
19 tions, such as risk of hazardous substances, pro-
20 posed or existing rights of way, infrastructure devel-
21 opment, or adjacent land uses.

22 “(b) PRIORITY.—In evaluating applications under the
23 program, the Secretary may give priority to land that is
24 currently enrolled in the conservation reserve program in
25 a contract that is set to expire within 1 year and—

1 “(1) in the case of an agricultural land ease-
2 ment, is grassland that would benefit from protec-
3 tion under a long-term easement; and

4 “(2) in the case of a wetland easement, is a
5 wetland or related area with the highest functions
6 and value and is likely to return to production after
7 the land leaves the conservation reserve program.

8 “(c) SUBORDINATION, EXCHANGE, MODIFICATION,
9 AND TERMINATION.—

10 “(1) IN GENERAL.—The Secretary may subor-
11 dinate, exchange, modify, or terminate any interest
12 in land, or portion of such interest, administered by
13 the Secretary, either directly or on behalf of the
14 Commodity Credit Corporation under the program if
15 the Secretary determines that—

16 “(A) it is in the Federal Government’s in-
17 terest to subordinate, exchange, modify, or ter-
18 minate the interest in land;

19 “(B) the subordination, exchange, modi-
20 fication, or termination action—

21 “(i) will address a compelling public
22 need for which there is no practicable al-
23 ternative; or

24 “(ii) such action will further the prac-
25 tical administration of the program; and

1 “(C) the subordination, exchange, modi-
2 fication, or termination action will result in
3 comparable conservation value and equivalent
4 or greater economic value to the United States.

5 “(2) CONSULTATION.—The Secretary shall
6 work with the owner, and eligible entity if applicable,
7 to address any subordination, exchange, modifica-
8 tion, or termination of the interest, or portion of
9 such interest, in land.

10 “(3) NOTICE.—At least 90 days before taking
11 any termination action described in paragraph (1),
12 the Secretary shall provide written notice of such ac-
13 tion to the Committee on Agriculture of the House
14 of Representatives and the Committee on Agri-
15 culture, Nutrition, and Forestry of the Senate.

16 “(d) LAND ENROLLED IN CONSERVATION RESERVE
17 PROGRAM.—The Secretary may terminate or modify a
18 contract entered into under section 1231(a) if eligible land
19 that is subject to such contract is transferred into the pro-
20 gram.

21 “(e) ALLOCATION OF FUNDS FOR AGRICULTURAL
22 LAND EASEMENTS.—Of the funds made available under
23 section 1241 to carry out the program for a fiscal year,
24 the Secretary shall, to the extent practicable, use for agri-
25 cultural land easements—

1 “(1) no less than 40 percent in each of fiscal
2 years 2014 through 2017; and

3 “(2) no less than 50 percent in fiscal year
4 2018.”.

5 (b) COMPLIANCE WITH CERTAIN REQUIREMENTS.—

6 Before an eligible entity or owner of eligible land may re-
7 ceive assistance under subtitle H of title XII of the Food
8 Security Act of 1985, the eligible entity or person shall
9 agree, during the crop year for which the assistance is pro-
10 vided and in exchange for the assistance—

11 (1) to comply with applicable conservation re-
12 quirements under subtitle B of title XII of that Act
13 (16 U.S.C. 3811 et seq.); and

14 (2) to comply with applicable wetland protection
15 requirements under subtitle C of title XII of that
16 Act (16 U.S.C. 3821 et seq.).

17 (c) CROSS REFERENCE; CALCULATION.—Section
18 1244 of the Food Security Act of 1985 (16 U.S.C. 3844)
19 is amended—

20 (1) in subsection (c)—

21 (A) in paragraph (1)—

22 (i) by inserting “and” at the end of
23 subparagraph (A);

24 (ii) by striking “and” at the end of
25 subparagraph (B); and

1 (iii) by striking subparagraph (C);

2 (B) by redesignating paragraph (2) as
3 paragraph (3); and

4 (C) by inserting after paragraph (1) the
5 following new subparagraph:

6 “(2) the agricultural conservation easement
7 program established under subtitle H; and”; and

8 (2) in subsection (f)—

9 (A) in paragraph (1)—

10 (i) in subparagraph (A), by striking
11 “programs administered under subchapters
12 B and C of chapter 1 of subtitle D” and
13 inserting “conservation reserve program
14 established under subchapter B of chapter
15 1 of subtitle D and wetland easements
16 under section 1265C”; and

17 (ii) in subparagraph (B), by striking
18 “an easement acquired under subchapter C
19 of chapter 1 of subtitle D” and inserting
20 “a wetland easement under section
21 1265C”; and

22 (B) by adding at the end the following new
23 paragraph:

24 “(5) CALCULATION.—In calculating the per-
25 centages described in paragraph (1), the Secretary

1 shall include any acreage that was included in cal-
2 culations of percentages made under such para-
3 graph, as in effect on September 30, 2013, and that
4 remains enrolled when the calculation is made after
5 that date under paragraph (1).”.

6 (d) EFFECTIVE DATE.—The amendments made by
7 this section shall take effect on October 1, 2013.

8 **Subtitle E—Regional Conservation**
9 **Partnership Program**

10 **SEC. 2401. REGIONAL CONSERVATION PARTNERSHIP PRO-**
11 **GRAM.**

12 (a) IN GENERAL.—Title XII of the Food Security
13 Act of 1985 is amended by inserting after subtitle H, as
14 added by section 2301, the following new subtitle:

15 **“Subtitle I—Regional Conservation**
16 **Partnership Program**

17 **“SEC. 1271. ESTABLISHMENT AND PURPOSES.**

18 “(a) ESTABLISHMENT.—The Secretary shall estab-
19 lish a regional conservation partnership program to imple-
20 ment eligible activities on eligible land through—

21 “(1) partnership agreements with eligible part-
22 ners; and

23 “(2) contracts with producers.

24 “(b) PURPOSES.—The purposes of the program are
25 as follows:

1 “(1) To use covered programs to accomplish
2 purposes and functions similar to those of the fol-
3 lowing programs, as in effect on September 30,
4 2013:

5 “(A) The agricultural water enhancement
6 program established under section 1240I.

7 “(B) The Chesapeake Bay watershed pro-
8 gram established under section 1240Q.

9 “(C) The cooperative conservation partner-
10 ship initiative established under section 1243.

11 “(D) The Great Lakes basin program for
12 soil erosion and sediment control established
13 under section 1240P.

14 “(2) To further the conservation, restoration,
15 and sustainable use of soil, water, wildlife, and re-
16 lated natural resources on eligible land on a regional
17 or watershed scale.

18 “(3) To encourage eligible partners to cooperate
19 with producers in—

20 “(A) meeting or avoiding the need for na-
21 tional, State, and local natural resource regu-
22 latory requirements related to production on eli-
23 gible land; and

24 “(B) implementing projects that will result
25 in the carrying out of eligible activities that af-

1 fect multiple agricultural or nonindustrial pri-
2 vate forest operations on a local, regional,
3 State, or multi-State basis.

4 **“SEC. 1271A. DEFINITIONS.**

5 “In this subtitle:

6 “(1) COVERED PROGRAM.—The term ‘covered
7 program’ means the following:

8 “(A) The agricultural conservation ease-
9 ment program.

10 “(B) The environmental quality incentives
11 program.

12 “(C) The conservation stewardship pro-
13 gram.

14 “(2) ELIGIBLE ACTIVITY.—The term ‘eligible
15 activity’ means any of the following conservation ac-
16 tivities:

17 “(A) Water quality or quantity conserva-
18 tion, restoration, or enhancement projects relat-
19 ing to surface water and groundwater re-
20 sources, including—

21 “(i) the conversion of irrigated crop-
22 land to the production of less water-inten-
23 sive agricultural commodities or dryland
24 farming; or

1 “(ii) irrigation system improvement
2 and irrigation efficiency enhancement.

3 “(B) Drought mitigation.

4 “(C) Flood prevention.

5 “(D) Water retention.

6 “(E) Air quality improvement.

7 “(F) Habitat conservation, restoration,
8 and enhancement.

9 “(G) Erosion control and sediment reduc-
10 tion.

11 “(H) Other related activities that the Sec-
12 retary determines will help achieve conservation
13 benefits.

14 “(3) ELIGIBLE LAND.—The term ‘eligible land’
15 means land on which agricultural commodities, live-
16 stock, or forest-related products are produced, in-
17 cluding—

18 “(A) cropland;

19 “(B) grassland;

20 “(C) rangeland;

21 “(D) pastureland;

22 “(E) nonindustrial private forest land; and

23 “(F) other land incidental to agricultural
24 production (including wetlands and riparian

1 buffers) on which significant natural resource
2 issues could be addressed under the program.

3 “(4) ELIGIBLE PARTNER.—The term ‘eligible
4 partner’ means any of the following:

5 “(A) An agricultural or silvicultural pro-
6 ducer association or other group of producers.

7 “(B) A State or unit of local government.

8 “(C) An Indian tribe.

9 “(D) A farmer cooperative.

10 “(E) A water district, irrigation district,
11 rural water district or association, or other or-
12 ganization with specific water delivery authority
13 to producers on agricultural land.

14 “(F) An institution of higher education.

15 “(G) An organization or entity with an es-
16 tablished history of working cooperatively with
17 producers on agricultural land, as determined
18 by the Secretary, to address—

19 “(i) local conservation priorities re-
20 lated to agricultural production, wildlife
21 habitat development, or nonindustrial pri-
22 vate forest land management; or

23 “(ii) critical watershed-scale soil ero-
24 sion, water quality, sediment reduction, or
25 other natural resource issues.

1 “(5) PARTNERSHIP AGREEMENT.—The term
2 ‘partnership agreement’ means an agreement en-
3 tered into under section 1271B between the Sec-
4 retary and an eligible partner.

5 “(6) PROGRAM.—The term ‘program’ means
6 the regional conservation partnership program estab-
7 lished by this subtitle.

8 **“SEC. 1271B. REGIONAL CONSERVATION PARTNERSHIPS.**

9 “(a) PARTNERSHIP AGREEMENTS AUTHORIZED.—
10 The Secretary may enter into a partnership agreement
11 with an eligible partner to implement a project that will
12 assist producers with installing and maintaining an eligi-
13 ble activity on eligible land.

14 “(b) LENGTH.—A partnership agreement shall be for
15 a period not to exceed 5 years, except that the Secretary
16 may extend the agreement one time for up to 12 months
17 when an extension is necessary to meet the objectives of
18 the program.

19 “(c) DUTIES OF PARTNERS.—

20 “(1) IN GENERAL.—Under a partnership agree-
21 ment, the eligible partner shall—

22 “(A) define the scope of a project, includ-
23 ing—

24 “(i) the eligible activities to be imple-
25 mented;

1 “(ii) the potential agricultural or non-
2 industrial private forest land operations af-
3 fected;

4 “(iii) the local, State, multi-State, or
5 other geographic area covered; and

6 “(iv) the planning, outreach, imple-
7 mentation, and assessment to be con-
8 ducted;

9 “(B) conduct outreach to producers for po-
10 tential participation in the project;

11 “(C) at the request of a producer, act on
12 behalf of a producer participating in the project
13 in applying for assistance under section 1271C;

14 “(D) leverage financial or technical assist-
15 ance provided by the Secretary with additional
16 funds to help achieve the project objectives;

17 “(E) conduct an assessment of the
18 project’s effects; and

19 “(F) at the conclusion of the project, re-
20 port to the Secretary on its results and funds
21 leveraged.

22 “(2) CONTRIBUTION.—An eligible partner shall
23 provide a significant portion of the overall costs of
24 the scope of the project that is the subject of the

1 agreement entered into under subsection (a), as de-
2 termined by the Secretary.

3 “(d) APPLICATIONS.—

4 “(1) COMPETITIVE PROCESS.—The Secretary
5 shall conduct a competitive process to select applica-
6 tions for partnership agreements and may assess
7 and rank applications with similar conservation pur-
8 poses as a group.

9 “(2) CRITERIA USED.—In carrying out the
10 process described in paragraph (1), the Secretary
11 shall make public the criteria used in evaluating ap-
12 plications.

13 “(3) CONTENT.—An application to the Sec-
14 retary shall include a description of—

15 “(A) the scope of the project, as described
16 in subsection (c)(1)(A);

17 “(B) the plan for monitoring, evaluating,
18 and reporting on progress made towards achiev-
19 ing the project’s objectives;

20 “(C) the program resources requested for
21 the project, including the covered programs to
22 be used and estimated funding needed from the
23 Secretary;

24 “(D) eligible partners collaborating to
25 achieve project objectives, including their roles,

1 responsibilities, capabilities, and financial con-
2 tribution; and

3 “(E) any other elements the Secretary con-
4 siders necessary to adequately evaluate and
5 competitively select applications for funding
6 under the program.

7 “(4) PRIORITY TO CERTAIN APPLICATIONS.—
8 The Secretary may give a higher priority to applica-
9 tions that—

10 “(A) assist producers in meeting or avoid-
11 ing the need for a natural resource regulatory
12 requirement;

13 “(B) have a high percentage of eligible
14 producers in the area to be covered by the
15 agreement;

16 “(C) significantly leverage non-Federal fi-
17 nancial and technical resources and coordinate
18 with other local, State, or national efforts;

19 “(D) deliver high percentages of applied
20 conservation to address conservation priorities
21 or regional, State, or national conservation ini-
22 tiatives;

23 “(E) provide innovation in conservation
24 methods and delivery, including outcome-based
25 performance measures and methods; or

1 “(F) meet other factors that are important
2 for achieving the purposes of the program, as
3 determined by the Secretary.

4 **“SEC. 1271C. ASSISTANCE TO PRODUCERS.**

5 “(a) IN GENERAL.—The Secretary shall enter into
6 contracts with producers to provide financial and technical
7 assistance to—

8 “(1) producers participating in a project with
9 an eligible partner, as described in section 1271B; or

10 “(2) producers that fit within the scope of a
11 project described in section 1271B or a critical con-
12 servation area designated under section 1271F, but
13 who are seeking to implement an eligible activity on
14 eligible land independent of a partner.

15 “(b) TERMS AND CONDITIONS.—

16 “(1) CONSISTENCY WITH PROGRAM RULES.—
17 Except as provided in paragraph (2), the Secretary
18 shall ensure that the terms and conditions of a con-
19 tract under this section are consistent with the ap-
20 plicable rules of the covered programs to be used as
21 part of the project, as described in the application
22 under section 1271B(d)(3)(C).

23 “(2) ADJUSTMENTS.—Except with respect to
24 statutory program requirements governing appeals,
25 payment limitations, and conservation compliance,

1 the Secretary may adjust the discretionary program
2 rules of a covered program—

3 “(A) to provide a simplified application
4 and evaluation process; and

5 “(B) to better reflect unique local cir-
6 cumstances and purposes if the Secretary deter-
7 mines such adjustments are necessary to
8 achieve the purposes of the program.

9 “(c) PAYMENTS.—

10 “(1) IN GENERAL.—In accordance with statu-
11 tory requirements of the covered programs involved,
12 the Secretary may make payments to a producer in
13 an amount determined by the Secretary to be nec-
14 essary to achieve the purposes of the program.

15 “(2) PAYMENTS TO PRODUCERS IN STATES
16 WITH WATER QUANTITY CONCERNS.—The Secretary
17 may provide payments to producers participating in
18 a project that addresses water quantity concerns for
19 a period of five years in an amount sufficient to en-
20 courage conversion from irrigated farming to
21 dryland farming.

22 “(3) WAIVER AUTHORITY.—To assist in the im-
23 plementation of the program, the Secretary may
24 waive the applicability of the limitation in section
25 1001D(b)(2) of this Act for participating producers

1 if the Secretary determines that the waiver is nec-
2 essary to fulfill the objectives of the program.

3 **“SEC. 1271D. FUNDING.**

4 “(a) AVAILABILITY OF FUNDS.—The Secretary shall
5 use \$100,000,000 of the funds of the Commodity Credit
6 Corporation for each of fiscal years 2014 through 2018
7 to carry out the program.

8 “(b) DURATION OF AVAILABILITY.—Funds made
9 available under subsection (a) shall remain available until
10 expended.

11 “(c) ADDITIONAL FUNDING AND ACRES.—

12 “(1) IN GENERAL.—In addition to the funds
13 made available under subsection (a), the Secretary
14 shall reserve 6 percent of the funds and acres made
15 available for a covered program for each of fiscal
16 years 2014 through 2018 in order to ensure addi-
17 tional resources are available to carry out this pro-
18 gram.

19 “(2) UNUSED FUNDS AND ACRES.—Any funds
20 or acres reserved under paragraph (1) for a fiscal
21 year from a covered program that are not obligated
22 under this program by April 1 of that fiscal year
23 shall be returned for use under the covered program.

1 “(d) ALLOCATION OF FUNDING.—Of the funds and
2 acres made available for the program under subsections
3 (a) and (c), the Secretary shall allocate—

4 “(1) 25 percent of the funds and acres to
5 projects based on a State competitive process admin-
6 istered by the State Conservationist, with the advice
7 of the State technical committee established under
8 subtitle G;

9 “(2) 50 percent of the funds and acres to
10 projects based on a national competitive process to
11 be established by the Secretary; and

12 “(3) 25 percent of the funds and acres to
13 projects for the critical conservation areas des-
14 ignated under section 1271F.

15 “(e) LIMITATION ON ADMINISTRATIVE EXPENSES.—
16 None of the funds made available under the program may
17 be used to pay for the administrative expenses of eligible
18 partners.

19 **“SEC. 1271E. ADMINISTRATION.**

20 “(a) DISCLOSURE.—In addition to the criteria used
21 in evaluating applications as described in section
22 1271B(d)(2), the Secretary shall make publicly available
23 information on projects selected through the competitive
24 process described in section 1271B(d)(1).

1 “(b) REPORTING.—Not later than December 31,
2 2014, and every two years thereafter, the Secretary shall
3 submit to the Committee on Agriculture of the House of
4 Representatives and the Committee on Agriculture, Nutri-
5 tion, and Forestry of the Senate a report on the status
6 of projects funded under the program, including—

7 “(1) the number and types of eligible partners
8 and producers participating in the partnership
9 agreements selected;

10 “(2) the number of producers receiving assist-
11 ance; and

12 “(3) total funding committed to projects, in-
13 cluding from Federal and non-Federal resources.

14 **“SEC. 1271F. CRITICAL CONSERVATION AREAS.**

15 “(a) IN GENERAL.—In administering funds under
16 section 1271D(d)(3), the Secretary shall select applica-
17 tions for partnership agreements and producer contracts
18 within critical conservation areas designated under this
19 section.

20 “(b) CRITICAL CONSERVATION AREA DESIGNA-
21 TIONS.—

22 “(1) PRIORITY.—In designating critical con-
23 servation areas under this section, the Secretary
24 shall give priority to geographical areas based on the
25 degree to which the geographical area—

1 “(A) includes multiple States with signifi-
2 cant agricultural production;

3 “(B) is covered by an existing regional,
4 State, binational, or multistate agreement or
5 plan that has established objectives, goals, and
6 work plans and is adopted by a Federal, State,
7 or regional authority;

8 “(C) would benefit from water quality im-
9 provement, including through reducing erosion,
10 promoting sediment control, and addressing nu-
11 trient management activities affecting large
12 bodies of water of regional, national, or inter-
13 national significance;

14 “(D) would benefit from water quantity
15 improvement, including improvement relating
16 to—

17 “(i) groundwater, surface water, aquifer,
18 or other water sources; or

19 “(ii) a need to promote water reten-
20 tion and flood prevention; or

21 “(E) contains producers that need assist-
22 ance in meeting or avoiding the need for a nat-
23 ural resource regulatory requirement that could
24 have a negative economic impact on agricultural
25 operations within the area.

1 “(2) LIMITATION.—The Secretary may not des-
2 ignate more than 8 geographical areas as critical
3 conservation areas under this section.

4 “(c) ADMINISTRATION.—

5 “(1) IN GENERAL.—Except as provided in para-
6 graph (2), the Secretary shall administer any part-
7 nership agreement or producer contract under this
8 section in a manner that is consistent with the terms
9 of the program.

10 “(2) RELATIONSHIP TO EXISTING ACTIVITY.—

11 The Secretary shall, to the maximum extent prac-
12 ticable, ensure that eligible activities carried out in
13 critical conservation areas designated under this sec-
14 tion complement and are consistent with other Fed-
15 eral and State programs and water quality and
16 quantity strategies.

17 “(3) ADDITIONAL AUTHORITY.—For a critical
18 conservation area described in subsection (b)(1)(D),
19 the Secretary may use authorities under the Water-
20 shed Protection and Flood Prevention Act (16
21 U.S.C. 1001 et seq.), other than section 14 of such
22 Act (16 U.S.C. 1012), to carry out projects for the
23 purposes of this section.”.

24 (b) EFFECTIVE DATE.—The amendment made by
25 this section shall take effect on October 1, 2013.

1 **Subtitle F—Other Conservation**
2 **Programs**

3 **SEC. 2501. CONSERVATION OF PRIVATE GRAZING LAND.**

4 Section 1240M(e) of the Food Security Act of 1985
5 (16 U.S.C. 3839bb(e)) is amended by striking “2012” and
6 inserting “2018”.

7 **SEC. 2502. GRASSROOTS SOURCE WATER PROTECTION**
8 **PROGRAM.**

9 Section 1240O(b) of the Food Security Act of 1985
10 (16 U.S.C. 3839bb–2) is amended to read as follows:

11 “(b) FUNDING.—

12 “(1) AUTHORIZATION OF APPROPRIATIONS.—

13 There is authorized to be appropriated to carry out
14 this section \$20,000,000 for each of fiscal years
15 2008 through 2018.

16 “(2) AVAILABILITY OF FUNDS.—In addition to
17 funds made available under paragraph (1), of the
18 funds of the Commodity Credit Corporation, the
19 Secretary shall use \$5,000,000, to remain available
20 until expended.”.

21 **SEC. 2503. VOLUNTARY PUBLIC ACCESS AND HABITAT IN-**
22 **CENTIVE PROGRAM.**

23 (a) FUNDING.—Section 1240R(f)(1) of the Food Se-
24 curity Act of 1985 (16 U.S.C. 3839bb–5(f)(1)) is amended
25 by inserting before the period at the end the following:

1 “and \$30,000,000 for the period of fiscal years 2014
2 through 2018”.

3 (b) REPORT ON PROGRAM EFFECTIVENESS.—Not
4 later than two years after the date of the enactment of
5 this Act, the Secretary of Agriculture shall submit to the
6 Committee on Agriculture of the House of Representatives
7 and the Committee on Agriculture, Nutrition, and For-
8 estry of the Senate a report evaluating the effectiveness
9 of the voluntary public access program established by sec-
10 tion 1240R of the Food Security Act of 1985 (16 U.S.C.
11 3839bb–5), including—

12 (1) identifying cooperating agencies;

13 (2) identifying the number of land holdings and
14 total acres enrolled by each State and tribal govern-
15 ment;

16 (3) evaluating the extent of improved access on
17 eligible lands, improved wildlife habitat, and related
18 economic benefits; and

19 (4) any other relevant information and data re-
20 lating to the program that would be helpful to such
21 Committees.

1 **SEC. 2504. AGRICULTURE CONSERVATION EXPERIENCED**
2 **SERVICES PROGRAM.**

3 (a) FUNDING.—Subsection (c) of section 1252 of the
4 Food Security Act of 1985 (16 U.S.C. 3851) is amended
5 to read as follows:

6 “(c) FUNDING.—

7 “(1) IN GENERAL.—The Secretary may carry
8 out the ACES program using funds made available
9 to carry out each program under this title.

10 “(2) EXCLUSION.—Funds made available to
11 carry out the conservation reserve program may not
12 be used to carry out the ACES program.”.

13 (b) EFFECTIVE DATE.—The amendment made by
14 this section shall take effect on October 1, 2013.

15 **SEC. 2505. SMALL WATERSHED REHABILITATION PRO-**
16 **GRAM.**

17 (a) AVAILABILITY OF FUNDS.—Section 14(h)(1) of
18 the Watershed Protection and Flood Prevention Act (16
19 U.S.C. 1012(h)(1)) is amended—

20 (1) in subparagraph (E), by striking “; and”
21 and inserting a semicolon;

22 (2) in subparagraph (F), by striking the period
23 and inserting a semicolon;

24 (3) in subparagraph (G), by striking the period
25 and inserting “; and”; and

1 (4) by adding at the end the following new sub-
2 paragraph:

3 “(H) \$250,000,000 for fiscal year 2014, to
4 remain available until expended.”.

5 (b) **AUTHORIZATION OF APPROPRIATIONS.**—Section
6 14(h)(2)(E) of the Watershed Protection and Flood Pre-
7 vention Act (16 U.S.C. 1012(h)(2)(E)) is amended by
8 striking “2012” and inserting “2018”.

9 **SEC. 2506. AGRICULTURAL MANAGEMENT ASSISTANCE**
10 **PROGRAM.**

11 (a) **USES.**—Section 524(b)(2) of the Federal Crop
12 Insurance Act (7 U.S.C. 1524(b)(2)) is amended—

13 (1) by striking subparagraph (B) and redesign-
14 ating subparagraphs (C) through (F) as subpara-
15 graphs (B) through (E), respectively; and

16 (2) in subparagraph (B) (as so redesignated)—

17 (A) in the matter preceding clause (i), by
18 striking “or resource conservation practices”;

19 and

20 (B) by striking clause (i) and redesign-
21 ating clauses (ii) through (iv) as clauses (i)
22 through (iii), respectively.

23 (b) **COMMODITY CREDIT CORPORATION.**—

1 (1) FUNDING.—Section 524(b)(4)(B) of the
 2 Federal Crop Insurance Act (7 U.S.C.
 3 1524(b)(4)(B)) is amended to read as follows:

4 “(B) FUNDING.—The Commodity Credit
 5 Corporation shall make available to carry out
 6 this subsection not less than \$10,000,000 for
 7 each fiscal year.”.

8 (2) CERTAIN USES.—Section 524(b)(4)(C) of
 9 the Federal Crop Insurance Act (7 U.S.C.
 10 1524(b)(4)(C)) is amended—

11 (A) in clause (i)—

12 (i) by striking “50” and inserting
 13 “30”; and

14 (ii) by striking “(A), (B), and (C)”
 15 and inserting “(A) and (B)”; and

16 (B) in clause (iii), by striking “40” and in-
 17 serting “60”.

18 **Subtitle G—Funding and**
 19 **Administration**

20 **SEC. 2601. FUNDING.**

21 (a) IN GENERAL.—Subsection (a) of section 1241 of
 22 the Food Security Act of 1985 (16 U.S.C. 3841) is
 23 amended to read as follows:

24 “(a) ANNUAL FUNDING.—For each of fiscal years
 25 2014 through 2018, the Secretary shall use the funds, fa-

1 cilities, and authorities of the Commodity Credit Corpora-
2 tion to carry out the following programs under this title
3 (including the provision of technical assistance):

4 “(1) The conservation reserve program under
5 subchapter B of chapter 1 of subtitle D, including,
6 to the maximum extent practicable, \$25,000,000 for
7 the period of fiscal years 2014 through 2018 to
8 carry out section 1235(f) to facilitate the transfer of
9 land subject to contracts from retired or retiring
10 owners and operators to beginning farmers or ranch-
11 ers and socially disadvantaged farmers or ranchers.

12 “(2) The agriculture conservation easement
13 program under subtitle H, using, to the maximum
14 extent practicable—

15 “(A) \$425,000,000 in fiscal year 2014;

16 “(B) \$450,000,000 in fiscal year 2015;

17 “(C) \$475,000,000 in fiscal year 2016;

18 “(D) \$500,000,000 in fiscal year 2017;

19 and

20 “(E) \$200,000,000 in fiscal year 2018.

21 “(3) The conservation security program under
22 subchapter A of chapter 2 of subtitle D, using such
23 sums as are necessary to administer contracts en-
24 tered into before September 30, 2008.

1 “(4) The conservation stewardship program
2 under subchapter B of chapter 2 of subtitle D.

3 “(5) The environmental quality incentives pro-
4 gram under chapter 4 of subtitle D, using, to the
5 maximum extent practicable, \$1,750,000,000 for
6 each of fiscal years 2014 through 2018.”.

7 (b) REGIONAL EQUITY; GUARANTEED AVAILABILITY
8 OF FUNDS.—Section 1241 of the Food Security Act of
9 1985 (16 U.S.C. 3841) is amended—

10 (1) by striking subsection (e);

11 (2) by redesignating subsections (b) through (d)
12 as subsections (c) through (e); respectively; and

13 (3) by inserting after subsection (a) the fol-
14 lowing new subsection:

15 “(b) AVAILABILITY OF FUNDS.—Amounts made
16 available by subsection (a) shall be used by the Secretary
17 to carry out the programs specified in such subsection for
18 fiscal years 2014 through 2018 and shall remain available
19 until expended. Amounts made available for the programs
20 specified in such subsection during a fiscal year through
21 modifications, cancellations, terminations, and other re-
22 lated administrative actions and not obligated in that fis-
23 cal year shall remain available for obligation during subse-
24 quent fiscal years, but shall reduce the amount of addi-
25 tional funds made available in the subsequent fiscal year

1 by an amount equal to the amount remaining unobli-
2 gated.”.

3 (c) EFFECTIVE DATE.—The amendments made by
4 this section shall take effect on October 1, 2013.

5 **SEC. 2602. TECHNICAL ASSISTANCE.**

6 (a) IN GENERAL.—Subsection (c) of section 1241 of
7 the Food Security Act of 1985 (16 U.S.C. 3841), as reded-
8 igned by section 2601(b)(1) of this Act, is amended to
9 read as follows:

10 “(c) TECHNICAL ASSISTANCE.—

11 “(1) AVAILABILITY OF FUNDS.—Commodity
12 Credit Corporation funds made available for a fiscal
13 year for each of the programs specified in subsection
14 (a)—

15 “(A) shall be available for the provision of
16 technical assistance for the programs for which
17 funds are made available as necessary to imple-
18 ment the programs effectively; and

19 “(B) shall not be available for the provi-
20 sion of technical assistance for conservation
21 programs specified in subsection (a) other than
22 the program for which the funds were made
23 available.

24 “(2) REPORT.—Not later than December 31,
25 2013, the Secretary shall submit (and update as

1 necessary in subsequent years) to the Committee on
2 Agriculture of the House of Representatives and the
3 Committee on Agriculture, Nutrition, and Forestry
4 of the Senate a report—

5 “(A) detailing the amount of technical as-
6 sistance funds requested and apportioned in
7 each program specified in subsection (a) during
8 the preceding fiscal year; and

9 “(B) any other data relating to this sub-
10 section that would be helpful to such Commit-
11 tees.”.

12 (b) EFFECTIVE DATE.—The amendment made by
13 this section shall take effect on October 1, 2013.

14 **SEC. 2603. RESERVATION OF FUNDS TO PROVIDE ASSIST-**
15 **ANCE TO CERTAIN FARMERS OR RANCHERS**
16 **FOR CONSERVATION ACCESS.**

17 (a) IN GENERAL.—Subsection (g) of section 1241 of
18 the Food Security Act of 1985 (16 U.S.C. 3841) is
19 amended—

20 (1) in paragraph (1) by striking “2012” and in-
21 serting “2018”; and

22 (2) by adding at the end the following new
23 paragraph:

24 “(4) PREFERENCE.—In providing assistance
25 under paragraph (1), the Secretary shall give pref-

1 erence to a veteran farmer or rancher (as defined in
2 section 2501(e) of the Food, Agriculture, Conserva-
3 tion, and Trade Act of 1990 (7 U.S.C. 2279(e)))
4 that qualifies under subparagraph (A) or (B) of
5 paragraph (1).”.

6 (b) **EFFECTIVE DATE.**—The amendments made by
7 this section shall take effect on October 1, 2013.

8 **SEC. 2604. ANNUAL REPORT ON PROGRAM ENROLLMENTS**
9 **AND ASSISTANCE.**

10 (a) **IN GENERAL.**—Subsection (h) of section 1241 of
11 the Food Security Act of 1985 (16 U.S.C. 3841) is
12 amended—

13 (1) in paragraph (1), by striking “wetlands re-
14 serve program” and inserting “agricultural conserva-
15 tion easement program”;

16 (2) by striking paragraphs (2) and (3) and re-
17 designating paragraphs (4), (5), and (6) as para-
18 graphs (2), (3), and (4), respectively; and

19 (3) in paragraph (3) (as so redesignated)—

20 (A) by striking “agricultural water en-
21 hancement program” and inserting “regional
22 conservation partnership program”; and

23 (B) by striking “1240I(g)” and inserting
24 “1271C(e)(3)”.

1 (b) EFFECTIVE DATE.—The amendments made by
2 this section shall take effect on October 1, 2013.

3 **SEC. 2605. REVIEW OF CONSERVATION PRACTICE STAND-**
4 **ARDS.**

5 Section 1242(h)(1)(A) of the Food Security Act of
6 1985 (16 U.S.C. 3842(h)(1)(A)) is amended by striking
7 “the Food, Conservation, and Energy Act of 2008” and
8 inserting “the Federal Agriculture Reform and Risk Man-
9 agement Act of 2013”.

10 **SEC. 2606. ADMINISTRATIVE REQUIREMENTS APPLICABLE**
11 **TO ALL CONSERVATION PROGRAMS.**

12 (a) IN GENERAL.—Section 1244 of the Food Security
13 Act of 1985 (16 U.S.C. 3844) is amended—

14 (1) in subsection (a)(2), by adding at the end
15 the following new subparagraph:

16 “(E) Veteran farmers or ranchers (as de-
17 fined in section 2501(e) of the Food, Agri-
18 culture, Conservation, and Trade Act of 1990
19 (7 U.S.C. 2279(e)).”;

20 (2) in subsection (d), by inserting “, H, and I”
21 before the period at the end;

22 (3) in subsection (f)—

23 (A) in paragraph (1)(B), by striking
24 “country” and inserting “county”; and

1 (B) in paragraph (3), by striking “sub-
2 section (c)(2)(B) or (f)(4)” and inserting “sub-
3 section (c)(2)(A)(ii) or (f)(2)”;

4 (4) by adding at the end the following new sub-
5 sections:

6 “(j) IMPROVED ADMINISTRATIVE EFFICIENCY AND
7 EFFECTIVENESS.—In administering a conservation pro-
8 gram under this title, the Secretary shall, to the maximum
9 extent practicable—

10 “(1) seek to reduce administrative burdens and
11 costs to producers by streamlining conservation
12 planning and program resources; and

13 “(2) take advantage of new technologies to en-
14 hance efficiency and effectiveness.

15 “(k) RELATION TO OTHER PAYMENTS.—Any pay-
16 ment received by an owner or operator under this title,
17 including an easement payment or rental payment, shall
18 be in addition to, and not affect, the total amount of pay-
19 ments that the owner or operator is otherwise eligible to
20 receive under any of the following:

21 “(1) This Act.

22 “(2) The Agricultural Act of 1949 (7 U.S.C.
23 1421 et seq.).

24 “(3) The Federal Agriculture Reform and Risk
25 Management Act of 2013.

1 “(4) Any law that succeeds a law specified in
2 paragraph (1), (2), or (3).”.

3 (b) **EFFECTIVE DATE.**—The amendments made by
4 this section shall take effect on October 1, 2013.

5 **SEC. 2607. STANDARDS FOR STATE TECHNICAL COMMIT-**
6 **TEES.**

7 Section 1261(b) of the Food Security Act of 1985
8 (16 U.S.C. 3861(b)) is amended by striking “Not later
9 than 180 days after the date of enactment of the Food,
10 Conservation, and Energy Act of 2008, the Secretary shall
11 develop” and inserting “The Secretary shall review and
12 update as necessary”.

13 **SEC. 2608. RULEMAKING AUTHORITY.**

14 Subtitle E of title XII of the Food Security Act of
15 1985 (16 U.S.C. 3841 et seq.) is amended by adding at
16 the end the following new section:

17 **“SEC. 1246. REGULATIONS.**

18 “(a) **IN GENERAL.**—The Secretary shall promulgate
19 such regulations as are necessary to implement programs
20 under this title, including such regulations as the Sec-
21 retary determines to be necessary to ensure a fair and rea-
22 sonable application of the limitations established under
23 section 1244(f).

1 “(b) RULEMAKING PROCEDURE.—The promulgation
2 of regulations and administration of programs under this
3 title—

4 “(1) shall be carried out without regard to—

5 “(A) the Statement of Policy of the Sec-
6 retary effective July 24, 1971 (36 Fed. Reg.
7 13804), relating to notices of proposed rule-
8 making and public participation in rulemaking;
9 and

10 “(B) chapter 35 of title 44, United States
11 Code (commonly known as the Paperwork Re-
12 duction Act); and

13 ~~“(2) shall be made as an interim rule effective~~
14 ~~on publication with an opportunity for notice and~~
15 ~~comment.~~

16 **“(2) shall be made pursuant to section**
17 **553 of title 5, United States Code, includ-**
18 **ing by interim rules effective on publica-**
19 **tion under the authority provided in sub-**
20 **paragraph (B) of subsection (b) of such**
21 **section if the Secretary determines such**
22 **interim rules to be needed and final**
23 **rules, with an opportunity for notice and**
24 **comment, no later than 21 months after**
25 **the date of the enactment of the Federal**

1 **Agriculture Reform and Risk Manage-**
2 **ment Act of 2013.**

3 ~~“(e) CONGRESSIONAL REVIEW OF AGENCY RULE-~~
4 ~~MAKING.—In promulgating regulations under this section,~~
5 ~~the Secretary shall use the authority provided under sec-~~
6 ~~tion 808 of title 5, United States Code.”.~~

7 **Subtitle H—Repeal of Superseded**
8 **Program Authorities and Tran-**
9 **sitional Provisions; Technical**
10 **Amendments**

11 **SEC. 2701. COMPREHENSIVE CONSERVATION ENHANCE-**
12 **MENT PROGRAM.**

13 (a) REPEAL.—Section 1230 of the Food Security Act
14 of 1985 (16 U.S.C. 3830) is repealed.

15 (b) CONFORMING AMENDMENT.—The heading of
16 chapter 1 of subtitle D of title XII of the Food Security
17 Act of 1985 (16 U.S.C. 3830 et seq.) is amended to read
18 as follows: **“CONSERVATION RESERVE”**.

19 **SEC. 2702. EMERGENCY FORESTRY CONSERVATION RE-**
20 **SERVE PROGRAM.**

21 (a) REPEAL.—Section 1231A of the Food Security
22 Act of 1985 (16 U.S.C. 3831a) is repealed.

23 (b) TRANSITIONAL PROVISIONS.—

24 (1) EFFECT ON EXISTING CONTRACTS.—The
25 amendment made by this section shall not affect the

1 validity or terms of any contract entered into by the
2 Secretary of Agriculture under section 1231A of the
3 Food Security Act of 1985 (16 U.S.C. 3831a) before
4 October 1, 2013, or any payments required to be
5 made in connection with the contract.

6 (2) FUNDING.—The Secretary may use funds
7 made available to carry out the conservation reserve
8 program under subchapter B of chapter 1 of subtitle
9 D of title XII of the Food Security Act of 1985 (16
10 U.S.C. 3831 et seq.) to continue to carry out con-
11 tracts referred to in paragraph (1) using the provi-
12 sions of law and regulation applicable to such con-
13 tracts as they existed on September 30, 2013.

14 (c) EFFECTIVE DATE.—The amendment made by
15 this section shall take effect on October 1, 2013.

16 **SEC. 2703. WETLANDS RESERVE PROGRAM.**

17 (a) REPEAL.—Subchapter C of chapter 1 of subtitle
18 D of title XII of the Food Security Act of 1985 (16 U.S.C.
19 3837 et seq.) is repealed.

20 (b) TRANSITIONAL PROVISIONS.—

21 (1) EFFECT ON EXISTING CONTRACTS.—The
22 amendment made by this section shall not affect the
23 validity or terms of any contract entered into by the
24 Secretary of Agriculture under subchapter C of
25 chapter 1 of subtitle D of title XII of the Food Se-

1 security Act of 1985 (16 U.S.C. 3837 et seq.) before
2 October 1, 2013, or any payments required to be
3 made in connection with the contract.

4 (2) FUNDING.—The Secretary may use funds
5 made available to carry out the agricultural con-
6 servation easement program under subtitle H of title
7 XII of the Food Security Act of 1985, as added by
8 section 2301 of this Act, to continue to carry out
9 contracts referred to in paragraph (1) using the pro-
10 visions of law and regulation applicable to such con-
11 tracts as they existed on September 30, 2013.

12 (c) EFFECTIVE DATE.—The amendment made by
13 this section shall take effect on October 1, 2013.

14 **SEC. 2704. FARMLAND PROTECTION PROGRAM AND FARM**
15 **VIABILITY PROGRAM.**

16 (a) REPEAL.—Subchapter C of chapter 2 of subtitle
17 D of title XII of the Food Security Act of 1985 (16 U.S.C.
18 3838h et seq.) is repealed.

19 (b) CONFORMING AMENDMENT.—The heading of
20 chapter 2 of subtitle D of title XII of the Food Security
21 Act of 1985 (16 U.S.C. 3838 et seq.) is amended by strik-
22 ing “**AND FARMLAND PROTECTION**”.

23 (c) TRANSITIONAL PROVISIONS.—

24 (1) EFFECT ON EXISTING CONTRACTS.—The
25 amendments made by this section shall not affect

1 the validity or terms of any contract entered into by
2 the Secretary of Agriculture under subchapter C of
3 chapter 2 of subtitle D of title XII of the Food Se-
4 curity Act of 1985 (16 U.S.C. 3838h et seq.) before
5 October 1, 2013, or any payments required to be
6 made in connection with the contract.

7 (2) FUNDING.—The Secretary may use funds
8 made available to carry out the agricultural con-
9 servation easement program under subtitle H of title
10 XII of the Food Security Act of 1985, as added by
11 section 2301 of this Act, to continue to carry out
12 contracts referred to in paragraph (1) using the pro-
13 visions of law and regulation applicable to such con-
14 tracts as they existed on September 30, 2013.

15 (d) EFFECTIVE DATE.—The amendments made by
16 this section shall take effect on October 1, 2013.

17 **SEC. 2705. GRASSLAND RESERVE PROGRAM.**

18 (a) REPEAL.—Subchapter D of chapter 2 of subtitle
19 D of title XII of the Food Security Act of 1985 (16 U.S.C.
20 3838n et seq.) is repealed.

21 (b) TRANSITIONAL PROVISIONS.—

22 (1) EFFECT ON EXISTING CONTRACTS.—The
23 amendment made by this section shall not affect the
24 validity or terms of any contract entered into by the
25 Secretary of Agriculture under subchapter D of

1 chapter 2 of subtitle D of title XII of the Food Se-
2 curity Act of 1985 (16 U.S.C. 3838n et seq.) before
3 October 1, 2013, or any payments required to be
4 made in connection with the contract.

5 (2) FUNDING.—The Secretary may use funds
6 made available to carry out the agricultural con-
7 servation easement program under subtitle H of title
8 XII of the Food Security Act of 1985, as added by
9 section 2301 of this Act, to continue to carry out
10 contracts referred to in paragraph (1) using the pro-
11 visions of law and regulation applicable to such con-
12 tracts as they existed on September 30, 2013.

13 (c) EFFECTIVE DATE.—The amendment made by
14 this section shall take effect on October 1, 2013.

15 **SEC. 2706. AGRICULTURAL WATER ENHANCEMENT PRO-**
16 **GRAM.**

17 (a) REPEAL.—Section 1240I of the Food Security
18 Act of 1985 (16 U.S.C. 3839aa–9) is repealed.

19 (b) TRANSITIONAL PROVISIONS.—

20 (1) EFFECT ON EXISTING CONTRACTS.—The
21 amendment made by this section shall not affect the
22 validity or terms of any contract entered into by the
23 Secretary of Agriculture under section 1240I of the
24 Food Security Act of 1985 (16 U.S.C. 3839aa–9)

1 before October 1, 2013, or any payments required to
2 be made in connection with the contract.

3 (2) FUNDING.—The Secretary may use funds
4 made available to carry out the regional conservation
5 partnership program under subtitle I of title XII of
6 the Food Security Act of 1985, as added by section
7 2401 of this Act, to continue to carry out contracts
8 referred to in paragraph (1) using the provisions of
9 law and regulation applicable to such contracts as
10 they existed on September 30, 2013.

11 (c) EFFECTIVE DATE.—The amendment made by
12 this section shall take effect on October 1, 2013.

13 **SEC. 2707. WILDLIFE HABITAT INCENTIVE PROGRAM.**

14 (a) REPEAL.—Section 1240N of the Food Security
15 Act of 1985 (16 U.S.C. 3839bb–1) is repealed.

16 (b) TRANSITIONAL PROVISIONS.—

17 (1) EFFECT ON EXISTING CONTRACTS.—The
18 amendment made by this section shall not affect the
19 validity or terms of any contract entered into by the
20 Secretary of Agriculture under section 1240N of the
21 Food Security Act of 1985 (16 U.S.C. 3839bb–1)
22 before October 1, 2013, or any payments required to
23 be made in connection with the contract.

24 (2) FUNDING.—The Secretary may use funds
25 made available to carry out the environmental qual-

1 ity incentives program under chapter 4 of subtitle D
2 of title XII of the Food Security Act of 1985 (16
3 U.S.C. 3839aa et seq.) to continue to carry out con-
4 tracts referred to in paragraph (1) using the provi-
5 sions of law and regulation applicable to such con-
6 tracts as they existed on September 30, 2013.

7 (c) EFFECTIVE DATE.—The amendment made by
8 this section shall take effect on October 1, 2013.

9 **SEC. 2708. GREAT LAKES BASIN PROGRAM.**

10 (a) REPEAL.—Section 1240P of the Food Security
11 Act of 1985 (16 U.S.C. 3839bb–3) is repealed.

12 (b) EFFECTIVE DATE.—The amendment made by
13 this section shall take effect on October 1, 2013.

14 **SEC. 2709. CHESAPEAKE BAY WATERSHED PROGRAM.**

15 (a) REPEAL.—Section 1240Q of the Food Security
16 Act of 1985 (16 U.S.C. 3839bb–4) is repealed.

17 (b) TRANSITIONAL PROVISIONS.—

18 (1) EFFECT ON EXISTING CONTRACTS.—The
19 amendment made by this section shall not affect the
20 validity or terms of any contract entered into by the
21 Secretary of Agriculture under section 1240Q of the
22 Food Security Act of 1985 (16 U.S.C. 3839bb–4)
23 before October 1, 2013, or any payments required to
24 be made in connection with the contract.

1 (2) FUNDING.—The Secretary may use funds
2 made available to carry out the regional conservation
3 partnership program under subtitle I of title XII of
4 the Food Security Act of 1985, as added by section
5 2401 of this Act, to continue to carry out contracts
6 referred to in paragraph (1) using the provisions of
7 law and regulation applicable to such contracts as
8 they existed on September 30, 2013.

9 (c) EFFECTIVE DATE.—The amendment made by
10 this section shall take effect on October 1, 2013.

11 **SEC. 2710. COOPERATIVE CONSERVATION PARTNERSHIP**
12 **INITIATIVE.**

13 (a) REPEAL.—Section 1243 of the Food Security Act
14 of 1985 (16 U.S.C. 3843) is repealed.

15 (b) TRANSITIONAL PROVISIONS.—

16 (1) EFFECT ON EXISTING CONTRACTS.—The
17 amendment made by this section shall not affect the
18 validity or terms of any contract entered into by the
19 Secretary of Agriculture under section 1243 of the
20 Food Security Act of 1985 (16 U.S.C. 3843) before
21 October 1, 2013, or any payments required to be
22 made in connection with the contract.

23 (2) FUNDING.—The Secretary may use funds
24 made available to carry out the regional conservation
25 partnership program under subtitle I of title XII of

1 the Food Security Act of 1985, as added by section
2 2401 of this Act, to continue to carry out contracts
3 referred to in paragraph (1) using the provisions of
4 law and regulation applicable to such contracts as
5 they existed on September 30, 2013.

6 (c) EFFECTIVE DATE.—The amendment made by
7 this section shall take effect on October 1, 2013.

8 **SEC. 2711. ENVIRONMENTAL EASEMENT PROGRAM.**

9 Chapter 3 of subtitle D of title XII of the Food Secu-
10 rity Act of 1985 (16 U.S.C. 3839 et seq.) is repealed.

11 **SEC. 2712. TECHNICAL AMENDMENTS.**

12 (a) DEFINITIONS.—Section 1201(a) of the Food Se-
13 curity Act of 1985 (16 U.S.C. 3801(a)) is amended in the
14 matter preceding paragraph (1) by striking “E” and in-
15 serting “I”.

16 (b) PROGRAM INELIGIBILITY.—Section 1211(a) of
17 the Food Security Act of 1985 (16 U.S.C. 3811(a)) is
18 amended by striking “predominate” each place it appears
19 and inserting “predominant”.

20 (c) SPECIALTY CROP PRODUCERS.—Section 1242(i)
21 of the Food Security Act of 1985 (16 U.S.C. 3842(i)) is
22 amended in the header by striking “SPECIALITY” and in-
23 serting “SPECIALTY”.

1 **TITLE III—TRADE**
2 **Subtitle A—Food for Peace Act**

3 **SEC. 3001. GENERAL AUTHORITY.**

4 Section 201 of the Food for Peace Act (7 U.S.C.
5 1721) is amended—

6 (1) in the matter preceding paragraph (1), by
7 inserting “(to be implemented by the Adminis-
8 trator)” after “under this title”; and

9 (2) by striking paragraph (7) and the second
10 sentence and inserting the following new paragraph:

11 “(7) build resilience to mitigate and prevent
12 food crises and reduce the future need for emer-
13 gency aid.”.

14 **SEC. 3002. SUPPORT FOR ORGANIZATIONS THROUGH**
15 **WHICH ASSISTANCE IS PROVIDED.**

16 Section 202(e)(1) of the Food for Peace Act (7
17 U.S.C. 1722(e)(1)) is amended by striking “13 percent”
18 and inserting “11 percent”.

19 **SEC. 3003. FOOD AID QUALITY.**

20 Section 202(h) of the Food for Peace Act (7 U.S.C.
21 1722(h)) is amended—

22 (1) in paragraph (1)—

23 (A) in the matter preceding subparagraph

24 (A)—

1 (i) by striking “The Administrator
2 shall use funds made available for fiscal
3 year 2009” and inserting “In consultation
4 with the Secretary, the Administrator shall
5 use funds made available for fiscal year
6 2013”; and

7 (ii) by inserting “to establish a mech-
8 anism” after “this title”;

9 (B) by striking “and” at the end of sub-
10 paragraph (B); and

11 (C) by striking subparagraph (C) and in-
12 serting the following new paragraphs:

13 “(C) to evaluate, as necessary, the use of
14 current and new agricultural commodities and
15 products thereof in different program settings
16 and for particular recipient groups, including
17 the testing of prototypes;

18 “(D) to establish and implement appro-
19 priate protocols for quality assurance of food
20 products procured by the Secretary for food aid
21 programs; and

22 “(E) to periodically update program guide-
23 lines on the recommended use of agricultural
24 commodities and food products in food aid pro-
25 grams to reflect findings from the implementa-

1 tion of this subsection and other relevant infor-
2 mation.”;

3 (2) in paragraph (2), by striking “The Adminis-
4 trator” and inserting “In consultation with the Sec-
5 retary, the Administrator”; and

6 (3) in paragraph (3), by striking “section
7 207(f)” and all that follows through the period at
8 the end and inserting the following: “section
9 207(f)—

10 “(A) for fiscal years 2009 through 2013,
11 not more than \$4,500,000 may be used to carry
12 out this subsection; and

13 “(B) for fiscal years 2014 through 2018,
14 not more than \$1,000,000 may be used to carry
15 out this subsection.”.

16 **SEC. 3004. MINIMUM LEVELS OF ASSISTANCE.**

17 Section 204(a) of the Food for Peace Act (7 U.S.C.
18 1724(a)) is amended—

19 (1) in paragraph (1), by striking “2012” and
20 inserting “2018”; and

21 (2) in paragraph (2), by striking “2012” and
22 inserting “2018”.

23 **SEC. 3005. FOOD AID CONSULTATIVE GROUP.**

24 (a) MEMBERSHIP.—Section 205(b) of the Food for
25 Peace Act (7 U.S.C. 1725(b)) is amended—

1 (1) by striking “and” at the end of paragraph
2 (6);

3 (2) by redesignating paragraph (7) as para-
4 graph (8); and

5 (3) by inserting after paragraph (6) the fol-
6 lowing new paragraph:

7 “(7) representatives from the United States ag-
8 ricultural processing sector involved in providing ag-
9 ricultural commodities for programs under this Act;
10 and”.

11 (b) CONSULTATION.—Section 205(d) of the Food for
12 Peace Act (7 U.S.C. 1725(d)) is amended—

13 (1) by striking the first sentence and inserting
14 the following:

15 “(1) CONSULTATION IN ADVANCE OF ISSUANCE
16 OF IMPLEMENTATION REGULATIONS, HANDBOOKS,
17 AND GUIDELINES.—Not later than 45 days before a
18 proposed regulation, handbook, or guideline imple-
19 menting this title, or a proposed significant revision
20 to a regulation, handbook, or guideline implementing
21 this title, becomes final, the Administrator shall pro-
22 vide the proposal to the Group for review and com-
23 ment.”; and

24 (2) by adding at the end the following new
25 paragraph:

1 “(2) CONSULTATION REGARDING FOOD AID
2 QUALITY EFFORTS.—The Administrator shall seek
3 input from and consult with the Group on the imple-
4 mentation of section 202(h).”.

5 (c) REAUTHORIZATION.—Section 205(f) of the Food
6 for Peace Act (7 U.S.C. 1725(f)) is amended by striking
7 “2012” and inserting “2018”.

8 **SEC. 3006. OVERSIGHT, MONITORING, AND EVALUATION.**

9 (a) REGULATIONS AND GUIDANCE.—Section 207(c)
10 of the Food for Peace Act (7 U.S.C. 1726a(c)) is amend-
11 ed—

12 (1) in the subsection heading, by inserting
13 “AND GUIDANCE” after “REGULATIONS”;

14 (2) in paragraph (1), by adding at the end the
15 following new sentence: “Not later than 270 days
16 after the date of the enactment of the Federal Agri-
17 culture Reform and Risk Management Act of 2013,
18 the Administrator shall issue all regulations and re-
19 visions to agency guidance necessary to implement
20 the amendments made to this title by such Act.”;
21 and

22 (3) in paragraph (2), by inserting “and guid-
23 ance” after “develop regulations”.

24 (b) FUNDING.—Section 207(f) of the Food for Peace
25 Act (7 U.S.C. 1726a(f)) is amended—

1 (1) in paragraph (2)—

2 (A) by inserting “and” at the end of sub-
3 paragraph (D);

4 (B) by striking “; and” at the end of sub-
5 paragraph (E) and inserting the period; and

6 (C) by striking subparagraph (F);

7 (2) by striking paragraphs (3) and (4); and

8 (3) by redesignating paragraphs (5) and (6) as
9 paragraphs (3) and (4), respectively; and

10 (4) in paragraph (4) (as so redesignated)—

11 (A) in subparagraph (A), by striking
12 “2012” and all that follows through the period
13 at the end and inserting “2013, and up to
14 \$10,000,000 of such funds for each of fiscal
15 years 2014 through 2018.”; and

16 (B) in subparagraph (B)(i), by striking
17 “2012” and inserting “2018”.

18 (c) IMPLEMENTATION REPORTS.—Not later than 270
19 days after the date of the enactment of this Act, the Ad-
20 ministrator of the Agency for International Development
21 shall submit to the Committee on Agriculture, Nutrition,
22 and Forestry of the Senate and the Committees on Agri-
23 culture and Foreign Affairs of the House of Representa-
24 tives a report describing—

1 (1) the implementation of section 207(c) of the
2 Food for Peace Act (7 U.S.C. 1726a(c));

3 (2) the surveys, studies, monitoring, reporting,
4 and audit requirements for programs conducted
5 under title II of such Act (7 U.S.C. 1721 et seq.)
6 by an eligible organization that is a nongovern-
7 mental organization (as such term is defined in sec-
8 tion 402 of such Act (7 U.S.C. 1732)); and

9 (3) the surveys, studies, monitoring, reporting,
10 and audit requirements for such programs by an eli-
11 gible organization that is an intergovernmental orga-
12 nization, such as the World Food Program or other
13 multilateral organization.

14 **SEC. 3007. ASSISTANCE FOR STOCKPILING AND RAPID**
15 **TRANSPORTATION, DELIVERY, AND DIS-**
16 **TRIBUTION OF SHELF-STABLE PRE-**
17 **PACKAGED FOODS.**

18 Section 208(f) of the Food for Peace Act (7 U.S.C.
19 1726b(f)) is amended by striking “2012” and inserting
20 “2018”.

21 **SEC. 3008. GENERAL PROVISIONS.**

22 (a) **IMPACT ON LOCAL FARMERS AND ECONOMY.—**
23 Section 403(b) of the Food for Peace Act (7 U.S.C.
24 1733(b)) is amended by adding at the end the following
25 new sentence: “The Secretary or the Administrator, as ap-

1 appropriate, shall seek information, as part of the regular
2 proposal and submission process, from implementing
3 agencies on the potential benefits to the local economy of
4 sales of agricultural commodities within the recipient
5 country.”.

6 (b) PREVENTION OF PRICE DISRUPTIONS.—Section
7 403(e) of the Food for Peace Act (7 U.S.C. 1733(e)) is
8 amended—

9 (1) in paragraph (2), by striking “reasonable
10 market price” and inserting “fair market value”;
11 and

12 (2) by adding at the end the following new
13 paragraph:

14 “(3) COORDINATION ON ASSESSMENTS.—The
15 Secretary and the Administrator shall coordinate in
16 assessments to carry out paragraph (1) and in the
17 development of approaches to be used by imple-
18 menting agencies for determining the fair market
19 value described in paragraph (2).”.

20 (c) REPORT ON USE OF FUNDS.—Section 403 of the
21 Food for Peace Act (7 U.S.C. 1733) is amended by adding
22 at the end the following new subsection:

23 “(m) REPORT ON USE OF FUNDS.—Not later than
24 180 days after the date of the enactment of the Federal
25 Agriculture Reform and Risk Management Act of 2013,

1 and annually thereafter, the Administrator shall submit
2 to Congress a report—

3 “(1) specifying the amount of funds (including
4 funds for administrative costs, indirect cost recovery,
5 and internal transportation, storage and handling,
6 and associated distribution costs) provided to each
7 eligible organization that received assistance under
8 this Act in the previous fiscal year; and

9 “(2) describing how those funds were used by
10 the eligible organization.”.

11 **SEC. 3009. PREPOSITIONING OF AGRICULTURAL COMMOD-**
12 **ITIES.**

13 Section 407(c)(4) of the Food for Peace Act (7
14 U.S.C. 1736a(c)(4)) is amended—

15 (1) in subparagraph (A)—

16 (A) by striking “2012” and inserting
17 “2018”; and

18 (B) by striking “for each such fiscal year
19 not more than \$10,000,000 of such funds” and
20 inserting “for each of fiscal years 2001 through
21 2013 not more than \$10,000,000 of such funds
22 and for each of fiscal years 2014 through 2018
23 not more than \$15,000,000 of such funds”; and

24 (2) by striking subparagraph (B) and inserting
25 the following new subparagraph:

1 “(B) ADDITIONAL PREPOSITIONING
2 SITES.—The Administrator may establish addi-
3 tional sites for prepositioning in foreign coun-
4 tries or change the location of current sites for
5 prepositioning in foreign countries after con-
6 ducting, and based on the results of, assess-
7 ments of need, the availability of appropriate
8 technology for long-term storage, feasibility,
9 and cost.”.

10 **SEC. 3010. ANNUAL REPORT REGARDING FOOD AID PRO-**
11 **GRAMS AND ACTIVITIES.**

12 Section 407(f)(1) of the Food for Peace Act (7
13 U.S.C. 1736a(f)(1)) is amended—

14 (1) in the paragraph heading, by striking “AG-
15 RICULTURAL TRADE” and inserting “FOOD AID”;

16 (2) in subparagraph (B)(ii), by inserting before
17 the semicolon at the end the following: “and the
18 total number of beneficiaries of the project and the
19 activities carried out through such project”; and

20 (3) in subparagraph (B)(iii)—

21 (A) in the matter preceding subclause (I),
22 by inserting “, and the total number of bene-
23 ficiaries in,” after “commodities made available
24 to”;

1 (B) by striking “and” at the end of sub-
2 clause (I);

3 (C) by inserting “and” at the end of sub-
4 clause (II); and

5 (D) by inserting after subclause (II) the
6 following new subclause:

7 “(III) the McGovern-Dole Inter-
8 national Food for Education and
9 Child Nutrition Program established
10 by section 3107 of the Farm Security
11 and Rural Investment Act of 2002 (7
12 U.S.C. 1736o-1);”.

13 **SEC. 3011. DEADLINE FOR AGREEMENTS TO FINANCE**
14 **SALES OR TO PROVIDE OTHER ASSISTANCE.**

15 Section 408 of the Food for Peace Act (7 U.S.C.
16 1736b) is amended by striking “2012” and inserting
17 “2018”.

18 **SEC. 3012. AUTHORIZATION OF APPROPRIATIONS.**

19 (a) **AUTHORIZATION OF APPROPRIATIONS.**—Section
20 412(a)(1) of the Food for Peace Act (7 U.S.C.
21 1736f(a)(1)) is amended by striking “for fiscal year 2008
22 and each fiscal year thereafter, \$2,500,000,000” and in-
23 serting “\$2,500,000,000 for each of fiscal years 2008
24 through 2013 and \$2,000,000,000 for each of fiscal years
25 2014 through 2018”.

1 (b) MINIMUM LEVEL OF NONEMERGENCY FOOD AS-
2 SISTANCE.—Paragraph (1) of section 412(e) of the Food
3 for Peace Act (7 U.S.C. 1736f(e)) is amended to read as
4 follows:

5 “(1) FUNDS AND COMMODITIES.—For each of
6 fiscal years 2014 through 2018, of the amounts
7 made available to carry out emergency and non-
8 emergency food assistance programs under title II,
9 not less than \$400,000,000 shall be expended for
10 nonemergency food assistance programs under such
11 title.”.

12 **SEC. 3013. MICRONUTRIENT FORTIFICATION PROGRAMS.**

13 (a) ELIMINATION OF OBSOLETE REFERENCE TO
14 STUDY.—Section 415(a)(2)(B) of the Food for Peace Act
15 (7 U.S.C. 1736g–2(a)(2)(B)) is amended by striking “,
16 using recommendations” and all that follows through
17 “quality enhancements”.

18 (b) EXTENSION.—Section 415(c) of the Food for
19 Peace Act (7 U.S.C. 1736g–2(c)) is amended by striking
20 “2012” and inserting “2018”.

21 **SEC. 3014. JOHN OGWONSKI AND DOUG BEREUTER FARM-
22 ER-TO-FARMER PROGRAM.**

23 Section 501 of the Food for Peace Act (7 U.S.C.
24 1737) is amended—

1 (1) in subsection (d), in the matter preceding
2 paragraph (1), by striking “2012” and inserting
3 “2013, and not less than the greater of \$15,000,000
4 or 0.5 percent of the amounts made available for
5 each of fiscal years 2014 through 2018,”; and

6 (2) in subsection (e)(1), by striking “2012” and
7 inserting “2018”.

8 **Subtitle B—Agricultural Trade Act** 9 **of 1978**

10 **SEC. 3101. FUNDING FOR EXPORT CREDIT GUARANTEE** 11 **PROGRAM.**

12 Section 211(b) of the Agricultural Trade Act of 1978
13 (7 U.S.C. 5641(b)) is amended by striking “2012” and
14 inserting “2018”.

15 **SEC. 3102. FUNDING FOR MARKET ACCESS PROGRAM.**

16 Section 211(c)(1)(A) of the Agricultural Trade Act
17 of 1978 (7 U.S.C. 5641(c)(1)(A)) is amended by striking
18 “2012” and inserting “2018”.

19 **SEC. 3103. FOREIGN MARKET DEVELOPMENT COOPERATOR** 20 **PROGRAM.**

21 Section 703(a) of the Agricultural Trade Act of 1978
22 (7 U.S.C. 5723(a)) is amended by striking “2012” and
23 inserting “2018”.

1 **Subtitle C—Other Agricultural**
2 **Trade Laws**

3 **SEC. 3201. FOOD FOR PROGRESS ACT OF 1985.**

4 (a) EXTENSION.—The Food for Progress Act of 1985
5 (7 U.S.C. 1736o) is amended—

6 (1) in subsection (f)(3), by striking “2012” and
7 inserting “2018”;

8 (2) in subsection (g), by striking “2012” and
9 inserting “2018”;

10 (3) in subsection (k), by striking “2012” and
11 inserting “2018”; and

12 (4) in subsection (l)(1), by striking “2012” and
13 inserting “2018”.

14 (b) REPEAL OF COMPLETED PROJECT.—Subsection
15 (f) of the Food for Progress Act of 1985 (7 U.S.C. 1736o)
16 is amended by striking paragraph (6).

17 **SEC. 3202. BILL EMERSON HUMANITARIAN TRUST.**

18 Section 302 of the Bill Emerson Humanitarian Trust
19 Act (7 U.S.C. 1736f–1) is amended—

20 (1) in subsection (b)(2)(B)(i), by striking
21 “2012” both places it appears and inserting “2018”;
22 and

23 (2) in subsection (h), by striking “2012” both
24 places it appears and inserting “2018”.

1 **SEC. 3203. PROMOTION OF AGRICULTURAL EXPORTS TO**
2 **EMERGING MARKETS.**

3 (a) DIRECT CREDITS OR EXPORT CREDIT GUARAN-
4 TEES.—Section 1542(a) of the Food, Agriculture, Con-
5 servation, and Trade Act of 1990 (Public Law 101–624;
6 7 U.S.C. 5622 note) is amended by striking “2012” and
7 inserting “2018”.

8 (b) DEVELOPMENT OF AGRICULTURAL SYSTEMS.—
9 Section 1542(d)(1)(A)(i) of the Food, Agriculture, Con-
10 servation, and Trade Act of 1990 (Public Law 101–624;
11 7 U.S.C. 5622 note) is amended by striking “2012” and
12 inserting “2018”.

13 **SEC. 3204. MCGOVERN-DOLE INTERNATIONAL FOOD FOR**
14 **EDUCATION AND CHILD NUTRITION PRO-**
15 **GRAM.**

16 (a) REAUTHORIZATION.—Section 3107(l)(2) of the
17 Farm Security and Rural Investment Act of 2002 (7
18 U.S.C. 1736o–1(l)(2)) is amended by striking “2012” and
19 inserting “2018”.

20 (b) TECHNICAL CORRECTION.—Section 3107(d) of
21 the Farm Security and Rural Investment Act of 2002 (7
22 U.S.C. 1736o–1(d)) is amended by striking “to” in the
23 matter preceding paragraph (1).

24 **SEC. 3205. TECHNICAL ASSISTANCE FOR SPECIALTY CROPS.**

25 (a) PURPOSE.—Section 3205(b) of the Farm Secu-
26 rity and Rural Investment Act of 2002 (7 U.S.C. 5680(b))

1 is amended by striking “related barriers to trade” and in-
2 serting “technical barriers to trade”.

3 (b) FUNDING.—Section 3205(e)(2) of the Farm Se-
4 curity and Rural Investment Act of 2002 (7 U.S.C.
5 5680(e)(2)) is amended—

6 (1) by inserting “and” at the end of subpara-
7 graph (C); and

8 (2) by striking subparagraphs (D) and (E) and
9 inserting the following new subparagraph:

10 “(D) \$9,000,000 for each of fiscal years
11 2011 through 2018.”.

12 **SEC. 3206. GLOBAL CROP DIVERSITY TRUST.**

13 Section 3202(c) of the Food, Conservation, and En-
14 ergy Act of 2008 (Public Law 110–246; 22 U.S.C. 2220a
15 note) is amended by striking “section” and all that follows
16 through the period and inserting the following: “section—

17 “(1) \$60,000,000 for the period of fiscal years
18 2008 through 2013; and

19 “(2) \$50,000,000 for the period of fiscal years
20 2014 through 2018.”.

21 **SEC. 3207. UNDER SECRETARY OF AGRICULTURE FOR FOR-**
22 **EIGN AGRICULTURAL SERVICES.**

23 (a) IN GENERAL.—Subtitle B of the Department of
24 Agriculture Reorganization Act of 1994 is amended by in-

1 serting after section 225 (7 U.S.C. 6931) the following
2 new section:

3 **“SEC. 225A. UNDER SECRETARY OF AGRICULTURE FOR**
4 **FOREIGN AGRICULTURAL SERVICES.**

5 “(a) AUTHORIZATION.—The Secretary is authorized
6 to establish in the Department the position of Under Sec-
7 retary of Agriculture for Foreign Agricultural Services.

8 “(b) CONFIRMATION REQUIRED.—If the Secretary
9 establishes the position of Under Secretary of Agriculture
10 for Foreign Agricultural Services under subsection (a), the
11 Under Secretary shall be appointed by the President, by
12 and with the advice and consent of the Senate.

13 “(c) FUNCTIONS OF UNDER SECRETARY.—

14 “(1) PRINCIPAL FUNCTIONS.—Upon establish-
15 ment, the Secretary shall delegate to the Under Sec-
16 retary of Agriculture for Foreign Agricultural Serv-
17 ices those functions under the jurisdiction of the De-
18 partment that are related to foreign agricultural
19 services.

20 “(2) ADDITIONAL FUNCTIONS.—The Under
21 Secretary of Agriculture for Foreign Agricultural
22 Services shall perform such other functions as may
23 be required by law or prescribed by the Secretary.

24 “(d) SUCCESSION.—Any official who is serving as
25 Under Secretary of Agriculture for Farm and Foreign Ag-

1 ricultural Services on the date of the enactment of this
2 section and who was appointed by the President, by and
3 with the advice and consent of the Senate, shall not be
4 required to be reappointed under subsection (b) or section
5 225(b) to the successor position authorized under sub-
6 section (a) or section 225(a) if the Secretary establishes
7 the position, and the official occupies the new position,
8 with 180 days after the date of the enactment of this sec-
9 tion (or such later date set by the Secretary if litigation
10 delays rapid succession).”.

11 (b) CONFORMING AMENDMENTS.—Section 225 of the
12 Department of Agriculture Reorganization Act of 1994 (7
13 U.S.C. 6931) is amended—

14 (1) by striking “Under Secretary of Agriculture
15 for Farm and Foreign Agricultural Services” each
16 place it appears and inserting “Under Secretary of
17 Agriculture for Farm Services”; and

18 (2) in subsection (c)(1), by striking “and for-
19 eign agricultural”.

20 (c) PERMANENT AUTHORITY.—Section 296(b) of the
21 Department of Agriculture Reorganization Act of 1994 (7
22 U.S.C. 7014(b)) is amended—

23 (1) in paragraph (6)(C), by striking “or” at the
24 end;

1 (2) in paragraph (7), by striking the period at
2 the end and inserting a semicolon; and

3 (3) by adding at the end the following new
4 paragraph:

5 “(8) the authority of the Secretary to establish
6 in the Department the position of Under Secretary
7 of Agriculture for Foreign Agricultural Services in
8 accordance with section 225A;”.

9 **TITLE IV—NUTRITION**
10 **Subtitle A—Supplemental**
11 **Nutrition Assistance Program**

12 **SEC. 4001. PREVENTING PAYMENT OF CASH TO RECIPIENTS**
13 **OF SUPPLEMENTAL NUTRITION ASSISTANCE**
14 **FOR THE RETURN OF EMPTY BOTTLES AND**
15 **CANS USED TO CONTAIN FOOD PURCHASED**
16 **WITH BENEFITS PROVIDED UNDER THE PRO-**
17 **GRAM.**

18 Section 3(k)(1) of the Food and Nutrition Act of
19 2008 (7 U.S.C. 2012(k)(1)) is amended—

20 (1) by striking “and hot foods” and inserting
21 “hot foods”; and

22 (2) by adding at the end the following:

23 “and any deposit fee in excess of amount of the State fee
24 reimbursement (if any) required to purchase any food or
25 food product contained in a returnable bottle or can, re-

1 regardless of whether such fee is included in the shelf price
2 posted for such food or food product,”.

3 **SEC. 4002. RETAILERS.**

4 (a) DEFINITION OF RETAIL FOOD STORE.—Section
5 3(p)(1)(A) of the Food and Nutrition Act of 2008 (7
6 U.S.C. 2012(p)(1)(A)) is amended by striking “at least
7 2” and inserting “at least 3”.

8 (b) ALTERNATIVE BENEFIT DELIVERY.—Section
9 7(f) of the Food and Nutrition Act of 2008 (7 U.S.C.
10 2016(f)) is amended—

11 (1) by striking paragraph (2) and inserting the
12 following:

13 “(2) IMPOSITION OF COSTS.—

14 “(A) IN GENERAL.—Except as provided in
15 subparagraph (B), the Secretary shall require
16 participating retailers (including restaurants
17 participating in a State option restaurant pro-
18 gram intended to serve the elderly, disabled,
19 and homeless) to pay 100 percent of the costs
20 of acquiring, and arrange for the implementa-
21 tion of, electronic benefit transfer point-of-sale
22 equipment and supplies.

23 “(B) EXEMPTIONS.—The Secretary may
24 exempt from subparagraph (A)—

1 “(i) farmers’ markets, military com-
2 missaries, nonprofit food buying coopera-
3 tives, and establishments, organizations,
4 programs, or group living arrangements
5 described in paragraphs (5), (7), and (8)
6 of section 3(k); and

7 “(ii) establishments described in para-
8 graphs (3), (4), and (9) of section 3(k),
9 other than restaurants participating in a
10 State option restaurant program.”; and

11 (2) by adding at the end the following:

12 “(4) TERMINATION OF MANUAL VOUCHERS.—

13 “(A) IN GENERAL.—Effective beginning on
14 the effective date of this paragraph, except as
15 provided in subparagraph (B), no State shall
16 issue manual vouchers to a household that re-
17 ceives supplemental nutrition assistance under
18 this Act or allow retailers to accept manual
19 vouchers as payment, unless the Secretary de-
20 termines that the manual vouchers are nec-
21 essary, such as in the event of an electronic
22 benefit transfer system failure or a disaster sit-
23 uation.

24 “(B) EXEMPTIONS.—The Secretary may
25 exempt categories of retailers or individual re-

1 tailers from subparagraph (A) based on criteria
2 established by the Secretary.

3 “(5) UNIQUE IDENTIFICATION NUMBER RE-
4 QUIRED.—In an effort to enhance the antifraud pro-
5 tections of the program, the Secretary shall require
6 all parties providing electronic benefit transfer serv-
7 ices to provide for and maintain a unique terminal
8 identification number information through the sup-
9 plemental nutrition assistance program electronic
10 benefit transfer transaction routing system. In devel-
11 oping the regulations implementing this paragraph,
12 the Secretary shall consider existing commercial
13 practices for other point-of-sale debit transactions.
14 The Secretary shall issue proposed regulations im-
15 plementing this paragraph not earlier than 2 years
16 after the date of enactment of this paragraph.”.

17 (c) ELECTRONIC BENEFIT TRANSFERS.—Section
18 7(h)(3)(B) of the Food and Nutrition Act of 2008 (7
19 U.S.C. 2016(h)(3)(B)) is amended by striking “is oper-
20 ational—” and all that follows through “(ii) in the case
21 of other participating stores,” and inserting “is oper-
22 ational”.

23 (d) APPROVAL OF RETAIL FOOD STORES AND
24 WHOLESALE FOOD CONCERNS.—Section 9 of the Food
25 and Nutrition Act of 2008 (7 U.S.C. 2018) is amended—

1 (1) in the 2d sentence of subsection (a)(1) by
 2 striking “; and (C)” and inserting “; (C) whether
 3 the applicant is located in an area with significantly
 4 limited access to food; and (D)”;

5 (2) by adding at the end the following:

6 “(g) EBT SERVICE REQUIREMENT.—An approved
 7 retail food store shall provide adequate EBT service as
 8 described in section 7(h)(3)(B).”.

9 **SEC. 4003. ENHANCING SERVICES TO ELDERLY AND DIS-**
 10 **ABLED SUPPLEMENTAL NUTRITION ASSIST-**
 11 **ANCE PROGRAM RECIPIENTS.**

12 (a) ENHANCING SERVICES TO ELDERLY AND DIS-
 13 ABLED PROGRAM RECIPIENTS.—Section 3(p) of the Food
 14 and Nutrition Act of 2008 (7 U.S.C. 2012(p)) is amend-
 15 ed—

16 (1) in paragraph (3) by striking “and” at the
 17 end,

18 (2) in paragraph (4) by striking the period at
 19 the end and inserting “; and”, and

20 (3) by inserting after paragraph (4) the fol-
 21 lowing:

22 “(5) a governmental or private nonprofit food
 23 purchasing and delivery service that—

24 “(A) purchases food for, and delivers such
 25 food to, individuals who are—

1 “(i) unable to shop for food; and
2 “(ii)(I) not less than 60 years of age;
3 or
4 “(II) physically or mentally handi-
5 capped or otherwise disabled;
6 “(B) clearly notifies the participating
7 household at the time such household places a
8 food order—
9 “(i) of any delivery fee associated with
10 the food purchase and delivery provided to
11 such household by such service; and
12 “(ii) that a delivery fee cannot be paid
13 with benefits provided under supplemental
14 nutrition assistance program; and
15 “(C) sells food purchased for such house-
16 hold at the price paid by such service for such
17 food and without any additional cost markup.”.

18 (b) IMPLEMENTATION.—

19 (1) ISSUANCE OF RULES.—The Secretary of
20 Agriculture shall issue regulations that—

21 (A) establish criteria to identify a food
22 purchasing and delivery service referred to in
23 section 3(p)(5) of the Food and Nutrition Act
24 of 2008 as amended by this Act, and

1 (B) establish procedures to ensure that
2 such service—

3 (i) does not charge more for a food
4 item than the price paid by the such serv-
5 ice for such food item,

6 (ii) offers food delivery service at no
7 or low cost to households under such Act,

8 (iii) ensures that benefits provided
9 under the supplemental nutrition assist-
10 ance program are used only to purchase
11 food, as defined in section 3 of such Act,

12 (iv) limits the purchase of food, and
13 the delivery of such food, to households eli-
14 gible to receive services described in section
15 3(p)(5) of such Act as so amended,

16 (v) has established adequate safe-
17 guards against fraudulent activities, in-
18 cluding unauthorized use of electronic ben-
19 efit cards issued under such Act, and

20 (vi) such other requirements as the
21 Secretary deems to be appropriate.

22 (2) LIMITATION.—Before the issuance of rules
23 under paragraph (1) , the Secretary of Agriculture
24 may not approve more than 20 food purchasing and
25 delivery services referred to in section 3(p)(5) of the

1 Food and Nutrition Act of 2008 as amended by this
2 Act, to participate as retail food stores under the
3 supplemental nutrition assistance program.

4 **SEC. 4004. FOOD DISTRIBUTION PROGRAM ON INDIAN RES-**
5 **ERVATIONS.**

6 Section 4(b)(6)(F) of the Food and Nutrition Act of
7 2008 (7 U.S.C. 2013(b)(6)(F)) is amended by striking
8 “2012” and inserting “2018”.

9 **SEC. 4005. UPDATING PROGRAM ELIGIBILITY.**

10 Section 5 of the Food and Nutrition Act of 2008 (7
11 U.S.C. 2014) is amended—

12 (1) in the 2d sentence of subsection (a) by
13 striking “households in which each member receives
14 benefits” and inserting “households in which each
15 member receives cash assistance”, and

16 (2) in subsection (j) by striking “or who re-
17 ceives benefits under a State program” and inserting
18 “or who receives cash assistance under a State pro-
19 gram”.

20 **SEC. 4006. EXCLUSION OF MEDICAL MARIJUANA FROM EX-**
21 **CESS MEDICAL EXPENSE DEDUCTION.**

22 Section 5(e)(5) of the Food and Nutrition Act of
23 2008 (7 U.S.C. 2014(e)(5)) is amended by adding at the
24 end the following:

1 “(C) EXCLUSION OF MEDICAL MARI-
2 JUANA.—The Secretary shall promulgate rules
3 to ensure that medical marijuana is not treated
4 as a medical expense for purposes of this para-
5 graph.”.

6 **SEC. 4007. STANDARD UTILITY ALLOWANCES BASED ON**
7 **THE RECEIPT OF ENERGY ASSISTANCE PAY-**
8 **MENTS.**

9 (a) STANDARD UTILITY ALLOWANCES IN THE SUP-
10 PLEMENTAL NUTRITION ASSISTANCE PROGRAM.—Section
11 5(e)(6)(C) of the Food and Nutrition Act of 2008 (7
12 U.S.C. 2014(e)(6)(C)) is amended—

13 (1) in clause (i) by inserting “, subject to clause
14 (iv)” after “Secretary”; and

15 (2) by striking subclause (I) of clause (iv) and
16 in inserting the following:

17 “(I) IN GENERAL.—Subject to
18 subclause (II), if a State agency elects
19 to use a standard utility allowance
20 that reflects heating and cooling costs,
21 the standard utility allowance shall be
22 made available to households that re-
23 ceived a payment, or on behalf of
24 which a payment was made, under the
25 Low-Income Home Energy Assistance

1 Act of 1981 (42 U.S.C. 8621 et seq.)
2 or other similar energy assistance pro-
3 gram, if in the current month or in
4 the immediately preceding 12 months,
5 the household either received such
6 payment, or such payment was made
7 on behalf of the household, that was
8 greater than \$20 annually, as deter-
9 mined by the Secretary.”; and

10 (b) CONFORMING AMENDMENT.—Section
11 2605(f)(2)(A) of the Low-Income Home Energy Assist-
12 ance Act of 1981 (42 U.S.C. 8624(f)(2)(A)) is amended
13 by inserting before the semicolon the following:

14 “, except that, for purposes of the supplemental nu-
15 trition assistance program established under the
16 Food and Nutrition Act of 2008 (7 U.S.C. 2011 et
17 seq.), such payments or allowances were greater
18 than \$20 annually, consistent with section
19 5(e)(6)(C)(iv)(I) of that Act (7 U.S.C.
20 2014(e)(6)(C)(iv)(I)), as determined by the Sec-
21 retary of Agriculture”.

22 (c) EFFECTIVE DATE AND IMPLEMENTATION.—

23 (1) IN GENERAL.—Except as provided in para-
24 graph (2), this section and the amendments made by
25 this section shall take effect on October 1, 2013,

1 and shall apply with respect to certification periods
2 that begin after such date.

3 (2) STATE OPTION TO DELAY IMPLEMENTATION
4 FOR CURRENT RECIPIENTS.—A State may, at the
5 option of the State, implement a policy that elimi-
6 nates or reduces the effect of the amendments made
7 by this section on households that received a stand-
8 ard utility allowance as of the date of enactment of
9 this Act, for not more than a 180-day period that
10 begins on the date on which such amendments would
11 otherwise apply to the respective household.

12 **SEC. 4008. ELIGIBILITY DISQUALIFICATIONS.**

13 Section 6(e)(3)(B) of Food and Nutrition Act of
14 2008 (7 U.S.C. 2015(e)(3)(B)) is amended by striking
15 “section;” and inserting the following:

16 “section, subject to the condition that the
17 course or program of study—

18 “(i) is part of a program of career
19 and technical education (as defined in sec-
20 tion 3 of the Carl D. Perkins Career and
21 Technical Education Act of 2006 (20
22 U.S.C. 2302)) that may be completed in
23 not more than 4 years at an institution of
24 higher education (as defined in section 102

1 of the Higher Education Act of 1965 (20
2 U.S.C. 1002)); or

3 “(ii) is limited to remedial courses,
4 basic adult education, literacy, or English
5 as a second language;”.

6 **SEC. 4009. ENDING SUPPLEMENTAL NUTRITION ASSIST-**
7 **ANCE PROGRAM BENEFITS FOR LOTTERY OR**
8 **GAMBLING WINNERS.**

9 (a) IN GENERAL.—Section 6 of the Food and Nutri-
10 tion Act of 2008 (7 U.S.C. 2015) is amended by adding
11 at the end the following:

12 “(r) INELIGIBILITY FOR BENEFITS DUE TO RECEIPT
13 OF SUBSTANTIAL LOTTERY OR GAMBLING WINNINGS.—

14 “(1) IN GENERAL.—Any household in which a
15 member receives substantial lottery or gambling
16 winnings, as determined by the Secretary, shall lose
17 eligibility for benefits immediately upon receipt of
18 the winnings.

19 “(2) DURATION OF INELIGIBILITY.—A house-
20 hold described in paragraph (1) shall remain ineli-
21 gible for participation until the household meets the
22 allowable financial resources and income eligibility
23 requirements under subsections (c), (d), (e), (f), (g),
24 (i), (k), (l), (m), and (n) of section 5.

1 “(3) AGREEMENTS.—As determined by the Sec-
2 retary, each State agency, to the maximum extent
3 practicable, shall establish agreements with entities
4 responsible for the regulation or sponsorship of gam-
5 ing in the State to determine whether individuals
6 participating in the supplemental nutrition assist-
7 ance program have received substantial lottery or
8 gambling winnings.”.

9 (b) CONFORMING AMENDMENTS.—Section 5(a) of
10 the Food and Nutrition Act of 2008 (7 U.S.C. 2014(a))
11 is amended in the 2d sentence by striking “sections 6(b),
12 6(d)(2), and 6(g)” and inserting “subsections (b), (d)(2),
13 (g), and (r) of section 6”.

14 **SEC. 4010. IMPROVING SECURITY OF FOOD ASSISTANCE.**

15 Section 7(h)(8) of the Food and Nutrition Act of
16 2008 (7 U.S.C. 2016(h)(8)) is amended—

17 (1) in the heading by striking “CARD FEE” and
18 inserting “OF CARDS”;

19 (2) by striking “A State” and inserting the fol-
20 lowing:

21 “(A) FEES.—A State”; and

22 (3) by adding after subparagraph (A) (as so
23 designated by paragraph (2)) the following:

24 “(B) PURPOSEFUL LOSS OF CARDS.—

1 “(i) IN GENERAL.—Subject to terms
2 and conditions established by the Secretary
3 in accordance with clause (ii), if a house-
4 hold makes excessive requests for replace-
5 ment of the electronic benefit transfer card
6 of the household, the Secretary may re-
7 quire a State agency to decline to issue a
8 replacement card to the household unless
9 the household, upon request of the State
10 agency, provides an explanation for the
11 loss of the card.

12 “(ii) REQUIREMENTS.—The terms
13 and conditions established by the Secretary
14 shall provide that—

15 “(I) the household be given the
16 opportunity to provide the requested
17 explanation and meet the require-
18 ments under this paragraph promptly;

19 “(II) after an excessive number
20 of lost cards, the head of the house-
21 hold shall be required to review pro-
22 gram rights and responsibilities with
23 State agency personnel authorized to
24 make determinations under section
25 5(a); and

1 “(III) any action taken, including
2 actions required under section
3 6(b)(2), other than the withholding of
4 the electronic benefit transfer card
5 until an explanation described in sub-
6 clause (I) is provided, shall be con-
7 sistent with the due process protec-
8 tions under section 6(b) or 11(e)(10),
9 as appropriate.

10 “(C) PROTECTING VULNERABLE PER-
11 SONS.—In implementing this paragraph, a
12 State agency shall act to protect homeless per-
13 sons, persons with disabilities, victims of
14 crimes, and other vulnerable persons who lose
15 electronic benefit transfer cards but are not in-
16 tentionally committing fraud.

17 “(D) EFFECT ON ELIGIBILITY.—While a
18 State may decline to issue an electronic benefits
19 transfer card until a household satisfies the re-
20 quirements under this paragraph, nothing in
21 this paragraph shall be considered a denial of,
22 or limitation on, the eligibility for benefits
23 under section 5.”.

1 **SEC. 4011. DEMONSTRATION PROJECTS ON ACCEPTANCE**
2 **OF BENEFITS OF MOBILE TRANSACTIONS.**

3 Section 7(h) of the Food and Nutrition Act of 2008
4 (7 U.S.C. 2016(h)) is amended by adding at the end the
5 following:

6 “(14) DEMONSTRATION PROJECTS ON ACCEPT-
7 ANCE OF BENEFITS OF MOBILE TRANSACTIONS.—

8 “(A) IN GENERAL.—The Secretary shall
9 pilot the use of mobile technologies determined
10 by the Secretary to be appropriate to test the
11 feasibility and implications for program integ-
12 rity, by allowing retail food stores, farmers
13 markets, and other direct producer-to-consumer
14 marketing outlets to accept benefits from recipi-
15 ents of supplemental nutrition assistance
16 through mobile transactions.

17 “(B) DEMONSTRATION PROJECTS.—To be
18 eligible to participate in a demonstration project
19 under subsection (a), a retail food store, farm-
20 ers market, or other direct producer-to-con-
21 sumer marketing outlet shall submit to the Sec-
22 retary for approval a plan that includes—

23 “(i) a description of the technology;

24 “(ii) the manner by which the retail
25 food store, farmers market or other direct
26 producer-to-consumer marketing outlet will

1 provide proof of the transaction to house-
2 holds;

3 “(iii) the provision of data to the Sec-
4 retary, consistent with requirements estab-
5 lished by the Secretary, in a manner that
6 allows the Secretary to evaluate the impact
7 of the demonstration on participant access,
8 ease of use, and program integrity; and

9 “(iv) such other criteria as the Sec-
10 retary may require.

11 “(C) DATE OF COMPLETION.—The dem-
12 onstration projects under this paragraph shall
13 be completed and final reports submitted to the
14 Secretary by not later than July 1, 2016.

15 “(D) REPORT TO CONGRESS.—The Sec-
16 retary shall submit a report to the Committee
17 on Agriculture of the House of Representatives
18 and the Committee on Agriculture, Nutrition,
19 and Forestry of the Senate that includes a find-
20 ing, based on the data provided under subpara-
21 graph (C) whether or not implementation in all
22 States is in the best interest of the supple-
23 mental nutrition assistance program.”.

1 **SEC. 4012. USE OF BENEFITS FOR PURCHASE OF COMMU-**
2 **NITY-SUPPORTED AGRICULTURE SHARE.**

3 Section 10 of the Food and Nutrition Act of 2008
4 (7 U.S.C. 2019) is amended in the 1st sentence by insert-
5 ing “agricultural producers who market agricultural prod-
6 ucts directly to consumers shall be authorized to redeem
7 benefits for the initial cost of the purchase of a commu-
8 nity-supported agriculture share,” after “food so pur-
9 chased,”.

10 **SEC. 4013. RESTAURANT MEALS PROGRAM.**

11 (a) **IN GENERAL.**—Section 11(e) of the Food and
12 Nutrition Act of 2008 (7 U.S.C. 2020(e)) is amended—

13 (1) in paragraph (22) by striking “and” at the
14 end;

15 (2) in paragraph (23)(C) by striking the period
16 at the end and inserting “; and”; and

17 (3) by adding at the end the following:

18 “(24) if the State elects to carry out a program
19 to contract with private establishments to offer
20 meals at concessional prices, as described in para-
21 graphs (3), (4), and (9) of section 3(k)—

22 “(A) the plans of the State agency for op-
23 erating the program, including—

24 “(i) documentation of a need that eli-
25 gible homeless, elderly, and disabled clients

1 are underserved in a particular geographic
2 area;

3 “(ii) the manner by which the State
4 agency will limit participation to only those
5 private establishments that the State de-
6 termines necessary to meet the need identi-
7 fied in clause (i); and

8 “(iii) any other conditions the Sec-
9 retary may prescribe, such as the level of
10 security necessary to ensure that only eligi-
11 ble recipients participate in the program;
12 and

13 “(B) a report by the State agency to the
14 Secretary annually, the schedule of which shall
15 be established by the Secretary, that includes—

16 “(i) the number of households and in-
17 dividual recipients authorized to partici-
18 pate in the program, including any infor-
19 mation on whether the individual recipient
20 is elderly, disabled, or homeless; and

21 “(ii) an assessment of whether the
22 program is meeting an established need, as
23 documented under subparagraph (A)(i).”.

24 (b) APPROVAL OF RETAIL FOOD STORES AND
25 WHOLESALE FOOD CONCERNS.—Section 9 of the Food

1 and Nutrition Act of 2008 (7 U.S.C. 2018) is amended
2 by adding at the end the following:

3 “(h) PRIVATE ESTABLISHMENTS.—

4 “(1) IN GENERAL.—Subject to paragraph (2),
5 no private establishment that contracts with a State
6 agency to offer meals at concessional prices as de-
7 scribed in paragraphs (3), (4), and (9) of section
8 3(k) may be authorized to accept and redeem bene-
9 fits unless the Secretary determines that the partici-
10 pation of the private establishment is required to
11 meet a documented need in accordance with section
12 11(e)(24).

13 “(2) EXISTING CONTRACTS.—

14 “(A) IN GENERAL.—If, on the day before
15 the effective date of this subsection, a State has
16 entered into a contract with a private establish-
17 ment described in paragraph (1) and the Sec-
18 retary has not determined that the participation
19 of the private establishment is necessary to
20 meet a documented need in accordance with
21 section 11(e)(24), the Secretary shall allow the
22 operation of the private establishment to con-
23 tinue without that determination of need for a
24 period not to exceed 180 days from the date on

1 which the Secretary establishes determination
2 criteria, by regulation, under section 11(e)(24).

3 “(B) JUSTIFICATION.—If the Secretary de-
4 termines to terminate a contract with a private
5 establishment that is in effect on the effective
6 date of this subsection, the Secretary shall pro-
7 vide justification to the State in which the pri-
8 vate establishment is located for that termi-
9 nation.

10 “(3) REPORT TO CONGRESS.—Not later than
11 90 days after September 30, 2014, and 90 days
12 after the last day of each fiscal year thereafter, the
13 Secretary shall report to the Committee on Agri-
14 culture of the House of Representatives and the
15 Committee on Agriculture, Nutrition, and Forestry
16 of the Senate on the effectiveness of a program
17 under this subsection using any information received
18 from States under section 11(e)(24) as well as any
19 other information the Secretary may have relating to
20 the manner in which benefits are used.”.

21 (c) CONFORMING AMENDMENTS.—Section 3(k) of
22 the Food and Nutrition Act of 2008 (7 U.S.C. 2012(k))
23 is amended by inserting “subject to section 9(h)” after
24 “concessional prices” each place it appears.

1 **SEC. 4014. MANDATING STATE IMMIGRATION**
2 **VERIFICATION.**

3 Section 11(p) of the Food and Nutrition Act of 2008
4 (7 U.S.C. 2020(p)) is amended to read as follows:

5 “(p) STATE VERIFICATION OPTION.—In carrying out
6 the supplemental nutrition assistance program, a State
7 agency shall be required to use an income and eligibility,
8 or an immigration status, verification system established
9 under section 1137 of the Social Security Act (42 U.S.C.
10 1320b–7), in accordance with standards set by the Sec-
11 retary.”.

12 **SEC. 4015. DATA EXCHANGE STANDARDIZATION FOR IM-**
13 **PROVED INTEROPERABILITY.**

14 (a) DATA EXCHANGE STANDARDIZATION.—Section
15 11 of the Food and Nutrition Act of 2008 (7 U.S.C. 2020)
16 is amended by adding at the end the following:

17 “(v) DATA EXCHANGE STANDARDIZATION FOR IM-
18 PROVED INTEROPERABILITY.—

19 “(1) DATA EXCHANGE STANDARDS.—

20 “(A) DESIGNATION.—The Secretary, in
21 consultation with an interagency work group
22 which shall be established by the Office of Man-
23 agement and Budget, and considering State
24 perspectives, shall, by rule, designate a data ex-
25 change standard for any category of informa-
26 tion required to be reported under this Act.

1 “(B) DATA EXCHANGE STANDARDS MUST
2 BE NONPROPRIETARY AND INTEROPERABLE.—
3 The data exchange standard designated under
4 subparagraph (A) shall, to the extent prac-
5 ticable, be nonproprietary and interoperable.

6 “(C) OTHER REQUIREMENTS.—In desig-
7 nating data exchange standards under this sub-
8 section, the Secretary shall, to the extent prac-
9 ticable, incorporate—

10 “(i) interoperable standards developed
11 and maintained by an international vol-
12 untary consensus standards body, as de-
13 fined by the Office of Management and
14 Budget, such as the International Organi-
15 zation for Standardization;

16 “(ii) interoperable standards devel-
17 oped and maintained by intergovernmental
18 partnerships, such as the National Infor-
19 mation Exchange Model; and

20 “(iii) interoperable standards devel-
21 oped and maintained by Federal entities
22 with authority over contracting and finan-
23 cial assistance, such as the Federal Acqui-
24 sition Regulatory Council.

1 “(2) DATA EXCHANGE STANDARDS FOR RE-
2 REPORTING.—

3 “(A) DESIGNATION.—The Secretary, in
4 consultation with an interagency work group es-
5 tablished by the Office of Management and
6 Budget, and considering State perspectives,
7 shall, by rule, designate data exchange stand-
8 ards to govern the data reporting required
9 under this part.

10 “(B) REQUIREMENTS.—The data exchange
11 standards required by subparagraph (A) shall,
12 to the extent practicable—

13 “(i) incorporate a widely-accepted,
14 nonproprietary, searchable, computer-read-
15 able format;

16 “(ii) be consistent with and implement
17 applicable accounting principles; and

18 “(iii) be capable of being continually
19 upgraded as necessary.

20 “(C) INCORPORATION OF NONPROPRI-
21 ETARY STANDARDS.—In designating reporting
22 standards under this subsection, the Secretary
23 shall, to the extent practicable, incorporate ex-
24 isting nonproprietary standards, such as the
25 eXtensible Markup Language.”.

1 (b) EFFECTIVE DATES.—

2 (1) DATA EXCHANGE STANDARDS.—The Sec-
3 retary of Agriculture shall issue a proposed rule
4 under section 11(v)(1) of the Food and Nutrition
5 Act of 2008 within 12 months after the effective
6 date of this section, and shall issue a final rule
7 under such section after public comment, within 24
8 months after such effective date.

9 (2) DATA REPORTING STANDARDS.—The re-
10 porting standards required under section 11(v)(2) of
11 such Act shall become effective with respect to re-
12 ports required in the first reporting period, after the
13 effective date of the final rule referred to in para-
14 graph (1) of this subsection, for which the authority
15 for data collection and reporting is established or re-
16 newed under the Paperwork Reduction Act.

17 **SEC. 4016. PROHIBITING GOVERNMENT-SPONSORED RE-**
18 **CRUITMENT ACTIVITIES.**

19 (a) ADMINISTRATIVE COST-SHARING AND QUALITY
20 CONTROL.—Section 16(a)(4) of the Food and Nutrition
21 Act of 2008 (7 U.S.C. 2025(a)(4)) is amended by insert-
22 ing after “recruitment activities” the following: “designed
23 to persuade an individual to apply for program benefits
24 or that promote the program via television, radio, or bill-
25 board advertisements”.

1 (b) LIMITATION ON USE OF FUNDS AUTHORIZED TO
2 BE APPROPRIATED UNDER ACT.—Section 18 of the Food
3 and Nutrition Act of 2008 (7 U.S.C. 2027) is amended
4 by adding at the end the following:

5 “(g)(1) Except as provided in paragraph (2), no
6 funds authorized to be appropriated under this Act shall
7 be used by the Secretary for—

8 “(A) recruitment activities designed to persuade
9 an individual to apply for supplemental nutrition as-
10 sistance program benefits;

11 “(B) television, radio, or billboard advertise-
12 ments that are designed to promote supplemental
13 nutrition assistance program benefits and enroll-
14 ment; or

15 “(C) any agreements with foreign governments
16 designed to promote supplemental nutrition assist-
17 ance program benefits and enrollment.

18 “(2) Paragraph (1)(B) shall not apply to pro-
19 grammatic activities undertaken with respect to benefits
20 made available in response to a natural disaster.”.

21 **SEC. 4017. REPEAL OF BONUS PROGRAM.**

22 Section 16(d) of the Food and Nutrition Act of 2008
23 (7 U.S.C. 2025(d)) is repealed.

1 **SEC. 4018. FUNDING OF EMPLOYMENT AND TRAINING PRO-**
2 **GRAMS.**

3 Section 16(h)(1)(A) of the Food and Nutrition Act
4 of 2008 (7 U.S.C. 2025(h)(1)(A)) is amended by striking
5 “\$90,000,000” and all that follows through
6 “\$79,000,000”, and inserting “\$79,000,000 for each fis-
7 cal year”.

8 **SEC. 4019. MONITORING EMPLOYMENT AND TRAINING PRO-**
9 **GRAM.**

10 (a) REPORTING MEASURES.—Section 16(h)(5) of the
11 Food and Nutrition Act of 2008 (7 U.S.C. 2025(h)(5))
12 is amended to read:

13 “(5)(A) IN GENERAL.—The Secretary shall
14 monitor the employment and training programs car-
15 ried out by State agencies under section 6(d)(4) and
16 assess their effectiveness in—

17 “(i) preparing members of households par-
18 ticipating in the supplemental nutrition assist-
19 ance program for employment, including the ac-
20 quisition of basic skills necessary for employ-
21 ment; and

22 “(ii) increasing the numbers of household
23 members who obtain and retain employment
24 subsequent to their participation in such em-
25 ployment and training programs.

1 “(B) REPORTING MEASURES.—The Secretary,
2 in consultation with the Secretary of Labor, shall de-
3 velop reporting measures that identify improvements
4 in the skills, training education or work experience
5 of members of households participating in the sup-
6 plemental nutrition assistance program. Measures
7 shall be based on common measures of performance
8 for federal workforce training programs, so long as
9 they reflect the challenges facing the types of mem-
10 bers of households participating in the supplemental
11 nutrition assistance program who participate in a
12 specific employment and training component. The
13 Secretary shall require that each State employment
14 and training plan submitted under section 11(3)(19)
15 identify appropriate reporting measures for each of
16 their proposed components that serve at least 100
17 people. Such measures may include:

18 “(i) the percentage and number of pro-
19 gram participants who received employment and
20 training services and are in unsubsidized em-
21 ployment subsequent to the receipt of those
22 services;

23 “(ii) the percentage and number of pro-
24 gram participants who obtain a recognized post-
25 secondary credential, including a registered ap-

1 prenticeship, or a regular secondary school di-
2 ploma or its recognized equivalent, while par-
3 ticipating in or within 1 year after receiving
4 employment and training services;

5 “(iii) the percentage and number of pro-
6 gram participants who are in an education or
7 training program that is intended to lead to a
8 recognized postsecondary credential, including a
9 registered apprenticeship or on-the-job training
10 program, a regular secondary school diploma or
11 its recognized equivalent, or unsubsidized em-
12 ployment;

13 “(iv) subject to the terms and conditions
14 set by the Secretary, measures developed by
15 each State agency to assess the skills acquisi-
16 tion of employment and training program par-
17 ticipants that reflect the goals of their specific
18 employment and training program components,
19 which may include, but are not limited to—

20 “(I) the percentage and number of
21 program participants who are meeting pro-
22 gram requirements in each component of
23 the State’s education and training pro-
24 gram; and

1 “(II) the percentage and number of
2 program participants who are gaining
3 skills likely to lead to employment as meas-
4 ured through testing, quantitative or quali-
5 tative assessment or other method; and

6 “(v) other indicators as approved by the
7 Secretary.

8 “(C) STATE REPORT.—Each State agency shall
9 annually prepare and submit to the Secretary a re-
10 port on the State’s employment and training pro-
11 gram that includes the numbers of supplemental nu-
12 trition assistance program participants who have
13 gained skills, training, work or experience that will
14 increase their ability to obtain regular employment
15 using measures identified in subparagraph (B).

16 “(D) MODIFICATIONS TO THE STATE EMPLOY-
17 MENT AND TRAINING PLAN.—Subject to the terms
18 and conditions established by the Secretary, if the
19 Secretary determines that the state agency’s per-
20 formance with respect to employment and training
21 outcomes is inadequate, the Secretary may require
22 the State agency to make modifications to their em-
23 ployment and training plan to improve such out-
24 comes.

25 “(E) PERIODIC EVALUATION.—

1 “(i) IN GENERAL.—Subject to terms and
2 conditions established by the Secretary, not
3 later than October 1, 2016, and not less fre-
4 quently than once every 5 years thereafter, the
5 Secretary shall conduct a study to review exist-
6 ing practice and research to identify employ-
7 ment and training program components and
8 practices that—

9 “(I) effectively assist members of
10 households participating in the supple-
11 mental nutrition assistance program in
12 gaining skills, training, work, or experience
13 that will increase their ability to obtain
14 regular employment, and

15 “(II) are best integrated with state-
16 wide workforce development systems.

17 “(ii) REPORT TO CONGRESS.—The Sec-
18 retary shall submit a report that describes the
19 results of the study under clause (i) to the
20 Committee on Agriculture in the House of Rep-
21 resentatives, and the Committee on Agriculture,
22 Nutrition and Forestry in the Senate.”.

23 (b) EFFECTIVE DATE.—Notwithstanding section 4(c)
24 of the Food and Nutrition Act of 2008 (7 U.S.C.
25 2013(a)), the Secretary shall issue interim final regula-

1 tions implementing the amendment made by subsection
2 (a) no later than 18 months after the date of enactment
3 of this Act. States shall include such reporting measures
4 in their employment and training plans for the 1st fiscal
5 year thereafter that begins no sooner than 6 months after
6 the date that such regulations are published.

7 **SEC. 4020. COOPERATION WITH PROGRAM RESEARCH AND**
8 **EVALUATION.**

9 Section 17 of the Food and Nutrition Act of 2008
10 (7 U.S.C. 2026) is amended by adding at the end the fol-
11 lowing:

12 “(l) COOPERATION WITH PROGRAM RESEARCH AND
13 EVALUATION.—States, State agencies, local agencies, in-
14 stitutions, facilities such as data consortiums, and con-
15 tractors participating in programs authorized under this
16 Act shall cooperate with officials and contractors acting
17 on behalf of the Secretary in the conduct of evaluations
18 and studies under this Act and shall submit information
19 at such time and in such manner as the Secretary may
20 require.”.

1 **SEC. 4021. PILOT PROJECTS TO REDUCE DEPENDENCY AND**
2 **INCREASE WORK EFFORT IN THE SUPPLE-**
3 **MENTAL NUTRITION ASSISTANCE PROGRAM.**

4 Section 17 of the Food and Nutrition Act of 2008
5 (7 U.S.C. 2026), as amended by section 4020, is amended
6 by adding at the end the following:

7 “(m) PILOT PROJECTS TO REDUCE DEPENDENCY
8 AND INCREASE WORK EFFORT IN THE SUPPLEMENTAL
9 NUTRITION ASSISTANCE PROGRAM.—

10 “(1) IN GENERAL.—The Secretary shall carry
11 out, under such terms and conditions as the Sec-
12 retary considers to be appropriate, pilot projects to
13 identify best practices for employment and training
14 programs under this Act to raise the number of
15 work registrants who obtain unsubsidized employ-
16 ment, increase their earned income, and reduce their
17 reliance on public assistance, including but not lim-
18 ited to the supplemental nutrition assistance pro-
19 gram.

20 “(2) SELECTION CRITERIA.—Pilot projects shall
21 be selected based on criteria the Secretary estab-
22 lishes, that shall include—

23 “(A) enhancing existing employment and
24 training programs in the State;

25 “(B) agreeing to participate in the evalua-
26 tion described in paragraph (3), including mak-

1 ing available data on participants' employment
2 activities and post-participation employment,
3 earnings, and public benefit receipt;

4 “(C) collaborating with the State work-
5 force board and other job training programs in
6 the State and local area;

7 “(D) the extent to which the pilot project's
8 components can be easily replicated by other
9 States or political subdivisions; and

10 “(E) such additional criteria that ensure
11 that the pilot projects—

12 “(i) target a variety of populations of
13 work registrants, including childless adults,
14 parents, and individuals with low skills or
15 limited work experience;

16 “(ii) are selected from a range of ex-
17 isting employment and training programs
18 including programs that provide—

19 “(I) section 20 workfare;

20 “(II) skills development for work
21 registrants with limited employment
22 history;

23 “(III) post-employment support
24 services necessary for maintaining em-
25 ployment; and

1 “(IV) education leading to a rec-
2 ognized postsecondary credential, reg-
3 istered apprenticeship, or secondary
4 school diploma or its equivalent;

5 “(iii) are located in a range of geo-
6 graphic areas, including rural, urban, and
7 Indian reservations;

8 “(iv) include participants who are ex-
9 empt and not exempt under section
10 (6)(d)(2).

11 “(3) EVALUATION.—The Secretary shall pro-
12 vide for an independent evaluation of projects se-
13 lected under this subsection to measure the impact
14 of the pilot projects on the ability of each pilot
15 project target population to find and retain employ-
16 ment that leads to increased household income and
17 reduced dependency, compared to what would have
18 occurred in the absence of the pilot project.

19 “(4) REPORT TO CONGRESS.—By September
20 30, 2017, the Secretary shall submit, to the Com-
21 mittee on Agriculture of the House of Representa-
22 tives and the Committee on Agriculture, Nutrition,
23 and Forestry of the Senate, a report that includes
24 a description of—

1 “(A) the results of each pilot project, in-
2 cluding an evaluation of the impact of the
3 project on the employment, income, and public
4 benefit receipt of the targeted population of
5 work registrants;

6 “(B) the Federal, State, and other costs of
7 each pilot project;

8 “(D) the planned dissemination of the re-
9 ports’ findings with State agencies; and

10 “(E) the steps and funding necessary to
11 incorporate components of pilot projects that
12 demonstrate increased employment and earn-
13 ings into State employment and training pro-
14 grams.

15 “(5) FUNDING.—From amounts made available
16 to under section 18(a)(1), the Secretary shall make
17 \$10,000,000 available for each of the fiscal years
18 2014, 2015, and 2016 to carry out this subsection.
19 Such amounts shall remain available until expended.

20 “(6) USE OF FUNDS.—

21 “(A) Funds provided under this subsection
22 for pilot projects shall be used only for—

23 “(i) pilot projects that comply with
24 the provisions of this Act;

1 “(ii) the costs and administration of
2 the pilot projects;

3 “(iii) the costs incurred in providing
4 information and data to the independent
5 evaluation under paragraph (3); and

6 “(iv) the costs of the evaluation under
7 paragraph (3).

8 “(B) Funds made available under this sub-
9 section may not be used to supplant non-Fed-
10 eral funds used for existing employment and
11 training activities.”.

12 **SEC. 4022. AUTHORIZATION OF APPROPRIATIONS.**

13 Section 18(a)(1) of the Food and Nutrition Act of
14 2008 (7 U.S.C. 2027(a)(1)) is amended in the 1st sen-
15 tence by striking “2012” and inserting “2018”.

16 **SEC. 4023. LIMITATION ON USE OF BLOCK GRANT TO PUER-**
17 **TO RICO.**

18 Section 19(a)(2)(B) of the Food and Nutrition Act
19 of 2008 (7 U.S.C. 2028(a)(2)(B)) is amended by adding
20 at the end the following:

21 “(iii) LIMITATION ON USE OF
22 FUNDS.—None of the funds made available
23 to the Commonwealth of Puerto Rico
24 under this subparagraph may be used to

1 provide nutrition assistance in the form of
2 cash benefits.”.

3 **SEC. 4024. ASSISTANCE FOR COMMUNITY FOOD PROJECTS.**

4 (a) DEFINITION.—Section 25(a)(1)(B)(i) of the Food
5 and Nutrition Act of 2008 (7 U.S.C. 2034(a)(1)(B)(i)) is
6 amended—

7 (1) in subclause (II) by striking “and” at the
8 end;

9 (2) in subclause (III) by striking “or” at the
10 end and inserting “and”; and

11 (3) by adding at the end the following:

12 “(IV) to provide incentives for
13 the consumption of fruits and vegeta-
14 bles among low-income individuals;
15 or”.

16 (b) ADDITIONAL FUNDING.—Section 25(b) of the
17 Food and Nutrition Act of 2008 (7 U.S.C. 2034) is
18 amended by adding at the end the following:

19 “(3) FUNDING.—

20 “(A) IN GENERAL.—Out of any funds in
21 the Treasury not otherwise appropriated, the
22 Secretary of the Treasury shall transfer to the
23 Secretary to carry out this section not less than
24 \$10,000,000 for fiscal year 2014 and each fis-
25 cal year thereafter. Of the amount made avail-

1 able under this subparagraph for each such fis-
2 cal year, \$5,000,000 shall be available to carry
3 out subsection (a)(1)(B)(I)(IV).

4 “(B) RECEIPT AND ACCEPTANCE.—The
5 Secretary shall be entitled to receive, shall ac-
6 cept, and shall use to carry out this section, the
7 funds transferred under subparagraph (A) with-
8 out further appropriation.

9 “(C) MAINTENANCE OF FUNDING.—The
10 funding provided under subparagraph (A) shall
11 supplement (and not supplant) other Federal
12 funding made available to the Secretary to
13 carry out this section.”.

14 **SEC. 4025. EMERGENCY FOOD ASSISTANCE.**

15 (a) PURCHASE OF COMMODITIES.—Section 27(a) of
16 the Food and Nutrition Act of 2008 (7 U.S.C. 2036(a))
17 is amended—

18 (1) in paragraph (1) by striking “2008 through
19 2012” and inserting “2013 through 2018”;

20 (2) in paragraph (2)—

21 (A) by striking subparagraphs (A) and (B)
22 and inserting the following:

23 “(A) for fiscal year 2013, \$265,750,000;

24 “(B) for fiscal year 2014 the dollar
25 amount of commodities specified in subpara-

1 graph (A) adjusted by the percentage by which
2 the thrifty food plan has been adjusted under
3 section 3(u)(4) between June 30, 2012 and
4 June 30, 2013, and subsequently increased by
5 \$20,000,000;” and

6 (B) in subparagraph (C)—

7 (i) by striking “2010 through 2012,
8 the dollar amount of commodities specified
9 in” and inserting “2015 through 2018, the
10 total amount of commodities under”; and

11 (ii) by striking “2008” and inserting
12 “2013”; and

13 (3) by adding at the end the following:

14 “(3) FUNDS AVAILABILITY.—For purposes of
15 the funds described in this subsection, the Secretary
16 shall—

17 “(A) make the funds available for 2 fiscal
18 years; and

19 “(B) allow States to carry over unex-
20 pended balances to the next fiscal year pursu-
21 ant to such terms and conditions as are deter-
22 mined by the Secretary.”.

23 (b) EMERGENCY FOOD PROGRAM INFRASTRUCTURE
24 GRANTS.—Section 209(d) of the Emergency Food Assist-

1 ance Act of 1983 (7 U.S.C. 7511a(d)) is amended by
2 striking “2012” and inserting “2018”.

3 **SEC. 4026. NUTRITION EDUCATION.**

4 Section 28 of the Food and Nutrition Act of 2008
5 (7 U.S.C. 2036a) is amended—

6 (1) in subsection (b) by inserting “and physical
7 activity” after “healthy food choices”; and

8 (2) in subsection (d)(1)—

9 (A) in subparagraph (D) by striking
10 “\$401,000,000;” and inserting “\$375,000,000;
11 and”;

12 (B) by striking subparagraph (E); and

13 (C) in subparagraph (F) by striking “(F)
14 For fiscal year 2016” and inserting “(E) For
15 fiscal year 2015”.

16 **SEC. 4027. RETAILER TRAFFICKING.**

17 The Food and Nutrition Act of 2008 (7 U.S.C. 2011
18 et seq.) is amended by adding at the end the following:

19 **“SEC. 29. RETAILER TRAFFICKING.**

20 “(a) PURPOSE.—The purpose of this section is to
21 provide the Department of Agriculture with additional re-
22 sources to prevent trafficking in violation of this Act by
23 strengthening recipient and retailer program integrity.
24 Additional funds are provided to supplement the Depart-

1 ment’s payment accuracy, and retailer and recipient integ-
2 rity activities.

3 “(b) FUNDING.—

4 “(1) IN GENERAL.—Out of any funds in the
5 Treasury not otherwise appropriated, the Secretary
6 of the Treasury shall transfer to the Secretary to
7 carry out this section not less than \$5,000,000 for
8 fiscal year 2014 and each fiscal year thereafter.

9 “(2) RECEIPT AND ACCEPTANCE.—The Sec-
10 retary shall be entitled to receive, shall accept, and
11 shall use to carry out this section the funds trans-
12 ferred under paragraph (1) without further appro-
13 priation.

14 “(3) MAINTENANCE OF FUNDING.—The fund-
15 ing provided under paragraph (1) shall supplement
16 (and not supplant) other Federal funding for pro-
17 grams carried out under this Act.”.

18 **SEC. 4028. TECHNICAL AND CONFORMING AMENDMENTS.**

19 (a) Section 3 of the Food and Nutrition Act of 2008
20 (7 U.S.C. 2012) is amended—

21 (1) in subsection (g) by striking “coupon,” the
22 last place it appears and inserting “coupon”;

23 (2) in subsection (k)(7) by striking “or are”
24 and inserting “and”;

25 (3) by striking subsection (l);

1 (4) by redesignating subsections (m) through
2 (t) as subsections (l) through (s), respectively; and

3 (5) by inserting after subsection (s) (as so re-
4 designated) the following:

5 “(t) ‘Supplemental nutritional assistance program’
6 means the program operated pursuant to this Act.”.

7 (b) Section 4(a) of the Food and Nutrition Act of
8 2008 (7 U.S.C. 2013(a)) is amended by striking “bene-
9 fits” the last place it appears and inserting “Benefits”.

10 (c) Section 5 of the Food and Nutrition Act of 2008
11 (7 U.S.C. 2014) is amended—

12 (1) in the last sentence of subsection (i)(2)(D)
13 by striking “section 13(b)(2)” and inserting “section
14 13(b)”;

15 (2) in subsection (k)(4)(A) by striking “para-
16 graph (2)(H)” and inserting “paragraph (2)(G)”.

17 (d) Section 6(d)(4) of the Food and Nutrition Act
18 of 2008 (7 U.S.C. 2015(d)(4)) is amended—

19 (1) in subparagraph (B)(vii) by moving the left
20 margin 2 ems to the left, and

21 (2) in subparagraph(F)(iii) by moving the left
22 margin 4 ems to the left.

23 (e) Section 7(h) of the Food and Nutrition Act of
24 2008 (7 U.S.C. 2016(h)) is amended by redesignating the
25 2d paragraph (12) as paragraph (13).

1 (f) Section 9(a)(3) of the Food and Nutrition Act of
2 2008 (7 U.S.C. 2018(a)) is amended by moving the left
3 margin 2 ems to the left.

4 (g) Section 12 of the Food and Nutrition Act of 2008
5 (7 U.S.C. 2021) is amended—

6 (1) in subsection (b)(3)(C) by striking “civil
7 money penalties” and inserting “civil penalties”; and

8 (2) in subsection (g)(1) by striking “(7 U.S.C.
9 1786)” and inserting “(42 U.S.C. 1786)”.

10 (h) Section 15(b)(1) of the Food and Nutrition Act
11 of 2008 (7 U.S.C. 2024(b)(1)) is amended in the 1st sen-
12 tence by striking “an benefit” and inserting “a benefit”.

13 (i) Section 16(a) of the Food and Nutrition Act of
14 2008 (7 U.S.C. 2025(a)) is amended in the proviso fol-
15 lowing paragraph (8) by striking “, as amended.”.

16 (j) Section 18(e) of the Food and Nutrition Act of
17 2008 (7 U.S.C. 2027(e)) is amended in the 1st sentence
18 by striking “sections 7(f)” and inserting “section 7(f)”.

19 (k) Section 22(b)(10)(B)(i) of the Food and Nutri-
20 tion Act of 2008 (7 U.S.C. 2031(b)(10)(B)(i)) is amended
21 in the last sentence by striking “Food benefits” and in-
22 serting “Benefits”.

23 (l) Section 26(f)(3)(C) of the Food and Nutrition Act
24 of 2008 (7 U.S.C. 2035(f)(3)(C)) is amended by striking
25 “subsection” and inserting “subsections”.

1 (m) Section 27(a)(1) of the Food and Nutrition Act
2 of 2008 (7 U.S.C. 2036(a)(1)) is amended by striking
3 “(Public Law 98–8; 7 U.S.C. 612c note)” and inserting
4 “(7 U.S.C. 7515)”.

5 (n) Section 509 of the Older Americans Act of 1965
6 (42 U.S.C. 3056g) is amended in the section heading by
7 striking “**FOOD STAMP PROGRAMS**” and inserting
8 “**SUPPLEMENTAL NUTRITION ASSISTANCE PRO-**
9 **GRAM**”.

10 (o) Section 4115(c)(2)(H) of the Food, Conservation,
11 and Energy Act of 2008 (Public Law 110–246; 122 Stat.
12 1871) is amended by striking “531” and inserting “454”.

13 (p) Section 3803(c)(2)(C)(vii) of title 31 of the
14 United States Code is amended by striking “section 3(l)”
15 each place it appears and inserting “section 3(s)”.

16 (q) Section 115 of the Personal Responsibility and
17 Work Opportunity Reconciliation Act of 1996 (Public Law
18 104–193) is amended—

19 (1) in subsection (a)(2) by striking “section
20 3(l)” and inserting “section 3(s)”;

21 (2) in subsection (b)(2) by striking “section
22 3(l)” and inserting “section 3(s)”;

23 (3) in subsection (e)(2) by striking “section
24 3(l)” and inserting “section 3(s)”.

1 (r) The Agriculture and Consumer Protection Act of
2 1973 (7 U.S.C. 612c) is amended—

3 (1) in section 4(a) by striking “Food Stamp
4 Act of 1977” and inserting “Food and Nutrition Act
5 of 2008”; and

6 (2) in section 5—

7 (A) in subsection (i)(1) by striking “Food
8 Stamp Act of 1977” and inserting “Food and
9 Nutrition Act of 2008”; and

10 (B) in subsection (l)(2)(B) by striking
11 “Food Stamp Act of 1977” and inserting
12 “Food and Nutrition Act of 2008”.

13 (s) The Social Security Act (42 U.S.C. 301 et seq.)
14 is amended—

15 (1) in the heading of section 453(j)(10) by
16 striking “FOOD STAMP” and inserting “SUPPLE-
17 MENTAL NUTRITION ASSISTANCE”;

18 (2) in section 1137—

19 (A) in subsection (a)(5)(B) by striking
20 “food stamp” and inserting “supplemental nu-
21 trition assistance”; and

22 (B) in subsection (b)(4) by striking “food
23 stamp program under the Food Stamp Act of
24 1977” and inserting “supplemental nutrition

1 assistance program under the Food and Nutri-
2 tion Act of 2008”; and

3 (3) in the heading of section 1631(n) by strik-
4 ing “FOOD STAMP” and inserting “SUPPLEMENTAL
5 NUTRITION ASSISTANCE”.

6 **SEC. 4029. TOLERANCE LEVEL FOR EXCLUDING SMALL ER-**
7 **RORS.**

8 The Secretary shall set the tolerance level for exclud-
9 ing small errors for the purposes of section 16(c) of the
10 Food and Nutrition Act of 2008 (7 U.S.C. 2025(c))—

11 (1) for fiscal year 2014 at an amount no great-
12 er than \$25; and

13 (2) for each fiscal year thereafter, the amount
14 specified in paragraph (1) adjusted by the percent-
15 age by which the thrifty food plan is adjusted under
16 section 3(u)(4) of such Act between June 30, 2012,
17 and June 30 of the immediately preceding fiscal
18 year.

19 **SEC. 4030. COMMONWEALTH OF THE NORTHERN MARIANA**
20 **ISLANDS PILOT PROGRAM.**

21 (a) STUDY.—

22 (1) IN GENERAL.—Prior to establishing the
23 pilot program under subsection (b), the Secretary
24 shall conduct a study to be completed not later than

1 2 years after the effective date of this section to as-
2 sess—

3 (A) the capabilities of the Commonwealth
4 of the Northern Mariana Islands to operate the
5 supplemental nutrition assistance program in
6 the same manner in which the program is oper-
7 ated in the States (as defined in section 3 of
8 the Food and Nutrition Act (7 U.S.C. 2011 et
9 seq)); and

10 (B) alternative models of the supplemental
11 nutrition assistance program operation and ben-
12 efit delivery that best meet the nutrition assist-
13 ance needs of the Commonwealth of the North-
14 ern Mariana Islands.

15 (2) SCOPE.—The study conducted under para-
16 graph (1)(A) will assess the capability of the Com-
17 monwealth to fulfill the responsibilities of a State
18 agency, including—

19 (A) extending and limiting participation to
20 eligible households, as prescribed by sections 5
21 and 6 of the Act;

22 (B) issuing benefits through EBT cards,
23 as prescribed by section 7 of the Act;

24 (C) maintaining the integrity of the pro-
25 gram, including operation of a quality control

1 system, as prescribed by section 16(c) of the
2 Act;

3 (D) implementing work requirements, in-
4 cluding operating an employment and training
5 program, as prescribed by section 6(d) of the
6 Act; and

7 (E) paying a share of administrative costs
8 with non-Federal funds, as prescribed by sec-
9 tion 16(a) of the Act.

10 (b) ESTABLISHMENT.—If the Secretary determines
11 that a pilot program is feasible, the Secretary shall estab-
12 lish a pilot program for the Commonwealth of the North-
13 ern Mariana Islands to operate the supplemental nutrition
14 assistance program in the same manner in which the pro-
15 gram is operated in the States.

16 (c) SCOPE.—The Secretary shall utilize the informa-
17 tion obtained from the study conducted under subsection
18 (a) to establish the scope of the pilot program established
19 under subsection (b).

20 (d) REPORT.—Not later than June 30, 2019, the
21 Secretary shall submit to the Committee on Agriculture
22 of the House of Representatives and the Committee on
23 Agriculture, Nutrition, and Forestry of the Senate a re-
24 port on the pilot program carried out under this section,
25 including an analysis of the feasibility of operating in the

1 Commonwealth of the Northern Mariana Islands the sup-
2 plemental nutrition assistance program as it is operated
3 in the States.

4 (e) FUNDING.—

5 (1) STUDY.—Of the funds made available under
6 section 18(a)(1) of the Food and Nutrition Act of
7 2008, the Secretary may use not more than
8 \$1,000,000 in each of fiscal years 2014 and 2015 to
9 conduct the study described in subsection (a).

10 (2) PILOT PROGRAM.—Of the funds made avail-
11 able under section 18(a)(1) of the Food and Nutri-
12 tion Act of 2008, for the purposes of establishing
13 and carrying out the pilot program established under
14 subsection (b) of this section, including the Federal
15 costs for providing technical assistance to the Com-
16 monwealth, authorizing and monitoring retail food
17 stores, and assessing pilot operations, the Secretary
18 may use not more than—

19 (A) \$13,500,000 in fiscal year 2016; and

20 (B) \$8,500,000 in each of fiscal years
21 2017 and 2018.

22 **SEC. 4031. ANNUAL STATE REPORT ON VERIFICATION OF**
23 **SNAP PARTICIPATION.**

24 (a) ANNUAL REPORT.—Not later 1 year after the
25 date specified by the Secretary in the 180-period begin-

1 ning on the date of the enactment of this Act, and annu-
2 ally thereafter, each State agency that carries out the sup-
3 plemental nutrition assistance program shall submit to the
4 Secretary a report containing sufficient information for
5 the Secretary to determine whether the State agency has,
6 for the then most recently concluded fiscal year preceding
7 such annual date, verified that households to which such
8 State agency provided such assistance in such fiscal
9 year—

10 (1) did not obtain benefits attributable to a de-
11 ceased individual; and

12 (2) did not include an individual who was si-
13 multaneously included in a household receiving such
14 assistance in another State.

15 (b) PENALTY FOR NONCOMPLIANCE.—For any fiscal
16 year for which a State agency fails to comply with sub-
17 section (a), the Secretary shall reduce by 50 percent the
18 amount otherwise payable to such State agency under sec-
19 tion 16(a) of the Food and Nutrition Act of 2008 with
20 respect to such fiscal year.

21 **Subtitle B—Commodity** 22 **Distribution Programs**

23 **SEC. 4101. COMMODITY DISTRIBUTION PROGRAM.**

24 Section 4(a) of the Agriculture and Consumer Protec-
25 tion Act of 1973 (7 U.S.C. 612c note; Public Law 93–

1 86) is amended in the 1st sentence by striking “2012”
2 and inserting “2018”.

3 **SEC. 4102. COMMODITY SUPPLEMENTAL FOOD PROGRAM.**

4 Section 5 of the Agriculture and Consumer Protec-
5 tion Act of 1973 (7 U.S.C. 612e note; Public Law 93–
6 86) is amended—

7 (1) in paragraphs (1) and (2)(B) of subsection
8 (a) by striking “2012” each place it appears and in-
9 serting “2018”;

10 (2) in the 1st sentence of subsection (d)(2) by
11 striking “2012” and inserting “2018”;

12 (3) by striking subsection (g) and inserting the
13 following:

14 “(g) ELIGIBILITY.—Except as provided in subsection
15 (m), the States shall only provide assistance under the
16 commodity supplemental food program to low-income indi-
17 viduals aged 60 and older.”; and

18 (4) by adding at the end the following:

19 “(m) PHASE-OUT.—Notwithstanding any other provi-
20 sion of law, an individual who receives assistance under
21 the commodity supplemental food program on the day be-
22 fore the effective date of this subsection shall continue to
23 receive that assistance until the date on which the indi-
24 vidual no longer qualifies for assistance under the eligi-

1 bility criteria for the program in effect on the day before
2 the effective date of this subsection.”.

3 **SEC. 4103. DISTRIBUTION OF SURPLUS COMMODITIES TO**
4 **SPECIAL NUTRITION PROJECTS.**

5 Section 1114(a)(2)(A) of the Agriculture and Food
6 Act of 1981 (7 U.S.C. 1431e(2)(A)) is amended in the
7 1st sentence by striking “2012” and inserting “2018”.

8 **SEC. 4104. PROCESSING OF COMMODITIES.**

9 (a) Section 17 of the Commodity Distribution Reform
10 Act and WIC Amendments of 1987 (7 U.S.C. 612c note)
11 is amended by—

12 (1) striking the heading and inserting “**COM-**
13 **MODITY DONATIONS AND PROCESSING**”; and

14 (2) adding at the end the following:

15 “(c) **PROCESSING.**—For any program included in
16 subsection (b), the Secretary may, notwithstanding any
17 other provision of State or Federal law relating to the pro-
18 curement of goods and services—

19 “(1) retain title to commodities delivered to a
20 processor, on behalf of a State (including a State
21 distributing agency and a recipient agency), until
22 such time as end products containing such commod-
23 ities, or similar commodities as approved by the Sec-
24 retary, are delivered to a State distributing agency
25 or to a recipient agency; and

1 “(2) promulgate regulations to ensure account-
2 ability for commodities provided to a processor for
3 processing into end products, and to facilitate proc-
4 essing of commodities into end products for use by
5 recipient agencies. Such regulations may provide
6 that—

7 “(A) a processor that receives commodities
8 for processing into end products, or provides a
9 service with respect to such commodities or end
10 products, in accordance with its agreement with
11 a State distributing agency or a recipient agen-
12 cy, provide to the Secretary a bond or other
13 means of financial assurance to protect the
14 value of such commodities; and

15 “(B) in the event a processor fails to de-
16 liver to a State distributing agency or a recipi-
17 ent agency an end product in conformance with
18 the processing agreement entered into under
19 this Act, the Secretary take action with respect
20 to the bond or other means of financial assur-
21 ance pursuant to regulations promulgated
22 under this paragraph and distribute any pro-
23 ceeds obtained by the Secretary to one or more
24 State distributing agencies and recipient agen-

1 cies as determined appropriate by the Sec-
2 retary.”.

3 (b) DEFINITIONS.—Section 18 of the Commodity
4 Distribution Reform Act and WIC Amendments of 1987
5 (7 U.S.C. 612c note) is amended by striking paragraphs
6 (1) and (2) and inserting the following:

7 “(1) The term ‘commodities’ means agricultural
8 commodities and their products that are donated by
9 the Secretary for use by recipient agencies.

10 “(2) The term ‘end product’ means a food
11 product that contains processed commodities.”.

12 (c) TECHNICAL AND CONFORMING AMENDMENTS.—
13 Section 3 of the Commodity Distribution Reform Act and
14 WIC Amendments of 1987 (7 U.S.C. 612c note; Public
15 Law 100–237) is amended—

16 (1) in subsection (a)—

17 (A) in paragraph (2) by striking subpara-
18 graph (B) and inserting the following:

19 “(B) the program established under sec-
20 tion 4(b) of the Food and Nutrition Act of
21 2008 (7 U.S.C. 2013(b));”; and

22 (B) in paragraph (3)(D) by striking “the
23 Committee on Education and Labor” and in-
24 serting “the Committee on Education and the
25 Workforce”;

1 (2) in subsection (b)(1)(A)(ii) by striking “sec-
 2 tion 32 of the Agricultural Adjustment Act (7
 3 U.S.C. 601 et seq.)” and inserting “section 32 of
 4 the Act of August 24, 1935 (7 U.S.C. 612c)”;

5 (3) in subsection (e)(1)(D)(iii) by striking sub-
 6 clause (II) and inserting the following:

7 “(II) the program established
 8 under section 4(b) of the Food and
 9 Nutrition Act of 2008 (7 U.S.C.
 10 2013(b));”; and

11 (4) in subsection (k) by striking “the Com-
 12 mittee on Education and Labor” and inserting “the
 13 Committee on Education and the Workforce”.

14 **Subtitle C—Miscellaneous**

15 **SEC. 4201. FARMERS’ MARKET NUTRITION PROGRAM.**

16 Section 4402 of the Farm Security and Rural Invest-
 17 ment Act of 2002 (7 U.S.C. 3007) is amended—

18 (1) in the section heading by striking “**SEN-**
 19 **IORES**”;

20 (2) by amending subsection (a) to read as fol-
 21 lows:

22 “(a) FUNDING.—

23 “(1) IN GENERAL.—Of the funds of the Com-
 24 modity Credit Corporation, the Secretary of Agri-
 25 culture shall use to carry out and expand the farm-

1 ers market nutrition program \$20,600,000 for each
2 of fiscal years 2014 through 2018.

3 “(2) ADDITIONAL FUNDING.—There is author-
4 ized to be appropriated such sums as are necessary
5 to carry out this subsection for each of the fiscal
6 years specified in paragraph (1).”;

7 (3) in subsection (b)—

8 (A) in the matter preceding paragraph (1),
9 by striking “seniors”; and

10 (B) in paragraph (1) by inserting “, and
11 low-income families who are determined to be at
12 nutritional risk” after “low-income seniors”;

13 (4) in subsection (c) by striking “seniors”;

14 (5) in subsection (d) by striking “seniors”;

15 (6) in subsection (e) by striking “seniors”;

16 (7) by redesignating subsections (c), (d), (e),
17 and (f) as subsections (d), (e), (f), and (g), respec-
18 tively; and

19 (8) by inserting after subsection (b) the fol-
20 lowing:

21 “(c) STATE GRANTS AND OTHER ASSISTANCE.—The
22 Secretary shall carry out the Program through grants and
23 other assistance provided in accordance with agreements
24 made with States, for implementation through State agen-
25 cies and local agencies, that include provisions—

1 “(1) for the issuance of coupons or vouchers to
2 participating individuals;

3 “(2) establishing an appropriate annual per-
4 centage limitation on the use of funds for adminis-
5 trative costs; and

6 “(3) specifying other terms and conditions as
7 the Secretary deems appropriate to encourage ex-
8 panding the participation of small scale farmers in
9 Federal nutrition programs.”.

10 **SEC. 4202. NUTRITION INFORMATION AND AWARENESS**
11 **PILOT PROGRAM.**

12 Section 4403 of the Farm Security and Rural Invest-
13 ment Act of 2002 (7 U.S.C. 3171 note; Public Law 107-
14 171) is repealed.

15 **SEC. 4203. FRESH FRUIT AND VEGETABLE PROGRAM.**

16 Section 19 of the Richard B. Russell National School
17 Lunch Act (42 U.S.C. 1769a) is amended—

18 (1) in the section heading, by striking

19 **“FRESH”**;

20 (2) in subsection (a), by striking “fresh”;

21 (3) in subsection (b), by striking “fresh”; and

22 (4) in subsection (e), by striking “fresh”.

1 **SEC. 4204. ADDITIONAL AUTHORITY FOR PURCHASE OF**
2 **FRESH FRUITS, VEGETABLES, AND OTHER**
3 **SPECIALTY FOOD CROPS.**

4 Section 10603 of the Farm Security and Rural In-
5 vestment Act of 2002 (7 U.S.C. 612c-4) is amended—

6 (1) in subsection (b), by striking “2012” and
7 inserting “2018”;

8 (2) by redesignating subsection (c) as sub-
9 section (d); and

10 (3) by inserting after subsection (b) the fol-
11 lowing new subsection:

12 “(c) PILOT GRANT PROGRAM FOR PURCHASE OF
13 FRESH FRUITS AND VEGETABLES.—

14 “(1) IN GENERAL.—Using amounts made avail-
15 able to carry out subsection (b), the Secretary of Ag-
16 riculture shall conduct a pilot program under which
17 the Secretary will give not more than five partici-
18 pating States the option of receiving a grant in an
19 amount equal to the value of the commodities that
20 the participating State would otherwise receive
21 under this section for each of fiscal years 2014
22 through 2018.

23 “(2) USE OF GRANT FUNDS.—A participating
24 State receiving a grant under this subsection may
25 use the grant funds solely to purchase fresh fruits
26 and vegetables for distribution to schools and service

1 institutions in the State that participate in the food
2 service programs under the Richard B. Russell Na-
3 tional School Lunch Act (42 U.S.C. 1751 et seq.)
4 and the Child Nutrition Act of 1966 (42 U.S.C.
5 1771 et seq.).

6 “(3) SELECTION OF PARTICIPATING STATES.—
7 The Secretary shall select participating States from
8 applications submitted by the States.

9 “(4) REPORTING REQUIREMENTS.—

10 “(A) SCHOOL AND SERVICE INSTITUTION
11 REQUIREMENT.—Schools and service institu-
12 tions in a participating State shall keep records
13 of purchases of fresh fruits and vegetables
14 made using the grant funds and report such
15 records to the State.

16 “(B) STATE REQUIREMENT.—Each par-
17 ticipating State shall submit to the Secretary a
18 report on the success of the pilot program in
19 the State, including information on—

20 “(i) the amount and value of each
21 type of fresh fruit and vegetable purchased
22 by the State; and

23 “(ii) the benefit provided by such pur-
24 chases in conducting the school food serv-

1 ice in the State, including meeting school
2 meal requirements.”.

3 **SEC. 4205. ENCOURAGING LOCALLY AND REGIONALLY**
4 **GROWN AND RAISED FOOD.**

5 (a) **COMMODITY PURCHASE STREAMLINING.**—The
6 Secretary may permit each school food authority with a
7 low annual commodity entitlement value, as determined by
8 the Secretary, to elect to substitute locally and regionally
9 grown and raised food for the authority’s allotment, in
10 whole or in part, of commodity assistance for the school
11 meal programs under the Richard B. Russell National
12 School Lunch Act (42 U.S.C. 1751 et seq.) and the Child
13 Nutrition Act of 1966 (42 U.S.C. 1771 et seq.), if—

14 (1) the election is requested by the school food
15 authority;

16 (2) the Secretary determines that the election
17 will reduce State and Federal administrative costs;
18 and

19 (3) the election will provide the school food au-
20 thority with greater flexibility to purchase locally
21 and regionally grown and raised foods.

22 (b) **FARM-TO-SCHOOL DEMONSTRATION PRO-**
23 **GRAMS.**—

24 (1) **IN GENERAL.**—The Secretary may establish
25 farm-to-school demonstration programs under which

1 school food authorities, agricultural producers pro-
2 ducing for local and regional markets, and other
3 farm-to-school stakeholders will collaborate with the
4 Agriculture Marketing Service to, on a cost neutral
5 basis, source food for the school meal programs
6 under the Richard B. Russell National School Lunch
7 Act (42 U.S.C. 1751 et seq.) and the Child Nutri-
8 tion Act of 1966 (42 U.S.C. 1771 et seq.) from local
9 farmers and ranchers in lieu of the commodity as-
10 sistance provided to the school food authorities for
11 the school meal programs.

12 (2) REQUIREMENTS.—

13 (A) IN GENERAL.—Each demonstration
14 program carried out under this subsection
15 shall—

16 (i) facilitate and increase the purchase
17 of unprocessed and minimally processed lo-
18 cally and regionally grown and raised agri-
19 cultural products to be served under the
20 school meal programs;

21 (ii) test methods to improve procure-
22 ment, transportation, and meal preparation
23 processes for the school meal programs;

24 (iii) assess whether administrative
25 costs can be saved through increased

1 school food authority flexibility to source
2 locally and regionally produced foods for
3 the school meal programs; and

4 (iv) undertake rigorous evaluation and
5 share information about results of the
6 demonstration program, including cost sav-
7 ings, with the Secretary, other school food
8 authorities, agricultural producers pro-
9 ducing for the local and regional market,
10 and the general public.

11 (B) PLANS.—In order to be selected to
12 carry out a demonstration program under this
13 subsection, a school food authority shall submit
14 to the Secretary a plan at such time and in
15 such manner as the Secretary may require, and
16 containing information with respect to the re-
17 quirements described in clauses (i) through (iv)
18 of subparagraph (A).

19 (3) TECHNICAL ASSISTANCE.—The Secretary
20 shall provide technical assistance to demonstration
21 program participants to assist such participants to
22 acquire bids from potential vendors in a timely and
23 cost-effective manner.

1 (4) LENGTH.—The Secretary shall determine
2 the appropriate length of time for each demonstra-
3 tion program under this subsection.

4 (5) COORDINATION.—The Secretary shall co-
5 ordinate among relevant agencies of the Department
6 of Agriculture and non-governmental organizations
7 with appropriate expertise to facilitate the provision
8 of training and technical assistance necessary to suc-
9 cessfully carry out demonstration programs under
10 this subsection.

11 (6) NUMBER.—Subject to the availability of
12 funds to carry out this subsection, the Secretary
13 shall select at least 10 demonstration programs to
14 be carried out under this subsection.

15 (7) DIVERSITY AND BALANCE.—In selecting
16 demonstration programs to be carried out under this
17 subsection, the Secretary shall, to the maximum ex-
18 tent practicable, ensure—

19 (A) geographical diversity;

20 (B) that at least half of the demonstration
21 programs are completed in collaboration with
22 school food authorities with small annual com-
23 modity entitlements, as determined by the Sec-
24 retary;

1 (C) that at least half of the demonstration
 2 programs are completed in rural or tribal com-
 3 munities;

4 (D) equitable treatment of school food au-
 5 thorities with a high percentage of students eli-
 6 gible for free or reduced price lunches, as deter-
 7 mined by the Secretary; and

8 (E) that at least one of the demonstration
 9 programs is completed on a military installation
 10 as defined in section 2687(e)(1) of title 10,
 11 United States Code.

12 **TITLE V—CREDIT**

13 **Subtitle A—Farm Ownership Loans**

14 **SEC. 5001. ELIGIBILITY FOR FARM OWNERSHIP LOANS.**

15 (a) IN GENERAL.—Section 302(a) of the Consoli-
 16 dated Farm and Rural Development Act (7 U.S.C.
 17 1922(a)) is amended—

18 (1) by striking “(a) IN GENERAL.—The” and
 19 inserting the following:

20 “(a) IN GENERAL.—

21 “(1) ELIGIBILITY REQUIREMENTS.—The”;

22 (2) in the 1st sentence, by inserting after “lim-
 23 ited liability companies” the following: “, and such
 24 other legal entities as the Secretary deems appro-
 25 priate,”;

1 (3) in the 2nd sentence, by redesignating
2 clauses (1) through (4) as clauses (A) through (D),
3 respectively;

4 (4) in each of the 2nd and 3rd sentences, by
5 striking “and limited liability companies” each place
6 it appears and inserting “limited liability companies,
7 and such other legal entities”;

8 (5) in the 3rd sentence, by striking “(3)” and
9 “(4)” and inserting “(C)” and “(D)”, respectively;
10 and

11 (6) by adding at the end the following:

12 “(2) SPECIAL DEEMING RULES.—

13 “(A) ELIGIBILITY OF CERTAIN OPER-
14 ATING-ONLY ENTITIES.—An entity that is or
15 will become only the operator of a family farm
16 is deemed to meet the owner-operator require-
17 ments of paragraph (1) if the individuals that
18 are the owners of the family farm own more
19 than 50 percent (or such other percentage as
20 the Secretary determines is appropriate) of the
21 entity.

22 “(B) ELIGIBILITY OF CERTAIN EMBEDDED
23 ENTITIES.—An entity that is an owner-operator
24 described in paragraph (1), or an operator de-
25 scribed in subparagraph (A) of this paragraph

1 that is owned, in whole or in part, by other en-
2 tities, is deemed to meet the direct ownership
3 requirement imposed under paragraph (1) if at
4 least 75 percent of the ownership interests of
5 each embedded entity of such entity is owned
6 directly or indirectly by the individuals that own
7 the family farm.”.

8 (b) DIRECT FARM OWNERSHIP EXPERIENCE RE-
9 QUIREMENT.—Section 302(b)(1) of such Act (7 U.S.C.
10 1922(b)(1)) is amended by inserting “or has other accept-
11 able experience for a period of time, as determined by the
12 Secretary,” after “3 years”.

13 (c) CONFORMING AMENDMENTS.—

14 (1) Section 304(c)(2) of such Act (7 U.S.C.
15 1924(c)(2)) by striking “paragraphs (1) and (2) of
16 section 302(a)” and inserting “clauses (A) and (B)
17 of section 302(a)(1)”.

18 (2) Section 310D of such Act (7 U.S.C. 1934)
19 is amended—

20 (A) by inserting after “partnership” the
21 following: “, or such other legal entities as the
22 Secretary deems appropriate,”; and

23 (B) by striking “or partners” each place it
24 appears and inserting “partners, or owners”.

1 **SEC. 5002. CONSERVATION LOAN AND LOAN GUARANTEE**
2 **PROGRAM.**

3 (a) **ELIGIBILITY.**—Section 304(c) of the Consolidated
4 Farm and Rural Development Act (7 U.S.C. 1924(c)) is
5 amended by inserting after “limited liability companies”
6 the following: “, or such other legal entities as the Sec-
7 retary deems appropriate,”.

8 (b) **LIMITATION ON LOAN GUARANTEE AMOUNT.**—
9 Section 304(e) of such Act (7 U.S.C. 1924(e)) is amended
10 by striking “75 percent” and inserting “90 percent”.

11 (c) **EXTENSION OF PROGRAM.**—Section 304(h) of
12 such Act (7 U.S.C. 1924(h)) is amended by striking
13 “2012” and inserting “2018”.

14 **SEC. 5003. DOWN PAYMENT LOAN PROGRAM.**

15 (a) **IN GENERAL.**—Section 310E(b)(1)(C) of the
16 Consolidated Farm and Rural Development Act (7 U.S.C.
17 1935(b)(1)(C)) is amended by striking “\$500,000” and
18 inserting “\$667,000”.

19 (b) **TECHNICAL CORRECTION.**—Section 310E(b) of
20 such Act (7 U.S.C. 1935(b)) is amended by striking the
21 2nd paragraph (2).

22 **SEC. 5004. ELIMINATION OF MINERAL RIGHTS APPRAISAL**
23 **REQUIREMENT.**

24 Section 307 of the Consolidated Farm and Rural De-
25 velopment Act (7 U.S.C. 1927) is amended by striking

1 subsection (d) and redesignating subsection (e) as sub-
2 section (d).

3 **Subtitle B—Operating Loans**

4 **SEC. 5101. ELIGIBILITY FOR FARM OPERATING LOANS.**

5 Section 311(a) of the Consolidated Farm and Rural
6 Development Act (7 U.S.C. 1941(a)) is amended—

7 (1) by striking “(a) IN GENERAL.—The” and
8 inserting the following:

9 “(a) IN GENERAL.—

10 “(1) ELIGIBILITY REQUIREMENTS.—The”;

11 (2) in the 1st sentence, by inserting after “lim-
12 ited liability companies” the following: “, and such
13 other legal entities as the Secretary deems appro-
14 priate,”;

15 (3) in the 2nd sentence, by redesignating
16 clauses (1) through (4) as clauses (A) through (D),
17 respectively;

18 (4) in each of the 2nd and 3rd sentences, by
19 striking “and limited liability companies” each place
20 it appears and inserting “limited liability companies,
21 and such other legal entities”;

22 (5) in the 3rd sentence, by striking “(3)” and
23 “(4)” and inserting “(C)” and “(D)”, respectively;
24 and

25 (6) by adding at the end the following:

1 “(2) SPECIAL DEEMING RULE.—An entity that
2 is an operator described in paragraph (1) that is
3 owned, in whole or in part, by other entities, is
4 deemed to meet the direct ownership requirement
5 imposed under paragraph (1) if at least 75 percent
6 of the ownership interests of each embedded entity
7 of such entity is owned directly or indirectly by the
8 individuals that own the family farm.”.

9 **SEC. 5102. ELIMINATION OF RURAL RESIDENCY REQUIRE-**
10 **MENT FOR OPERATING LOANS TO YOUTH.**

11 Section 311(b)(1) of the Consolidated Farm and
12 Rural Development Act (7 U.S.C. 1941(b)(1)) is amended
13 by striking “who are rural residents”.

14 **SEC. 5103. AUTHORITY TO WAIVE PERSONAL LIABILITY**
15 **FOR YOUTH LOANS DUE TO CIRCUMSTANCES**
16 **BEYOND BORROWER CONTROL.**

17 Section 311(b) of the Consolidated Farm and Rural
18 Development Act (7 U.S.C. 1941(b)) is amended by add-
19 ing at the end the following:

20 “(5) The Secretary may, on a case by case basis,
21 waive the personal liability of a borrower for a loan made
22 under this subsection if any default on the loan was due
23 to circumstances beyond the control of the borrower.”.

1 **SEC. 5104. MICROLOANS.**

2 (a) IN GENERAL.—Section 313 of the Consolidated
3 Farm and Rural Development Act (7 U.S.C. 1943) is
4 amended by adding at the end the following:

5 “(c) MICROLOANS.—

6 “(1) IN GENERAL.—Subject to paragraph (2),
7 the Secretary may establish a program to make or
8 guarantee microloans.

9 “(2) LIMITATION.—The Secretary shall not
10 make or guarantee a microloan under this sub-
11 section that exceeds \$35,000 or that would cause the
12 total principal indebtedness outstanding at any 1
13 time for microloans made under this chapter to any
14 1 borrower to exceed \$70,000.

15 “(3) APPLICATIONS.—To the maximum extent
16 practicable, the Secretary shall limit the administra-
17 tive burdens and streamline the application and ap-
18 proval process for microloans under this subsection.

19 “(4) COOPERATIVE LENDING PROJECTS.—

20 “(A) IN GENERAL.—Subject to subpara-
21 graph (B), the Secretary may contract with
22 community-based and nongovernmental organi-
23 zations, State entities, or other intermediaries,
24 as the Secretary determines appropriate—

25 “(i) to make or guarantee a microloan
26 under this subsection; and

1 “(ii) to provide business, financial,
2 marketing, and credit management services
3 to borrowers.

4 “(B) REQUIREMENTS.—Before contracting
5 with an entity described in subparagraph (A),
6 the Secretary—

7 “(i) shall review and approve—

8 “(I) the loan loss reserve fund
9 for microloans established by the enti-
10 ty; and

11 “(II) the underwriting standards
12 for microloans of the entity; and

13 “(ii) establish such other requirements
14 for contracting with the entity as the Sec-
15 retary determines necessary.”.

16 (b) EXCEPTIONS FOR DIRECT LOANS.—Section
17 311(c)(2) of such Act (7 U.S.C. 1941(c)(2)) is amended
18 to read as follows:

19 “(2) EXCEPTIONS.—In this subsection, the
20 term ‘direct operating loan’ shall not include—

21 “(A) a loan made to a youth under sub-
22 section (b); or

23 “(B) a microloan made to a beginning
24 farmer or rancher or a veteran farmer or ranch-
25 er (as defined in section 2501(e) of the Food,

1 Agriculture, Conservation, and Trade Act of
2 1990 (7 U.S.C. 2279(e)).”.

3 (c) Section 312(a) of such Act (7 U.S.C. 1942(a))
4 is amended by inserting “(including a microloan, as de-
5 fined by the Secretary)” after “A direct loan”.

6 (d) Section 316(a)(2) of such Act (7 U.S.C.
7 1946(a)(2)) is amended by inserting “a microloan to a be-
8 ginning farmer or rancher or veteran farmer or rancher
9 (as defined in section 2501(e) of the Food, Agriculture,
10 Conservation, and Trade Act of 1990 (7 U.S.C. 2279(e))
11 or” after “The interest rate on”.

12 **Subtitle C—Emergency Loans**

13 **SEC. 5201. ELIGIBILITY FOR EMERGENCY LOANS.**

14 Section 321(a) of the Consolidated Farm and Rural
15 Development Act (7 U.S.C. 1961(a)) is amended—

16 (1) by striking “owner-operators (in the case of
17 loans for a purpose under subtitle A) or operators
18 (in the case of loans for a purpose under subtitle
19 B)” each place it appears and inserting “(in the
20 case of farm ownership loans in accordance with
21 subtitle A) owner-operators or operators, or (in the
22 case of loans for a purpose under subtitle B) opera-
23 tors”;

24 (2) by inserting after “limited liability compa-
25 nies” the 1st place it appears the following: “, or

1 such other legal entities as the Secretary deems ap-
2 propriate”; and

3 (3) by inserting after “limited liability compa-
4 nies” the 2nd place it appears the following: “, or
5 other legal entities”;

6 (4) by striking “and limited liability compa-
7 nies,” and inserting “limited liability companies, and
8 such other legal entities”;

9 (5) by striking “ownership and operator” and
10 inserting “ownership or operator”; and

11 (6) by adding at the end the following: “An en-
12 tity that is an owner-operator or operator described
13 in this subsection is deemed to meet the direct own-
14 ership requirement imposed under this subsection if
15 at least 75 percent of the ownership interests of
16 each embedded entity of such entity is owned di-
17 rectly or indirectly by the individuals that own the
18 family farm.”.

19 **Subtitle D—Administrative** 20 **Provisions**

21 **SEC. 5301. BEGINNING FARMER AND RANCHER INDIVIDUAL** 22 **DEVELOPMENT ACCOUNTS PILOT PROGRAM.**

23 Section 333B(h) of the Consolidated Farm and Rural
24 Development Act (7 U.S.C. 1983b(h)) is amended by
25 striking “2012” and inserting “2018”.

1 **SEC. 5302. ELIGIBLE BEGINNING FARMERS AND RANCH-**
2 **ERS.**

3 (a) CONFORMING AMENDMENTS RELATING TO
4 CHANGES IN ELIGIBILITY RULES.—Section 343(a)(11) of
5 such Act (7 U.S.C. 1991(a)(11)) is amended—

6 (1) by inserting after “joint operation,” the 1st
7 place it appears the following: “or such other legal
8 entity as the Secretary deems appropriate,”;

9 (2) by striking “or joint operators” each place
10 it appears and inserting “joint operators, or own-
11 ers”; and

12 (3) by inserting after “joint operation,” the 2nd
13 and 3rd place it appears the following: “or such
14 other legal entity,”.

15 (b) MODIFICATION OF ACREAGE OWNERSHIP LIM-
16 TATION.—Section 343(a)(11)(F) of such Act (7 U.S.C.
17 1991(a)(11)(F)) is amended by striking “median acreage”
18 and inserting “average acreage”.

19 **SEC. 5303. LOAN AUTHORIZATION LEVELS.**

20 Section 346(b)(1) of the Consolidated Farm and
21 Rural Development Act (7 U.S.C. 1994(b)(1)) is amended
22 in the matter preceding subparagraph (A) by striking
23 “2012” and inserting “2018”.

1 **SEC. 5304. PRIORITY FOR PARTICIPATION LOANS.**

2 Section 346(b)(2)(A)(i) of the Consolidated Farm
3 and Rural Development Act (7 U.S.C. 1994(b)(2)(A)(i))
4 is amended by adding at the end the following:

5 “(III) PRIORITY.—In order to
6 maximize the number of borrowers
7 served under this clause, the Sec-
8 retary—

9 “(aa) shall give priority to
10 applicants who apply under the
11 down payment loan program
12 under section 310E or joint fi-
13 nancing arrangements under sec-
14 tion 307(a)(3)(D); and

15 “(bb) may offer other fi-
16 nancing options under this sub-
17 title to applicants only if the Sec-
18 retary determines that down pay-
19 ment or other participation loan
20 options are not a viable approach
21 for the applicants.”.

22 **SEC. 5305. LOAN FUND SET-ASIDES.**

23 Section 346(b)(2)(A)(ii)(III) of the Consolidated
24 Farm and Rural Development Act (7 U.S.C.
25 1994(b)(2)(A)(ii)(III)) is amended—

1 (1) by striking “2012” and inserting “2018”;
2 and
3 (2) by striking “of the total amount”.

4 **SEC. 5306. CONFORMING AMENDMENT TO BORROWER**
5 **TRAINING PROVISION, RELATING TO ELIGI-**
6 **BILITY CHANGES.**

7 Section 359(c)(2) of the Consolidated Farm and
8 Rural Development Act (7 U.S.C. 2006a(c)(2)) is amend-
9 ed by striking “section 302(a)(2) or 311(a)(2)” and in-
10 sserting “section 302(a)(1)(B) or 311(a)(1)(B)”.

11 **Subtitle E—State Agricultural**
12 **Mediation Programs**

13 **SEC. 5401. STATE AGRICULTURAL MEDIATION PROGRAMS.**

14 Section 506 of the Agricultural Credit Act of 1987
15 (7 U.S.C. 5106) is amended by striking “2015” and in-
16 sserting “2018”.

17 **Subtitle F—Loans to Purchasers of**
18 **Highly Fractionated Land**

19 **SEC. 5501. LOANS TO PURCHASERS OF HIGHLY**
20 **FRACTIONATED LAND.**

21 The first section of Public Law 91–229 (25 U.S.C.
22 488) is amended in subsection (b)(1) by striking “pursu-
23 ant to section 205(c) of the Indian Land Consolidation
24 Act (25 U.S.C. 2204(c))” and inserting “or to inter-

1 mediaries in order to establish revolving loan funds for the
2 purchase of highly fractionated land”.

3 **TITLE VI—RURAL**
4 **DEVELOPMENT**
5 **Subtitle A—Consolidated Farm and**
6 **Rural Development Act**

7 **SEC. 6001. WATER, WASTE DISPOSAL, AND WASTEWATER**
8 **FACILITY GRANTS.**

9 Section 306(a)(2)(B)(vii) of the Consolidated Farm
10 and Rural Development Act (7 U.S.C. 1926(a)(2)(B)(vii))
11 by striking “\$30,000,000 for each of fiscal years 2008
12 through 2012” and inserting “\$15,000,000 for each of fis-
13 cal years 2014 through 2018”.

14 **SEC. 6002. RURAL BUSINESS OPPORTUNITY GRANTS.**

15 Section 306(a)(11)(D) of the Consolidated Farm and
16 Rural Development Act (7 U.S.C. 1926(a)(11)(D)) is
17 amended by striking “\$15,000,000 for each of fiscal years
18 2008 through 2012” and inserting “\$15,000,000 for each
19 of fiscal years 2014 through 2018”.

20 **SEC. 6003. ELIMINATION OF RESERVATION OF COMMUNITY**
21 **FACILITIES GRANT PROGRAM FUNDS.**

22 Section 306(a)(19) of the Consolidated Farm and
23 Rural Development Act (7 U.S.C. 1926(a)(19)) is amend-
24 ed by striking subparagraph (C).

1 **SEC. 6004. UTILIZATION OF LOAN GUARANTEES FOR COM-**
2 **MUNITY FACILITIES.**

3 Section 306(a)(24) of the Consolidated Farm and
4 Rural Development Act (7 U.S.C. 1926(a)(24)) is amend-
5 ed by adding at the end the following:

6 “(C) UTILIZATION OF LOAN GUARANTEES
7 FOR COMMUNITY FACILITIES.—The Secretary
8 shall consider the benefits to communities that
9 result from using loan guarantees in the Com-
10 munity Facilities Program and to the maximum
11 extent possible utilize guarantees to enhance
12 community involvement.”.

13 **SEC. 6005. RURAL WATER AND WASTEWATER CIRCUIT**
14 **RIDER PROGRAM.**

15 Section 306(a)(22) of the Consolidated Farm and
16 Rural Development Act (7 U.S.C. 1926(a)(22)) is amend-
17 ed to read as follows:

18 “(22) RURAL WATER AND WASTEWATER CIR-
19 CUIT RIDER PROGRAM.—

20 “(A) IN GENERAL.—The Secretary shall
21 continue a national rural water and wastewater
22 circuit rider program that—

23 “(i) is consistent with the activities
24 and results of the program conducted be-
25 fore the date of enactment of this para-
26 graph, as determined by the Secretary; and

1 “(ii) receives funding from the Sec-
2 retary, acting through the Rural Utilities
3 Service.

4 “(B) AUTHORIZATION OF APPROPRIA-
5 TIONS.—There is authorized to be appropriated
6 to carry out this paragraph \$20,000,000 for fis-
7 cal year 2014 and each fiscal year thereafter.”.

8 **SEC. 6006. TRIBAL COLLEGE AND UNIVERSITY ESSENTIAL**
9 **COMMUNITY FACILITIES.**

10 Section 306(a)(25)(C) of the Consolidated Farm and
11 Rural Development Act (7 U.S.C. 1926(a)(25)(C)) is
12 amended by striking “\$10,000,000 for each of fiscal years
13 2008 through 2012” and inserting “\$5,000,000 for each
14 of fiscal years 2014 through 2018”.

15 **SEC. 6007. EMERGENCY AND IMMINENT COMMUNITY**
16 **WATER ASSISTANCE GRANT PROGRAM.**

17 Section 306A(i)(2) of the Consolidated Farm and
18 Rural Development Act (7 U.S.C. 1926a(i)(2)) is amended
19 by striking “\$35,000,000 for each of fiscal years 2008
20 through 2012” and inserting “\$27,000,000 for each of fis-
21 cal years 2014 through 2018”.

22 **SEC. 6008. HOUSEHOLD WATER WELL SYSTEMS.**

23 Section 306E(d) of the Consolidated Farm and Rural
24 Development Act (7 U.S.C. 1926e(d)) is amended by
25 striking “\$10,000,000 for each of fiscal years 2008

1 through 2012” and inserting “\$5,000,000 for each of fis-
2 cal years 2014 through 2018”.

3 **SEC. 6009. RURAL BUSINESS AND INDUSTRY LOAN PRO-**
4 **GRAM.**

5 (a) FLEXIBILITY FOR THE BUSINESS AND LOAN
6 PROGRAM.—Section 310B(a)(2)(A) of the Consolidated
7 Farm and Rural Development Act (7 U.S.C.
8 1932(a)(2)(A)) is amended by inserting “including work-
9 ing capital” after “employment”.

10 (b) GREATER FLEXIBILITY FOR ADEQUATE COLLAT-
11 ERAL THROUGH ACCOUNTS RECEIVABLE.—Section
12 310B(g)(7) of such Act (7 U.S.C. 1932(g)(7)) is amended
13 by adding at the end the following: “In the discretion of
14 the Secretary, if the Secretary determines that the action
15 would not create or otherwise contribute to an unreason-
16 able risk of default or loss to the Federal Government,
17 the Secretary may take account receivables as security for
18 the obligations entered into in connection with loans and
19 a borrower may use account receivables as collateral to
20 secure a loan made or guaranteed under this subsection.”.

21 (c) REGULATIONS.—Not later than 6 months after
22 the date of the enactment of this Act, the Secretary shall
23 promulgate such regulations as are necessary to imple-
24 ment the amendments made by this section.

1 **SEC. 6010. RURAL COOPERATIVE DEVELOPMENT GRANTS.**

2 Section 310B(e)(12) of the Consolidated Farm and
3 Rural Development Act (7 U.S.C. 1932(e)(12)) is amend-
4 ed by striking “\$50,000,000 for each of fiscal years 2008
5 through 2012” and inserting “\$40,000,000 for each of fis-
6 cal years 2014 through 2018”.

7 **SEC. 6011. LOCALLY OR REGIONALLY PRODUCED AGRICUL-**
8 **TURAL FOOD PRODUCTS.**

9 Section 310B(g)(9)(B)(v)(I) of the Consolidated
10 Farm and Rural Development Act (7 U.S.C.
11 1932(g)(9)(B)(v)(I)) is amended—

12 (1) by striking “2012” and inserting “2018”;

13 and

14 (2) by inserting “and not more than 7 percent”
15 after “5 percent”.

16 **SEC. 6012. INTERMEDIARY RELENDING PROGRAM.**

17 (a) IN GENERAL.—Subtitle A of the Consolidated
18 Farm and Rural Development Act (7 U.S.C. 1922–1936a)
19 is amended by adding at the end the following:

20 **“SEC. 310H. INTERMEDIARY RELENDING PROGRAM.**

21 “(a) IN GENERAL.—The Secretary shall make loans
22 to the entities, for the purposes, and subject to the terms
23 and conditions specified in the 1st, 2nd, and last sentences
24 of section 623(a) of the Community Economic Develop-
25 ment Act of 1981 (42 U.S.C. 9812(a)).

1 “(b) LIMITATIONS ON AUTHORIZATION OF APPRO-
2 PRIATIONS.—For loans under subsection (a), there are au-
3 thorized to be appropriated to the Secretary not more than
4 \$10,000,000 for each of fiscal years 2014 through 2018.”.

5 (b) CONFORMING AMENDMENTS.—Section
6 1323(b)(2) of the Food Security Act of 1985 (Public Law
7 99–198; 7 U.S.C. 1932 note) is amended—

8 (1) in subparagraph (A), by adding “and” at
9 the end;

10 (2) in subparagraph (B), by striking “; and”
11 and inserting a period; and

12 (3) by striking subparagraph (C).

13 **SEC. 6013. RURAL WATER AND WASTE DISPOSAL INFRA-**
14 **STRUCTURE.**

15 Section 333 of the Consolidated Farm and Rural De-
16 velopment Act (7 U.S.C. 1983) is amended—

17 (1) by striking “require”;

18 (2) in paragraph (1), by inserting “require”
19 after “(1)”;

20 (3) in paragraph (2), by inserting “, require”
21 after “314”;

22 (4) in paragraph (3), by inserting “require”
23 after “loans,”;

24 (5) in paragraph (4)—

25 (A) by inserting “require” after “(4)”;

1 (B) by striking “and” after the semicolon;
2 (6) in paragraph (5)—

3 (A) by inserting “require” after “(5)”; and

4 (B) by striking the period at the end and
5 inserting “; and”; and

6 (7) by adding at the end the following:

7 “(6) with respect to water and waste disposal
8 direct and guaranteed loans provided under section
9 306, encourage, to the maximum extent practicable,
10 private or cooperative lenders to finance rural water
11 and waste disposal facilities by—

12 “(A) maximizing the use of loan guaran-
13 tees to finance eligible projects in rural commu-
14 nities where the population exceeds 5,500;

15 “(B) maximizing the use of direct loans to
16 finance eligible projects in rural communities
17 where the impact on rate payers will be mate-
18 rial when compared to financing with a loan
19 guarantee;

20 “(C) establishing and applying a materi-
21 ality standard when determining the difference
22 in impact on rate payers between a direct loan
23 and a loan guarantee;

24 “(D) in the case of projects that require
25 interim financing in excess of \$500,000, requir-

1 ing that such projects initially seek such financ-
2 ing from private or cooperative lenders; and

3 “(E) determining if an existing direct loan
4 borrower can refinance with a private or cooper-
5 ative lender, including with a loan guarantee,
6 prior to providing a new direct loan.”.

7 **SEC. 6014. SIMPLIFIED APPLICATIONS.**

8 (a) **IN GENERAL.**—Section 333A of the Consolidated
9 Farm and Rural Development Act (7 U.S.C. 1983a) is
10 amended by adding at the end the following:

11 “(h) **SIMPLIFIED APPLICATION FORMS.**—Except as
12 provided in subsection (g)(2) of this section, the Secretary
13 shall, to the maximum extent practicable, develop a sim-
14 plified application process, including a single page applica-
15 tion where possible, for grants and relending authorized
16 under sections 306, 306C, 306D, 306E, 310B(b),
17 310B(c), 310B(e), 310B(f), 310H, 379B, and 379E.”.

18 (b) **REPORT TO THE CONGRESS.**—Within 2 years
19 after the date of the enactment of this Act, the Secretary
20 shall submit to the Committee on Agriculture of the House
21 of Representatives and the Committee on Agriculture, Nu-
22 trition, and Forestry of the Senate a written report that
23 contains an evaluation of the implementation of the
24 amendment made by subsection (a).

1 **SEC. 6015. GRANTS FOR NOAA WEATHER RADIO TRANSMIT-**
2 **TERS.**

3 Section 379B(d) of the Consolidated Farm and Rural
4 Development Act (7 U.S.C. 2008p(d)) is amended to read
5 as follows:

6 “(d) AUTHORIZATION OF APPROPRIATIONS.—There
7 is authorized to be appropriated to carry out this section
8 \$1,000,000 for each of fiscal years 2014 through 2018.”.

9 **SEC. 6016. RURAL MICROENTREPRENEUR ASSISTANCE**
10 **PROGRAM.**

11 Section 379E(d)(2) of the Consolidated Farm and
12 Rural Development Act (7 U.S.C. 2008s(d)(2)) is amend-
13 ed by striking “\$40,000,000 for each of fiscal years 2009
14 through 2012” and inserting “\$20,000,000 for each of fis-
15 cal years 2014 through 2018”.

16 **SEC. 6017. DELTA REGIONAL AUTHORITY.**

17 (a) AUTHORIZATION OF APPROPRIATIONS.—Section
18 382M(a) of the Consolidated Farm and Rural Develop-
19 ment Act (7 U.S.C. 2009aa–12(a)) is amended by striking
20 “\$30,000,000 for each of fiscal years 2008 through 2012”
21 and inserting “\$12,000,000 for each of fiscal years 2014
22 through 2018”.

23 (b) TERMINATION OF AUTHORITY.—Section 382N of
24 such Act (7 U.S.C. 2009aa–13) is amended by striking
25 “2012” and inserting “2018”.

1 **SEC. 6018. NORTHERN GREAT PLAINS REGIONAL AUTHOR-**
2 **ITY.**

3 (a) AUTHORIZATION OF APPROPRIATIONS.—Section
4 383N(a) of the Consolidated Farm and Rural Develop-
5 ment Act (7 U.S.C. 2009bb–12(a)) is amended by striking
6 “\$30,000,000 for each of fiscal years 2008 through 2012”
7 and inserting “\$2,000,000 for each of fiscal years 2014
8 through 2018”.

9 (b) TERMINATION OF AUTHORITY.—Section 383O of
10 such Act (7 U.S.C. 2009bb–13) is amended by striking
11 “2012” and inserting “2018”.

12 **SEC. 6019. RURAL BUSINESS INVESTMENT PROGRAM.**

13 Section 384S of the Consolidated Farm and Rural
14 Development Act (7 U.S.C. 2009cc–18) is amended by
15 striking “\$50,000,000 for the period of fiscal years 2008
16 through 2012” and inserting “\$20,000,000 for each of fis-
17 cal years 2014 through 2018”.

18 **Subtitle B—Rural Electrification**
19 **Act of 1936**

20 **SEC. 6101. RELENDING FOR CERTAIN PURPOSES.**

21 (a) IN GENERAL.—The Rural Electrification Act of
22 1936 (7 U.S.C. 901 et seq.) is amended—

23 (1) in section 2(a), by inserting “(including re-
24 lending for this purpose as provided in section 4)”
25 after “efficiency”;

1 (2) in section 4(a), by inserting “(including re-
2 lending to ultimate consumers for this purpose by
3 borrowers enumerated in the proviso in this sec-
4 tion)” after “efficiency”; and

5 (3) in section 313(b)(2)(B)—

6 (A) by inserting “(acting through the
7 Rural Utilities Service)” after “Secretary”; and

8 (B) by inserting “energy efficiency (includ-
9 ing relending to ultimate consumers for this
10 purpose),” after “promoting”.

11 (b) CURRENT AUTHORITY.—The authority provided
12 in this section is in addition to any other relending author-
13 ity of the Secretary under the Rural Electrification Act
14 of 1936 (7 U.S.C. 901 et. seq.) or any other law.

15 (c) ADMINISTRATION.—The Secretary (acting
16 through the Rural Utilities Service) shall continue to carry
17 out section 313 of the Rural Electrification Act of 1936
18 (7 U.S.C. 940e) in the same manner as on the day before
19 enactment of this Act until such time as any regulations
20 necessary to carry out the amendments made by this sec-
21 tion are fully implemented.

22 **SEC. 6102. FEES FOR CERTAIN LOAN GUARANTEES.**

23 The Rural Electrification Act of 1936 (7 U.S.C. 901
24 et seq.) is amended by inserting after section 4 the fol-
25 lowing:

1 **“SEC. 5. FEES FOR CERTAIN LOAN GUARANTEES.**

2 “(a) IN GENERAL.—For electrification baseload gen-
3 eration loan guarantees, the Secretary shall, at the request
4 of the borrower, charge an upfront fee to cover the costs
5 of the loan guarantee.

6 “(b) FEE.—The fee described in subsection (a) for
7 a loan guarantee shall be equal to the costs of the loan
8 guarantee (within the meaning of section 502(5)(C) of the
9 Federal Credit Reform Act of 1990 (2 U.S.C.
10 661a(5)(C))).

11 “(c) LIMITATION.—Funds received from a borrower
12 to pay the fee described in this section shall not be derived
13 from a loan or other debt obligation that is made or guar-
14 anteed by the Federal Government.”.

15 **SEC. 6103. GUARANTEES FOR BONDS AND NOTES ISSUED**
16 **FOR ELECTRIFICATION OR TELEPHONE PUR-**
17 **POSES.**

18 Section 313A(f) of the Rural Electrification Act of
19 1936 (7 U.S.C. 940c–1(f)) is amended by striking “2012”
20 and inserting “2018”.

21 **SEC. 6104. EXPANSION OF 911 ACCESS.**

22 Section 315(d) of the Rural Electrification Act of
23 1936 (7 U.S.C. 940e(d)) is amended by striking “2012”
24 and inserting “2018”.

1 **SEC. 6105. ACCESS TO BROADBAND TELECOMMUNICATIONS**
2 **SERVICES IN RURAL AREAS.**

3 Section 601 of the Rural Electrification Act of 1936
4 (7 U.S.C. 950bb) is amended—

5 (1) in subsection (c), by striking paragraph (2)
6 and inserting the following:

7 “(2) PRIORITIES.—In making or guaranteeing
8 loans under paragraph (1), the Secretary shall
9 give—

10 “(A) the highest priority to applicants that
11 offer to provide broadband service to the great-
12 est proportion of households that, prior to the
13 provision of the broadband service, had no in-
14 cumbent service provider; and

15 “(B) priority to applicants that offer in
16 their applications to provide broadband service
17 not predominantly for business service, but
18 where at least 25 percent of customers in the
19 proposed service territory are commercial inter-
20 ests.”;

21 (2) in subsection (d)—

22 (A) in paragraph (5)—

23 (i) by striking “and” at the end of
24 subparagraph (B);

1 (ii) by striking the period at the end
2 of subparagraph (C) and inserting a semi-
3 colon; and

4 (iii) by adding at the end the fol-
5 lowing:

6 “(D) the amount and type of support re-
7 quested; and

8 “(E) a list of the census block groups or
9 tracts proposed to be so served.”; and

10 (B) by adding at the end the following:

11 “(8) ADDITIONAL PROCESS.—The Secretary
12 shall establish a process under which an incumbent
13 service provider which, as of the date of the publica-
14 tion of notice under paragraph (5) with respect to
15 an application submitted by the provider, is pro-
16 viding broadband service to a remote rural area,
17 may (but shall not be required to) submit to the
18 Secretary, not less than 15 and not more than 30
19 days after that date, information regarding the
20 broadband services that the provider offers in the
21 proposed service territory, so that the Secretary may
22 assess whether the application meets the require-
23 ments of this section with respect to eligible
24 projects.”;

1 (3) in subsection (e), by adding at the end the
2 following:

3 “(3) REQUIREMENT.—In considering the tech-
4 nology needs of customers in a proposed service ter-
5 ritory, the Secretary shall take into consideration the
6 upgrade or replacement cost for the construction or
7 acquisition of facilities and equipment in the terri-
8 tory.”; and

9 (4) in each of subsections (k)(1) and (l), by
10 striking “2012” and inserting “2018”.

11 **Subtitle C—Miscellaneous**

12 **SEC. 6201. DISTANCE LEARNING AND TELEMEDICINE.**

13 (a) AUTHORIZATION OF APPROPRIATIONS.—Section
14 2335A of the Food, Agriculture, Conservation, and Trade
15 Act of 1990 (7 U.S.C. 950aaa–5) is amended by striking
16 “\$100,000,000 for each of fiscal years 2008 through
17 2012” and inserting “\$65,000,000 for each of fiscal years
18 2014 through 2018”.

19 (b) CONFORMING AMENDMENT.—Section 1(b) of
20 Public Law 102–551 (7 U.S.C. 950aaa note) is amended
21 by striking “2012” and inserting “2018”.

22 **SEC. 6202. VALUE-ADDED AGRICULTURAL MARKET DEVEL-** 23 **OPMENT PROGRAM GRANTS.**

24 Section 231(b)(7) of the Agricultural Risk Protection
25 Act of 2000 (7 U.S.C. 1632a(b)(7)) is amended—

1 (1) in subparagraph (A)—

2 (A) by striking “2008” and inserting
3 “2013”; and

4 (B) by striking “\$15,000,000” and insert-
5 ing “\$50,000,000”; and

6 (2) in subparagraph (B), by striking “2012”
7 and inserting “2018”.

8 **SEC. 6203. AGRICULTURE INNOVATION CENTER DEM-**
9 **ONSTRATION PROGRAM.**

10 Section 6402(i) of the Farm Security and Rural In-
11 vestment Act of 2002 (7 U.S.C. 1632b(i)) is amended by
12 striking “\$6,000,000 for each of fiscal years 2008 through
13 2012” and inserting “\$1,000,000 for each of fiscal years
14 2014 through 2018”.

15 **SEC. 6204. PROGRAM METRICS.**

16 (a) IN GENERAL.—The Secretary of Agriculture shall
17 collect data regarding economic activities created through
18 grants and loans, including any technical assistance pro-
19 vided as a component of the grant or loan program, and
20 measure the short and long term viability of award recipi-
21 ents and any entities to whom those recipients provide as-
22 sistance using award funds under section 231 of the Agri-
23 cultural Risk Protection Act of 2000 (7 U.S.C. 1621 note;
24 Public Law 106–224), section 9007 of the Farm Security
25 and Rural Investment Act of 2002 (7 U.S.C. 8107), sec-

1 tion 313(b)(2) of the Rural Electrification Act of 1936
2 (7 U.S.C. 940c(b)(2)), or section 306(a)(11), 310B(c),
3 310B(e), 310B(g), 310H, or 379E, or subtitle E, of the
4 Consolidated Farm and Rural Development Act (7 U.S.C.
5 1926(a)(11), 1932(c), 1932(e), 1932(g), 2008s, or 2009
6 through 2009m).

7 (b) DATA.—The data collected under subsection (a)
8 shall include information collected from recipients both
9 during the award period and after the period as deter-
10 mined by the Secretary, but not less than 2 years after
11 the award period ends.

12 (c) REPORT.—Not later than 4 years after the date
13 of enactment of this Act, and every 2 years thereafter,
14 the Secretary shall submit to the Committee on Agri-
15 culture of the House of Representatives and the Com-
16 mittee on Agriculture, Nutrition, and Forestry of the Sen-
17 ate a report that contains the data described in subsection
18 (a). The report shall include detailed information regard-
19 ing—

20 (1) actions taken by the Secretary to utilize the
21 data;

22 (2) the number of jobs, including self-employ-
23 ment and the value of salaries and wages;

24 (3) how the provision of funds from the grant
25 or loan involved affected the local economy;

1 (4) any benefit, such as an increase in revenue
2 or customer base; and

3 (5) such other information as the Secretary
4 deems appropriate.

5 **SEC. 6205. STUDY OF RURAL TRANSPORTATION ISSUES.**

6 (a) IN GENERAL.—The Secretary of Agriculture and
7 the Secretary of Transportation shall publish an updated
8 version of the study described in section 6206 of the Food,
9 Conservation, and Energy Act of 2008.

10 (b) REPORT TO CONGRESS.—Not later than 1 year
11 after the date of enactment of this Act, the Secretary of
12 Agriculture and the Secretary of Transportation shall sub-
13 mit to the Congress the updated version of the study re-
14 quired by subsection (a).

15 **SEC. 6206. CERTAIN FEDERAL ACTIONS NOT TO BE CONSID-**
16 **ERED MAJOR.**

17 In the case of a loan, loan guarantee, or grant pro-
18 gram in the rural development mission area of the Depart-
19 ment of Agriculture, an action of the Secretary before, on,
20 or after the date of enactment of this Act that does not
21 involve the provision by the Department of Agriculture of
22 Federal dollars or a Federal loan guarantee, including—

23 (1) the approval by the Department of Agri-
24 culture of the decision of a borrower to commence
25 a privately funded activity;

- 1 (2) a lien accommodation or subordination;
2 (3) a debt settlement or restructuring; or
3 (4) the restructuring of a business entity by a
4 borrower,
5 shall not be considered a major Federal action.

6 **TITLE VII—RESEARCH, EXTEN-**
7 **SION, AND RELATED MAT-**
8 **TERS**

9 **Subtitle A—National Agricultural**
10 **Research, Extension, and Teach-**
11 **ing Policy Act of 1977**

12 **SEC. 7101. OPTION TO BE INCLUDED AS NON-LAND-GRANT**
13 **COLLEGE OF AGRICULTURE.**

14 Section 1404 of the National Agricultural Research,
15 Extension, and Teaching Policy Act of 1977 (7 U.S.C.
16 3103) is amended—

17 (1) by striking paragraph (5) and inserting the
18 following new paragraph:

19 “(5) COOPERATING FORESTRY SCHOOL.—

20 “(A) IN GENERAL.—The term ‘cooperating
21 forestry school’ means an institution—

22 “(i) that is eligible to receive funds
23 under the Act of October 10, 1962 (16
24 U.S.C. 582a et seq.), commonly known as
25 the McIntire-Stennis Act of 1962; and

1 “(ii) with respect to which the Sec-
2 retary has not received a declaration of the
3 intent of that institution to not be consid-
4 ered a cooperating forestry school.

5 “(B) TERMINATION OF DECLARATION.—A
6 declaration of the intent of an institution to not
7 be considered a cooperating forestry school sub-
8 mitted to the Secretary shall be in effect until
9 September 30, 2018.”; and

10 (2) in paragraph (10)—

11 (A) in subparagraph (A)—

12 (i) in the matter preceding clause (i),
13 by striking “that”;

14 (ii) in clause (i)—

15 (I) by inserting “that” before
16 “qualify”; and

17 (II) by striking “and” at the end;

18 (iii) in clause (ii)—

19 (I) by inserting “that” before
20 “offer”; and

21 (II) by striking the period at the
22 end and inserting “; and”; and

23 (iv) by adding at the end the following
24 new clause:

1 “(iii) with respect to which the Sec-
2 retary has not received a statement of the
3 declaration of the intent of a college or
4 university to not be considered a Hispanic-
5 serving agricultural college or university.”;
6 and

7 (B) by adding at the end the following new
8 subparagraph:

9 “(C) TERMINATION OF DECLARATION OF
10 INTENT.—A declaration of the intent of a col-
11 lege or university to not be considered a His-
12 panic-serving agricultural college or university
13 submitted to the Secretary shall be in effect
14 until September 30, 2018.”.

15 **SEC. 7102. NATIONAL AGRICULTURAL RESEARCH, EXTEN-**
16 **SION, EDUCATION, AND ECONOMICS ADVI-**
17 **SORY BOARD.**

18 (a) EXTENSION OF TERMINATION DATE.—Section
19 1408(h) of the National Agricultural Research, Extension,
20 and Teaching Policy Act of 1977 (7 U.S.C. 3123(h)) is
21 amended by striking “2012” and inserting “2018”.

22 (b) DUTIES OF NATIONAL AGRICULTURAL RE-
23 SEARCH, EXTENSION, EDUCATION, AND ECONOMICS AD-
24 VISORY BOARD.—Section 1408(c) of the National Agricul-

1 tural Research, Extension, and Teaching Policy Act of
2 1977 (7 U.S.C. 3123(c)) is amended—

3 (1) in paragraph (3), by striking “and” at the
4 end;

5 (2) in paragraph (4)(C), by striking the period
6 at the end and inserting “; and”; and

7 (3) by adding at the end the following new
8 paragraph:

9 “(5) consult with industry groups on agricul-
10 tural research, extension, education, and economics,
11 and make recommendations to the Secretary based
12 on that consultation.”.

13 **SEC. 7103. SPECIALTY CROP COMMITTEE.**

14 Section 1408A(c) of the National Agricultural Re-
15 search, Extension, and Teaching Policy Act of 1977 (7
16 U.S.C. 3123a(c)) is amended—

17 (1) in paragraph (1), by striking “Measures”
18 and inserting “Programs”;

19 (2) by striking paragraph (2);

20 (3) by redesignating paragraphs (3), (4), and
21 (5) as paragraphs (2), (3), and (4), respectively; and

22 (4) in paragraph (2) (as so redesignated)—

23 (A) in the matter preceding subparagraph

24 (A), by striking “Programs that would” and in-

25 serting “Research, extension, and teaching pro-

1 grams designed to improve competitiveness in
2 the specialty crop industry, including programs
3 that would”;

4 (B) in subparagraph (D), by inserting “in-
5 cluding improving the quality and taste of proc-
6 essed specialty crops” before the semicolon; and

7 (C) in subparagraph (G), by inserting “the
8 remote sensing and the” before “mechaniza-
9 tion”.

10 **SEC. 7104. VETERINARY SERVICES GRANT PROGRAM.**

11 The National Agricultural Research, Extension, and
12 Teaching Policy Act of 1977 is amended by inserting after
13 section 1415A (7 U.S.C. 3151a) the following new section:

14 **“SEC. 1415B. VETERINARY SERVICES GRANT PROGRAM.**

15 “(a) DEFINITIONS.—In this section:

16 “(1) QUALIFIED ENTITY.—The term ‘qualified
17 entity’ means—

18 “(A) a for-profit or nonprofit entity located
19 in the United States that, or an individual who,
20 operates a veterinary clinic providing veterinary
21 services—

22 “(i) in a rural area, as defined in sec-
23 tion 343(a) of the Consolidated Farm and
24 Rural Development Act (7 U.S.C.
25 1991(a)); and

1 “(ii) in a veterinarian shortage situa-
2 tion;

3 “(B) a State, national, allied, or regional
4 veterinary organization or specialty board rec-
5 ognized by the American Veterinary Medical
6 Association;

7 “(C) a college or school of veterinary medi-
8 cine accredited by the American Veterinary
9 Medical Association;

10 “(D) a university research foundation or
11 veterinary medical foundation;

12 “(E) a department of veterinary science or
13 department of comparative medicine accredited
14 by the Department of Education;

15 “(F) a State agricultural experiment sta-
16 tion; or

17 “(G) a State, local, or tribal government
18 agency.

19 “(2) VETERINARIAN SHORTAGE SITUATION.—

20 The term ‘veterinarian shortage situation’ means a
21 veterinarian shortage situation as determined by the
22 Secretary under section 1415A.

23 “(b) ESTABLISHMENT.—

24 “(1) COMPETITIVE GRANTS.—The Secretary
25 shall carry out a program to make competitive

1 grants to qualified entities that carry out programs
2 or activities described in paragraph (2) for the pur-
3 pose of developing, implementing, and sustaining
4 veterinary services.

5 “(2) ELIGIBILITY REQUIREMENTS.—A qualified
6 entity shall be eligible to receive a grant described
7 in paragraph (1) if the entity carries out programs
8 or activities that the Secretary determines will—

9 “(A) substantially relieve veterinarian
10 shortage situations;

11 “(B) support or facilitate private veteri-
12 nary practices engaged in public health activi-
13 ties; or

14 “(C) support or facilitate the practices of
15 veterinarians who are providing or have com-
16 pleted providing services under an agreement
17 entered into with the Secretary under section
18 1415A(a)(2).

19 “(c) AWARD PROCESSES AND PREFERENCES.—

20 “(1) APPLICATION, EVALUATION, AND INPUT
21 PROCESSES.—In administering the grant program
22 established under this section, the Secretary shall—

23 “(A) use an appropriate application and
24 evaluation process, as determined by the Sec-
25 retary; and

1 “(B) seek the input of interested persons.

2 “(2) COORDINATION PREFERENCE.—In select-
3 ing recipients of grants to be used for any of the
4 purposes described in subsection (d)(1), the Sec-
5 retary shall give a preference to qualified entities
6 that provide documentation of coordination with
7 other qualified entities, with respect to any such
8 purpose.

9 “(3) CONSIDERATION OF AVAILABLE FUNDS.—
10 In selecting recipients of grants to be used for any
11 of the purposes described in subsection (d), the Sec-
12 retary shall take into consideration the amount of
13 funds available for grants and the purposes for
14 which the grant funds will be used.

15 “(4) NATURE OF GRANTS.—A grant awarded
16 under this section shall be considered to be a com-
17 petitive research, extension, or education grant.

18 “(d) USE OF GRANTS TO RELIEVE VETERINARIAN
19 SHORTAGE SITUATIONS AND SUPPORT VETERINARY
20 SERVICES.—

21 “(1) IN GENERAL.—Except as provided in para-
22 graph (2), a qualified entity may use funds provided
23 by a grant awarded under this section to relieve vet-
24 erinarian shortage situations and support veterinary
25 services for any of the following purposes:

1 “(A) To promote recruitment (including
2 for programs in secondary schools), placement,
3 and retention of veterinarians, veterinary tech-
4 nicians, students of veterinary medicine, and
5 students of veterinary technology.

6 “(B) To allow veterinary students, veteri-
7 nary interns, externs, fellows, and residents,
8 and veterinary technician students to cover ex-
9 penses (other than the types of expenses de-
10 scribed in section 1415A(e)(5)) to attend train-
11 ing programs in food safety or food animal
12 medicine.

13 “(C) To establish or expand accredited vet-
14 erinary education programs (including faculty
15 recruitment and retention), veterinary residency
16 and fellowship programs, or veterinary intern-
17 ship and externship programs carried out in co-
18 ordination with accredited colleges of veterinary
19 medicine.

20 “(D) To provide continuing education and
21 extension, including veterinary telemedicine and
22 other distance-based education, for veterinar-
23 ians, veterinary technicians, and other health
24 professionals needed to strengthen veterinary
25 programs and enhance food safety.

1 “(E) To provide technical assistance for
2 the preparation of applications submitted to the
3 Secretary for designation as a veterinarian
4 shortage situation under this section or section
5 1415A.

6 “(2) QUALIFIED ENTITIES OPERATING VETERI-
7 NARY CLINICS.—A qualified entity described in sub-
8 section (a)(1)(A) may only use funds provided by a
9 grant awarded under this section to establish or ex-
10 pand veterinary practices, including—

11 “(A) equipping veterinary offices;

12 “(B) sharing in the reasonable overhead
13 costs of such veterinary practices, as deter-
14 mined by the Secretary; or

15 “(C) establishing mobile veterinary facili-
16 ties in which a portion of the facilities will ad-
17 dress education or extension needs.

18 “(e) SPECIAL REQUIREMENTS FOR CERTAIN
19 GRANTS.—

20 “(1) TERMS OF SERVICE REQUIREMENTS.—

21 “(A) IN GENERAL.—Funds provided
22 through a grant made under this section to a
23 qualified entity described in subsection
24 (a)(1)(A) and used by such entity under sub-
25 section (d)(2) shall be subject to an agreement

1 between the Secretary and such entity that in-
2 cludes a required term of service for such entity
3 (including a qualified entity operating as an in-
4 dividual), as prospectively established by the
5 Secretary.

6 “(B) CONSIDERATIONS.—In establishing a
7 term of service under subparagraph (A), the
8 Secretary shall consider only—

9 “(i) the amount of the grant awarded;
10 and

11 “(ii) the specific purpose of the grant.

12 “(2) BREACH REMEDIES.—

13 “(A) IN GENERAL.—An agreement under
14 paragraph (1) shall provide remedies for any
15 breach of the agreement by the qualified entity
16 referred to in paragraph (1)(A), including re-
17 payment or partial repayment of the grant
18 funds, with interest.

19 “(B) WAIVER.—The Secretary may grant
20 a waiver of the repayment obligation for breach
21 of contract if the Secretary determines that
22 such qualified entity demonstrates extreme
23 hardship or extreme need.

1 “(C) TREATMENT OF AMOUNTS RECOV-
2 ERED.—Funds recovered under this paragraph
3 shall—

4 “(i) be credited to the account avail-
5 able to carry out this section; and

6 “(ii) remain available until expended
7 without further appropriation.

8 “(f) PROHIBITION ON USE OF GRANT FUNDS FOR
9 CONSTRUCTION.—Except as provided in subsection (d)(2),
10 funds made available for grants under this section may
11 not be used—

12 “(1) to construct a new building or facility; or

13 “(2) to acquire, expand, remodel, or alter an ex-
14 isting building or facility, including site grading and
15 improvement and architect fees.

16 “(g) REGULATIONS.—Not later than 1 year after the
17 date of the enactment of this section, the Secretary shall
18 promulgate regulations to carry out this section.

19 “(h) AUTHORIZATION OF APPROPRIATIONS.—There
20 are authorized to be appropriated to the Secretary to carry
21 out this section \$10,000,000 for fiscal year 2014 and each
22 fiscal year thereafter, to remain available until ex-
23 pended.”.

1 **SEC. 7105. GRANTS AND FELLOWSHIPS FOR FOOD AND AG-**
2 **RICULTURE SCIENCES EDUCATION.**

3 Section 1417(m) of the National Agricultural Re-
4 search, Extension, and Teaching Policy Act of 1977 (7
5 U.S.C. 3152(m)) is amended by striking “section
6 \$60,000,000” and all that follows and inserting the fol-
7 lowing: “section—

8 “(1) \$60,000,000 for each of fiscal years 1990
9 through 2013; and

10 “(2) \$40,000,000 for each of fiscal years 2014
11 through 2018.”.

12 **SEC. 7106. POLICY RESEARCH CENTERS.**

13 Section 1419A of the National Agricultural Research,
14 Extension, and Teaching Policy Act of 1977 (7 U.S.C.
15 3155) is amended—

16 (1) in the section heading, by inserting “**AGRI-**
17 **CULTURAL AND FOOD**” before “**POLICY**”;

18 (2) in subsection (a), in the matter preceding
19 paragraph (1)—

20 (A) by striking “Secretary may” and in-
21 serting “Secretary shall, acting through the Of-
22 fice of the Chief Economist,”;

23 (B) by striking “make grants, competitive
24 grants, and special research grants to, and
25 enter into cooperative agreements and other
26 contracting instruments with,” and inserting

1 “make competitive grants to or enter into coop-
2 erative agreements with”; and

3 (C) by inserting “with a history of pro-
4 viding unbiased, nonpartisan economic analysis
5 to Congress” after “subsection (b)”;

6 (3) in subsection (b), by striking “other re-
7 search institutions” and all that follows through
8 “shall be eligible” and inserting “and other public
9 research institutions and organizations shall be eligi-
10 ble”;

11 (4) by redesignating subsections (c) and (d) as
12 subsections (d) and (e), respectively;

13 (5) by inserting after subsection (b), the fol-
14 lowing new subsection:

15 “(c) PREFERENCE.—In awarding grants under this
16 section, the Secretary shall give a preference to policy re-
17 search centers that have extensive databases, models, and
18 demonstrated experience in providing Congress with agri-
19 cultural market projections, rural development analysis,
20 agricultural policy analysis, and baseline projections at the
21 farm, multiregional, national, and international levels.”;
22 and

23 (6) by striking subsection (e) (as redesignated
24 by paragraph (4)) and inserting the following new
25 subsection:

1 “(e) AUTHORIZATION OF APPROPRIATIONS.—There
2 are authorized to be appropriated to carry out this sec-
3 tion—

4 “(1) such sums as are necessary for each of fis-
5 cal years 1996 through 2013; and

6 “(2) \$5,000,000 for each of fiscal years 2014
7 through 2018.”.

8 **SEC. 7107. REPEAL OF HUMAN NUTRITION INTERVENTION**
9 **AND HEALTH PROMOTION RESEARCH PRO-**
10 **GRAM.**

11 Effective October 1, 2013, section 1424 of the Na-
12 tional Agricultural Research, Extension, and Teaching
13 Policy Act of 1977 (7 U.S.C. 3174) is repealed.

14 **SEC. 7108. REPEAL OF PILOT RESEARCH PROGRAM TO**
15 **COMBINE MEDICAL AND AGRICULTURAL RE-**
16 **SEARCH.**

17 Effective October 1, 2013, section 1424A of the Na-
18 tional Agricultural Research, Extension, and Teaching
19 Policy Act of 1977 (7 U.S.C. 3174a) is repealed.

20 **SEC. 7109. NUTRITION EDUCATION PROGRAM.**

21 Section 1425(f) of the National Agricultural Re-
22 search, Extension, and Teaching Policy Act of 1977 (7
23 U.S.C. 3175(f)) is amended by striking “2012” and in-
24 serting “2018”.

1 **SEC. 7110. CONTINUING ANIMAL HEALTH AND DISEASE RE-**
2 **SEARCH PROGRAMS.**

3 Section 1433 of the National Agricultural Research,
4 Extension, and Teaching Policy Act of 1977 (7 U.S.C.
5 3195) is amended by striking the section designation and
6 heading and all that follows through subsection (a) and
7 inserting the following:

8 **“SEC. 1433. APPROPRIATIONS FOR CONTINUING ANIMAL**
9 **HEALTH AND DISEASE RESEARCH PRO-**
10 **GRAMS.**

11 **“(a) AUTHORIZATION OF APPROPRIATIONS.—**

12 **“(1) IN GENERAL.—**There are authorized to be
13 appropriated to support continuing animal health
14 and disease research programs at eligible institu-
15 tions—

16 **“(A) \$25,000,000 for each of fiscal years**
17 **1991 through 2013; and**

18 **“(B) \$15,000,000 for each of fiscal years**
19 **2014 through 2018.**

20 **“(2) USE OF FUNDS.—**Funds made available
21 under this section shall be used—

22 **“(A) to meet the expenses of conducting**
23 **animal health and disease research, publishing**
24 **and disseminating the results of such research,**
25 **and contributing to the retirement of employees**

1 subject to the Act of March 4, 1940 (7 U.S.C.
2 331);

3 “(B) for administrative planning and di-
4 rection; and

5 “(C) to purchase equipment and supplies
6 necessary for conducting the research described
7 in subparagraph (A).”.

8 **SEC. 7111. REPEAL OF APPROPRIATIONS FOR RESEARCH**
9 **ON NATIONAL OR REGIONAL PROBLEMS.**

10 (a) REPEAL.—Effective October 1, 2013, section
11 1434 of the National Agricultural Research, Extension,
12 and Teaching Policy Act of 1977 (7 U.S.C. 3196) is re-
13 pealed.

14 (b) CONFORMING AMENDMENTS.—

15 (1) MATCHING FUNDS.—Section 1438 of the
16 National Agricultural Research, Extension, and
17 Teaching Policy Act of 1977 (7 U.S.C. 3200) is
18 amended in the first sentence by striking “, exclusive
19 of the funds provided for research on specific na-
20 tional or regional animal health and disease prob-
21 lems under the provisions of section 1434 of this
22 title.”.

23 (2) AUTHORIZATION OF APPROPRIATIONS FOR
24 EXISTING AND CERTAIN NEW AGRICULTURAL RE-
25 SEARCH PROGRAMS.—Section 1463(c) of the Na-

1 tional Agricultural Research, Extension, and Teach-
2 ing Policy Act of 1977 (7 U.S.C. 3311(c)) is amend-
3 ed by striking “sections 1433 and 1434” and insert-
4 ing “section 1433”.

5 **SEC. 7112. GRANTS TO UPGRADE AGRICULTURAL AND**
6 **FOOD SCIENCES FACILITIES AT 1890 LAND-**
7 **GRANT COLLEGES, INCLUDING TUSKEGEE**
8 **UNIVERSITY.**

9 Section 1447(b) of the National Agricultural Re-
10 search, Extension, and Teaching Policy Act of 1977 (7
11 U.S.C. 3222b(b)) is amended by striking “2012” and in-
12 serting “2018”.

13 **SEC. 7113. GRANTS TO UPGRADE AGRICULTURE AND FOOD**
14 **SCIENCE FACILITIES AND EQUIPMENT AT IN-**
15 **SULAR AREA LAND-GRANT INSTITUTIONS.**

16 (a) SUPPORTING TROPICAL AND SUBTROPICAL AGRI-
17 CULTURAL RESEARCH.—

18 (1) IN GENERAL.—Section 1447B(a) of the Na-
19 tional Agricultural Research, Extension, and Teach-
20 ing Policy Act of 1977 (7 U.S.C. 3222b–2(a)) is
21 amended to read as follows:

22 “(a) PURPOSE.—It is the intent of Congress to assist
23 the land-grant colleges and universities in the insular
24 areas in efforts to—

1 “(1) acquire, alter, or repair facilities or rel-
2 evant equipment necessary for conducting agricul-
3 tural research; and

4 “(2) support tropical and subtropical agricul-
5 tural research, including pest and disease research.”.

6 (2) CONFORMING AMENDMENT.—Section
7 1447B of the National Agricultural Research, Ex-
8 tension, and Teaching Policy Act of 1977 (7 U.S.C.
9 3222b-2) is amended in the heading—

10 (A) by inserting “**AND SUPPORT TROP-**
11 **ICAL AND SUBTROPICAL AGRICULTURAL**
12 **RESEARCH**” after “**EQUIPMENT**”; and

13 (B) by striking “**INSTITUTIONS**” and in-
14 serting “**COLLEGES AND UNIVERSITIES**”.

15 (b) EXTENSION.—Section 1447B(d) of the National
16 Agricultural Research, Extension, and Teaching Policy
17 Act of 1977 (7 U.S.C. 3222b-2(d)) is amended by striking
18 “2012” and inserting “2018”.

19 **SEC. 7114. REPEAL OF NATIONAL RESEARCH AND TRAIN-**
20 **ING VIRTUAL CENTERS.**

21 Effective October 1, 2013, section 1448 of the Na-
22 tional Agricultural Research, Extension, and Teaching
23 Policy Act of 1977 (7 U.S.C. 3222c) is repealed.

1 **SEC. 7115. HISPANIC-SERVING INSTITUTIONS.**

2 Section 1455(c) of the National Agricultural Re-
3 search, Extension, and Teaching Policy Act of 1977 (7
4 U.S.C. 3241(c)) is amended by striking “2012” and in-
5 serting “2018”.

6 **SEC. 7116. COMPETITIVE GRANTS PROGRAM FOR HISPANIC**
7 **AGRICULTURAL WORKERS AND YOUTH.**

8 Section 1456(e)(1) of the National Agricultural Re-
9 search, Extension, and Teaching Policy Act of 1977 (7
10 U.S.C. 3243(e)(1)) is amended to read as follows:

11 “(1) IN GENERAL.—The Secretary shall estab-
12 lish a competitive grants program—

13 “(A) to fund fundamental and applied re-
14 search and extension at Hispanic-serving agri-
15 cultural colleges and universities in agriculture,
16 human nutrition, food science, bioenergy, and
17 environmental science; and

18 “(B) to award competitive grants to His-
19 panic-serving agricultural colleges and univer-
20 sities to provide for training in the food and ag-
21 ricultural sciences of Hispanic agricultural
22 workers and Hispanic youth working in the
23 food and agricultural sciences.”.

1 **SEC. 7117. COMPETITIVE GRANTS FOR INTERNATIONAL AG-**
2 **RICULTURAL SCIENCE AND EDUCATION PRO-**
3 **GRAMS.**

4 Section 1459A(c) of the National Agricultural Re-
5 search, Extension, and Teaching Policy Act of 1977 (7
6 U.S.C. 3292b(c)) is amended to read as follows:

7 “(c) AUTHORIZATION OF APPROPRIATIONS.—There
8 are authorized to be appropriated to carry out this sec-
9 tion—

10 “(1) such sums as are necessary for each of fis-
11 cal years 1999 through 2013; and

12 “(2) \$5,000,000 for each of fiscal years 2014
13 through 2018.”.

14 **SEC. 7118. REPEAL OF RESEARCH EQUIPMENT GRANTS.**

15 Effective October 1, 2013, section 1462A of the Na-
16 tional Agricultural Research, Extension, and Teaching
17 Policy Act of 1977 (7 U.S.C. 3310a) is repealed.

18 **SEC. 7119. UNIVERSITY RESEARCH.**

19 Section 1463 of the National Agricultural Research,
20 Extension, and Teaching Policy Act of 1977 (7 U.S.C.
21 3311) is amended in both of subsections (a) and (b) by
22 striking “2012” and inserting “2018”.

23 **SEC. 7120. EXTENSION SERVICE.**

24 Section 1464 of the National Agricultural Research,
25 Extension, and Teaching Policy Act of 1977 (7 U.S.C.

1 3312) is amended by striking “2012” and inserting
2 “2018”.

3 **SEC. 7121. AUDITING, REPORTING, BOOKKEEPING, AND AD-**
4 **MINISTRATIVE REQUIREMENTS.**

5 Section 1469 of the National Agricultural Research,
6 Extension, and Teaching Policy Act of 1977 (7 U.S.C.
7 3315) is amended—

8 (1) in subsection (a)—

9 (A) in paragraph (2), by adding “and” at
10 the end;

11 (B) by striking paragraph (3); and

12 (C) by redesignating paragraph (4) as
13 paragraph (3);

14 (2) by redesignating subsections (b), (c), and
15 (d) as subsections (d), (e), and (f), respectively; and

16 (3) by inserting after subsection (a) the fol-
17 lowing new subsections:

18 “(b) ADMINISTRATIVE EXPENSES.—

19 “(1) IN GENERAL.—Except as provided in para-
20 graph (2) and notwithstanding any other provision
21 of law, the Secretary may retain not more than 4
22 percent of amounts made available for agricultural
23 research, extension, and teaching assistance pro-
24 grams for the administration of those programs au-
25 thorized under this Act or any other Act.

1 “(2) EXCEPTIONS.—The limitation on adminis-
2 trative expenses under paragraph (1) shall not apply
3 to peer panel expenses under subsection (d) or any
4 other provision of law related to the administration
5 of agricultural research, extension, and teaching as-
6 sistance programs that contains a limitation on ad-
7 ministrative expenses that is less than the limitation
8 under paragraph (1).

9 “(c) AGREEMENTS WITH NON-FEDERAL ENTI-
10 TIES.—

11 “(1) FORMER AGRICULTURAL RESEARCH FA-
12 CILITIES OF THE DEPARTMENT.—To the maximum
13 extent practicable, the Secretary, for purposes of
14 supporting ongoing research and information dis-
15 semination activities, including supporting research
16 and those activities through co-locating scientists
17 and other technical personnel, sharing of laboratory
18 and field equipment, and providing financial sup-
19 port, shall enter into grants, contracts, cooperative
20 agreements, or other legal instruments with former
21 Department of Agriculture agricultural research fa-
22 cilities.

23 “(2) AGREEMENTS WITH AGRICULTURAL RE-
24 SEARCH ORGANIZATIONS.—The Secretary, for pur-
25 poses of receiving from a non-Federal agricultural

1 research organization support for agricultural re-
2 search, including staffing, laboratory and field equip-
3 ment, or direct financial assistance, may enter into
4 grants, contracts, cooperative agreements, or other
5 legal instruments with an agricultural research orga-
6 nization, the operation of which is consistent with
7 the research mission and programs of an agricul-
8 tural research facility of the Department of Agri-
9 culture.”.

10 **SEC. 7122. SUPPLEMENTAL AND ALTERNATIVE CROPS.**

11 (a) AUTHORIZATION OF APPROPRIATIONS AND TER-
12 MINATION.—Section 1473D of the National Agricultural
13 Research, Extension, and Teaching Policy Act of 1977 (7
14 U.S.C. 3319d) is amended—

15 (1) in subsection (a), by striking “2012” and
16 inserting “2018”; and

17 (2) by adding at the end the following new sub-
18 section:

19 “(e) There are authorized to be appropriated to carry
20 out this section—

21 “(1) such sums as are necessary for fiscal year
22 2013; and

23 “(2) \$1,000,000 for each of fiscal years 2014
24 through 2018.”.

1 (b) COMPETITIVE GRANTS.—Section 1473D(c)(1) of
2 the National Agricultural Research, Extension, and
3 Teaching Policy Act of 1977 (7 U.S.C. 3319d(c)(1)) is
4 amended by striking “use such research funding, special
5 or competitive grants, or other means, as the Secretary
6 determines,” and inserting “make competitive grants”.

7 **SEC. 7123. CAPACITY BUILDING GRANTS FOR NLGCA INSTI-**
8 **TUTIONS.**

9 Section 1473F(b) of the National Agricultural Re-
10 search, Extension, and Teaching Policy Act of 1977 (7
11 U.S.C. 3319i(b)) is amended by striking “2012” and in-
12 serting “2018”.

13 **SEC. 7124. AQUACULTURE ASSISTANCE PROGRAMS.**

14 (a) COMPETITIVE GRANTS.—Section 1475(b) of the
15 National Agricultural Research, Extension, and Teaching
16 Policy Act of 1977 (7 U.S.C. 3322(b)) is amended in the
17 matter preceding paragraph (1), by inserting “competi-
18 tive” before “grants”.

19 (b) AUTHORIZATION OF APPROPRIATIONS.—Section
20 1477 of the National Agricultural Research, Extension,
21 and Teaching Policy Act of 1977 (7 U.S.C. 3324) is
22 amended to read as follows:

23 **“SEC. 1477. AUTHORIZATION OF APPROPRIATIONS.**

24 “(a) IN GENERAL.—There are authorized to be ap-
25 propriated to carry out this subtitle—

1 “(1) \$7,500,000 for each of fiscal years 1991
2 through 2013; and

3 “(2) \$5,000,000 for each of fiscal years 2014
4 through 2018.

5 “(b) PROHIBITION ON USE.—Funds made available
6 under this section may not be used to acquire or construct
7 a building.”.

8 **SEC. 7125. RANGELAND RESEARCH PROGRAMS.**

9 Section 1483(a) of the National Agricultural Re-
10 search, Extension, and Teaching Policy Act of 1977 (7
11 U.S.C. 3336(a)) is amended by striking “subtitle” and all
12 that follows and inserting the following: “subtitle—

13 “(1) \$10,000,000 for each of fiscal years 1991
14 through 2013; and

15 “(2) \$2,000,000 for each of fiscal years 2014
16 through 2018.”.

17 **SEC. 7126. SPECIAL AUTHORIZATION FOR BIOSECURITY**
18 **PLANNING AND RESPONSE.**

19 Section 1484(a) of the National Agricultural Re-
20 search, Extension, and Teaching Policy Act of 1977 (7
21 U.S.C. 3351(a)) is amended by striking “response such
22 sums as are necessary” and all that follows and inserting
23 the following: “response—

24 “(1) such sums as are necessary for each of fis-
25 cal years 2002 through 2013; and

1 “(2) \$10,000,000 for each of fiscal years 2014
2 through 2018.”.

3 **SEC. 7127. DISTANCE EDUCATION AND RESIDENT INSTRU-**
4 **TION GRANTS PROGRAM FOR INSULAR AREA**
5 **INSTITUTIONS OF HIGHER EDUCATION.**

6 (a) DISTANCE EDUCATION GRANTS FOR INSULAR
7 AREAS.—

8 (1) COMPETITIVE GRANTS.—Section 1490(a) of
9 the National Agricultural Research, Extension, and
10 Teaching Policy Act of 1977 (7 U.S.C. 3362(a)) is
11 amended by striking “or noncompetitive”.

12 (2) AUTHORIZATION OF APPROPRIATIONS.—
13 Section 1490(f) of the National Agricultural Re-
14 search, Extension, and Teaching Policy Act of 1977
15 (7 U.S.C. 3362(f)) is amended by striking “section”
16 and all that follows and inserting the following: “sec-
17 tion—

18 “(1) such sums as are necessary for each of fis-
19 cal years 2002 through 2013; and

20 “(2) \$2,000,000 for each of fiscal years 2014
21 through 2018.”.

22 (b) RESIDENT INSTRUCTION GRANTS FOR INSULAR
23 AREAS.—Section 1491(c) of the National Agricultural Re-
24 search, Extension, and Teaching Policy Act of 1977 (7
25 U.S.C. 3363(c)) is amended by striking “such sums as

1 are necessary” and all that follows and inserting the fol-
2 lowing: “to carry out this section—

3 “(1) such sums as are necessary for each of fis-
4 cal years 2002 through 2013; and

5 “(2) \$2,000,000 for each of fiscal years 2014
6 through 2018.”.

7 **SEC. 7128. MATCHING FUNDS REQUIREMENT.**

8 (a) IN GENERAL.—The National Agricultural Re-
9 search, Extension, and Teaching Policy Act of 1977 (7
10 U.S.C. 3101 et seq.) is amended by adding at the end
11 the following new subtitle:

12 **“Subtitle P—General Provisions**

13 **“SEC. 1492. MATCHING FUNDS REQUIREMENT.**

14 “(a) IN GENERAL.—The recipient of a competitive
15 grant that is awarded by the Secretary under a covered
16 law shall provide funds, in-kind contributions, or a com-
17 bination of both, from sources other than funds provided
18 through such grant in an amount at least equal to the
19 amount of such grant.

20 “(b) EXCEPTION.—The matching funds requirement
21 under subsection (a) shall not apply to grants awarded—

22 “(1) to a research agency of the Department of
23 Agriculture;

24 “(2) to an entity eligible to receive funds under
25 a capacity and infrastructure program (as defined in

1 section 251(f)(1)(C) of the Department of Agri-
2 culture Reorganization Act of 1994 (7 U.S.C.
3 6971(f)(1)(C))), including a partner of such entity.

4 “(c) COVERED LAW.—In this section, the term ‘cov-
5 ered law’ means each of the following provisions of law:

6 “(1) This title.

7 “(2) Title XVI of the Food, Agriculture, Con-
8 servation, and Trade Act of 1990 (7 U.S.C. 5801 et
9 seq.).

10 “(3) The Agricultural Research, Extension, and
11 Education Reform Act of 1998 (7 U.S.C. 7601 et
12 seq.).

13 “(4) Part III of subtitle E of title VII of the
14 Food, Conservation, and Energy Act of 2008 (7
15 U.S.C. 3202 et seq.).

16 “(5) The Competitive, Special, and Facilities
17 Research Grant Act (7 U.S.C. 450i).”.

18 (b) CONFORMING AMENDMENT.—Paragraph (9) of
19 subsection (b) of the Competitive, Special, and Facilities
20 Research Grant Act (7 U.S.C. 450i(b)) is amended—

21 (1) by striking subparagraph (B);

22 (2) in the heading, by inserting “FOR EQUIP-
23 MENT GRANTS” after “FUNDS”;

24 (3) by striking “(A) EQUIPMENT GRANTS.—”;

25 and

1 (4) by redesignating clauses (i) and (ii) as sub-
2 paragraphs (A) and (B), respectively, and moving
3 the margins of such subparagraphs two ems to the
4 left.

5 (c) APPLICATION TO AMENDMENTS.—

6 (1) NEW GRANTS.—Section 1492 of the Na-
7 tional Agricultural, Research, Extension, and Teach-
8 ing Policy Act of 1977, as added by subsection (a),
9 shall apply with respect to grants described in such
10 section awarded after October 1, 2013, unless the
11 provision of a covered law under which such grants
12 are awarded specifically exempts such grants from
13 the matching funds requirement under such section.

14 (2) EXISTING GRANTS.—A matching funds re-
15 quirement in effect on or before October 1, 2013,
16 under a covered law shall continue to apply to a
17 grant awarded under such provision of law on or be-
18 fore that date.

19 **Subtitle B—Food, Agriculture, Con-**
20 **servation, and Trade Act of 1990**

21 **SEC. 7201. BEST UTILIZATION OF BIOLOGICAL APPLICA-**
22 **TIONS.**

23 Section 1624 of the Food, Agriculture, Conservation,
24 and Trade Act of 1990 (7 U.S.C. 5814) is amended in
25 the first sentence—

1 (1) by striking “\$40,000,000 for each fiscal
2 year”; and

3 (2) by inserting “\$40,000,000 for each of fiscal
4 years 2013 through 2018” after “chapter”.

5 **SEC. 7202. INTEGRATED MANAGEMENT SYSTEMS.**

6 Section 1627(d) of the Food, Agriculture, Conserva-
7 tion, and Trade Act of 1990 (7 U.S.C. 5821(d)) is amend-
8 ed to read as follows:

9 “(d) AUTHORIZATION OF APPROPRIATIONS.—There
10 are authorized to be appropriated to carry out this section
11 through the National Institute of Food and Agriculture
12 \$20,000,000 for each of fiscal years 2013 through 2018.”.

13 **SEC. 7203. SUSTAINABLE AGRICULTURE TECHNOLOGY DE-**
14 **VELOPMENT AND TRANSFER PROGRAM.**

15 Section 1628(f) of the Food, Agriculture, Conserva-
16 tion, and Trade Act of 1990 (7 U.S.C. 5831(f)) is amend-
17 ed to read as follows:

18 “(f) AUTHORIZATION OF APPROPRIATIONS.—There
19 are authorized to be appropriated to carry out this sec-
20 tion—

21 “(1) such sums as are necessary for fiscal year
22 2013; and

23 “(2) \$5,000,000 for each of fiscal years 2014
24 through 2018.”.

1 **SEC. 7204. NATIONAL TRAINING PROGRAM.**

2 Section 1629(i) of the Food, Agriculture, Conserva-
3 tion, and Trade Act of 1990 (7 U.S.C. 5832(i)) is amend-
4 ed to read as follows:

5 “(i) **AUTHORIZATION OF APPROPRIATIONS.**—There
6 are authorized to be appropriated to carry out the Na-
7 tional Training Program \$20,000,000 for each of fiscal
8 years 2013 through 2018.”.

9 **SEC. 7205. NATIONAL GENETICS RESOURCES PROGRAM.**

10 Section 1635(b) of the Food, Agriculture, Conserva-
11 tion, and Trade Act of 1990 (7 U.S.C. 5844(b)) is amend-
12 ed—

13 (1) by striking “such funds as may be nec-
14 essary”; and

15 (2) by striking “subtitle” and all that follows
16 and inserting the following: “subtitle—

17 “(1) such sums as are necessary for each of fis-
18 cal years 1991 through 2013; and

19 “(2) \$1,000,000 for each of fiscal years 2014
20 through 2018.”.

21 **SEC. 7206. REPEAL OF NATIONAL AGRICULTURAL WEATH-**
22 **ER INFORMATION SYSTEM.**

23 Effective October 1, 2013, subtitle D of title XVI of
24 the Food, Agriculture, Conservation, and Trade Act of
25 1990 (7 U.S.C. 5851 et seq.) is repealed.

1 **SEC. 7207. REPEAL OF RURAL ELECTRONIC COMMERCE EX-**
2 **TENSION PROGRAM.**

3 Effective October 1, 2013, section 1670 of the Food,
4 Agriculture, Conservation, and Trade Act of 1990 (7
5 U.S.C. 5923) is repealed.

6 **SEC. 7208. REPEAL OF AGRICULTURAL GENOME INITIA-**
7 **TIVE.**

8 Effective October 1, 2013, section 1671 of the Food,
9 Agriculture, Conservation, and Trade Act of 1990 (7
10 U.S.C. 5924) is repealed.

11 **SEC. 7209. HIGH-PRIORITY RESEARCH AND EXTENSION INI-**
12 **TIATIVES.**

13 Section 1672 of the Food, Agriculture, Conservation,
14 and Trade Act of 1990 (7 U.S.C. 5925) is amended—

15 (1) in the first sentence of subsection (a), by
16 striking “subsections (e) through (i)” and inserting
17 “subsections (e) and (f)”;

18 (2) in subsection (b)(2), in the first sentence,
19 by striking “subsections (e) through (i)” and insert-
20 ing “subsections (e) and (f)”;

21 (3) by striking subsections (e), (f), and (i);

22 (4) by redesignating subsections (g), (h), and
23 (j) as subsections (e), (f), and (g), respectively;

24 (5) in subsection (f) (as redesignated by para-
25 graph (4))—

1 (A) by striking “2012” each place it ap-
2 pears in paragraphs (1)(B), (2)(B), and (3)
3 and inserting “2018”; and

4 (B) in paragraph (4)—

5 (i) in subparagraph (A), by inserting
6 “and honey bee health disorders” after
7 “collapse”; and

8 (ii) in subparagraph (B), by inserting
9 “, including best management practices”
10 after “strategies”; and

11 (6) in subsection (g) (as redesignated by para-
12 graph (4)), by striking “2012” and inserting
13 “2018”.

14 **SEC. 7210. REPEAL OF NUTRIENT MANAGEMENT RESEARCH**
15 **AND EXTENSION INITIATIVE.**

16 Effective October 1, 2013, section 1672A of the
17 Food, Agriculture, Conservation, and Trade Act of 1990
18 (7 U.S.C. 5925a) is repealed.

19 **SEC. 7211. ORGANIC AGRICULTURE RESEARCH AND EXTEN-**
20 **SION INITIATIVE.**

21 Section 1672B of the Food, Agriculture, Conserva-
22 tion, and Trade Act of 1990 (7 U.S.C. 5925b) is amend-
23 ed—

24 (1) by striking subsection (e) and inserting the
25 following new subsection:

1 “(e) FARM BUSINESS MANAGEMENT ENCOUR-
2 AGED.—Following the completion of a peer review process
3 for grant proposals received under this section, the Sec-
4 retary shall give a priority to grant proposals found in the
5 review process to be scientifically meritorious using the
6 same criteria the Secretary uses to give priority to grants
7 under section 1672D(b).”; and

8 (2) in subsection (f)—

9 (A) in paragraph (1)—

10 (i) in the heading of such paragraph,
11 by striking “2012” and inserting “2018”;

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

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

17 (iv) by adding at the end the following
18 new subparagraph:

19 “(C) \$20,000,000 for each of fiscal years
20 2014 through 2018.”; and

21 (B) in paragraph (2)—

22 (i) in the heading of such paragraph,
23 by striking “2012” and inserting “2018”;

24 and

1 (ii) by striking “2012” and inserting
2 “2018”.

3 **SEC. 7212. REPEAL OF AGRICULTURAL BIOENERGY FEED-**
4 **STOCK AND ENERGY EFFICIENCY RESEARCH**
5 **AND EXTENSION INITIATIVE.**

6 (a) REPEAL.—Effective October 1, 2013, section
7 1672C of the Food, Agriculture, Conservation, and Trade
8 Act of 1990 (7 U.S.C. 5925e) is repealed.

9 (b) CONFORMING AMENDMENT.—Section
10 251(f)(1)(D) of the Department of Agriculture Reorga-
11 nization Act of 1994 (7 U.S.C. 6971(f)(1)(D)) is amend-
12 ed—

13 (1) by striking clause (xi); and

14 (2) by redesignating clauses (xii) and (xiii) as
15 clauses (xi) and (xii), respectively.

16 **SEC. 7213. FARM BUSINESS MANAGEMENT.**

17 Section 1672D(d) of the Food, Agriculture, Con-
18 servation, and Trade Act of 1990 (7 U.S.C. 5925f(d)) is
19 amended by striking “such sums as are necessary to carry
20 out this section.” and inserting the following: “to carry
21 out this section—

22 “(1) such sums as are necessary for fiscal year
23 2013; and

24 “(2) \$5,000,000 for each of fiscal years 2014
25 through 2018.”.

1 **SEC. 7214. CENTERS OF EXCELLENCE.**

2 The Food, Agriculture, Conservation, and Trade Act
3 of 1990 is amended by inserting after section 1672D (7
4 U.S.C. 5925f) the following new section:

5 **“SEC. 1673. CENTERS OF EXCELLENCE.**

6 “(a) **FUNDING PRIORITIES.**—The Secretary shall
7 prioritize centers of excellence established for specific agri-
8 cultural commodities for the receipt of funding for any
9 competitive research or extension program administered
10 by the Secretary.

11 “(b) **COMPOSITION.**—A center of excellence is com-
12 posed of 1 or more of the eligible entities specified in sub-
13 section (b)(7) of the Competitive, Special, and Facilities
14 Research Grant Act (7 U.S.C. 450i(b)(7)) that provide fi-
15 nancial or in-kind support to the center of excellence.

16 “(c) **CRITERIA FOR CENTERS OF EXCELLENCE.**—

17 “(1) **REQUIRED EFFORTS.**—The criteria for
18 consideration to be recognized as a center of excel-
19 lence shall include efforts—

20 “(A) to ensure coordination and cost effec-
21 tiveness by reducing unnecessarily duplicative
22 efforts regarding research, teaching, and exten-
23 sion;

24 “(B) to leverage available resources by
25 using public/private partnerships among agri-

1 cultural industry groups, institutions of higher
2 education, and the Federal Government;

3 “(C) to implement teaching initiatives to
4 increase awareness and effectively disseminate
5 solutions to target audiences through extension
6 activities; and

7 “(D) to increase the economic returns to
8 rural communities by identifying, attracting,
9 and directing funds to high-priority agricultural
10 issues.

11 “(2) **ADDITIONAL EFFORTS.**—Where prac-
12 ticable, the criteria for consideration to be recog-
13 nized as a center of excellence shall include efforts
14 to improve teaching capacity and infrastructure at
15 colleges and universities (including land-grant insti-
16 tutions, schools of forestry, schools of veterinary
17 medicine, and NLGCA Institutions).”.

18 **SEC. 7215. REPEAL OF RED MEAT SAFETY RESEARCH CEN-**

19 **TER.**

20 Effective October 1, 2013, section 1676 of the Food,
21 Agriculture, Conservation, and Trade Act of 1990 (7
22 U.S.C. 5929) is repealed.

1 **SEC. 7216. ASSISTIVE TECHNOLOGY PROGRAM FOR FARM-**
2 **ERS WITH DISABILITIES.**

3 Section 1680(c)(1) of the Food, Agriculture, Con-
4 servation, and Trade Act of 1990 (7 U.S.C. 5933(c)(1))
5 is amended—

6 (1) by striking “is” and inserting “are”; and

7 (2) by striking “section” and all that follows
8 and inserting the following: “section—

9 “(A) \$6,000,000 for each of fiscal years
10 1999 through 2013; and

11 “(B) \$3,000,000 for each of fiscal years
12 2014 through 2018.”.

13 **SEC. 7217. NATIONAL RURAL INFORMATION CENTER**
14 **CLEARINGHOUSE.**

15 Section 2381(e) of the Food, Agriculture, Conserva-
16 tion, and Trade Act of 1990 (7 U.S.C. 3125b(e)) is
17 amended by striking “2012” and inserting “2018”.

18 **Subtitle C—Agricultural Research,**
19 **Extension, and Education Re-**
20 **form Act of 1998**

21 **SEC. 7301. RELEVANCE AND MERIT OF AGRICULTURAL RE-**
22 **SEARCH, EXTENSION, AND EDUCATION FUND-**
23 **ED BY THE DEPARTMENT.**

24 Section 103(a)(2) of the Agricultural Research, Ex-
25 tension, and Education Reform Act of 1998 (7 U.S.C.
26 7613(a)(2)) is amended—

1 (1) in the heading by striking “MERIT REVIEW
2 OF EXTENSION” and inserting “RELEVANCE AND
3 MERIT REVIEW OF RESEARCH, EXTENSION,”;

4 (2) in subparagraph (A)—

5 (A) by inserting “relevance and” before
6 “merit”; and

7 (B) by striking “extension or education”
8 and inserting “research, extension, or edu-
9 cation”; and

10 (3) in subparagraph (B), by inserting “on a
11 continuous basis” after “procedures”.

12 **SEC. 7302. INTEGRATED RESEARCH, EDUCATION, AND EX-**
13 **TENSION COMPETITIVE GRANTS PROGRAM.**

14 Section 406(f) of the Agricultural Research, Exten-
15 sion, and Education Reform Act of 1998 (7 U.S.C.
16 7626(f)) is amended by striking “2012” and inserting
17 “2018”.

18 **SEC. 7303. REPEAL OF COORDINATED PROGRAM OF RE-**
19 **SEARCH, EXTENSION, AND EDUCATION TO IM-**
20 **PROVE VIABILITY OF SMALL AND MEDIUM**
21 **SIZE DAIRY, LIVESTOCK, AND POULTRY OP-**
22 **ERATIONS.**

23 (a) REPEAL.—Effective October 1, 2013, section 407
24 of the Agricultural Research, Extension, and Education
25 Reform Act of 1998 (7 U.S.C. 7627) is repealed.

1 (b) CONFORMING AMENDMENT.—Section
2 251(f)(1)(D) of the Department of Agriculture Reorga-
3 nization Act of 1994 (7 U.S.C. 6971(f)(1)(D)), as amend-
4 ed by section 7212(b), is further amended—

5 (1) by striking clause (xi) (as redesignated by
6 section 7212(b)); and

7 (2) by redesignating clause (xii) (as redesignig-
8 nated by section 7212(b)) as clause (xi).

9 **SEC. 7304. FUSARIUM GRAMINEARUM GRANTS.**

10 Section 408(e) of the Agricultural Research, Exten-
11 sion, and Education Reform Act of 1998 (7 U.S.C.
12 7628(e)) is amended to read as follows:

13 “(e) AUTHORIZATION OF APPROPRIATIONS.—There
14 are authorized to be appropriated to carry out this sec-
15 tion—

16 “(1) such sums as may be necessary for each
17 of fiscal years 1999 through 2013; and

18 “(2) \$7,500,000 for each of fiscal years 2014
19 through 2018.”.

20 **SEC. 7305. REPEAL OF BOVINE JOHNE’S DISEASE CONTROL**
21 **PROGRAM.**

22 Effective October 1, 2013, section 409 of the Agricul-
23 tural Research, Extension, and Education Reform Act of
24 1998 (7 U.S.C. 7629) is repealed.

1 **SEC. 7306. GRANTS FOR YOUTH ORGANIZATIONS.**

2 Section 410(d) of the Agricultural Research, Extension,
3 sion, and Education Reform Act of 1998 (7 U.S.C.
4 7630(d)) is amended by striking “section such sums as
5 are necessary” and all that follows and inserting the fol-
6 lowing: “section—

7 “(1) such sums as are necessary for each of fis-
8 cal years 2008 through 2013; and

9 “(2) \$3,000,000 for each of fiscal years 2014
10 through 2018.”.

11 **SEC. 7307. SPECIALTY CROP RESEARCH INITIATIVE.**

12 Section 412 of the Agricultural Research, Extension,
13 and Education Reform Act of 1998 (7 U.S.C. 7632) is
14 amended—

15 (1) in subsection (b)—

16 (A) in paragraph (1), by striking “and
17 genomics” and inserting “genomics, and other
18 methods”; and

19 (B) in paragraph (3), by inserting “han-
20 dling and processing,” after “production effi-
21 ciency,”;

22 (2) by striking subsection (d) and inserting the
23 following new subsection:

24 “(d) RESEARCH PROJECTS.—In carrying out this
25 section, the Secretary shall award competitive grants on
26 the basis of—

1 “(1) an initial scientific peer review conducted
2 by a panel of subject matter experts from Federal
3 agencies, non-Federal entities, and the specialty crop
4 industry; and

5 “(2) a final funding determination made by the
6 Secretary based on a review and ranking for merit,
7 relevance, and impact conducted by a panel of spe-
8 cialty crop industry representatives for the specific
9 specialty crop.”; and

10 (3) in subsection (h)—

11 (A) in paragraph (1)—

12 (i) in the heading, by striking “(1)
13 MANDATORY FUNDING FOR FISCAL YEARS
14 2008 THROUGH 2012.—Of the funds” and
15 inserting the following:

16 “(1) MANDATORY FUNDING.—

17 “(A) FISCAL YEARS 2008 THROUGH 2012.—
18 Of the funds”; and

19 (ii) by adding at the end the following
20 new subparagraph:

21 “(B) SUBSEQUENT FUNDING.—Of the
22 funds of the Commodity Credit Corporation, the
23 Secretary shall make available to carry out this
24 section—

1 “(i) \$50,000,000 for fiscal years 2014
2 and 2015;

3 “(ii) \$55,000,000 for fiscal years
4 2016 and 2017; and

5 “(iii) \$65,000,000 for fiscal year 2018
6 and each fiscal year thereafter.”; and

7 (B) in paragraph (2), by striking “2012”
8 and inserting “2018”.

9 **SEC. 7308. FOOD ANIMAL RESIDUE AVOIDANCE DATABASE**
10 **PROGRAM.**

11 Section 604(e) of the Agricultural Research, Extension,
12 and Education Reform Act of 1998 (7 U.S.C.
13 7642(e)) is amended by striking “2012” and inserting
14 “2018”.

15 **SEC. 7309. REPEAL OF NATIONAL SWINE RESEARCH CENTER.**
16 **TER.**

17 Effective October 1, 2013, section 612 of the Agricultural
18 Research, Extension, and Education Reform Act of
19 1998 (Public Law 105–185; 112 Stat. 605) is repealed.

20 **SEC. 7310. OFFICE OF PEST MANAGEMENT POLICY.**

21 Section 614(f) of the Agricultural Research, Extension,
22 and Education Reform Act of 1998 (7 U.S.C.
23 7653(f)) is amended—

24 (1) by striking “such sums as are necessary”;
25 and

1 (2) by striking “section” and all that follows
2 and inserting the following: “section—

3 “(1) such sums as are necessary for each of fis-
4 cal years 1999 through 2013; and

5 “(2) \$3,000,000 for each of fiscal years 2014
6 through 2018.”.

7 **SEC. 7311. REPEAL OF STUDIES OF AGRICULTURAL RE-**
8 **SEARCH, EXTENSION, AND EDUCATION.**

9 Effective October 1, 2013, subtitle C of title VI of
10 the Agricultural Research, Extension, and Education Re-
11 form Act of 1998 (7 U.S.C. 7671 et seq.) is repealed.

12 **Subtitle D—Other Laws**

13 **SEC. 7401. CRITICAL AGRICULTURAL MATERIALS ACT.**

14 Section 16(a) of the Critical Agricultural Materials
15 Act (7 U.S.C. 178n(a)) is amended—

16 (1) by striking “such sums as are necessary”;
17 and

18 (2) by striking “Act” and all that follows and
19 inserting the following: “Act—

20 “(1) such sums as are necessary for each of fis-
21 cal years 1991 through 2013; and

22 “(2) \$2,000,000 for each of fiscal years 2014
23 through 2018.”.

1 **SEC. 7402. EQUITY IN EDUCATIONAL LAND-GRANT STATUS**2 **ACT OF 1994.**

3 (a) DEFINITION OF 1994 INSTITUTIONS.—Section
4 532 of the Equity in Educational Land-Grant Status Act
5 of 1994 (7 U.S.C. 301 note; Public Law 103–382) is
6 amended—

7 (1) in paragraph (8), by striking “Memorial”;

8 (2) in paragraph (26), by striking “Communi-
9 nity”;

10 (3) by striking paragraphs (5), (10), and (27);

11 (4) by redesignating paragraphs (1), (2), (3),
12 (4), (6), (7), (8), (9), (14), (15), (16), (17), (18),
13 (19), (20), (21), (22), (23), (24), (25), (26), (28),
14 (29), (30), (31), (32), (33), and (34) as paragraphs
15 (2), (3), (4), (7), (8), (9), (5), (10), (15), (17), (18),
16 (19), (20), (22), (23), (24), (25), (32), (26), (27),
17 (28), (29), (30), (31), (33), (34), (35), and (14), re-
18 spectively, and transferring the paragraphs so as to
19 appear in numerical order;

20 (5) by inserting before paragraph (2) (as so re-
21 designated), the following new paragraph:

22 “(1) Aaniih Nakoda College.”;

23 (6) by inserting after paragraph (5) (as so re-
24 designated), the following new paragraph:

25 “(6) College of the Muscogee Nation.”;

1 (7) by inserting after paragraph (15) (as so re-
2 designated) the following new paragraph:

3 “(16) Keweenaw Bay Ojibwa Community Col-
4 lege.”; and

5 (8) by inserting after paragraph (20) (as so re-
6 designated) the following new paragraph:

7 “(21) Navajo Technical College.”.

8 (b) ENDOWMENT FOR 1994 INSTITUTIONS.—Section
9 533(b) of the Equity in Educational Land-Grant Status
10 Act of 1994 (7 U.S.C. 301 note; Public Law 103–382)
11 is amended in the first sentence by striking “2012” and
12 inserting “2018”.

13 (c) INSTITUTIONAL CAPACITY BUILDING GRANTS.—
14 Section 535 of the Equity in Educational Land-Grant Sta-
15 tus Act of 1994 (7 U.S.C. 301 note; Public Law 103–
16 382) is amended by striking “2012” each place it appears
17 in subsections (b)(1) and (c) and inserting “2018”.

18 (d) RESEARCH GRANTS.—

19 (1) AUTHORIZATION OF APPROPRIATIONS.—
20 Section 536(c) of the Equity in Educational Land-
21 Grant Status Act of 1994 (7 U.S.C. 301 note; Pub-
22 lic Law 103–382) is amended in the first sentence
23 by striking “2012” and inserting “2018”.

24 (2) RESEARCH GRANT REQUIREMENTS.—Sec-
25 tion 536(b) of the Equity in Educational Land-

1 Grant Status Act of 1994 (7 U.S.C. 301 note; Pub-
2 lic Law 103–382) is amended by striking “with at
3 least 1 other land-grant college or university” and
4 all that follows and inserting the following: “with—

5 “(1) the Agricultural Research Service of the
6 Department of Agriculture; or

7 “(2) at least 1—

8 “(A) other land-grant college or university
9 (exclusive of another 1994 Institution);

10 “(B) non-land-grant college of agriculture
11 (as defined in section 1404 of the National Ag-
12 ricultural Research, Extension, and Teaching
13 Policy Act of 1977 (7 U.S.C. 3103)); or

14 “(C) cooperating forestry school (as de-
15 fined in that section).”.

16 **SEC. 7403. RESEARCH FACILITIES ACT.**

17 Section 6(a) of the Research Facilities Act (7 U.S.C.
18 390d(a)) is amended by striking “2012” and inserting
19 “2018”.

20 **SEC. 7404. REPEAL OF CARBON CYCLE RESEARCH.**

21 Effective October 1, 2013, section 221 of the Agricul-
22 tural Risk Protection Act of 2000 (7 U.S.C. 6711) is re-
23 pealed.

1 **SEC. 7405. COMPETITIVE, SPECIAL, AND FACILITIES RE-**
2 **SEARCH GRANT ACT.**

3 (a) **EXTENSION.**—Subsection (b)(11)(A) of the Com-
4 petitive, Special, and Facilities Research Grant Act (7
5 U.S.C. 450i(b)(11)(A)) is amended in the matter pre-
6 ceding clause (i) by striking “2012” and inserting “2018”.

7 (b) **PRIORITY AREAS.**—Subsection (b)(2) of the Com-
8 petitive, Special, and Facilities Research Grant Act (7
9 U.S.C. 450i(b)(2)) is amended—

10 (1) in subparagraph (A)—

11 (A) in clause (vi), by striking “and” at the
12 end;

13 (B) in clause (vii), by striking the period
14 at the end and inserting “; and”; and

15 (C) by adding at the end the following new
16 clause:

17 “(viii) plant-based foods that are
18 major sources of nutrients of concern (as
19 determined by the Secretary).”;

20 (2) in subparagraph (B)—

21 (A) in clause (vii), by striking “and” at the
22 end;

23 (B) in clause (viii), by striking the period
24 at the end and inserting a semicolon; and

25 (C) by adding at the end the following new
26 clauses:

1 “(ix) the research and development of
2 surveillance methods, vaccines, vaccination
3 delivery systems, or diagnostic tests for
4 pests and diseases (especially zoonotic dis-
5 eases) in wildlife reservoirs presenting a
6 potential concern to public health or do-
7 mestic livestock and pests and diseases in
8 minor species (including deer, elk, and
9 bison); and

10 “(x) the identification of animal drug
11 needs and the generation and dissemina-
12 tion of data for safe and effective thera-
13 peutic applications of animal drugs for
14 minor species and minor uses of such
15 drugs in major species.”;

16 (3) in subparagraph (C)—

17 (A) in clause (ii), by inserting before the
18 semicolon “, including the effects of plant-based
19 foods that are major sources of nutrients of
20 concern on diet and health”;

21 (B) in clause (iii), by inserting before the
22 semicolon “, including plant-based foods that
23 are major sources of nutrients of concern”;

24 (C) in clause (iv), by inserting before the
25 semicolon “, including postharvest practices

1 conducted with respect to plant-based foods
2 that are major sources of nutrients of concern”;
3 and

4 (D) in clause (v), by inserting before the
5 period “, including improving the functionality
6 of plant-based foods that are major sources of
7 nutrients of concern”;

8 (4) in subparagraph (D)—

9 (A) by redesignating clauses (iv), (v), and
10 (vi) as clauses (v), (vi), and (vii), respectively;
11 and

12 (B) by inserting after clause (iii) the fol-
13 lowing new clause:

14 “(iv) the effectiveness of conservation
15 practices and technologies designed to ad-
16 dress nutrient losses and improve water
17 quality;” and

18 (5) in subparagraph (F)—

19 (A) in the matter preceding clause (i), by
20 inserting “economics,” after “trade,”;

21 (B) by redesignating clauses (v) and (vi)
22 as clauses (vi) and (vii), respectively; and

23 (C) by inserting after clause (iv) the fol-
24 lowing new clause:

1 “(v) the economic costs, benefits, and
2 viability of producers adopting conserva-
3 tion practices and technologies designed to
4 improve water quality;”.

5 (c) GENERAL ADMINISTRATION.—Subsection (b)(4)
6 of the Competitive, Special, and Facilities Research Grant
7 Act (7 U.S.C. 450i(b)(4)) is amended—

8 (1) in subparagraph (D), by striking “and” at
9 the end;

10 (2) in subparagraph (E), by striking the period
11 at the end and inserting “; and”; and

12 (3) by adding at the end the following new sub-
13 paragraph:

14 “(F) establish procedures under which a
15 commodity board established under a com-
16 modity promotion law (as such term is defined
17 under section 501(a) of the Federal Agriculture
18 Improvement and Reform Act of 1996 (7
19 U.S.C. 7401(a))) or a State commodity board
20 (or other equivalent State entity) may directly
21 submit to the Secretary proposals for requests
22 for applications to specifically address par-
23 ticular issues related to the priority areas speci-
24 fied in paragraph (2).”.

1 (d) SPECIAL CONSIDERATIONS.—Subsection (b)(6) of
2 the Competitive, Special, and Facilities Research Grant
3 Act (7 U.S.C. 450i(b)(6)) is amended—

4 (1) in subparagraph (C), by striking “and” at
5 the end;

6 (2) in subparagraph (D), by striking the period
7 at the end and inserting “; and”; and

8 (3) by adding at the end the following new sub-
9 paragraph:

10 “(E) to eligible entities to carry out the
11 specific research proposals submitted under
12 procedures established under paragraph
13 (4)(F).”.

14 (e) ELIGIBLE ENTITIES.—Subsection (b)(7)(G) of
15 the Competitive, Special, and Facilities Research Grant
16 Act (7 U.S.C. 450i(b)(7)(G)) is amended by striking “or
17 corporations” and inserting “, foundations, or corpora-
18 tions”.

19 (f) INTER-REGIONAL RESEARCH PROJECT NUMBER
20 4.—Subsection (e) of the Competitive, Special, and Facili-
21 ties Research Grant Act (7 U.S.C. 450i(e)) is amended—

22 (1) in paragraph (1)(A), by striking “minor use
23 pesticides” and inserting “pesticides for minor agri-
24 cultural use and for use on specialty crops (as de-

1 fined in section 3 of the Specialty Crop Competitive-
2 ness Act of 2004 (7 U.S.C. 1621 note)”; and

3 (2) in paragraph (4)—

4 (A) in subparagraph (A), by inserting
5 “and for use on specialty crops” after “minor
6 agricultural use”;

7 (B) in subparagraph (B), by striking
8 “and” at the end;

9 (C) by redesignating subparagraph (C) as
10 subparagraph (G); and

11 (D) by inserting after subparagraph (B)
12 the following new subparagraphs:

13 “(C) prioritize potential pest management
14 technology for minor agricultural use and for
15 use on specialty crops;

16 “(D) conduct research to develop the data
17 necessary to facilitate pesticide registrations,
18 reregistrations, and associated tolerances;

19 “(E) assist in removing trade barriers
20 caused by residues of pesticides registered for
21 minor agricultural use and for use on domesti-
22 cally grown specialty crops;

23 “(F) assist in the registration and rereg-
24 istration of pest management technologies for

1 minor agricultural use and for use on specialty
2 crops; and”.

3 (g) EMPHASIS ON SUSTAINABLE AGRICULTURE.—
4 The Competitive, Special, and Facilities Research Grant
5 Act (7 U.S.C. 450i) is amended by striking subsection (k).

6 **SEC. 7406. RENEWABLE RESOURCES EXTENSION ACT OF**
7 **1978.**

8 (a) AUTHORIZATION OF APPROPRIATIONS.—Section
9 6 of the Renewable Resources Extension Act of 1978 (16
10 U.S.C. 1675) is amended in the first sentence by striking
11 “2012” and inserting “2018”.

12 (b) TERMINATION DATE.—Section 8 of the Renew-
13 able Resources Extension Act of 1978 (16 U.S.C. 1671
14 note; Public Law 95–306) is amended by striking “2012”
15 and inserting “2018”.

16 **SEC. 7407. NATIONAL AQUACULTURE ACT OF 1980.**

17 Section 10 of the National Aquaculture Act of 1980
18 (16 U.S.C. 2809) is amended by striking “2012” each
19 place it appears and inserting “2018”.

20 **SEC. 7408. REPEAL OF USE OF REMOTE SENSING DATA.**

21 Effective October 1, 2013, section 892 of the Federal
22 Agriculture Improvement and Reform Act of 1996 (7
23 U.S.C. 5935) is repealed.

1 **SEC. 7409. REPEAL OF REPORTS UNDER FARM SECURITY**
2 **AND RURAL INVESTMENT ACT OF 2002.**

3 (a) REPEAL OF REPORT ON PRODUCERS AND HAN-
4 DLERS FOR ORGANIC PRODUCTS.—Effective October 1,
5 2013, section 7409 of the Farm Security and Rural In-
6 vestment Act of 2002 (7 U.S.C. 5925b note; Public Law
7 107–171) is repealed.

8 (b) REPEAL OF REPORT ON GENETICALLY MODI-
9 FIED PEST-PROTECTED PLANTS.—Effective October 1,
10 2013, section 7410 of the Farm Security and Rural In-
11 vestment Act of 2002 (Public Law 107–171; 116 Stat.
12 462) is repealed.

13 (c) REPEAL OF STUDY ON NUTRIENT BANKING.—
14 Effective October 1, 2013, section 7411 of the Farm Secu-
15 rity and Rural Investment Act of 2002 (7 U.S.C. 5925a
16 note; Public Law 107–171) is repealed.

17 **SEC. 7410. BEGINNING FARMER AND RANCHER DEVELOP-**
18 **MENT PROGRAM.**

19 Section 7405 of the Farm Security and Rural Invest-
20 ment Act of 2002 (7 U.S.C. 3319f) is amended—

21 (1) in subsection (c)—

22 (A) in paragraph (1), by striking subpara-
23 graphs (A) through (R) and inserting the fol-
24 lowing new subparagraphs:

25 “(A) basic livestock, forest management,
26 and crop farming practices;

1 “(B) innovative farm, ranch, and private,
2 nonindustrial forest land transfer strategies;

3 “(C) entrepreneurship and business train-
4 ing;

5 “(D) financial and risk management train-
6 ing (including the acquisition and management
7 of agricultural credit);

8 “(E) natural resource management and
9 planning;

10 “(F) diversification and marketing strate-
11 gies;

12 “(G) curriculum development;

13 “(H) mentoring, apprenticeships, and in-
14 ternships;

15 “(I) resources and referral;

16 “(J) farm financial benchmarking;

17 “(K) assisting beginning farmers or ranch-
18 ers in acquiring land from retiring farmers and
19 ranchers;

20 “(L) agricultural rehabilitation and voca-
21 tional training for veterans; and

22 “(M) other similar subject areas of use to
23 beginning farmers or ranchers.”;

24 (B) in paragraph (7), by striking “and
25 community-based organizations” and inserting

1 “, community-based organizations, and school-
2 based agricultural educational organizations”;

3 (C) by striking paragraph (8) and insert-
4 ing the following new paragraph:

5 “(8) MILITARY VETERAN BEGINNING FARMERS
6 AND RANCHERS.—

7 “(A) IN GENERAL.—Not less than 5 per-
8 cent of the funds used to carry out this sub-
9 section for a fiscal year shall be used to support
10 programs and services that address the needs of
11 military veteran beginning farmers and ranch-
12 ers.

13 “(B) COORDINATION PERMITTED.—A re-
14 cipient of a grant under this section using the
15 grant as described in subparagraph (A) may co-
16 ordinate with a recipient of a grant under sec-
17 tion 1680 of the Food, Agriculture, Conserva-
18 tion, and Trade Act of 1990 (7 U.S.C. 5933)
19 in addressing the needs of military veteran be-
20 ginning farmers and ranchers with disabili-
21 ties.”; and

22 (D) by adding at the end the following new
23 paragraph:

24 “(11) LIMITATION ON INDIRECT COSTS.—A re-
25 cipient of a grant under this section may not use

1 more than 10 percent of the funds provided by the
2 grant for the indirect costs of carrying out the ini-
3 tiatives described in paragraph (1).”;

4 (2) in subsection (h)(1)—

5 (A) in the heading of such paragraph, by
6 striking “2012” and inserting “2018”;

7 (B) in subparagraph (A), by striking
8 “and” at the end;

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

11 (D) by adding at the end the following new
12 subparagraph:

13 “(C) \$20,000,000 for each of fiscal years
14 2014 through 2018, to remain available until
15 expended.”; and

16 (3) in subsection (h)(2)—

17 (A) in the heading of such paragraph, by
18 striking “2012” and inserting “2018”; and

19 (B) by striking “2012” and inserting
20 “2018”.

21 **SEC. 7411. INCLUSION OF NORTHERN MARIANA ISLANDS AS**
22 **A STATE UNDER MCINTIRE-STENNIS COOPER-**
23 **ATIVE FORESTRY ACT.**

24 Section 8 of Public Law 87-788 (commonly known
25 as the McIntire-Stennis Cooperative Forestry Act; 16

1 U.S.C. 582a–7) is amended by striking “and Guam” and
2 inserting “Guam, and the Commonwealth of the Northern
3 Mariana Islands”.

4 **Subtitle E—Food, Conservation,**
5 **and Energy Act of 2008**

6 **PART 1—AGRICULTURAL SECURITY**

7 **SEC. 7501. AGRICULTURAL BIOSECURITY COMMUNICATION**
8 **CENTER.**

9 Section 14112(c) of the Food, Conservation, and En-
10 ergy Act of 2008 (7 U.S.C. 8912(c)) is amended to read
11 as follows:

12 “(c) **AUTHORIZATION OF APPROPRIATIONS.**—There
13 are authorized to be appropriated to carry out this sec-
14 tion—

15 “(1) such sums as are necessary for each of fis-
16 cal years 2008 through 2013; and

17 “(2) \$2,000,000 for each of fiscal years 2014
18 through 2018.”.

19 **SEC. 7502. ASSISTANCE TO BUILD LOCAL CAPACITY IN AG-**
20 **RICULTURAL BIOSECURITY PLANNING, PREP-**
21 **ARATION, AND RESPONSE.**

22 Section 14113 of the Food, Conservation, and En-
23 ergy Act of 2008 (7 U.S.C. 8913) is amended—

24 (1) in subsection (a)(2)—

1 (A) by striking “such sums as may be nec-
2 essary”; and

3 (B) by striking “subsection” and all that
4 follows and inserting the following: “sub-
5 section—

6 “(1) such sums as are necessary for each of fis-
7 cal years 2008 through 2013; and

8 “(2) \$15,000,000 for each of fiscal years 2014
9 through 2018.”; and

10 (2) in subsection (b)(2), by striking “is author-
11 ized to be appropriated to carry out this subsection”
12 and all that follows and inserting the following: “are
13 authorized to be appropriated to carry out this sub-
14 section—

15 “(1) \$25,000,000 for each of fiscal years 2008
16 through 2013; and

17 “(2) \$15,000,000 for each of fiscal years 2014
18 through 2018.”.

19 **SEC. 7503. RESEARCH AND DEVELOPMENT OF AGRICUL-**
20 **TURAL COUNTERMEASURES.**

21 Section 14121(b) of the Food, Conservation, and En-
22 ergy Act of 2008 (7 U.S.C. 8921(b)) is amended by strik-
23 ing “is authorized to be appropriated to carry out this sec-
24 tion” and all that follows and inserting the following: “are
25 authorized to be appropriated to carry out this section—

1 “(1) \$50,000,000 for each of fiscal years 2008
2 through 2013; and

3 “(2) \$15,000,000 for each of fiscal years 2014
4 through 2018.”.

5 **SEC. 7504. AGRICULTURAL BIOSECURITY GRANT PROGRAM.**

6 Section 14122(e) of the Food, Conservation, and En-
7 ergy Act of 2008 (7 U.S.C. 8922(e)) is amended—

8 (1) by striking “sums as are necessary”; and

9 (2) by striking “section” and all that follows
10 and inserting the following: “section—

11 “(1) such sums as are necessary for each of fis-
12 cal years 2008 through 2013, to remain available
13 until expended; and

14 “(2) \$5,000,000 for each of fiscal years 2014
15 through 2018, to remain available until expended.”.

16 **PART 2—MISCELLANEOUS**

17 **SEC. 7511. ENHANCED USE LEASE AUTHORITY PILOT PRO-**
18 **GRAM.**

19 Section 308 of the Federal Crop Insurance Reform
20 and Department of Agriculture Reorganization Act of
21 1994 (7 U.S.C. 3125a) is amended—

22 (1) in subsection (b)(6)(A), by striking “5
23 years” and inserting “10 years”; and

24 (2) in subsection (d)(2), by striking “1, 3, and
25 5 years” and inserting “6, 8, and 10 years”.

1 **SEC. 7512. GRAZINGLANDS RESEARCH LABORATORY.**

2 Section 7502 of the Food, Conservation, and Energy
3 Act of 2008 (Public Law 110–246; 122 Stat. 2019) is
4 amended by striking “5-year period” and inserting “10-
5 year period”.

6 **SEC. 7513. BUDGET SUBMISSION AND FUNDING.**

7 Section 7506 of the Food, Conservation, and Energy
8 Act of 2008 (7 U.S.C. 7614e) is amended—

9 (1) by striking subsection (a) and inserting the
10 following new subsection:

11 “(a) DEFINITIONS.—In this section:

12 “(1) COVERED PROGRAM.—The term ‘covered
13 program’ means—

14 “(A) each research program carried out by
15 the Agricultural Research Service or the Eco-
16 nomic Research Service for which annual appro-
17 priations are requested in the annual budget
18 submission of the President; and

19 “(B) each competitive program carried out
20 by the National Institute of Food and Agri-
21 culture for which annual appropriations are re-
22 quested in the annual budget submission of the
23 President.

24 “(2) REQUEST FOR AWARDS.—The term ‘re-
25 quest for awards’ means a funding announcement
26 published by the National Institute of Food and Ag-

1 riculture that provides detailed information on fund-
2 ing opportunities at the Institute, including the pur-
3 pose, eligibility, restriction, focus areas, evaluation
4 criteria, regulatory information, and instructions on
5 how to apply for such opportunities.”; and

6 (2) by adding at the end the following new sub-
7 sections:

8 “(e) ADDITIONAL PRESIDENTIAL BUDGET SUBMIS-
9 SION REQUIREMENT.—

10 “(1) IN GENERAL.—Each year, the President
11 shall submit to Congress, together with the annual
12 budget submission of the President, the information
13 described in paragraph (2) for each funding request
14 for a covered program.

15 “(2) INFORMATION DESCRIBED.—The informa-
16 tion described in this paragraph includes—

17 “(A) baseline information, including with
18 respect to each covered program—

19 “(i) the funding level for the program
20 for the fiscal year preceding the year the
21 annual budget submission of the President
22 is submitted;

23 “(ii) the funding level requested in the
24 annual budget submission of the President,

1 including any increase or decrease in the
2 funding level; and

3 “(iii) an explanation justifying any
4 change from the funding level specified in
5 clause (i) to the level specified in clause
6 (ii);

7 “(B) with respect to each covered program
8 that is carried out by the Economic Research
9 Service or the Agricultural Research Service,
10 the location and staff years of the program;

11 “(C) the proposed funding levels to be allo-
12 cated to, and the expected publication date,
13 scope, and allocation level for, each request for
14 awards to be published under or associated
15 with—

16 “(i) each priority area specified in
17 subsection (b)(2) of the Competitive, Spe-
18 cial, and Facilities Research Grant Act (7
19 U.S.C. 450i(b)(2));

20 “(ii) each research and extension
21 project carried out under section 1621(a)
22 of the Food, Agriculture, Conservation,
23 and Trade Act of 1990 (7 U.S.C.
24 5811(a));

1 “(iii) each grant to be awarded under
2 section 1672B(a) of the Food, Agriculture,
3 Conservation, and Trade Act of 1990 (7
4 U.S.C. 5925b(a));

5 “(iv) each grant awarded under sec-
6 tion 412(d) of the Agricultural Research,
7 Extension, and Education Reform Act of
8 1998 (7 U.S.C. 7632(d)); and

9 “(v) each grant awarded under
10 7405(c)(1) of the Farm Security and
11 Rural Investment Act of 2002 (7 U.S.C.
12 3319f(e)(1)); or

13 “(D) any other information the Secretary
14 determines will increase congressional oversight
15 with respect to covered programs.

16 “(3) PROHIBITION.—Unless the President sub-
17 mits the information described in paragraph (2)(C)
18 for a fiscal year, the President may not carry out
19 any program during the fiscal year that is author-
20 ized under—

21 “(A) subsection (b) of the Competitive,
22 Special, and Facilities Research Grant Act (7
23 U.S.C. 450i(b));

1 “(B) section 1621 of the Food, Agri-
2 culture, Conservation, and Trade Act of 1990
3 (7 U.S.C. 5811);

4 “(C) section 1672B of the Food, Agri-
5 culture, Conservation, and Trade Act of 1990
6 (7 U.S.C. 5925b);

7 “(D) section 412 of the Agricultural Re-
8 search, Extension, and Education Reform Act
9 of 1998 (7 U.S.C. 7632); or

10 “(E) section 7405 of the Farm Security
11 and Rural Investment Act of 2002 (7 U.S.C.
12 3319f).

13 “(f) REPORT OF THE SECRETARY OF AGRI-
14 CULTURE.—Each year on a date that is not later than
15 the date on which the President submits the annual budg-
16 et, the Secretary shall submit to Congress a report con-
17 taining a description of the agricultural research, exten-
18 sion, and education activities carried out by the Federal
19 Government during the fiscal year that immediately pre-
20 cedes the year for which the report is submitted, includ-
21 ing—

22 “(1) a review of the extent to which those ac-
23 tivities—

24 “(A) are duplicative or overlap within the
25 Department of Agriculture; or

1 “(B) are similar to activities carried out
2 by—

3 “(i) other Federal agencies;

4 “(ii) the States (including the District
5 of Columbia, the Commonwealth of Puerto
6 Rico and other territories or possessions of
7 the United States);

8 “(iii) institutions of higher education
9 (as defined in section 101 of the Higher
10 Education Act of 1965 (20 U.S.C. 1001));

11 or

12 “(iv) the private sector; and

13 “(2) for each report submitted under this sec-
14 tion on or after January 1, 2013, a 5-year projection
15 of national priorities with respect to agricultural re-
16 search, extension, and education, taking into account
17 domestic needs.”.

18 **SEC. 7514. REPEAL OF RESEARCH AND EDUCATION GRANTS**
19 **FOR THE STUDY OF ANTIBIOTIC-RESISTANT**
20 **BACTERIA.**

21 Effective October 1, 2013, section 7521 of the Food,
22 Conservation, and Energy Act of 2008 (7 U.S.C. 3202)
23 is repealed.

1 **SEC. 7515. REPEAL OF FARM AND RANCH STRESS ASSIST-**
2 **ANCE NETWORK.**

3 Effective October 1, 2013, section 7522 of the Food,
4 Conservation, and Energy Act of 2008 (7 U.S.C. 5936)
5 is repealed.

6 **SEC. 7516. REPEAL OF SEED DISTRIBUTION.**

7 Effective October 1, 2013, section 7523 of the Food,
8 Conservation, and Energy Act of 2008 (7 U.S.C. 415–1)
9 is repealed.

10 **SEC. 7517. NATURAL PRODUCTS RESEARCH PROGRAM.**

11 Section 7525(e) of the Food, Conservation, and En-
12 ergy Act of 2008 (7 U.S.C. 5937(e)) is amended to read
13 as follows:

14 “(e) AUTHORIZATION OF APPROPRIATIONS.—There
15 are authorized to be appropriated to carry out this section
16 \$7,000,000 for each of fiscal years 2014 through 2018.”.

17 **SEC. 7518. SUN GRANT PROGRAM.**

18 (a) IN GENERAL.—Section 7526 of the Food, Con-
19 servation, and Energy Act of 2008 (7 U.S.C. 8114) is
20 amended—

21 (1) in subsection (a)(4)(B), by striking “the
22 Department of Energy” and inserting “other appro-
23 priate Federal agencies (as determined by the Sec-
24 retary)”;

25 (2) in subsection (c)(1)—

1 (A) in subparagraph (B), by striking
2 “multistate” and all that follows through the
3 period and inserting “integrated, multistate re-
4 search, extension, and education programs on
5 technology development and technology imple-
6 mentation.”;

7 (B) by striking subparagraph (C); and

8 (C) by redesignating subparagraph (D) as
9 subparagraph (C);

10 (3) in subsection (d)—

11 (A) in paragraph (1)—

12 (i) by striking “in accordance with
13 paragraph (2)”;

14 (ii) by striking “gasification” and in-
15 serting “bioproducts”; and

16 (iii) by striking “the Department of
17 Energy” and inserting “other appropriate
18 Federal agencies”;

19 (B) by striking paragraph (2); and

20 (C) by redesignating paragraphs (3) and
21 (4) as paragraphs (2) and (3), respectively; and

22 (4) in subsection (g), by striking “2012” and
23 inserting “2018”.

24 (b) CONFORMING AMENDMENTS.—Section
25 7526(f)(1) of the Food, Conservation, and Energy Act of

1 2008 (7 U.S.C. 8114(f)(1)) is amended by striking “sub-
2 section (c)(1)(D)(i)” and inserting “subsection
3 (c)(1)(C)(i)”.

4 **SEC. 7519. REPEAL OF STUDY AND REPORT ON FOOD**
5 **DESERTS.**

6 Effective October 1, 2013, section 7527 of the Food,
7 Conservation, and Energy Act of 2008 (Public Law 110–
8 246; 122 Stat. 2039) is repealed.

9 **SEC. 7520. REPEAL OF AGRICULTURAL AND RURAL TRANS-**
10 **PORTATION RESEARCH AND EDUCATION.**

11 Effective October 1, 2013, section 7529 of the Food,
12 Conservation, and Energy Act of 2008 (7 U.S.C. 5938)
13 is repealed.

14 **Subtitle F—Miscellaneous**
15 **Provisions**

16 **SEC. 7601. AGREEMENTS WITH NONPROFIT ORGANIZA-**
17 **TIONS FOR NATIONAL ARBORETUM.**

18 Section 6 of the Act of March 4, 1927 (20 U.S.C.
19 196), is amended—

20 (1) in subsection (a), by striking paragraph (1)
21 and inserting the following new paragraph:

22 “(1) negotiate agreements for the National Ar-
23 boretum with nonprofit scientific or educational or-
24 ganizations, the interests of which are complemen-
25 tary to the mission of the National Arboretum, or

1 nonprofit organizations that support the purpose of
2 the National Arboretum, except that the net pro-
3 ceeds of the organizations from the agreements shall
4 be used exclusively for research and educational
5 work for the benefit of the National Arboretum and
6 the operation and maintenance of the facilities of the
7 National Arboretum, including enhancements, up-
8 grades, restoration, and conservation;” and

9 (2) by adding at the end the following new sub-
10 section:

11 “(d) RECOGNITION OF DONORS.—A non-profit orga-
12 nization that entered into an agreement under subsection
13 (a)(1) may recognize donors if that recognition is ap-
14 proved in advance by the Secretary. In considering wheth-
15 er to approve such recognition, the Secretary shall broadly
16 exercise the discretion of the Secretary to the fullest extent
17 allowed under Federal law in effect on the date of the en-
18 actment of this subsection.”.

19 **SEC. 7602. COTTON DISEASE RESEARCH REPORT.**

20 Not later than 180 days after the date of the enact-
21 ment of this Act, the Secretary shall submit to Congress
22 a report on the fungus *fusarium oxysporum* f. sp.
23 *vasinfectum* race 4 (referred to in this section as “FOV
24 Race 4”) and the impact of such fungus on cotton, includ-
25 ing—

1 (1) an overview of the threat FOV Race 4 poses
2 to the cotton industry in the United States;

3 (2) the status and progress of Federal research
4 initiatives to detect, contain, or eradicate FOV Race
5 4, including current FOV Race 4-specific research
6 projects; and

7 (3) a comprehensive strategy to combat FOV
8 Race 4 that establishes—

9 (A) detection and identification goals;

10 (B) containment goals;

11 (C) eradication goals; and

12 (D) a plan to partner with the cotton in-
13 dustry in the United States to maximize re-
14 sources, information sharing, and research re-
15 sponsiveness and effectiveness.

16 **SEC. 7603. ACCEPTANCE OF FACILITY FOR AGRICULTURAL**
17 **RESEARCH SERVICE.**

18 (a) CONSTRUCTION AUTHORIZED.—Subject to sub-
19 sections (b) and (c), the Secretary of Agriculture may au-
20 thorize a non-Federal entity to construct, at no cost and
21 without obligation to the Federal Government, a facility
22 for use by the Agricultural Research Service on land
23 owned by the Agricultural Research Service and managed
24 by the Secretary.

25 (b) ACCEPTANCE OF GIFT.—

1 (1) IN GENERAL.—Subject to paragraph (2),
2 upon the completion of the construction of the facil-
3 ity by the non-Federal entity under subsection (a),
4 the Secretary shall accept the facility as a gift in ac-
5 cordance with Public Law 95–442 (7 U.S.C. 2269).

6 (2) CERTIFICATION.—The Secretary, in con-
7 sultation with the Director of the Office of Manage-
8 ment and Budget, shall certify in advance that the
9 acceptance under paragraph (1) complies with the
10 limitations specified in paragraphs (1) and (2) of
11 subsection (c).

12 (c) LIMITATIONS.—

13 (1) VALUE.—The Secretary may not accept a
14 facility as a gift under this section if the fair market
15 value of the facility is more than \$5,000,000.

16 (2) NO FEDERAL COST.—The Secretary shall
17 not enter into any acquisitions, demonstrations, ex-
18 changes, grants, contracts, incentives, leases, pro-
19 curements, sales, or other transaction authorities or
20 arrangements that would obligate future appropria-
21 tions with respect to the facility constructed under
22 subsection (a).

23 (d) TERMINATION OF AUTHORITY.—No facility may
24 be accepted by the Secretary for use by the Agricultural

1 Research Service under this section after September 30,
2 2018.

3 **SEC. 7604. MISCELLANEOUS TECHNICAL CORRECTIONS.**

4 Sections 7408 and 7409 of the Food, Conservation,
5 and Energy Act of 2008 (Public Law 110–246; 122 Stat.
6 2013) are both amended by striking “Title III of the De-
7 partment of Agriculture Reorganization Act of 1994” and
8 inserting “Title III of the Federal Crop Insurance Reform
9 and Department of Agriculture Reorganization Act of
10 1994”.

11 **TITLE VIII—FORESTRY**
12 **Subtitle A—Repeal of Certain**
13 **Forestry Programs**

14 **SEC. 8001. FOREST LAND ENHANCEMENT PROGRAM.**

15 (a) REPEAL.—Section 4 of the Cooperative Forestry
16 Assistance Act of 1978 (16 U.S.C. 2103) is repealed.

17 (b) CONFORMING AMENDMENT.—Section 8002 of the
18 Farm Security and Rural Investment Act of 2002 (Public
19 Law 107–171; 16 U.S.C. 2103 note) is amended by strik-
20 ing subsection (a).

21 (c) EFFECTIVE DATE.—The amendments made by
22 this section shall take effect on October 1, 2013.

23 **SEC. 8002. WATERSHED FORESTRY ASSISTANCE PROGRAM.**

24 (a) REPEAL.—Section 6 of the Cooperative Forestry
25 Assistance Act of 1978 (16 U.S.C. 2103b) is repealed.

1 (b) EFFECTIVE DATE.—The amendment made by
2 this section shall take effect on October 1, 2013.

3 **SEC. 8003. EXPIRED COOPERATIVE NATIONAL FOREST**
4 **PRODUCTS MARKETING PROGRAM.**

5 Section 18 of the Cooperative Forestry Assistance
6 Act of 1978 (16 U.S.C. 2112) is repealed.

7 **SEC. 8004. HISPANIC-SERVING INSTITUTION AGRICUL-**
8 **TURAL LAND NATIONAL RESOURCES LEAD-**
9 **ERSHIP PROGRAM.**

10 (a) REPEAL.—Section 8402 of the Food, Conserva-
11 tion, and Energy Act of 2008 (16 U.S.C. 1649a) is re-
12 pealed.

13 (b) EFFECTIVE DATE.—The amendment made by
14 this section shall take effect on October 1, 2013.

15 **SEC. 8005. TRIBAL WATERSHED FORESTRY ASSISTANCE**
16 **PROGRAM.**

17 (a) REPEAL.—Section 303 of the Healthy Forests
18 Restoration Act of 2003 (16 U.S.C. 6542) is repealed.

19 (b) EFFECTIVE DATE.—The amendment made by
20 this section shall take effect on October 1, 2013.

21 **SEC. 8006. SEPARATE FOREST SERVICE DECISIONMAKING**
22 **AND APPEALS PROCESS.**

23 Section 322 of the Department of the Interior and
24 Related Agencies Appropriations Act, 1993 (Public Law
25 102–381; 16 U.S.C. 1612 note) is repealed. Section 428

1 of division E of the Consolidated Appropriations Act, 2012
2 (Public Law 112–74; 125 Stat. 1046; 16 U.S.C. 6515
3 note) shall not apply to any project or activity imple-
4 menting a land and resource management plan developed
5 under section 6 of the Forest and Rangeland Renewable
6 Resources Planning Act of 1974 (16 U.S.C. 1604) that
7 is categorically excluded from documentation in an envi-
8 ronmental assessment or an environmental impact state-
9 ment under the National Environmental Policy Act of
10 1969 (42 U.S.C. 4321 et seq.).

11 **Subtitle B—Reauthorization of Co-**
12 **operative Forestry Assistance**
13 **Act of 1978 Programs**

14 **SEC. 8101. STATE-WIDE ASSESSMENT AND STRATEGIES FOR**
15 **FOREST RESOURCES.**

16 Section 2A(c) of the Cooperative Forestry Assistance
17 Act of 1978 (16 U.S.C. 2101a(c)) is amended—

18 (1) in paragraph (4), by striking “and”;

19 (2) by redesignating paragraph (5) as para-
20 graph (6); and

21 (3) by inserting after paragraph (4) the fol-
22 lowing new paragraph:

23 “(5) as feasible, appropriate military installa-
24 tions where the voluntary participation and manage-
25 ment of private or State-owned or other public

1 forestland is able to support, promote, and con-
2 tribute to the missions of such installations; and”.

3 **SEC. 8102. FOREST LEGACY PROGRAM.**

4 Subsection (m) of section 7 of the Cooperative For-
5 estry Assistance Act of 1978 (16 U.S.C. 2103e) is amend-
6 ed to read as follows:

7 “(m) AUTHORIZATION OF APPROPRIATIONS.—To
8 carry out this section, there are authorized to be appro-
9 priated—

10 “(1) such sums as are necessary for fiscal year
11 2013; and

12 “(2) \$55,000,000 for each of fiscal years 2014
13 through 2018.”.

14 **SEC. 8103. COMMUNITY FOREST AND OPEN SPACE CON-**
15 **SERVATION PROGRAM.**

16 Subsection (g) of section 7A of the Cooperative For-
17 estry Assistance Act of 1978 (16 U.S.C. 2103d) is amend-
18 ed to read as follows:

19 “(g) AUTHORIZATION OF APPROPRIATIONS.—To
20 carry out this section, there are authorized to be appro-
21 priated—

22 “(1) such sums as are necessary for fiscal year
23 2013; and

24 “(2) \$1,500,000 for each of fiscal years 2014
25 through 2018.”.

1 **Subtitle C—Reauthorization of**
2 **Other Forestry-Related Laws**

3 **SEC. 8201. RURAL REVITALIZATION TECHNOLOGIES.**

4 Section 2371(d)(2) of the Food, Agriculture, Con-
5 servation, and Trade Act of 1990 (7 U.S.C. 6601(d)(2))
6 is amended by striking “2012” and inserting “2018”.

7 **SEC. 8202. OFFICE OF INTERNATIONAL FORESTRY.**

8 Subsection (d) of section 2405 of the Global Climate
9 Change Prevention Act of 1990 (7 U.S.C. 6704) is amend-
10 ed to read as follows:

11 “(d) AUTHORIZATION OF APPROPRIATIONS.—To
12 carry out this section, there are authorized to be appro-
13 priated—

14 “(1) such sums as are necessary for each of fis-
15 cal years 1996 through 2013; and

16 “(2) \$6,000,000 for each of fiscal years 2014
17 through 2018.”.

18 **SEC. 8203. CHANGE IN FUNDING SOURCE FOR HEALTHY**
19 **FORESTS RESERVE PROGRAM.**

20 Section 508 of the Healthy Forests Restoration Act
21 of 2003 (16 U.S.C. 6578) is amended—

22 (1) in subsection (a), by striking “IN GEN-
23 ERAL” and inserting “FISCAL YEARS 2009
24 THROUGH 2013”;

1 (2) by redesignating subsection (b) as sub-
2 section (d); and

3 (3) by inserting after subsection (a) the fol-
4 lowing new subsections:

5 “(b) FISCAL YEARS 2014 THROUGH 2018.—There is
6 authorized to be appropriated to the Secretary of Agri-
7 culture to carry out this section \$9,750,000 for each of
8 fiscal years 2014 through 2018.

9 “(c) ADDITIONAL SOURCE OF FUNDS.—In addition
10 to funds appropriated pursuant to the authorization of ap-
11 propriations in subsection (b) for a fiscal year, the Sec-
12 retary may use such amount of the funds appropriated
13 for that fiscal year to carry out the Soil Conservation and
14 Domestic Allotment Act (16 U.S.C. 590a et seq.) as the
15 Secretary determines necessary to cover the cost of tech-
16 nical assistance, management, and enforcement respon-
17 sibilities for land enrolled in the healthy forests reserve
18 program pursuant to subsections (a) and (b) of section
19 504.”.

20 **SEC. 8204. STEWARDSHIP END RESULT CONTRACTING**
21 **PROJECT AUTHORITY.**

22 Section 347 of the Department of the Interior and
23 Related Agencies Appropriations Act, 1999 (as contained
24 in section 101(e) of division A of Public Law 105–277;
25 16 U.S.C. 2104 note) is amended—

1 (1) in subsection (a), by striking “2013” and
2 inserting “2018”; and

3 (2) in subsection (c), by adding at the end the
4 following new paragraph:

5 “(6) CONTRACT FOR SALE OF PROPERTY.—At
6 the discretion of the Secretary of Agriculture, a con-
7 tract entered into by the Forest Service under this
8 section may be considered a contract for the sale of
9 property under such terms as the Secretary may
10 prescribe without regard to any other provision of
11 law.”.

12 **Subtitle D—National Forest** 13 **Critical Area Response**

14 **SEC. 8301. DEFINITIONS.**

15 In this title:

16 (1) CRITICAL AREA.—The term “critical area”
17 means an area of the National Forest System des-
18 ignated by the Secretary under section 8302

19 (2) NATIONAL FOREST SYSTEM.—The term
20 “National Forest System” has the meaning given
21 that term in section 11(a) of the Forest and Range-
22 land Renewable Resources Planning Act of 1974 (16
23 U.S.C. 1609(a)).

24 (3) SECRETARY.—The term “Secretary” means
25 the Secretary of Agriculture.

1 **SEC. 8302. DESIGNATION OF CRITICAL AREAS.**

2 (a) DESIGNATION REQUIREMENTS.—The Secretary
3 of Agriculture shall designate critical areas within the Na-
4 tional Forest System for the purposes of addressing—

5 (1) deteriorating forest health conditions in ex-
6 istence as of the date of the enactment of this Act
7 due to insect infestation, drought, disease, or storm
8 damage; and

9 (2) the future risk of insect infestations or dis-
10 ease outbreaks through preventative treatments.

11 (b) DESIGNATION METHOD.—In considering Na-
12 tional Forest System land for designation as a critical
13 area, the Secretary shall use—

14 (1) for purposes of subsection (a)(1), the most
15 recent annual forest health aerial surveys of mor-
16 tality and defoliation; and

17 (2) for purposes of subsection (a)(2), the Na-
18 tional Insect and Disease Risk Map.

19 (c) TIME FOR INITIAL DESIGNATIONS.—The first
20 critical areas shall be designated by the Secretary not later
21 than 60 days after the date of the enactment of this Act.

22 (d) DURATION OF DESIGNATION.—The designation
23 of a critical area shall expire not later than 10 years after
24 the date of the designation.

1 **SEC. 8303. APPLICATION OF EXPEDITED PROCEDURES AND**
2 **ACTIVITIES OF THE HEALTHY FORESTS RES-**
3 **TORATION ACT OF 2003 TO CRITICAL AREAS.**

4 (a) **APPLICABILITY.**—Subject to subsections (b)
5 through (e), title I of the Healthy Forests Restoration Act
6 of 2003 (16 U.S.C. 6511 et seq.) (including the environ-
7 mental analysis requirements of section 104 of that Act
8 (16 U.S.C. 6514), the special administrative review proc-
9 ess under section 105 of that Act (16 U.S.C. 6515), and
10 the judicial review process under section 106 of that Act
11 (16 U.S.C. 6516)), shall apply to all Forest Service
12 projects and activities carried out in a critical area.

13 (b) **APPLICATION OF OTHER LAW.**—Section 322 of
14 Public Law 102–381 (16 U.S.C. 1612 note; 106 Stat.
15 1419) shall not apply to projects conducted in accordance
16 with this section.

17 (c) **REQUIRED MODIFICATIONS.**—In applying title I
18 of the Healthy Forests Restoration Act of 2003 (16
19 U.S.C. 6511 et seq.) to Forest Service projects and activi-
20 ties in a critical area, the Secretary shall make the fol-
21 lowing modifications:

22 (1) The authority shall apply to the entire crit-
23 ical area, including land that is outside of a
24 wildland-urban interface area or that does not sat-
25 isfy any of the other eligibility criteria specified in
26 section 102(a) of that Act (16 U.S.C. 6512(a)).

1 (2) All projects and activities of the Forest
2 Service, including necessary connected actions (as
3 described in section 1508.25(a)(1) of title 40, Code
4 of Federal Regulations (or a successor regulation)),
5 shall be considered to be authorized hazardous fuel
6 reduction projects for purposes of applying the title.

7 (d) SMALLER PROJECTS.—

8 (1) IN GENERAL.—Except as provided in para-
9 graph (2), a project conducted in a critical area in
10 accordance with this section that comprises less than
11 10,000 acres shall be—

12 (A) considered an action categorically ex-
13 cluded from the requirements for an environ-
14 mental assessment or an environmental impact
15 statement under section 1508.4 of title 40,
16 Code of Federal Regulations (or a successor
17 regulation); and

18 (B) exempt from the special administrative
19 review process under section 105 of the Healthy
20 Forests Restoration Act of 2003 (16 U.S.C.
21 6515).

22 (2) EXCLUSION OF CERTAIN AREAS.—Para-
23 graph (1) does not apply to—

24 (A) a component of the National Wilder-
25 ness Preservation System;

1 (B) any Federal land on which, by Act of
2 Congress or Presidential proclamation, the re-
3 moval of vegetation is restricted or prohibited;

4 (C) a congressionally designated wilderness
5 study area; or

6 (D) an area in which activities under para-
7 graph (1) would be inconsistent with the appli-
8 cable land and resource management plan.

9 (e) FOREST MANAGEMENT PLANS.—All projects and
10 activities carried out in a critical area pursuant to this
11 subtitle shall be consistent with the land and resource
12 management plan established under section 6 of the For-
13 est and Rangeland Renewable Resources Planning Act of
14 1974 (16 U.S.C. 1604) for the unit of the National Forest
15 System containing the critical area.

16 **SEC. 8304. GOOD NEIGHBOR AUTHORITY.**

17 (a) DEFINITIONS.—In this section:

18 (1) ELIGIBLE STATE.—The term “eligible
19 State” means a State that contains National Forest
20 System land.

21 (2) SECRETARY.—The term “Secretary” means
22 the Secretary of Agriculture.

23 (3) STATE FORESTER.—The term “State for-
24 ester” means the head of a State agency with juris-

1 diction over State forestry programs in an eligible
2 State.

3 (b) COOPERATIVE AGREEMENTS AND CONTRACTS.—

4 (1) IN GENERAL.—The Secretary may enter
5 into a cooperative agreement or contract (including
6 a sole source contract) with a State forester to au-
7 thorize the State forester to provide the forest,
8 rangeland, and watershed restoration and protection
9 services described in paragraph (2) on National For-
10 est System land in the eligible State.

11 (2) AUTHORIZED SERVICES.—The forest,
12 rangeland, and watershed restoration and protection
13 services referred to in paragraph (1) include the con-
14 duct of—

15 (A) activities to treat insect infected trees;

16 (B) activities to reduce hazardous fuels;

17 and

18 (C) any other activities to restore or im-
19 prove forest, rangeland, and watershed health,
20 including fish and wildlife habitat.

21 (3) STATE AS AGENT.—Except as provided in
22 paragraph (6), a cooperative agreement or contract
23 entered into under paragraph (1) may authorize the
24 State forester to serve as the agent for the Secretary

1 in providing the restoration and protection services
2 authorized under that paragraph.

3 (4) SUBCONTRACTS.—In accordance with appli-
4 cable contract procedures for the eligible State, a
5 State forester may enter into subcontracts to provide
6 the restoration and protection services authorized
7 under a cooperative agreement or contract entered
8 into under paragraph (1).

9 (5) TIMBER SALES.—Subsections (d) and (g) of
10 section 14 of the National Forest Management Act
11 of 1976 (16 U.S.C. 472a) shall not apply to services
12 performed under a cooperative agreement or con-
13 tract entered into under paragraph (1).

14 (6) RETENTION OF NEPA RESPONSIBILITIES.—
15 Any decision required to be made under the Na-
16 tional Environmental Policy Act of 1969 (42 U.S.C.
17 4321 et seq.) with respect to any restoration and
18 protection services to be provided under this section
19 by a State forester on National Forest System land
20 shall not be delegated to a State forester or any
21 other officer or employee of the eligible State.

22 (7) APPLICABLE LAW.—The restoration and
23 protection services to be provided under this section
24 shall be carried out on a project-to-project basis
25 under existing authorities of the Forest Service.

1 **Subtitle E—Miscellaneous**
2 **Provisions**

3 **SEC. 8401. REVISION OF STRATEGIC PLAN FOR FOREST IN-**
4 **VENTORY AND ANALYSIS.**

5 (a) REVISION REQUIRED.—Not later than 180 days
6 after the date of the enactment of this Act, the Secretary
7 of Agriculture shall revise the strategic plan for forest in-
8 ventory and analysis initially prepared pursuant to section
9 3(e) of the Forest and Rangeland Renewable Resources
10 Research Act of 1978 (16 U.S.C. 1642(e)) to address the
11 requirements imposed by subsection (b).

12 (b) ELEMENTS OF REVISED STRATEGIC PLAN.—In
13 revising the strategic plan, the Secretary of Agriculture
14 shall describe in detail the organization, procedures, and
15 funding needed to achieve each of the following:

16 (1) Complete the transition to a fully
17 annualized forest inventory program and include in-
18 ventory and analysis of interior Alaska.

19 (2) Implement an annualized inventory of trees
20 in urban settings, including the status and trends of
21 trees and forests, and assessments of their eco-
22 system services, values, health, and risk to pests and
23 diseases.

24 (3) Report information on renewable biomass
25 supplies and carbon stocks at the local, State, re-

1 regional, and national level, including by ownership
2 type.

3 (4) Engage State foresters and other users of
4 information from the forest inventory and analysis
5 in reevaluating the list of core data variables col-
6 lected on forest inventory and analysis plots with an
7 emphasis on demonstrated need.

8 (5) Improve the timeliness of the timber prod-
9 uct output program and accessibility of the
10 annualized information on that database.

11 (6) Foster greater cooperation among the forest
12 inventory and analysis program, research station
13 leaders, and State foresters and other users of infor-
14 mation from the forest inventory and analysis.

15 (7) Promote availability of and access to non-
16 Federal resources to improve information analysis
17 and information management.

18 (8) Collaborate with the Natural Resources
19 Conservation Service, National Aeronautics and
20 Space Administration, National Oceanic and Atmos-
21 pheric Administration, and United States Geological
22 Survey to integrate remote sensing, spatial analysis
23 techniques, and other new technologies in the forest
24 inventory and analysis program.

1 (9) Understand and report on changes in land
2 cover and use.

3 (10) Expand existing programs to promote sus-
4 tainable forest stewardship through increased under-
5 standing, in partnership with other Federal agencies,
6 of the over 10 million family forest owners, their de-
7 mographics, and the barriers to forest stewardship.

8 (11) Implement procedures to improve the sta-
9 tistical precision of estimates at the sub-State level.

10 (c) SUBMISSION OF REVISED STRATEGIC PLAN.—

11 The Secretary of Agriculture shall submit the revised stra-
12 tegic plan to the Committee on Agriculture of the House
13 of Representatives and the Committee on Agriculture, Nu-
14 trition, and Forestry of the Senate.

15 **SEC. 8402. FOREST SERVICE PARTICIPATION IN ACES PRO-**
16 **GRAM.**

17 The Secretary of Agriculture, acting through the
18 Chief of the Forest Service, may use funds derived from
19 conservation-related programs executed on National For-
20 est System lands to utilize the Agriculture Conservation
21 Experienced Services Program established pursuant to
22 section 1252 of the Food Security Act of 1985 (16 U.S.C.
23 3851) to provide technical services for conservation-re-
24 lated programs and authorities carried out by the Sec-
25 retary on National Forest System lands.

TITLE IX—ENERGY**2 SEC. 9001. DEFINITION OF RENEWABLE ENERGY SYSTEM.**

3 Section 9001 of the Farm Security and Rural Invest-
4 ment Act of 2002 (7 U.S.C. 8101) is amended by—

5 (1) striking paragraph (4) and inserting the fol-
6 lowing new paragraph:

7 “(4) BIOBASED PRODUCT.—

8 “(A) IN GENERAL.—The term ‘biobased
9 product’ means a product determined by the
10 Secretary to be a commercial or industrial prod-
11 uct (other than food or feed) that is—

12 “(i) composed, in whole or in signifi-
13 cant part, of biological products, including
14 renewable domestic agricultural materials
15 and forestry materials; or

16 “(ii) an intermediate ingredient or
17 feedstock.

18 “(B) INCLUSION.—The term ‘biobased
19 product’, with respect to forestry materials, in-
20 cludes forest products that meet biobased con-
21 tent requirements, notwithstanding the market
22 share the product holds, the age of the product,
23 or whether the market for the product is new
24 or emerging.”;

1 (2) redesignating paragraphs (9), (10), (11),
2 (12), (13), and (14) as paragraphs (10), (11), (12),
3 (13), (14), and (16);

4 (3) inserting after paragraph (8), the following
5 new paragraph:

6 “(9) FOREST PRODUCT.—

7 “(A) IN GENERAL.—The term ‘forest prod-
8 uct’ means a product made from materials de-
9 rived from the practice of forestry or the man-
10 agement of growing timber.

11 “(B) INCLUSIONS.—The term ‘forest prod-
12 uct’ includes—

13 “(i) pulp, paper, paperboard, pellets,
14 lumber, and other wood products; and

15 “(ii) any recycled products derived
16 from forest materials.”; and

17 (4) inserting after paragraph (14) (as so redес-
18 ignated), the following new paragraph:

19 “(15) RENEWABLE ENERGY SYSTEM.—

20 “(A) IN GENERAL.—Subject to subpara-
21 graph (B), the term ‘renewable energy system’
22 means a system that—

23 “(i) produces usable energy from a re-
24 newable energy source; and

1 “(ii) may include distribution compo-
2 nents necessary to move energy produced
3 by such system to the initial point of sale.

4 “(B) LIMITATION.—A system described in
5 subparagraph (A) may not include a mechanism
6 for dispensing energy at retail.”.

7 **SEC. 9002. BIOBASED MARKETS PROGRAM.**

8 Section 9002(h) of the Farm Security and Rural In-
9 vestment Act of 2002 (7 U.S.C. 8102(h)) is amended by—

10 (1) striking “(h) FUNDING.—” and all that fol-
11 lows through “to carry out this section, there” and
12 inserting “(h) FUNDING.—There”; and

13 (2) striking “2013” and inserting “2018”.

14 **SEC. 9003. BIOREFINERY ASSISTANCE.**

15 (a) PROGRAM ADJUSTMENTS.—Section 9003 of the
16 Farm Security and Rural Investment Act of 2002 (7
17 U.S.C. 8103) is amended—

18 (1) in subsection (c), by striking “to eligible en-
19 tities” and all that follows through “guarantees for
20 loans” and inserting “to eligible entities guarantees
21 for loans”;

22 (2) by striking subsection (d);

23 (3) by redesignating subsections (e), (f), (g),
24 and (h) as subsections (d), (e), (f), and (g), respec-
25 tively; and

1 (4) in subsection (d) (as so redesignated)—

2 (A) by striking “subsection (e)(2)” each
3 place it appears and inserting “subsection (e)”;
4 and

5 (B) in paragraph (2)(C), by striking “sub-
6 section (h)” and inserting “subsection (g)”.

7 (b) FUNDING.—Section 9003(g) of the Farm Secu-
8 rity and Rural Investment Act of 2002, as redesignated
9 by subsection (a)(3), is amended—

10 (1) by striking paragraph (1);

11 (2) by redesignating paragraph (2) as para-
12 graph (1);

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

14 (A) in the heading, by striking “DISCRE-
15 TIONARY FUNDING” and inserting “FISCAL
16 YEARS 2009 THROUGH 2013”; and

17 (B) by striking “In addition to any other
18 funds made available to carry out this section,
19 there” and inserting “There”; and

20 (4) by adding at the end the following new
21 paragraph:

22 “(2) FISCAL YEARS 2014 THROUGH 2018.—
23 There are authorized to be appropriated to carry out
24 this section \$75,000,000 for each of fiscal years
25 2014 through 2018.”.

1 **SEC. 9004. REPOWERING ASSISTANCE PROGRAM.**

2 Section 9004(d) of the Farm Security and Rural In-
3 vestment Act of 2002 (7 U.S.C. 8104(d)) is amended—

4 (1) by striking paragraph (1);

5 (2) by redesignating paragraph (2) as para-
6 graph (1);

7 (3) in paragraph (1) (as so redesignated)—

8 (A) in the heading, by striking “DISCRE-
9 TIONARY FUNDING” and inserting “FISCAL
10 YEARS 2009 THROUGH 2013”; and

11 (B) by striking “In addition to any other
12 funds made available to carry out this section,
13 there” and inserting “There”; and

14 (4) by adding at the end the following new
15 paragraph:

16 “(2) FISCAL YEARS 2014 THROUGH 2018.—
17 There are authorized to be appropriated to carry out
18 this section \$10,000,000 for each of fiscal years
19 2014 through 2018.”.

20 **SEC. 9005. BIOENERGY PROGRAM FOR ADVANCED**
21 **BIOFUELS.**

22 Section 9005(g) of the Farm Security and Rural In-
23 vestment Act of 2002 (7 U.S.C. 8105(c)) is amended—

24 (1) by striking paragraph (1);

25 (2) by redesignating paragraph (2) as para-
26 graph (1);

1 (3) in paragraph (1) (as so redesignated)—

2 (A) in the heading, by striking “DISCRE-
3 TIONARY FUNDING” and inserting “FISCAL
4 YEARS 2009 THROUGH 2013”; and

5 (B) by striking “In addition to any other
6 funds made available to carry out this section,
7 there” and inserting “There”; and

8 (4) by inserting after paragraph (1) (as so re-
9 designated) the following new paragraph:

10 “(2) FISCAL YEARS 2014 THROUGH 2018.—
11 There are authorized to be appropriated to carry out
12 this section \$50,000,000 for each of fiscal years
13 2014 through 2018.”.

14 **SEC. 9006. BIODIESEL FUEL EDUCATION PROGRAM.**

15 Section 9006(d) of the Farm Security and Rural In-
16 vestment Act of 2002 (7 U.S.C. 8106(d)) is amended—

17 (1) by striking paragraph (1);

18 (2) by redesignating paragraph (2) as para-
19 graph (1);

20 (3) in the heading of paragraph (1) (as so re-
21 designated), by striking “AUTHORIZATION OF AP-
22 PROPRIATIONS” and inserting “FISCAL YEAR 2013”;
23 and

24 (4) by adding at the end the following new
25 paragraph:

1 “(2) FISCAL YEARS 2014 THROUGH 2018.—
2 There are authorized to be appropriated to carry out
3 this section \$2,000,000 for each of fiscal years 2014
4 through 2018.”.

5 **SEC. 9007. RURAL ENERGY FOR AMERICA PROGRAM.**

6 (a) PROGRAM ADJUSTMENTS.—

7 (1) REPEAL OF FEASIBILITY STUDIES.—Section
8 9007(c) of the Farm Security and Rural Investment
9 Act of 2002 (7 U.S.C. 8107(c)) is amended by strik-
10 ing paragraph (3).

11 (2) TIERED APPLICATION PROCESS.—Section
12 9007(c) of the Farm Security and Rural Investment
13 Act of 2002 (7 U.S.C. 8107(c)) is further amended
14 by—

15 (A) redesignating paragraph (2) as para-
16 graph (3); and

17 (B) by inserting after paragraph (1) the
18 following new paragraph:

19 “(2) TIERED APPLICATION PROCESS.—In car-
20 rying out this subsection, the Secretary shall estab-
21 lish a three-tiered application, evaluation, and over-
22 sight process that varies based on the cost of the
23 proposed project with the process most simplified for
24 projects referred to in subparagraph (A), more com-
25 prehensive for projects referred to in subparagraph

1 (B), and most comprehensive for projects referred to
2 in subparagraph (C). The three tiers for such pro-
3 cess shall be as follows:

4 “(A) TIER 1.—Projects for which the cost
5 of the project funded under this subsection is
6 not more than \$80,000.

7 “(B) TIER 2.—Projects for which the cost
8 of the project funded under this subsection is
9 more than \$80,000 but less than \$200,000.

10 “(C) TIER 3.—Projects for which the cost
11 of the project funded under this subsection is
12 \$200,000 or more.”.

13 (b) FUNDING.—Section 9007(g) of the Farm Secu-
14 rity and Rural Investment Act of 2002 (7 U.S.C. 8107(g))
15 is amended—

16 (1) by striking paragraphs (1) and (2);

17 (2) by redesignating paragraph (3) as para-
18 graph (1);

19 (3) in paragraph (1) (as so redesignated)—

20 (A) in the heading, by striking “DISCRE-
21 TIONARY FUNDING” and inserting “FISCAL
22 YEARS 2009 THROUGH 2013”; and

23 (B) by striking “In addition to any other
24 funds made available to carry out this section,
25 there” and inserting “There”; and

1 (4) by adding at the end the following new
2 paragraph:

3 “(2) FISCAL YEARS 2014 THROUGH 2018.—
4 There are authorized to be appropriated to carry out
5 this section \$45,000,000 for each of fiscal years
6 2014 through 2018.”.

7 **SEC. 9008. BIOMASS RESEARCH AND DEVELOPMENT.**

8 Section 9008(h) of the Farm Security and Rural In-
9 vestment Act of 2002 (7 U.S.C. 8108(h)) is amended—

10 (1) by striking paragraph (1);

11 (2) by redesignating paragraph (2) as para-
12 graph (1);

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

14 (A) in the heading, by striking “DISCRE-
15 TIONARY FUNDING” and inserting “FISCAL
16 YEARS 2009 THROUGH 2013”; and

17 (B) by striking “In addition to any other
18 funds made available to carry out this section,
19 there” and inserting “There”; and

20 (4) by adding at the end the following new
21 paragraph:

22 “(2) FISCAL YEARS 2014 THROUGH 2018.—
23 There are authorized to be appropriated to carry out
24 this section \$20,000,000 for each of fiscal years
25 2014 through 2018.”.

1 **SEC. 9009. FEEDSTOCK FLEXIBILITY PROGRAM FOR BIO-**
2 **ENERGY PRODUCERS.**

3 Section 9010(b) of the Farm Security and Rural In-
4 vestment Act of 2002 (7 U.S.C. 8110(b)) is amended—

5 (1) in paragraph (1)(A), by striking “2013”
6 and inserting “2018”; and

7 (2) in paragraph (2)(A), by striking “2013”
8 and inserting “2018”.

9 **SEC. 9010. BIOMASS CROP ASSISTANCE PROGRAM.**

10 Section 9011 of the Farm Security and Rural Invest-
11 ment Act of 2002 (7 U.S.C. 8111) is amended—

12 (1) in subsection (a)—

13 (A) by striking paragraph (6); and

14 (B) by redesignating paragraphs (7) and
15 (8) as paragraphs (6) and (7), respectively;

16 (2) in subsection (b)—

17 (A) by striking “Program to” and all that
18 follows through “support the establishment”
19 and inserting “Program to support the estab-
20 lishment”;

21 (B) by striking “; and” and inserting a pe-
22 riod; and

23 (C) by striking paragraph (2);

24 (3) in subsection (c)—

25 (A) in paragraph (2)(B)—

1 (i) in clause (viii), by striking “; and”
2 and inserting a semicolon;

3 (ii) by redesignating clause (ix) as
4 clause (x); and

5 (iii) by inserting after clause (viii) the
6 following new clause:

7 “(ix) existing project areas that have
8 received funding under this section and the
9 continuation of funding of such project
10 areas to advance the maturity of such
11 project areas; and”;

12 (B) in paragraph (5)(C)(ii)—

13 (i) by striking subclause (III); and

14 (ii) by redesignating subclauses (IV)
15 and (V) as subclauses (III) and (IV), re-
16 spectively;

17 (4) by striking subsection (d);

18 (5) by redesignating subsections (e) and (f) as
19 subsections (d) and (e), respectively; and

20 (6) in subsection (e) (as so redesignated)—

21 (A) by striking paragraph (1);

22 (B) by redesignating paragraph (2) as
23 paragraph (1);

24 (C) in paragraph (1) (as so redesign-
25 nated)—

1 (i) by striking “FISCAL YEAR 2013”
2 and all that follows through “There is au-
3 thorized” and inserting “FISCAL YEAR
4 2013.—There is authorized”; and

5 (ii) by redesignating subparagraph
6 (B) as paragraph (3) and moving the mar-
7 gin of such paragraph (as so redesignated)
8 two ems to the left;

9 (D) by inserting after paragraph (1), the
10 following new paragraph:

11 “(2) FISCAL YEARS 2014 THROUGH 2018.—
12 There are authorized to be appropriated to carry out
13 this section \$75,000,000 for each of fiscal years
14 2014 through 2018.”; and

15 (E) in paragraph (3) (as redesignated by
16 subparagraph (C)(ii) of this paragraph), by
17 striking “this paragraph” and inserting “this
18 subsection”.

19 **SEC. 9011. COMMUNITY WOOD ENERGY PROGRAM.**

20 Section 9013(e) of the Farm Security and Rural In-
21 vestment Act of 2002 (7 U.S.C. 8113(e)) is amended by
22 striking “carry out this section” and all that follows and
23 inserting the following: “carry out this section—

24 “(1) \$5,000,000 for each of fiscal years 2009
25 through 2013; and

1 “(2) \$2,000,000 for each of fiscal years 2014
2 through 2018.”.

3 **SEC. 9012. REPEAL OF BIOFUELS INFRASTRUCTURE STUDY.**

4 Section 9002 of the Food, Conservation, and Energy
5 Act of 2008 (Public Law 110–246; 122 Stat. 2095) is re-
6 pealed.

7 **SEC. 9013. REPEAL OF RENEWABLE FERTILIZER STUDY.**

8 Section 9003 of the Food, Conservation, and Energy
9 Act of 2008 (Public Law 110–246; 122 Stat. 2096) is re-
10 pealed.

11 **TITLE X—HORTICULTURE**

12 **SEC. 10001. SPECIALTY CROPS MARKET NEWS ALLOCATION.**

13 Section 10107(b) of the Food, Conservation, and En-
14 ergy Act of 2008 (7 U.S.C. 1622b(b)) is amended by strik-
15 ing “2012” and inserting “2018”.

16 **SEC. 10002. REPEAL OF GRANT PROGRAM TO IMPROVE**
17 **MOVEMENT OF SPECIALTY CROPS.**

18 Effective October 1, 2013, section 10403 of the Food,
19 Conservation, and Energy Act of 2008 (7 U.S.C. 1622c)
20 is repealed.

21 **SEC. 10003. FARMERS MARKET AND LOCAL FOOD PRO-**
22 **MOTION PROGRAM.**

23 Section 6 of the Farmer-to-Consumer Direct Mar-
24 keting Act of 1976 (7 U.S.C. 3005) is amended—

1 (1) in the heading of such section, by inserting
2 “**AND LOCAL FOOD**” after “**FARMERS’ MAR-**
3 **KET**”;

4 (2) in subsection (a)—

5 (A) by inserting “and Local Food” after
6 “Farmers’ Market”;

7 (B) by striking “farmers’ markets and to
8 promote”; and

9 (C) by striking the period and inserting
10 “and assist in the development of local food
11 business enterprises.”;

12 (3) by striking subsection (b) and inserting the
13 following new subsection:

14 “(b) PROGRAM PURPOSES.—The purposes of the
15 Program are to increase domestic consumption of, and
16 consumer access to, locally and regionally produced agri-
17 cultural products by assisting in the development, im-
18 provement, and expansion of—

19 “(1) domestic farmers’ markets, roadside
20 stands, community-supported agriculture programs,
21 agritourism activities, and other direct producer-to-
22 consumer market opportunities; and

23 “(2) local and regional food business enter-
24 prises that process, distribute, aggregate, and store
25 locally or regionally produced food products.”;

1 (4) in subsection (c)(1)—

2 (A) by inserting “or other agricultural
3 business entity” after “cooperative”; and

4 (B) by inserting “, including a community
5 supported agriculture network or association”
6 after “association”;

7 (5) by redesignating subsection (e) as sub-
8 section (f);

9 (6) by inserting after subsection (d) the fol-
10 lowing new subsection:

11 “(e) FUNDS REQUIREMENTS FOR ELIGIBLE ENTI-
12 TIES.—

13 “(1) MATCHING FUNDS.—An entity receiving a
14 grant under this section for a project to carry out
15 a purpose described in subsection (b)(2) shall pro-
16 vide matching funds in the form of cash or an in-
17 kind contribution in an amount equal to 25 percent
18 of the total cost of such project.

19 “(2) LIMITATION ON USE OF FUNDS.—An eligi-
20 ble entity may not use a grant or other assistance
21 provided under this section for the purchase, con-
22 struction, or rehabilitation of a building or struc-
23 ture.”; and

24 (7) in subsection (f) (as redesignated by para-
25 graph (5))—

- 1 (A) in paragraph (1)—
- 2 (i) in subparagraph (B), by striking
- 3 “and” at the end;
- 4 (ii) in subparagraph (C), by striking
- 5 the period at the end and inserting “;
- 6 and”; and
- 7 (iii) by adding at the end the fol-
- 8 lowing new subparagraph:
- 9 “(D) \$30,000,000 for each of fiscal years
- 10 2014 through 2018.”;
- 11 (B) by striking paragraphs (3) and (5);
- 12 (C) by redesignating paragraph (4) as
- 13 paragraph (6); and
- 14 (D) by inserting after paragraph (2) the
- 15 following new paragraphs:
- 16 “(3) AUTHORIZATION OF APPROPRIATIONS.—
- 17 There are authorized to be appropriated to carry out
- 18 this section \$10,000,000 for each of fiscal years
- 19 2014 through 2018.
- 20 “(4) USE OF FUNDS.—Of the funds made avail-
- 21 able to carry out this section for a fiscal year, 50
- 22 percent of such funds shall be used for the purposes
- 23 described in paragraph (1) of subsection (b) and 50
- 24 percent of such funds shall be used for the purposes
- 25 described in paragraph (2) of such subsection.

1 “(5) LIMITATION ON ADMINISTRATIVE EX-
2 PENSES.—Not more than 3 percent of the total
3 amount made available to carry out this section for
4 a fiscal year may be used for administrative ex-
5 penses.”.

6 **SEC. 10004. ORGANIC AGRICULTURE.**

7 (a) ORGANIC PRODUCTION AND MARKET DATA INI-
8 TIATIVES.—Section 7407(d)(2) of the Farm Security and
9 Rural Investment Act of 2002 (7 U.S.C. 5925e(d)) is
10 amended—

11 (1) in the heading of such paragraph, by strik-
12 ing “2012” and inserting “2018”; and

13 (2) by striking “2012” and inserting “2018”.

14 (b) MODERNIZATION AND TECHNOLOGY UPGRADE
15 FOR NATIONAL ORGANIC PROGRAM.—Section 2122 of the
16 Organic Foods Production Act of 1990 (7 U.S.C. 6521)
17 is amended by adding at the end the following new sub-
18 section:

19 “(c) MODERNIZATION AND TECHNOLOGY UPGRADE
20 FOR NATIONAL ORGANIC PROGRAM.—The Secretary shall
21 modernize database and technology systems of the na-
22 tional organic program.”.

23 (c) AUTHORIZATION OF APPROPRIATIONS FOR NA-
24 TIONAL ORGANIC PROGRAM.—Effective October 1, 2013,
25 section 2123(b)(6) of the Organic Foods Production Act

1 of 1990 (7 U.S.C. 6522(b)(6)) is amended to read as fol-
2 lows:

3 “(6) \$11,000,000 for each of fiscal years 2014
4 through 2018.”.

5 (d) NATIONAL ORGANIC CERTIFICATION COST-
6 SHARE PROGRAM.—Effective October 1, 2013, section
7 10606 of the Farm Security and Rural Investment Act
8 of 2002 (7 U.S.C. 6523) is repealed.

9 **SEC. 10005. INVESTIGATIONS AND ENFORCEMENT OF THE**
10 **ORGANIC FOODS PRODUCTION ACT OF 1990.**

11 The Organic Foods Production Act of 1990 is amend-
12 ed by inserting after section 2122 (7 U.S.C. 6521) the
13 following new section:

14 **“SEC. 2122A. INVESTIGATION AND ENFORCEMENT.**

15 “(a) EXPEDITED ADMINISTRATIVE HEARING.—The
16 Secretary shall establish an expedited administrative hear-
17 ing procedure under which the Secretary may suspend or
18 revoke the organic certification of a producer or handler
19 or the accreditation of a certifying agent in accordance
20 with subsection (d). Such a hearing may be conducted in
21 addition to a hearing conducted pursuant to section 2120.

22 “(b) INVESTIGATION.—

23 “(1) IN GENERAL.—The Secretary may take
24 such investigative actions as the Secretary considers
25 to be necessary to carry out this title—

1 “(A) to verify the accuracy of any informa-
2 tion reported or made available under this title;
3 and

4 “(B) to determine, with regard to actions,
5 practices, or information required under this
6 title, whether a person covered by this title has
7 committed a violation of this title.

8 “(2) INVESTIGATIVE POWERS.—The Secretary
9 may administer oaths and affirmations, subpoena
10 witnesses, compel attendance of witnesses, take evi-
11 dence, and require the production of any records re-
12 quired to be maintained under section 2112(d) or
13 2116(e) that are relevant to the investigation.

14 “(c) UNLAWFUL ACT.—It shall be unlawful and a
15 violation of this title for any person covered by this title—

16 “(1) to refuse to provide information required
17 by the Secretary under this title; or

18 “(2) to violate—

19 “(A) a suspension or revocation of the or-
20 ganic certification of a producer or handler; or

21 “(B) a suspension or revocation of the ac-
22 creditation of a certifying agent.

23 “(d) ENFORCEMENT.—

24 “(1) SUSPENSION.—

1 “(A) IN GENERAL.—The Secretary may,
2 after notice and opportunity for an expedited
3 administrative hearing, suspend the organic cer-
4 tification of a producer, handler or the accredi-
5 tation of a certifying agent if—

6 “(i) the Secretary, during such expe-
7 dited administrative hearing, proved that—

8 “(I) in the case of a producer or
9 handler, the producer or handler—

10 “(aa) has recklessly com-
11 mitted a violation of a term, con-
12 dition, or requirement of the or-
13 ganic plan to which the producer
14 or handler is subject; or

15 “(bb) has recklessly com-
16 mitted, or is recklessly commit-
17 ting, a violation of this title; or

18 “(II) in the case of a certifying
19 agent, the agent has recklessly com-
20 mitted, or is recklessly committing, a
21 violation of this title; or

22 “(ii) the producer, handler, or certi-
23 fying agent has waived such expedited ad-
24 ministrative hearing.

1 “(B) ISSUANCE OF SUSPENSION.—A sus-
2 pension issued under this paragraph shall be
3 issued not later than five days after the date on
4 which—

5 “(i) the expedited administrative hear-
6 ing referred to in clause (i) of subpara-
7 graph (A) concludes; or

8 “(ii) the Secretary receives notice of
9 the waiver referred to in clause (ii) of such
10 subparagraph.

11 “(C) DURATION OF SUSPENSION.—The pe-
12 riod of a suspension issued under this para-
13 graph shall be not more than 90 days, begin-
14 ning on the date on which the Secretary issues
15 the suspension.

16 “(D) CURING OF VIOLATIONS.—

17 “(i) IN GENERAL.—The Secretary
18 may not issue a suspension of a certifi-
19 cation or accreditation under this para-
20 graph if the producer, handler, or certi-
21 fying agent subject to such suspension—

22 “(I) before the date on which the
23 suspension would otherwise have been
24 issued, cures, or corrects the defi-
25 ciency giving rise to, the violation for

1 which the certification or accreditation
2 would have been suspended; or

3 “(II) within a reasonable time-
4 frame (as determined by the Sec-
5 retary), enters into a settlement with
6 the Secretary regarding a deficiency
7 referred to in subclause (I).

8 “(ii) DURING SUSPENSION.—The Sec-
9 retary shall terminate the suspension of an
10 organic certification or accreditation issued
11 under this paragraph if the producer, han-
12 dler, or certifying agent subject to such
13 suspension cures the violation for which
14 the certification or accreditation was sus-
15 pended under such subparagraph before
16 the date on which the period of the suspen-
17 sion ends.

18 “(2) REVOCATION.—

19 “(A) IN GENERAL.—The Secretary may,
20 after notice and opportunity for an expedited
21 administrative hearing under this section and
22 an expedited administrative appeal under sec-
23 tion 2121, revoke the organic certification of a
24 producer or handler, or the accreditation of a
25 certifying agent if—

1 “(i) the Secretary, during such hear-
2 ing, proved that—

3 “(I) in the case of a producer or
4 handler, the producer or handler—

5 “(aa) has knowingly com-
6 mitted an egregious violation of a
7 term, condition, or requirement
8 of the organic plan to which the
9 producer or handler is subject; or

10 “(bb) has knowingly com-
11 mitted, or is knowingly commit-
12 ting, an egregious violation of
13 this title; or

14 “(II) in the case of a certifying
15 agent, the agent has knowingly com-
16 mitted, or is knowingly committing,
17 an egregious violation of this title; or

18 “(ii) the producer, handler, or certi-
19 fying agent has waived such expedited ad-
20 ministrative hearing and such an expedited
21 administrative appeal.

22 “(B) INITIATION OF REVOCATION PRO-
23 CEEDINGS.—

24 “(i) IN GENERAL.—If the Secretary
25 finds, during an investigation or during the

1 period of a suspension under paragraph
2 (1), that a producer, handler, or certifying
3 agent has knowingly committed an egre-
4 gious violation of this title, the Secretary
5 shall initiate revocation proceedings with
6 respect to such violation not later than 30
7 days after the date on which the producer,
8 handler, or certifying agent receives notice
9 of such finding in accordance with clause
10 (ii). The Secretary may not initiate revoca-
11 tion proceedings with respect to such viola-
12 tion after the date on which that 30-day
13 period ends.

14 “(ii) NOTICE.—Not later than five
15 days after the date on which the Secretary
16 makes the finding described in clause (i),
17 the Secretary shall provide to the producer,
18 handler, or certifying agent notice of such
19 finding.

20 “(e) APPEAL.—

21 “(1) SUSPENSIONS.—

22 “(A) IN GENERAL.—The suspension of a
23 certification or accreditation under subsection
24 (d)(1) by the Secretary may be appealed to a
25 United States district court in accordance with

1 section 2121(b) not later than 30 business days
2 after the date on which the person subject to
3 such suspension receives notice of the suspen-
4 sion.

5 “(B) SUSPENSION FINAL AND CONCLU-
6 SIVE.—A suspension of a certification or ac-
7 creditation under subsection (d)(1) by the Sec-
8 retary shall be final and conclusive—

9 “(i) in the case of a suspension that
10 is appealed under subparagraph (A) within
11 the 30-day period specified in such sub-
12 paragraph, on the date on which judicial
13 review of such suspension is complete; or

14 “(ii) in the case of a suspension that
15 is not so appealed, the date on which such
16 30-day period ends.

17 “(2) REVOCATIONS.—

18 “(A) IN GENERAL.—The revocation of a
19 certification or an accreditation under sub-
20 section (d)(2) by the Secretary may be appealed
21 to a United States district court in accordance
22 with section 2121(b) not later than 30 business
23 days after the date on which the person subject
24 to such revocation receives notice of the revoca-
25 tion.

1 “(B) REVOCATION FINAL AND CONCLU-
2 SIVE.—A revocation of a certification or an ac-
3 creditation under subsection (d)(2) by the Sec-
4 retary shall be final and conclusive—

5 “(i) in the case of a revocation that is
6 appealed under subparagraph (A) within
7 the 30-day period specified in such sub-
8 paragraph, on the date on which judicial
9 review of such revocation is complete; or

10 “(ii) in the case of a revocation that
11 is not so appealed, the date on which such
12 30-day period ends.

13 “(3) STANDARDS FOR REVIEW OF SUSPENSIONS
14 AND REVOCATIONS.—A suspension or revocation of a
15 certification or an accreditation under subsection (d)
16 shall be reviewed in accordance with the standards
17 of review specified in section 706(2) of title 5,
18 United States Code.

19 “(f) NONCOMPLIANCE.—

20 “(1) IN GENERAL.—If a person covered by this
21 title fails to obey a revocation of a certification or
22 an accreditation under subsection (d)(2) after such
23 revocation has become final and conclusive or after
24 the appropriate United States district court has en-
25 tered a final judgment in favor of the Secretary, the

1 United States may apply to the appropriate United
2 States district court for enforcement of such revoca-
3 tion.

4 “(2) ENFORCEMENT.—If the court determines
5 that the revocation was lawfully made and duly
6 served and that the person violated the revocation,
7 the court shall enforce the revocation.

8 “(3) CIVIL PENALTY.—If the court finds that
9 the person violated the revocation of a certification
10 or an accreditation under subsection (d)(2), the per-
11 son shall be subject to one or more of the penalties
12 provided in subsections (a) and (b) of section 2120.

13 “(g) VIOLATION OF THIS TITLE DEFINED.—In this
14 section, the term ‘violation of this title’ means a violation
15 specified in section 2120.”.

16 **SEC. 10006. FOOD SAFETY EDUCATION INITIATIVES.**

17 Section 10105(e) of the Food, Conservation, and En-
18 ergy Act of 2008 (7 U.S.C. 7655a(e)) is amended by strik-
19 ing “2012” and inserting “2018”.

20 **SEC. 10007. SPECIALTY CROP BLOCK GRANTS.**

21 Section 101 of the Specialty Crops Competitiveness
22 Act of 2004 (7 U.S.C. 1621 note; Public Law 108–465)
23 is amended—

24 (1) in subsection (a)—

1 (A) by striking “subsection (j)” and insert-
2 ing “subsection (l)”; and

3 (B) by striking “2012” and inserting
4 “2018”;

5 (2) by striking subsection (b) and inserting the
6 following new subsection:

7 “(b) GRANTS BASED ON VALUE AND ACREAGE.—
8 Subject to subsection (c), for each State whose application
9 for a grant for a fiscal year that is accepted by the Sec-
10 retary under subsection (f), the amount of the grant for
11 such fiscal year to the State under this section shall bear
12 the same ratio to the total amount made available under
13 subsection (l)(1) for such fiscal year as—

14 “(1) the average of the most recent available
15 value of specialty crop production in the State and
16 the acreage of specialty crop production in the State,
17 as demonstrated in the most recent Census of Agri-
18 culture data; bears to

19 “(2) the average of the most recent available
20 value of specialty crop production in all States and
21 the acreage of specialty crop production in all
22 States, as demonstrated in the most recent Census
23 of Agriculture data.”;

24 (3) by redesignating subsection (j) as sub-
25 section (l);

1 (4) by inserting after subsection (i) the fol-
2 lowing new subsections:

3 “(j) MULTISTATE PROJECTS.—Not later than 180
4 days after the effective date of the Federal Agriculture
5 Reform and Risk Management Act of 2013, the Secretary
6 of Agriculture shall issue guidance for the purpose of mak-
7 ing grants to multistate projects under this section for
8 projects involving—

9 “(1) food safety;

10 “(2) plant pests and disease;

11 “(3) research;

12 “(4) crop-specific projects addressing common
13 issues; and

14 “(5) any other area that furthers the purposes
15 of this section, as determined by the Secretary.

16 “(k) ADMINISTRATION.—

17 “(1) DEPARTMENT.—The Secretary of Agri-
18 culture may not use more than 3 percent of the
19 funds made available to carry out this section for a
20 fiscal year for administrative expenses.

21 “(2) STATES.—A State receiving a grant under
22 this section may not use more than 8 percent of the
23 funds received under the grant for a fiscal year for
24 administrative expenses.”; and

1 (5) in subsection (l) (as redesignated by para-
2 graph (3))—

3 (A) by redesignating paragraphs (1), (2),
4 and (3) as subparagraphs (A), (B), and (C), re-
5 spectively, and moving the margins of such sub-
6 paragraphs two ems to the right;

7 (B) by striking “Of the funds” and insert-
8 ing the following:

9 “(1) IN GENERAL.—Of the funds”;

10 (C) in paragraph (1) (as so designated)—

11 (i) in subparagraph (B) (as redesign-
12 ated by subparagraph (A)), by striking
13 “and” at the end;

14 (ii) in subparagraph (C) (as redesign-
15 ated by subparagraph (A)), by striking
16 the period at the end and inserting a semi-
17 colon; and

18 (iii) by adding at the end the fol-
19 lowing new subparagraphs:

20 “(D) \$72,500,000 for fiscal years 2014
21 through 2017; and

22 “(E) \$85,000,000 for fiscal year 2018.”;
23 and

24 (D) by adding at the end the following new
25 paragraph:

1 “(2) MULTISTATE PROJECTS.—Of the funds
2 made available under paragraph (1), the Secretary
3 may use to carry out subsection (j), to remain avail-
4 able until expended—

5 “(A) \$1,000,000 for fiscal year 2014;

6 “(B) \$2,000,000 for fiscal year 2015;

7 “(C) \$3,000,000 for fiscal year 2016;

8 “(D) \$4,000,000 for fiscal year 2017; and

9 “(E) \$5,000,000 for fiscal year 2018.”.

10 **SEC. 10008. REPORT ON HONEY.**

11 (a) REPORT.—Not later than 180 days after the date
12 of the enactment of this Act, the Secretary of Agriculture,
13 in consultation with persons affected by the potential es-
14 tablishment of a Federal standard for the identity of
15 honey, shall submit to the Commissioner of Food and
16 Drugs a report describing how an appropriate Federal
17 standard for the identity of honey would be in the interest
18 of consumers, the honey industry, and United States agri-
19 culture.

20 (b) CONSIDERATIONS.—In preparing the report re-
21 quired under subsection (a), the Secretary shall take into
22 consideration the March 2006, Standard of Identity citi-
23 zens petition filed with the Food and Drug Administra-
24 tion, including any current industry amendments or clari-
25 fications necessary to update such petition.

1 **SEC. 10009. BULK SHIPMENTS OF APPLES TO CANADA.**

2 (a) BULK SHIPMENT OF APPLES TO CANADA.—Sec-
3 tion 4 of the Export Apple Act (7 U.S.C. 584) is amend-
4 ed—

5 (1) by striking “Apples in” and inserting “(a)
6 Apples in”; and

7 (2) by adding at the end the following new sub-
8 section:

9 “(b) Apples may be shipped to Canada in bulk bins
10 without complying with the provisions of this Act.”.

11 (b) DEFINITION OF BULK BIN.—Section 9 of the Ex-
12 port Apple Act (7 U.S.C. 589) is amended by adding at
13 the end the following new paragraph:

14 “(5) The term ‘bulk bin’ means a bin that contains
15 a quantity of apples weighing more than 100 pounds.”.

16 (c) REGULATIONS.—Not later than 60 days after the
17 date of the enactment of this Act, the Secretary of Agri-
18 culture shall issue regulations to carry out the amend-
19 ments made by this section.

20 **SEC. 10010. INCLUSION OF OLIVE OIL IN IMPORT CON-**
21 **TROLS UNDER THE AGRICULTURAL ADJUST-**
22 **MENT ACT.**

23 Section 8e(a) of the Agricultural Adjustment Act (7
24 U.S.C. 608e–1(a)) is amended by inserting “olive oil,”
25 after “olives (other than Spanish-style green olives),”.

1 **SEC. 10011. CONSOLIDATION OF PLANT PEST AND DISEASE**
2 **MANAGEMENT AND DISASTER PREVENTION**
3 **PROGRAMS.**

4 (a) RELOCATION OF LEGISLATIVE LANGUAGE RE-
5 LATING TO NATIONAL CLEAN PLANT NETWORK.—Section
6 420 of the Plant Protection Act (7 U.S.C. 7721) is amend-
7 ed—

8 (1) by redesignating subsection (e) as sub-
9 section (f); and

10 (2) by inserting after subsection (d) the fol-
11 lowing new subsection:

12 “(e) NATIONAL CLEAN PLANT NETWORK.—

13 “(1) IN GENERAL.—The Secretary shall estab-
14 lish a program to be known as the ‘National Clean
15 Plant Network’ (referred to in this subsection as the
16 ‘Program’).

17 “(2) REQUIREMENTS.—Under the Program, the
18 Secretary shall establish a network of clean plant
19 centers for diagnostic and pathogen elimination serv-
20 ices—

21 “(A) to produce clean propagative plant
22 material; and

23 “(B) to maintain blocks of pathogen-tested
24 plant material in sites located throughout the
25 United States.

1 “(3) AVAILABILITY OF CLEAN PLANT SOURCE
2 MATERIAL.—Clean plant source material produced
3 or maintained under the Program may be made
4 available to—

5 “(A) a State for a certified plant program
6 of the State; and

7 “(B) private nurseries and producers.

8 “(4) CONSULTATION AND COLLABORATION.—In
9 carrying out the Program, the Secretary shall—

10 “(A) consult with—

11 “(i) State departments of agriculture;
12 and

13 “(ii) land-grant colleges and univer-
14 sities and NLGCA Institutions (as those
15 terms are defined in section 1404 of the
16 National Agricultural Research, Extension,
17 and Teaching Policy Act of 1977 (7 U.S.C.
18 3103)); and

19 “(B) to the extent practicable and with
20 input from the appropriate State officials and
21 industry representatives, use existing Federal or
22 State facilities to serve as clean plant centers.

23 “(5) FUNDING FOR FISCAL YEAR 2013.—There
24 is authorized to be appropriated to carry out the
25 Program \$5,000,000 for fiscal year 2013.”.

1 (b) FUNDING.—Subsection (f) of section 420 of the
2 Plant Protection Act (7 U.S.C. 7721) (as so redesignated)
3 is amended—

4 (1) in paragraph (3), by striking “and” at the
5 end;

6 (2) in paragraph (4), by striking “and each fis-
7 cal year thereafter.” and inserting a semicolon; and

8 (3) by adding at the end the following new
9 paragraphs:

10 “(5) \$62,500,000 for fiscal years 2014 through
11 2017; and

12 “(6) \$75,000,000 for fiscal year 2018.”.

13 (c) REPEAL OF EXISTING PROVISION.—Effective Oc-
14 tober 1, 2013, section 10202 of the Food, Conservation,
15 and Energy Act of 2008 (7 U.S.C. 7761) is repealed.

16 (d) CLARIFICATION OF USE OF FUNDS FOR TECH-
17 NICAL ASSISTANCE.—Section 420 of the Plant Protection
18 Act (7 U.S.C. 7721) (as amended by subsection (a)) is
19 amended by adding at the end the following new sub-
20 section:

21 “(g) RELATIONSHIP TO OTHER LAW.—The use of
22 Commodity Credit Corporation funds under this section
23 to provide technical assistance shall not be considered an
24 allotment or fund transfer from the Commodity Credit
25 Corporation for purposes of the limit on expenditures for

1 technical assistance imposed by section 11 of the Com-
2 modify Credit Corporation Charter Act (15 U.S.C.
3 714i).”.

4 **SEC. 10012. MODIFICATION, CANCELLATION, OR SUSPEN-**
5 **SION ON BASIS OF A BIOLOGICAL OPINION.**

6 (a) IN GENERAL.—Except in the case of a voluntary
7 request from a pesticide registrant to amend a registration
8 under section 3 of the Federal Insecticide, Fungicide, and
9 Rodenticide Act (7 U.S.C. 136a), a registration of a pes-
10 ticide may be modified, canceled, or suspended on the
11 basis of the implementation of a Biological Opinion issued
12 by the National Marine Fisheries Service or the United
13 States Fish and Wildlife Service prior to the date of com-
14 pletion of the study referred to in subsection (b), or Janu-
15 ary 1, 2015, whichever is earlier, only if—

16 (1) the modification, cancellation, or suspension
17 is undertaken pursuant to section 6 of such Act (7
18 U.S.C. 136d); and

19 (2) the Biological Opinion complies with the
20 recommendations contained in the study referred to
21 in subsection (b).

22 (b) NATIONAL ACADEMY OF SCIENCES STUDY.—The
23 study commissioned by the Administrator of the Environ-
24 mental Protection Agency on March 10, 2011, shall in-
25 clude, at a minimum, each of the following:

1 (1) A formal, independent, and external peer
2 review, consistent with Office of Management and
3 Budget policies, of each Biological Opinion described
4 in subsection (a).

5 (2) Assessment of economic impacts of meas-
6 ures or alternatives recommended in each such Bio-
7 logical Opinion.

8 (3) An examination of the specific scientific and
9 procedural questions and issues pertaining to eco-
10 nomic feasibility contained in the June 23, 2011, let-
11 ter sent to the Administrator (and other Federal of-
12 ficials) by the Chairmen of the Committee on Agri-
13 culture, the Committee on Natural Resources, and
14 the Subcommittee on Interior, Environment, and
15 Related Agencies of the Committee on Appropria-
16 tions, of the House of Representatives.

17 **SEC. 10013. USE AND DISCHARGES OF AUTHORIZED PES-**
18 **TICIDES.**

19 (a) **SHORT TITLE.**—This section may be cited as the
20 “Reducing Regulatory Burdens Act of 2013”.

21 (b) **USE OF AUTHORIZED PESTICIDES.**—Section 3(f)
22 of the Federal Insecticide, Fungicide, and Rodenticide Act
23 (7 U.S.C. 136a(f)) is amended by adding at the end the
24 following:

1 “(5) USE OF AUTHORIZED PESTICIDES.—Ex-
2 cept as provided in section 402(s) of the Federal
3 Water Pollution Control Act, the Administrator or a
4 State may not require a permit under such Act for
5 a discharge from a point source into navigable
6 waters of a pesticide authorized for sale, distribu-
7 tion, or use under this Act, or the residue of such
8 a pesticide, resulting from the application of such
9 pesticide.”.

10 (c) DISCHARGES OF PESTICIDES.—Section 402 of
11 the Federal Water Pollution Control Act (33 U.S.C. 1342)
12 is amended by adding at the end the following:

13 “(s) DISCHARGES OF PESTICIDES.—

14 “(1) NO PERMIT REQUIREMENT.—Except as
15 provided in paragraph (2), a permit shall not be re-
16 quired by the Administrator or a State under this
17 Act for a discharge from a point source into navi-
18 gable waters of a pesticide authorized for sale, dis-
19 tribution, or use under the Federal Insecticide, Fun-
20 gicide, and Rodenticide Act, or the residue of such
21 a pesticide, resulting from the application of such
22 pesticide.

23 “(2) EXCEPTIONS.—Paragraph (1) shall not
24 apply to the following discharges of a pesticide or
25 pesticide residue:

1 “(A) A discharge resulting from the appli-
2 cation of a pesticide in violation of a provision
3 of the Federal Insecticide, Fungicide, and
4 Rodenticide Act that is relevant to protecting
5 water quality, if—

6 “(i) the discharge would not have oc-
7 curred but for the violation; or

8 “(ii) the amount of pesticide or pes-
9 ticide residue in the discharge is greater
10 than would have occurred without the vio-
11 lation.

12 “(B) Stormwater discharges subject to reg-
13 ulation under subsection (p).

14 “(C) The following discharges subject to
15 regulation under this section:

16 “(i) Manufacturing or industrial efflu-
17 ent.

18 “(ii) Treatment works effluent.

19 “(iii) Discharges incidental to the nor-
20 mal operation of a vessel, including a dis-
21 charge resulting from ballasting operations
22 or vessel biofouling prevention.”.

1 TITLE XI—CROP INSURANCE**2 SEC. 11001. INFORMATION SHARING.**

3 Section 502(c) of the Federal Crop Insurance Act (7
4 U.S.C. 1502(c)) is amended by adding at the end the fol-
5 lowing new paragraph:

6 “(4) INFORMATION.—

7 “(A) REQUEST.—Subject to subparagraph
8 (B), the Farm Service Agency shall, in a timely
9 manner, provide to an agent or an approved in-
10 surance provider authorized by the producer
11 any information (including Farm Service Agen-
12 cy Form 578s (or any successor form) or maps
13 (or any corrections to those forms or maps)
14 that may assist the agent or approved insurance
15 provider in insuring the producer under a policy
16 or plan of insurance under this subtitle.

17 “(B) PRIVACY.—Except as provided in
18 subparagraph (C), an agent or approved insur-
19 ance provider that receives the information of a
20 producer pursuant to subparagraph (A) shall
21 treat the information in accordance with para-
22 graph (1).

23 “(C) SHARING.—Nothing in this section
24 prohibits the sharing of the information of a
25 producer pursuant to subparagraph (A) be-

1 tween the agent and the approved insurance
2 provider of the producer.”.

3 **SEC. 11002. PUBLICATION OF INFORMATION ON VIOLA-**
4 **TIONS OF PROHIBITION ON PREMIUM AD-**
5 **JUSTMENTS.**

6 Section 508(a)(9) of the Federal Crop Insurance Act
7 (7 U.S.C. 1508(a)(9)) is amended by adding at the end
8 the following new subparagraph:

9 “(C) PUBLICATION OF VIOLATIONS.—

10 “(i) PUBLICATION REQUIRED.—Sub-
11 ject to clause (ii), the Corporation shall
12 publish in a timely manner on the website
13 of the Risk Management Agency informa-
14 tion regarding each violation of this para-
15 graph, including any sanctions imposed in
16 response to the violation, in sufficient de-
17 tail so that the information may serve as
18 effective guidance to approved insurance
19 providers, agents, and producers.

20 “(ii) PROTECTION OF PRIVACY.—In
21 providing information under clause (i) re-
22 garding violations of this paragraph, the
23 Corporation shall redact the identity of the
24 persons and entities committing the viola-
25 tions in order to protect their privacy.”.

1 **SEC. 11003. SUPPLEMENTAL COVERAGE OPTION.**

2 (a) AVAILABILITY OF SUPPLEMENTAL COVERAGE
3 OPTION.—Paragraph (3) of section 508(c) of the Federal
4 Crop Insurance Act (7 U.S.C. 1508(c)) is amended to read
5 as follows:

6 “(3) YIELD AND LOSS BASIS OPTIONS.—A pro-
7 ducer shall have the option of purchasing additional
8 coverage based on—

9 “(A)(i) an individual yield and loss basis;

10 or

11 “(ii) an area yield and loss basis;

12 “(B) an individual yield and loss basis,
13 supplemented with coverage based on an area
14 yield and loss basis to cover a part of the de-
15 ductible under the individual yield and loss pol-
16 icy, as described in paragraph (4)(C); or

17 “(C) a margin basis alone or in combina-
18 tion with the coverages available in subpara-
19 graph (A) or (B).”.

20 (b) LEVEL OF COVERAGE.—Paragraph (4) of section
21 508(c) of the Federal Crop Insurance Act (7 U.S.C.
22 1508(c)) is amended to read as follows:

23 “(4) LEVEL OF COVERAGE.—

24 “(A) DOLLAR DENOMINATION AND PER-
25 CENTAGE OF YIELD.—Except as provided in
26 subparagraph (C), the level of coverage—

1 “(i) shall be dollar denominated; and

2 “(ii) may be purchased at any level
3 not to exceed 85 percent of the individual
4 yield or 95 percent of the area yield (as de-
5 termined by the Corporation).

6 “(B) INFORMATION.—The Corporation
7 shall provide producers with information on cat-
8 astrophic risk and additional coverage in terms
9 of dollar coverage (within the allowable limits of
10 coverage provided in this paragraph).

11 “(C) SUPPLEMENTAL COVERAGE OP-
12 TION.—

13 “(i) IN GENERAL.—Notwithstanding
14 subparagraph (A), in the case of the sup-
15 plemental coverage option described in
16 paragraph (3)(B), the Corporation shall
17 offer producers the opportunity to pur-
18 chase coverage in combination with a pol-
19 icy or plan of insurance offered under this
20 subtitle that would allow indemnities to be
21 paid to a producer equal to a part of the
22 deductible under the policy or plan of in-
23 surance—

24 “(I) at a county-wide level to the
25 fullest extent practicable; or

1 “(II) in counties that lack suffi-
2 cient data, on the basis of such larger
3 geographical area as the Corporation
4 determines to provide sufficient data
5 for purposes of providing the cov-
6 erage.

7 “(ii) TRIGGER.—Coverage offered
8 under paragraph (3)(B) and clause (i)
9 shall be triggered only if the losses in the
10 area exceed 10 percent of normal levels (as
11 determined by the Corporation).

12 “(iii) COVERAGE.—Subject to the trig-
13 ger described in clause (ii), coverage of-
14 fered under paragraph (3)(B) and clause
15 (i) shall not exceed the difference be-
16 tween—

17 “(I) 90 percent; and

18 “(II) the coverage level selected
19 by the producer for the underlying
20 policy or plan of insurance.

21 “(iv) INELIGIBLE CROPS AND
22 ACRES.—Crops for which the producer has
23 elected under section 1107(c)(1) of the
24 Federal Agriculture Reform and Risk
25 Management Act of 2013 to receive rev-

1 enue loss coverage and acres that are en-
2 rolled in the stacked income protection
3 plan under section 508B shall not be eligi-
4 ble for supplemental coverage under this
5 subparagraph.

6 “(v) CALCULATION OF PREMIUM.—
7 Notwithstanding subsection (d), the pre-
8 mium for coverage offered under para-
9 graph (3)(B) and clause (i) shall—

10 “(I) be sufficient to cover antici-
11 pated losses and a reasonable reserve;
12 and

13 “(II) include an amount for oper-
14 ating and administrative expenses es-
15 tablished in accordance with sub-
16 section (k)(4)(F).”.

17 (c) PAYMENT OF PORTION OF PREMIUM BY COR-
18 PORATION.—Section 508(e)(2) of the Federal Crop Insur-
19 ance Act (7 U.S.C. 1508(e)(2)) is amended by adding at
20 the end the following new subparagraph:

21 “(H) In the case of the supplemental cov-
22 erage option authorized in subsection (c)(4)(C),
23 the amount shall be equal to the sum of—

24 “(i) 65 percent of the additional pre-
25 mium associated with the coverage; and

1 “(ii) the amount determined under
2 subsection (c)(4)(C)(vi)(II), subject to sub-
3 section (k)(4)(F), for the coverage to cover
4 operating and administrative expenses.”.

5 (d) EFFECTIVE DATE.—The Federal Crop Insurance
6 Corporation shall begin to provide additional coverage
7 based on an individual yield and loss basis, supplemented
8 with coverage based on an area yield and loss basis, not
9 later than for the 2014 crop year.

10 **SEC. 11004. PREMIUM AMOUNTS FOR CATASTROPHIC RISK**
11 **PROTECTION.**

12 Subparagraph (A) of section 508(d)(2) of the Federal
13 Crop Insurance Act (7 U.S.C. 1508(d)(2)) is amended to
14 read as follows:

15 “(A) In the case of catastrophic risk pro-
16 tection, the amount of the premium established
17 by the Corporation for each crop for which cat-
18 astrophic risk protection is available shall be re-
19 duced by the percentage equal to the difference
20 between the average loss ratio for the crop and
21 100 percent, plus a reasonable reserve.”.

22 **SEC. 11005. REPEAL OF PERFORMANCE-BASED DISCOUNT.**

23 (a) REPEAL.—Section 508(d) of the Federal Crop In-
24 surance Act (7 U.S.C. 1508(d)) is amended—

25 (1) by striking paragraph (3); and

1 (2) by redesignating paragraph (4) as para-
2 graph (3).

3 (b) CONFORMING AMENDMENT.—Section
4 508(a)(9)(B) of the Federal Crop Insurance Act (7 U.S.C.
5 1508(a)(9)(B)) is amended—

6 (1) by inserting “or” at the end of clause (i);

7 (2) by striking clause (ii); and

8 (3) by redesignating clause (iii) as clause (ii).

9 **SEC. 11006. PERMANENT ENTERPRISE UNIT SUBSIDY.**

10 Subparagraph (A) of section 508(e)(5) of the Federal
11 Crop Insurance Act (7 U.S.C. 1508(e)(5)) is amended to
12 read as follows:

13 “(A) IN GENERAL.—The Corporation may
14 pay a portion of the premiums for plans or poli-
15 cies of insurance for which the insurable unit is
16 defined on a whole farm or enterprise unit basis
17 that is higher than would otherwise be paid in
18 accordance with paragraph (2).”.

19 **SEC. 11007. ENTERPRISE UNITS FOR IRRIGATED AND NON-**
20 **IRRIGATED CROPS.**

21 Section 508(e)(5) of the Federal Crop Insurance Act
22 (7 U.S.C. 1508(e)(5)) is amended by adding at the end
23 the following new subparagraph:

24 “(D) NONIRRIGATED CROPS.—Beginning
25 with the 2014 crop year, the Corporation shall

1 make available separate enterprise units for ir-
2 rigated and nonirrigated acreage of crops in
3 counties.”.

4 **SEC. 11008. DATA COLLECTION.**

5 Section 508(g)(2) of the Federal Crop Insurance Act
6 (7 U.S.C. 1508(g)(2)) is amended by adding at the end
7 the following new subparagraph:

8 “(E) SOURCES OF YIELD DATA.—To deter-
9 mine yields under this paragraph, the Corpora-
10 tion—

11 “(i) shall use county data collected by
12 the Risk Management Agency or the Na-
13 tional Agricultural Statistics Service, or
14 both; or

15 “(ii) if sufficient county data is not
16 available, may use other data considered
17 appropriate by the Secretary.”.

18 **SEC. 11009. ADJUSTMENT IN ACTUAL PRODUCTION HIS-**
19 **TORY TO ESTABLISH INSURABLE YIELDS.**

20 Section 508(g)(4)(B) of the Federal Crop Insurance
21 Act (7 U.S.C. 1508(g)(4)(B)) is amended by striking
22 “60” each place it appears and inserting “70”.

23 **SEC. 11010. SUBMISSION AND REVIEW OF POLICIES.**

24 (a) IN GENERAL.—Section 508(h) of the Federal
25 Crop Insurance Act (7 U.S.C. 1508(h)) is amended—

1 (1) in paragraph (1)—

2 (A) by redesignating subparagraphs (A)
3 and (B) as clauses (i) and (ii), respectively, and
4 indenting appropriately;

5 (B) by striking “(1) IN GENERAL.—In ad-
6 dition” and inserting the following:

7 “(1) AUTHORITY TO SUBMIT.—

8 “(A) IN GENERAL.—In addition”; and

9 (C) by adding at the end the following new
10 subparagraph:

11 “(B) REVIEW AND SUBMISSION BY COR-
12 PORATION.—The Corporation shall review any
13 policy developed under section 522(c) or any
14 pilot program developed under section 523 and
15 submit the policy or program to the Board
16 under this subsection if the Corporation, at the
17 sole discretion of the Corporation, finds that
18 the policy or program—

19 “(i) will likely result in a viable and
20 marketable policy consistent with this sub-
21 section;

22 “(ii) would provide crop insurance
23 coverage in a significantly improved form;
24 and

1 “(iii) adequately protects the interests
2 of producers.”; and

3 (2) in paragraph (3)—

4 (A) by striking “A policy” and inserting
5 the following:

6 “(A) IN GENERAL.—A policy”; and

7 (B) by adding at the end the following new
8 subparagraph:

9 “(B) SPECIFIED REVIEW AND APPROVAL
10 PRIORITIES.—In reviewing policies and other
11 materials submitted to the Board under this
12 subsection for approval, the Board—

13 “(i) shall make the development and
14 approval of a revenue policy for peanut
15 producers a priority so that a revenue pol-
16 icy is available to peanut producers in time
17 for the 2014 crop year;

18 “(ii) shall make the development and
19 approval of a margin coverage policy for
20 rice producers a priority so that a margin
21 coverage policy is available to rice pro-
22 ducers in time for the 2014 crop year; and

23 “(iii) may approve a submission that
24 is made pursuant to this subsection that
25 would, beginning with the 2014 crop year,

1 allow producers that purchase policies in
2 accordance with subsection (e)(5)(A) to
3 separate enterprise units by risk rating for
4 acreage of crops in counties.”.

5 (b) ADVANCE PAYMENTS.—Section 522(b)(2)(E) of
6 the Federal Crop Insurance Act (7 U.S.C. 1522(b)(2)(E))
7 is amended by striking “50 percent” and inserting “75
8 percent”.

9 **SEC. 11011. EQUITABLE RELIEF FOR SPECIALTY CROP**
10 **POLICIES.**

11 Section 508(k)(8)(E) of the Federal Crop Insurance
12 Act of 1938 (7 U.S.C. 1508(k)(8)(E)) is amended by add-
13 ing at the end the following new clause:

14 “(iii) EQUITABLE RELIEF FOR SPE-
15 CIALTY CROP POLICIES.—

16 “(I) IN GENERAL.—For each of
17 the 2011 through 2015 reinsurance
18 years, in addition to the total amount
19 of funding for reimbursement of ad-
20 ministrative and operating costs that
21 is otherwise required to be made avail-
22 able in each such reinsurance year
23 pursuant to an agreement entered
24 into by the Corporation, the Corpora-
25 tion shall use \$41,000,000 to provide

1 additional reimbursement with respect
2 to eligible insurance contracts for any
3 agricultural commodity that is not eli-
4 gible for a benefit under subtitles A,
5 B or C of title I of the Federal Agri-
6 culture Reform and Risk Management
7 Act of 2013.

8 “(II) TREATMENT.—Additional
9 reimbursements made under this
10 clause shall be included as part of the
11 base level of administrative and oper-
12 ating expense reimbursement to which
13 any limit on compensation to persons
14 involved in the direct sale and service
15 of any eligible crop insurance contract
16 required under an agreement entered
17 into by the Corporation is applied.

18 “(III) RULE OF CONSTRUC-
19 TION.—Nothing in this clause shall be
20 construed as statutory assent to the
21 limit described in subclause (II).”.

1 **SEC. 11012. BUDGET LIMITATIONS ON RENEGOTIATION OF**
2 **THE STANDARD REINSURANCE AGREEMENT.**

3 Section 508(k)(8) of the Federal Crop Insurance Act
4 of 1938 (7 U.S.C. 1508(k)(8)) is amended by adding at
5 the end the following new subparagraph:

6 “(F) BUDGET.—

7 “(i) IN GENERAL.—The Board shall
8 ensure that any Standard Reinsurance
9 Agreement negotiated under subparagraph
10 (A)(ii), as compared to the previous Stand-
11 ard Reinsurance Agreement—

12 “(I) to the maximum extent prac-
13 ticable, shall be budget neutral; and

14 “(II) in no event, may signifi-
15 cantly depart from budget neutrality.

16 “(ii) USE OF SAVINGS.—To the extent
17 that any budget savings is realized in the
18 renegotiation of a Standard Reinsurance
19 Agreement under subparagraph (A)(ii),
20 and the savings are determined not to be
21 a significant departure from budget neu-
22 trality under clause (i), the savings shall
23 be used to increase the obligations of the
24 Corporation under subsections (e)(2) or
25 (k)(4) or section 523.”.

1 **SEC. 11013. CROP PRODUCTION ON NATIVE SOIL.**

2 (a) FEDERAL CROP INSURANCE.—Section 508(o) of
3 the Federal Crop Insurance Act (7 U.S.C. 1508(o)) is
4 amended—

5 (1) in paragraph (1)(B), by inserting “, or the
6 producer cannot substantiate that the ground has
7 ever been tilled,” after “tilled”;

8 (2) in paragraph (2)—

9 (A) in the paragraph heading, by striking
10 “INELIGIBILITY FOR” and inserting “REDUC-
11 TION IN”; and

12 (B) in subparagraph (A), by striking “for
13 benefits under—” and all that follows through
14 the period at the end and inserting “for—

15 “(i) a portion of crop insurance pre-
16 mium subsidies under this subtitle in ac-
17 cordance with paragraph (3);

18 “(ii) benefits under section 196 of the
19 Federal Agriculture Improvement and Re-
20 form Act of 1996 (7 U.S.C. 7333); and

21 “(iii) payments described in sub-
22 section (b) or (c) of section 1001 of the
23 Food Security Act of 1985 (7 U.S.C.
24 1308).”; and

25 (3) by striking paragraph (3) and inserting the
26 following new paragraphs:

1 “(3) ADMINISTRATION.—

2 “(A) IN GENERAL.—During the first 4
3 crop years of planting on native sod acreage by
4 a producer described in paragraph (2)—

5 “(i) paragraph (2) shall apply to 65
6 percent of the transitional yield of the pro-
7 ducer; and

8 “(ii) the crop insurance premium sub-
9 sidy provided for the producer under this
10 subtitle shall be 50 percentage points less
11 than the premium subsidy that would oth-
12 erwise apply.

13 “(B) YIELD SUBSTITUTION.—During the
14 period native sod acreage is covered by this sub-
15 section, a producer may not substitute yields
16 for the native sod acreage.

17 “(4) APPLICATION.—This subsection shall only
18 apply to native sod in the Prairie Pothole National
19 Priority Area.”.

20 (b) NONINSURED CROP DISASTER ASSISTANCE.—
21 Section 196(a)(4) of the Federal Agriculture Improvement
22 and Reform Act of 1996 (7 U.S.C. 7333(a)(4)) is amend-
23 ed—

24 (1) in the paragraph heading, by striking “IN-
25 ELIGIBILITY” and inserting “BENEFIT REDUCTION”;

1 (2) in subparagraph (A)(ii), by inserting “, or
2 the producer cannot substantiate that the ground
3 has ever been tilled,” after “tilled”;

4 (3) in subparagraph (B)—

5 (A) in the subparagraph heading, by strik-
6 ing “INELIGIBILITY” and inserting “REDUC-
7 TION IN”; and

8 (B) in clause (i), by striking “for benefits
9 under—” and all that follows through the pe-
10 riod at the end and inserting “for—

11 “(I) benefits under this section;

12 “(II) a portion of crop insurance
13 premium subsidies under the Federal
14 Crop Insurance Act (7 U.S.C. 1501 et
15 seq.) in accordance with subparagraph
16 (C); and

17 “(III) payments described in sub-
18 section (b) or (c) of section 1001 of
19 the Food Security Act of 1985 (7
20 U.S.C. 1308).”; and

21 (4) by striking subparagraph (C) and inserting
22 the following new subparagraphs:

23 “(C) ADMINISTRATION.—

24 “(i) IN GENERAL.—During the first 4
25 crop years of planting on native sod acre-

1 age by a producer described in subpara-
2 graph (B)—

3 “(I) subparagraph (B) shall
4 apply to 65 percent of the transitional
5 yield of the producer; and

6 “(II) the crop insurance premium
7 subsidy provided for the producer
8 under the Federal Crop Insurance Act
9 (7 U.S.C. 1501 et seq.) shall be 50
10 percentage points less than the pre-
11 mium subsidy that would otherwise
12 apply.

13 “(ii) YIELD SUBSTITUTION.—During
14 the period native sod acreage is covered by
15 this paragraph, a producer may not sub-
16 stitute yields for the native sod acreage.

17 “(D) APPLICATION.—This paragraph shall
18 only apply to native sod in the Prairie Pothole
19 National Priority Area.”.

20 (c) CROPLAND REPORT.—

21 (1) BASELINE.—Not later than 180 days after
22 the date of enactment of this Act, the Secretary of
23 Agriculture shall submit to the Committee on Agri-
24 culture of the House of Representatives and the
25 Committee on Agriculture, Nutrition, and Forestry

1 of the Senate a report that describes the cropland
2 acreage in each applicable county and State, and the
3 change in cropland acreage from the preceding year
4 in each applicable county and State, beginning with
5 calendar year 2000 and including that information
6 for the most recent year for which that information
7 is available.

8 (2) ANNUAL UPDATES.—Not later than Janu-
9 ary 1, 2015, and each January 1 thereafter through
10 January 1, 2018, the Secretary of Agriculture shall
11 submit to the Committee on Agriculture of the
12 House of Representatives and the Committee on Ag-
13 riculture, Nutrition, and Forestry of the Senate a
14 report that describes—

15 (A) the cropland acreage in each applicable
16 county and State as of the date of submission
17 of the report; and

18 (B) the change in cropland acreage from
19 the preceding year in each applicable county
20 and State.

21 **SEC. 11014. COVERAGE LEVELS BY PRACTICE.**

22 Section 508 of the Federal Crop Insurance Act of
23 1938 (7 U.S.C. 1508) is amended by adding at the end
24 the following new subsection:

1 “(p) **COVERAGE LEVELS BY PRACTICE.**—Beginning
2 with the 2015 crop year, a producer that produces an agri-
3 cultural commodity on both dry land and irrigated land
4 may elect a different coverage level for each production
5 practice.”.

6 **SEC. 11015. BEGINNING FARMER AND RANCHER PROVI-**
7 **SIONS.**

8 (a) **DEFINITION.**—Section 502(b) of the Federal
9 Crop Insurance Act (7 U.S.C. 1502(b)) is amended—

10 (1) by redesignating paragraphs (3) through
11 (9) as paragraphs (4) through (10), respectively;
12 and

13 (2) by inserting after paragraph (2) the fol-
14 lowing:

15 “(3) **BEGINNING FARMER OR RANCHER.**—The
16 term ‘beginning farmer or rancher’ means a farmer
17 or rancher who has not actively operated and man-
18 aged a farm or ranch with a bona fide insurable in-
19 terest in a crop or livestock as an owner-operator,
20 landlord, tenant, or sharecropper for more than 5
21 crop years, as determined by the Secretary.”.

22 (b) **PREMIUM ADJUSTMENTS.**—Section 508 of the
23 Federal Crop Insurance Act (7 U.S.C. 1508) is amend-
24 ed—

1 (1) in subsection (b)(5)(E), by inserting “and
2 beginning farmers or ranchers” after “limited re-
3 source farmers”;

4 (2) in subsection (e), by adding at the end the
5 following new paragraph:

6 “(8) PREMIUM FOR BEGINNING FARMERS OR
7 RANCHERS.—Notwithstanding any other provision of
8 this subsection regarding payment of a portion of
9 premiums, a beginning farmer or rancher shall re-
10 ceive premium assistance that is 10 percentage
11 points greater than premium assistance that would
12 otherwise be available under paragraphs (2) (except
13 for subparagraph (A) of that paragraph), (5), (6),
14 and (7) for the applicable policy, plan of insurance,
15 and coverage level selected by the beginning farmer
16 or rancher.”; and

17 (3) in subsection (g)—

18 (A) in paragraph (2)(B)—

19 (i) in clause (i), by striking “or” at
20 the end;

21 (ii) in clause (ii)(III), by striking the
22 period at the end and inserting “; or”; and

23 (iii) by adding at the end the fol-
24 lowing:

1 “(iii) if the producer is a beginning
2 farmer or rancher who was previously in-
3 volved in a farming or ranching operation,
4 including involvement in the decision-
5 making or physical involvement in the pro-
6 duction of the crop or livestock on the
7 farm, for any acreage obtained by the be-
8 ginning farmer or rancher, a yield that is
9 the higher of—

10 “(I) the actual production history
11 of the previous producer of the crop
12 or livestock on the acreage determined
13 under subparagraph (A); or

14 “(II) a yield of the producer, as
15 determined in clause (i).”; and

16 (B) in paragraph (4)(B)(ii) (as amended
17 by section 11009)—

18 (i) by inserting “(I)” after “(ii)”;

19 (ii) by striking the period at the end
20 and inserting “; or”; and

21 (iii) by adding at the end the fol-
22 lowing:

23 “(II) in the case of begin-
24 ning farmers or ranchers, replace
25 each excluded yield with a yield

1 equal to 80 percent of the appli-
2 cable transitional yield.”.

3 **SEC. 11016. STACKED INCOME PROTECTION PLAN FOR PRO-**
4 **DUCERS OF UPLAND COTTON.**

5 (a) AVAILABILITY OF STACKED INCOME PROTECTION
6 PLAN FOR PRODUCERS OF UPLAND COTTON.—The Fed-
7 eral Crop Insurance Act is amended by inserting after sec-
8 tion 508A (7 U.S.C. 1508a) the following new section:

9 **“SEC. 508B. STACKED INCOME PROTECTION PLAN FOR**
10 **PRODUCERS OF UPLAND COTTON.**

11 “(a) AVAILABILITY.—Beginning not later than the
12 2014 crop of upland cotton, the Corporation shall make
13 available to producers of upland cotton an additional pol-
14 icy (to be known as the ‘Stacked Income Protection Plan’),
15 which shall provide coverage consistent with the Group
16 Risk Income Protection Plan (and the associated Harvest
17 Revenue Option Endorsement) offered by the Corporation
18 for the 2011 crop year.

19 “(b) REQUIRED TERMS.—The Corporation may mod-
20 ify the Stacked Income Protection Plan on a program-wide
21 basis, except that the Stacked Income Protection Plan
22 shall comply with the following requirements:

23 “(1) Provide coverage for revenue loss of not
24 less than 10 percent and not more than 30 percent
25 of expected county revenue, specified in increments

1 of 5 percent. The deductible is the minimum percent
2 of revenue loss at which indemnities are triggered
3 under the plan, not to be less than 10 percent of the
4 expected county revenue.

5 “(2) Be offered to producers of upland cotton
6 in all counties with upland cotton production—

7 “(A) at a county-wide level to the fullest
8 extent practicable; or

9 “(B) in counties that lack sufficient data,
10 on the basis of such larger geographical area as
11 the Corporation determines to provide sufficient
12 data for purposes of providing the coverage.

13 “(3) Be purchased in addition to any other in-
14 dividual or area coverage in effect on the producer’s
15 acreage or as a stand-alone policy, except that if a
16 producer has an individual or area coverage for the
17 same acreage, the maximum coverage available
18 under the Stacked Income Protection Plan shall not
19 exceed the deductible for the individual or area cov-
20 erage.

21 “(4) Establish coverage based on—

22 “(A) the expected price established under
23 existing Group Risk Income Protection or area
24 wide policy offered by the Corporation for the
25 applicable county (or area) and crop year; and

1 “(B) an expected county yield that is the
2 higher of—

3 “(i) the expected county yield estab-
4 lished for the existing area-wide plans of-
5 fered by the Corporation for the applicable
6 county (or area) and crop year (or, in geo-
7 graphic areas where area-wide plans are
8 not offered, an expected yield determined
9 in a manner consistent with those of area-
10 wide plans); or

11 “(ii) the average of the applicable
12 yield data for the county (or area) for the
13 most recent 5 years, excluding the highest
14 and lowest observations, from the Risk
15 Management Agency or the National Agri-
16 cultural Statistics Service (or both) or, if
17 sufficient county data is not available, such
18 other data considered appropriate by the
19 Secretary.

20 “(5) Use a multiplier factor to establish max-
21 imum protection per acre (referred to as a ‘protec-
22 tion factor’) of not less than the higher of the level
23 established on a program wide basis or 120 percent.

24 “(6) Pay an indemnity based on the amount
25 that the expected county revenue exceeds the actual

1 county revenue, as applied to the individual coverage
2 of the producer. Indemnities under the Stacked In-
3 come Protection Plan shall not include or overlap
4 the amount of the deductible selected under para-
5 graph (1).

6 “(7) In all counties for which data are avail-
7 able, establish separate coverage levels for irrigated
8 and non-irrigated practices.

9 “(c) PREMIUM.—Notwithstanding section 508(d), the
10 premium for the Stacked Income Protection Plan shall—

11 “(1) be sufficient to cover anticipated losses
12 and a reasonable reserve; and

13 “(2) include an amount for operating and ad-
14 ministrative expenses established in accordance with
15 section 508(k)(4)(F).

16 “(d) PAYMENT OF PORTION OF PREMIUM BY COR-
17 PORATION.—Subject to section 508(e)(4), the amount of
18 premium paid by the Corporation for all qualifying cov-
19 erage levels of the Stacked Income Protection Plan shall
20 be—

21 “(1) 80 percent of the amount of the premium
22 established under subsection (c) for the coverage
23 level selected; and

24 “(2) the amount determined under subsection
25 (c)(2), subject to section 508(k)(4)(F), for the cov-

1 erage to cover administrative and operating ex-
2 penses.

3 “(e) **RELATION TO OTHER COVERAGES.**—The
4 Stacked Income Protection Plan is in addition to all other
5 coverages available to producers of upland cotton.”.

6 (b) **CONFORMING AMENDMENT.**—Section
7 508(k)(4)(F) of the Federal Crop Insurance Act (7 U.S.C.
8 1508(k)(4)(F)) is amended by inserting “or authorized
9 under subsection (c)(4)(C) or section 508B” after “of this
10 subparagraph”.

11 **SEC. 11017. PEANUT REVENUE CROP INSURANCE.**

12 The Federal Crop Insurance Act is amended by in-
13 serting after section 508B, as added by the previous sec-
14 tion, the following new section:

15 **“SEC. 508C. PEANUT REVENUE CROP INSURANCE.**

16 “(a) **IN GENERAL.**—Effective beginning with the
17 2014 crop year, the Risk Management Agency and the
18 Corporation shall make available to producers of peanuts
19 a revenue crop insurance program for peanuts.

20 “(b) **EFFECTIVE PRICE.**—Subject to subsection (c),
21 for purposes of the revenue crop insurance program and
22 the multiperil crop insurance program under this Act, the
23 effective price for peanuts shall be equal to the Rotterdam
24 price index for peanuts, as adjusted to reflect the farmer
25 stock price of peanuts in the United States.

1 “(c) ADJUSTMENTS.—

2 “(1) IN GENERAL.—The effective price for pea-
3 nuts established under subsection (b) may be ad-
4 justed by the Risk Management Agency and the
5 Corporation to correct distortions.

6 “(2) ADMINISTRATION.—If an adjustment is
7 made under paragraph (1), the Risk Management
8 Agency and the Corporation shall—

9 “(A) make the adjustment in an open and
10 transparent manner; and

11 “(B) submit to the Committee on Agri-
12 culture of the House of Representatives and the
13 Committee on Agriculture, Nutrition, and For-
14 estry of the Senate a report that describes the
15 reasons for the adjustment.”.

16 **SEC. 11018. AUTHORITY TO CORRECT ERRORS.**

17 Section 515(c) of the Federal Crop Insurance Act (7
18 U.S.C. 1515(c)) is amended—

19 (1) in the first sentence, by striking “The Sec-
20 retary” and inserting the following:

21 “(1) IN GENERAL.—The Secretary”;

22 (2) in the second sentence, by striking “Begin-
23 ning with” and inserting the following:

24 “(2) FREQUENCY.—Beginning with”; and

1 (3) by adding at the end the following new
2 paragraph:

3 “(3) CORRECTIONS.—

4 “(A) IN GENERAL.—In addition to the cor-
5 rections permitted by the Corporation as of the
6 date of enactment of the Federal Agriculture
7 Reform and Risk Management Act of 2013, the
8 Corporation shall allow an agent or an approved
9 insurance provider, subject to subparagraph
10 (B)—

11 “(i) within a reasonable amount of
12 time following the applicable sales closing
13 date, to correct unintentional errors in in-
14 formation that is provided by a producer
15 for the purpose of obtaining coverage
16 under any policy or plan of insurance made
17 available under this subtitle to ensure that
18 the eligibility information is correct;

19 “(ii) within a reasonable amount of
20 time following—

21 “(I) the acreage reporting date,
22 to correct unintentional errors in fac-
23 tual information that is provided by a
24 producer after the sales closing date
25 to reconcile the information with the

1 information reported by the producer
2 to the Farm Service Agency; or

3 “(II) the date of any subsequent
4 correction of data by the Farm Serv-
5 ice Agency made as a result of the
6 verification of information; and

7 “(iii) at any time, to correct uninten-
8 tional errors that were made by the Farm
9 Service Agency or an agent or approved in-
10 surance provider in transmitting the infor-
11 mation provided by the producer to the ap-
12 proved insurance provider or the Corpora-
13 tion.

14 “(B) LIMITATION.—In accordance with the
15 procedures of the Corporation, correction to the
16 information described in clauses (i) and (ii) of
17 subparagraph (A) may only be made if the cor-
18 rections do not allow the producer—

19 “(i) to avoid ineligibility requirements
20 for insurance;

21 “(ii) to obtain, enhance, or increase
22 an insurance guarantee or indemnity, or
23 avoid premium owed, if a cause of loss ex-
24 ists or has occurred before any correction
25 has been made; or

1 “(iii) to avoid an obligation or re-
2 quirement under any Federal or State law.

3 “(C) EXCEPTION TO LATE FILING SANC-
4 TIONS.—Any corrections made pursuant to this
5 paragraph shall not be subject to any late filing
6 sanctions authorized in the reinsurance agree-
7 ment with the Corporation.”.

8 **SEC. 11019. IMPLEMENTATION.**

9 Section 515 of the Federal Crop Insurance Act (7
10 U.S.C. 1515) is amended—

11 (1) in subsection (j), by striking paragraph (1)
12 and inserting the following new paragraph:

13 “(1) SYSTEMS MAINTENANCE AND UP-
14 GRADES.—

15 “(A) IN GENERAL.—The Secretary shall
16 maintain and upgrade the information manage-
17 ment systems of the Corporation used in the
18 administration and enforcement of this subtitle.

19 “(B) REQUIREMENT.—

20 “(i) IN GENERAL.—In maintaining
21 and upgrading the systems, the Secretary
22 shall ensure that new hardware and soft-
23 ware are compatible with the hardware and
24 software used by other agencies of the De-

1 partment to maximize data sharing and
2 promote the purposes of this section.

3 “(ii) ACREAGE REPORT STREAM-
4 LINING INITIATIVE PROJECT.—As soon as
5 practicable, the Secretary shall develop and
6 implement an acreage report streamlining
7 initiative project to allow producers to re-
8 port acreage and other information directly
9 to the Department.”; and

10 (2) in subsection (k), by striking paragraph (1)
11 and inserting the following new paragraph:

12 “(1) INFORMATION TECHNOLOGY.—

13 “(A) IN GENERAL.—For purposes of sub-
14 section (j)(1), the Corporation may use, from
15 amounts made available from the insurance
16 fund established under section 516(c), not more
17 than—

18 “(i)(I) for fiscal year 2014,
19 \$25,000,000; and

20 “(II) for each of fiscal years 2015
21 through 2018, \$10,000,000; or

22 “(ii) if the Acreage Crop Reporting
23 Streamlining Initiative (ACRSI) project is
24 substantially completed by September 30,

1 2015, not more than \$15,000,000 for each
2 of the fiscal years 2015 through 2018.

3 “(B) NOTIFICATION.—The Secretary shall
4 notify the Committee on Agriculture of the
5 House of Representatives and the Committee
6 on Agriculture, Nutrition, and Forestry of the
7 Senate of the substantial completion of the
8 Acreage Crop Reporting Streamlining Initiative
9 (ACRSI) project not later than July 1, 2015.”.

10 **SEC. 11020. RESEARCH AND DEVELOPMENT PRIORITIES.**

11 (a) **AUTHORITY TO CONDUCT RESEARCH AND DE-**
12 **VELOPMENT, PRIORITIES.**—Section 522(c) of the Federal
13 Crop Insurance Act (7 U.S.C. 1522(c)) is amended—

14 (1) in the subsection heading by striking “CON-

15 TRACTING”;

16 (2) in paragraph (1), in the matter preceding
17 subparagraph (A), by striking “may enter into con-

18 tracts to carry out research and development to”
19 and inserting “may conduct activities or enter into
20 contracts to carry out research and development to
21 maintain or improve existing policies or develop new
22 policies to”;

23 (3) in paragraph (2)—

1 (A) in subparagraph (A), by inserting
2 “conduct research and development or” after
3 “The Corporation may”; and

4 (B) in subparagraph (B), by inserting
5 “conducting research and development or” after
6 “Before”;

7 (4) in paragraph (5), by inserting “after expert
8 review in accordance with section 505(e)” after “ap-
9 proved by the Board”; and

10 (5) in paragraph (6), by striking “a pasture,
11 range, and forage program” and inserting “policies
12 that increase participation by producers of under-
13 served agricultural commodities, including sweet sor-
14 ghum, biomass sorghum, rice, peanuts, sugarcane,
15 alfalfa, and specialty crops”.

16 (b) FUNDING.—Section 522(e) of the Federal Crop
17 Insurance Act (7 U.S.C. 1522(e)) is amended—

18 (1) in paragraph (2)—

19 (A) by striking “(A) AUTHORITY.—” and
20 inserting “(A) CONDUCTING AND CONTRACTING
21 FOR RESEARCH AND DEVELOPMENT.—”;

22 (B) in subparagraph (A), by inserting
23 “conduct research and development and” after
24 “the Corporation may use to”; and

1 (C) in subparagraph (B), by inserting
2 “conduct research and development and” after
3 “for the fiscal year to”;

4 (2) in paragraph (3), by striking “to provide ei-
5 ther reimbursement payments or contract pay-
6 ments”; and

7 (3) by striking paragraph (4).

8 **SEC. 11021. ADDITIONAL RESEARCH AND DEVELOPMENT**
9 **CONTRACTING REQUIREMENTS.**

10 Section 522(c) of the Federal Crop Insurance Act (7
11 U.S.C. 1522(c)) is amended—

12 (1) by redesignating paragraph (17) as para-
13 graph (23); and

14 (2) by inserting after paragraph (16), the fol-
15 lowing new paragraphs:

16 “(17) MARGIN COVERAGE FOR CATFISH.—

17 “(A) IN GENERAL.—The Corporation shall
18 offer to enter into a contract with a qualified
19 entity to conduct research and development re-
20 garding a policy to insure producers against re-
21 duction in the margin between the market value
22 of catfish and selected costs incurred in the
23 production of catfish.

24 “(B) ELIGIBILITY.—Eligibility for the pol-
25 icy described in subparagraph (A) shall be lim-

1 ited to freshwater species of catfish that are
2 propagated and reared in controlled or selected
3 environments.

4 “(C) IMPLEMENTATION.—The Board shall
5 review the policy described in subparagraph (B)
6 under subsection 508(h) and approve the policy
7 if the Board finds that the policy—

8 “(i) will likely result in a viable and
9 marketable policy consistent with this sub-
10 section;

11 “(ii) would provide crop insurance
12 coverage in a significantly improved form;

13 “(iii) adequately protects the interests
14 of producers; and

15 “(iv) the proposed policy meets other
16 requirements of this subtitle determined
17 appropriate by the Board.

18 “(18) BIOMASS AND SWEET SORGHUM ENERGY
19 CROP INSURANCE POLICIES.—

20 “(A) AUTHORITY.—The Corporation shall
21 offer to enter into 1 or more contracts with
22 qualified entities to carry out research and de-
23 velopment regarding—

24 “(i) a policy to insure biomass sor-
25 ghum that is grown expressly for the pur-

1 pose of producing a feedstock for renew-
2 able biofuel, renewable electricity, or
3 biobased products; and

4 “(ii) a policy to insure sweet sorghum
5 that is grown for a purpose described in
6 clause (i).

7 “(B) RESEARCH AND DEVELOPMENT.—
8 Research and development with respect to each
9 of the policies required in subparagraph (A)
10 shall evaluate the effectiveness of risk manage-
11 ment tools for the production of biomass sor-
12 ghum or sweet sorghum, including policies and
13 plans of insurance that—

14 “(i) are based on market prices and
15 yields;

16 “(ii) to the extent that insufficient
17 data exist to develop a policy based on
18 market prices and yields, evaluate the poli-
19 cies and plans of insurance based on the
20 use of weather indices, including excessive
21 or inadequate rainfall, to protect the inter-
22 est of crop producers; and

23 “(iii) provide protection for production
24 or revenue losses, or both.

1 “(19) STUDY ON SWINE CATASTROPHIC DIS-
2 EASE PROGRAM.—

3 “(A) IN GENERAL.—The Corporation shall
4 contract with a qualified person to conduct a
5 study to determine the feasibility of insuring
6 swine producers for a catastrophic event.

7 “(B) REPORT.—Not later than 1 year
8 after the date of the enactment of this para-
9 graph, the Corporation shall submit to the
10 Committee on Agriculture of the House of Rep-
11 resentatives and the Committee on Agriculture,
12 Nutrition, and Forestry of the Senate a report
13 that describes the results of the study con-
14 ducted under subparagraph (A).

15 “(20) WHOLE FARM DIVERSIFIED RISK MAN-
16 AGEMENT INSURANCE PLAN.—

17 “(A) IN GENERAL.—The Corporation shall
18 conduct activities or enter into contracts to
19 carry out research and development to develop
20 a whole farm risk management insurance plan,
21 with a liability limitation of \$1,000,000, that
22 allows a diversified crop or livestock producer
23 the option to qualify for an indemnity if actual
24 gross farm revenue is below 85 percent of the
25 average gross farm revenue or the expected

1 gross farm revenue that can reasonably be ex-
2 pected of the producer, as determined by the
3 Corporation.

4 “(B) ELIGIBLE PRODUCERS.—The Cor-
5 poration shall permit producers (including di-
6 rect-to-consumer marketers and producers serv-
7 icing local and regional and farm identity-pre-
8 served markets) who produce multiple agricul-
9 tural commodities, including specialty crops, in-
10 dustrial crops, livestock, and aquaculture prod-
11 ucts, to participate in the plan in lieu of any
12 other plan under this subtitle.

13 “(C) DIVERSIFICATION.—The Corporation
14 may provide diversification-based additional
15 coverage payment rates, premium discounts, or
16 other enhanced benefits in recognition of the
17 risk management benefits of crop and livestock
18 diversification strategies for producers that
19 grow multiple crops or that may have income
20 from the production of livestock that uses a
21 crop grown on the farm.

22 “(D) MARKET READINESS.—The Corpora-
23 tion may include coverage for the value of any
24 packing, packaging, or any other similar on-
25 farm activity the Corporation determines to be

1 the minimum required in order to remove the
2 commodity from the field.

3 “(E) REPORT.—Not later than 2 years
4 after the date of enactment of this paragraph,
5 the Corporation shall submit to the Committee
6 on Agriculture of the House of Representatives
7 and the Committee on Agriculture, Nutrition,
8 and Forestry of the Senate a report that de-
9 scribes the results and feasibility of the re-
10 search and development conducted under this
11 paragraph, including an analysis of potential
12 adverse market distortions.

13 “(21) STUDY ON POULTRY CATASTROPHIC DIS-
14 EASE PROGRAM.—

15 “(A) IN GENERAL.—The Corporation shall
16 contract with a qualified person to conduct a
17 study to determine the feasibility of insuring
18 poultry producers for a catastrophic event.

19 “(B) REPORT.—Not later than 1 year
20 after the date of the enactment of this para-
21 graph, the Corporation shall submit to the
22 Committee on Agriculture of the House of Rep-
23 resentatives and the Committee on Agriculture,
24 Nutrition, and Forestry of the Senate a report

1 that describes the results of the study con-
2 ducted under subparagraph (A).

3 “(22) POULTRY BUSINESS INTERRUPTION IN-
4 SURANCE POLICY.—

5 “(A) AUTHORITY.—The Corporation shall
6 offer to enter into a contract or cooperative
7 agreement with a university or other legal enti-
8 ty to carry out research and development re-
9 garding a policy to insure the commercial pro-
10 duction of poultry against business interrup-
11 tions caused by integrator bankruptcy.

12 “(B) RESEARCH AND DEVELOPMENT.—As
13 part of the research and development conducted
14 pursuant to a contract or cooperative agreement
15 entered into under subparagraph (A), the entity
16 shall—

17 “(i) evaluate the market place for
18 business interruption insurance that is
19 available to poultry growers;

20 “(ii) determine what statutory author-
21 ity would be necessary to implement a
22 business interruption insurance through
23 the Corporation;

24 “(iii) assess the feasibility of a policy
25 or plan of insurance offered under this

1 subtitle to insure against losses due to the
2 bankruptcy of an business integrator; and
3 “(iv) analyze the costs to the Federal
4 Government of a Federal business inter-
5 ruption insurance program for poultry
6 growers.

7 “(C) DEFINITIONS.—In this paragraph,
8 the terms ‘poultry’ and ‘poultry grower’ have
9 the meanings given those terms in section 2(a)
10 of the Packers and Stockyards Act, 1921 (7
11 U.S.C. 182(a)).

12 “(D) DEADLINE FOR CONTRACT OR COOP-
13 ERATIVE AGREEMENT.—Not later than six
14 months after the date of the enactment of this
15 paragraph, the Corporation shall enter into the
16 contract or cooperative agreement required by
17 subparagraph (A).

18 “(E) DEADLINE FOR COMPLETION OF RE-
19 SEARCH AND DEVELOPMENT.—Not later than
20 one year after the date of the enactment of this
21 paragraph, the Corporation shall submit to the
22 Committee on Agriculture of the House of Rep-
23 resentatives and the Committee on Agriculture,
24 Nutrition, and Forestry of the Senate a report
25 that describes the results of the research and

1 development conducted pursuant to the contract
2 or cooperative agreement entered into under
3 subparagraph (A).”.

4 **SEC. 11022. PROGRAM COMPLIANCE PARTNERSHIPS.**

5 Paragraph (1) of section 522(d) of the Federal Crop
6 Insurance Act (7 U.S.C. 1522(d)) is amended to read as
7 follows:

8 “(1) PURPOSE.—The purpose of this subsection
9 is to authorize the Corporation to enter into partner-
10 ships with public and private entities for the purpose
11 of either—

12 “(A) increasing the availability of loss miti-
13 gation, financial, and other risk management
14 tools for producers, with a priority given to risk
15 management tools for producers of agricultural
16 commodities covered by section 196 of the Agri-
17 cultural Market Transition Act (7 U.S.C.
18 7333), specialty crops, and underserved agricul-
19 tural commodities; or

20 “(B) improving analysis tools and tech-
21 nology regarding compliance or identifying and
22 using innovative compliance strategies.”.

23 **SEC. 11023. PILOT PROGRAMS.**

24 Section 523(a) of the Federal Crop Insurance Act (7
25 U.S.C. 1523(a)) is amended—

1 (1) in paragraph (1), by inserting “, at the sole
2 discretion of the Corporation,” after “may”; and
3 (2) by striking paragraph (5).

4 **SEC. 11024. TECHNICAL AMENDMENTS.**

5 (a) **ELIGIBILITY FOR DEPARTMENT PROGRAMS.—**
6 Section 508(b) of the Federal Crop Insurance Act (7
7 U.S.C. 1508(b)) is amended—

8 (1) by striking paragraph (7); and

9 (2) by redesignating paragraphs (8) through
10 (11) as paragraphs (7) through (10), respectively.

11 (b) **EXCLUSIONS TO ASSISTANCE FOR LOSSES DUE**
12 **TO DROUGHT CONDITIONS.—**

13 (1) **IN GENERAL.—**Section 531(d)(3)(A) of the
14 Federal Crop Insurance Act (7 U.S.C.
15 1531(d)(3)(A)) is amended—

16 (A) by striking “(A) **ELIGIBLE LOSSES.—**
17 ” and all that follows through “An eligible” in
18 clause (i) and inserting the following:

19 “(A) **ELIGIBLE LOSSES.—**An eligible”;

20 (B) by striking clause (ii); and

21 (C) by redesignating subclauses (I) and
22 (II) as clauses (i) and (ii), respectively, and in-
23 denting appropriately.

1 (2) CONFORMING AMENDMENT.—Section
2 901(d)(3)(A) of the Trade Act of 1974 (19 U.S.C.
3 2497(d)(3)(A)) is amended—

4 (A) by striking “(A) ELIGIBLE LOSSES.—
5 ” and all that follows through “An eligible” in
6 clause (i) and inserting the following:

7 “(A) ELIGIBLE LOSSES.—An eligible”;

8 (B) by striking clause (ii); and

9 (C) by redesignating subclauses (I) and
10 (II) as clauses (i) and (ii), respectively, and in-
11 denting appropriately.

12 **TITLE XII—MISCELLANEOUS**

13 **Subtitle A—Livestock**

14 **SEC. 12101. NATIONAL SHEEP INDUSTRY IMPROVEMENT** 15 **CENTER.**

16 Section 375(e)(6)(C) of the Consolidated Farm and
17 Rural Development Act (7 U.S.C. 2008j(e)(6)(C)) is
18 amended by striking “2012” and inserting “2018”.

19 **SEC. 12102. TRICHINAE CERTIFICATION PROGRAM.**

20 (a) ALTERNATIVE CERTIFICATION PROCESS.—The
21 Secretary of Agriculture shall amend the rule made under
22 paragraph (2) of section 11010(a) of the Food, Conserva-
23 tion, and Energy Act of 2008 (7 U.S.C. 8304(a)) to imple-
24 ment the voluntary trichinae certification program estab-
25 lished under paragraph (1) of such section, to include a

1 requirement to establish an alternative trichinae certifi-
2 cation process based on surveillance or other methods con-
3 sistent with international standards for categorizing com-
4 partments as having negligible risk for trichinae.

5 (b) FINAL REGULATIONS.—Not later than one year
6 after the date on which the international standards re-
7 ferred to in subsection (a) are adopted, the Secretary shall
8 finalize the rule amended under such subsection.

9 (c) REAUTHORIZATION.—Section 10405(d)(1) of the
10 Animal Health Protection Act (7 U.S.C. 8304(d)(1)) is
11 amended in subparagraphs (A) and (B) by striking
12 “2012” each place it appears and inserting “2018”.

13 **SEC. 12103. NATIONAL AQUATIC ANIMAL HEALTH PLAN.**

14 Section 11013(d) of the Food, Conservation, and En-
15 ergy Act of 2008 (7 U.S.C. 8322(d)) is amended by strik-
16 ing “2012” and inserting “2018”.

17 **SEC. 12104. COUNTRY OF ORIGIN LABELING.**

18 (a) IN GENERAL.—Not later than 180 days after the
19 date of the enactment of this Act, the Secretary of Agri-
20 culture, acting through the Office of the Chief Economist,
21 shall conduct an economic analysis of the proposed rule
22 entitled “Mandatory Country of Origin Labeling of Beef,
23 Pork, Lamb, Chicken, Goat Meat, Wild and Farm-raised
24 Fish and Shellfish, Perishable Agricultural Commodities,
25 Peanuts, Pecans, Ginseng and Macadamia Nuts” pub-

1 lished by the Department of Agriculture on March 12,
2 2013 (76 Fed. Reg. 15645).

3 (b) CONTENTS.—The economic analysis described in
4 subsection (a) shall include, with respect to the labeling
5 of beef, pork, and chicken, an analysis of the impact on
6 consumers, producers, and packers in the United States
7 of—

8 (1) the implementation of subtitle D of the Agri-
9 cultural Marketing Act of 1946 (7 U.S.C. 1638 et
10 seq.); and

11 (2) the proposed rule referred to in subsection
12 (a).

13 **SEC. 12105. NATIONAL ANIMAL HEALTH LABORATORY NET-**
14 **WORK.**

15 Subtitle E of title X of the Farm Security and Rural
16 Investment Act of 2002 (7 U.S.C. 8301 et seq.) is amend-
17 ed by inserting after section 10409 the following new sec-
18 tion:

19 **“SEC. 10409A. NATIONAL ANIMAL HEALTH LABORATORY**
20 **NETWORK.**

21 “(a) IN GENERAL.—The Secretary shall enter into
22 contracts, grants, cooperative agreements, or other legal
23 instruments with eligible laboratories for any of the fol-
24 lowing purposes:

1 “(1) To enhance the capability of the Secretary
2 to detect, and respond in a timely manner to, emerg-
3 ing or existing threats to animal health and to sup-
4 port the protection of public health, the environ-
5 ment, and the agricultural economy of the United
6 States.

7 “(2) To provide the capacity and capability for
8 standardized—

9 “(A) test procedures, reference materials,
10 and equipment;

11 “(B) laboratory biosafety and biosecurity
12 levels;

13 “(C) quality management system require-
14 ments;

15 “(D) interconnected electronic reporting
16 and transmission of data; and

17 “(E) evaluation for emergency prepared-
18 ness.

19 “(3) To coordinate the development, implemen-
20 tation, and enhancement of national veterinary diag-
21 nostic laboratory capabilities, with special emphasis
22 on surveillance planning and vulnerability analysis,
23 technology development and validation, training, and
24 outreach.

1 “(b) ELIGIBILITY.—An eligible laboratory under this
2 section is a diagnostic laboratory meeting specific criteria
3 developed by the Secretary, in consultation with State ani-
4 mal health officials and State and university veterinary di-
5 agnostic laboratories.

6 “(c) PRIORITY.—To the extent practicable and to the
7 extent capacity and specialized expertise may be nec-
8 essary, the Secretary shall give priority to existing Fed-
9 eral, State, and university facilities.

10 “(d) AUTHORIZATION OF APPROPRIATIONS.—There
11 are authorized to be appropriated to carry out this section
12 \$15,000,000 for each of fiscal years 2014 through 2018.”.

13 **Subtitle B—Socially Disadvantaged**
14 **Producers and Limited Re-**
15 **source Producers**

16 **SEC. 12201. OUTREACH AND ASSISTANCE FOR SOCIALLY**
17 **DISADVANTAGED FARMERS AND RANCHERS**
18 **AND VETERAN FARMERS AND RANCHERS.**

19 (a) OUTREACH AND ASSISTANCE FOR SOCIALLY DIS-
20 ADVANTAGED FARMERS AND RANCHERS AND VETERAN
21 FARMERS AND RANCHERS.—Section 2501 of the Food,
22 Agriculture, Conservation, and Trade Act of 1990 (7
23 U.S.C. 2279) is amended—

1 (1) in the section heading, by inserting “**AND**
2 **VETERAN FARMERS AND RANCHERS**” after
3 “**RANCHERS**”;

4 (2) in subsection (a)—

5 (A) in paragraph (1), by inserting “and
6 veteran farmers or ranchers” after “ranchers”;

7 (B) in paragraph (2)(B)(i), by inserting
8 “and veteran farmers or ranchers” after
9 “ranchers”; and

10 (C) in paragraph (4)—

11 (i) in subparagraph (A)—

12 (I) in the heading of such sub-
13 paragraph, by striking “2012” and
14 insering “2018”;

15 (II) in clause (i), by striking
16 “and” at the end;

17 (III) in clause (ii), by striking
18 the period at the end and inserting “;
19 and”;

20 (IV) by adding at the end the fol-
21 lowing new clause:

22 “(iii) \$10,000,000 for each of fiscal
23 years 2014 through 2018.”; and

24 (ii) by adding at the end the following
25 new subparagraph:

1 “(E) AUTHORIZATION OF APPROPRIA-
2 TIONS.—There are authorized to be appro-
3 priated to carry out this section \$20,000,000
4 for each of fiscal years 2014 through 2018.”;

5 (3) in subsection (b)(2), by inserting “or vet-
6 eran farmers and ranchers” after “socially disadvan-
7 taged farmers and ranchers”;

8 (4) in subsection (c)—

9 (A) in paragraph (1)(A), by inserting “vet-
10 eran farmers or ranchers and” before “mem-
11 bers”; and

12 (B) in paragraph (2)(A), by inserting “vet-
13 eran farmers or ranchers and” before “mem-
14 bers”; and

15 (5) in subsection (e)(5)(A)—

16 (A) in clause (i), by inserting “and veteran
17 farmers or ranchers” after “ranchers”; and

18 (B) in clause (ii), by inserting “and vet-
19 eran farmers or ranchers” after “ranchers”.

20 (b) DEFINITION OF VETERAN FARMER OR RANCH-
21 ER.—Section 2501(e) of the Food, Agriculture, Conserva-
22 tion, and Trade Act of 1990 (7 U.S.C. 2279(e)) is amend-
23 ed by adding at the end the following new paragraph:

24 “(7) VETERAN FARMER OR RANCHER.—The
25 term ‘veteran farmer or rancher’ means a farmer or

1 rancher who served in the active military, naval, or
2 air service, and who was discharged or released from
3 the service under conditions other than dishonor-
4 able.”.

5 **SEC. 12202. OFFICE OF ADVOCACY AND OUTREACH.**

6 Paragraph (3) of section 226B(f) of the Department
7 of Agriculture Reorganization Act of 1994 (7 U.S.C.
8 6934(f)) is amended to read as follows:

9 “(3) AUTHORIZATION OF APPROPRIATIONS.—

10 There are authorized to be appropriated to carry out
11 this subsection—

12 “(A) such sums as are necessary for each
13 of fiscal years 2009 through 2013; and

14 “(B) \$2,000,000 for each of fiscal years
15 2014 through 2018.”.

16 **Subtitle C—Other Miscellaneous**
17 **Provisions**

18 **SEC. 12301. GRANTS TO IMPROVE SUPPLY, STABILITY,**
19 **SAFETY, AND TRAINING OF AGRICULTURAL**
20 **LABOR FORCE.**

21 Subsection (d) of section 14204 of the Food, Con-
22 servation, and Energy Act of 2008 (7 U.S.C. 2008q-1)
23 is amended to read as follows:

1 “(d) AUTHORIZATION OF APPROPRIATIONS.—There
2 are authorized to be appropriated to carry out this sec-
3 tion—

4 “(1) such sums as are necessary for each of fis-
5 cal years 2008 through 2013; and

6 “(2) \$10,000,000 for each of fiscal years 2014
7 through 2018.”.

8 **SEC. 12302. PROGRAM BENEFIT ELIGIBILITY STATUS FOR**
9 **PARTICIPANTS IN HIGH PLAINS WATER**
10 **STUDY.**

11 Section 2901 of the Food, Conservation, and Energy
12 Act of 2008 (Public Law 110–246; 122 Stat. 1818) is
13 amended by striking “this Act or an amendment made by
14 this Act” and inserting “this Act, an amendment made
15 by this Act, the Federal Agriculture Reform and Risk
16 Management Act of 2013, or an amendment made by the
17 Federal Agriculture Reform and Risk Management Act of
18 2013”.

19 **SEC. 12303. OFFICE OF TRIBAL RELATIONS.**

20 (a) IN GENERAL.—Title III of the Federal Crop In-
21 surance Reform and Department of Agriculture Reorga-
22 nization Act of 1994 is amended by adding after section
23 308 (7 U.S.C. 3125a note; Public Law 103–354) the fol-
24 lowing new section:

1 **“SEC. 309. OFFICE OF TRIBAL RELATIONS.**

2 “The Secretary shall establish in the Office of the
3 Secretary an Office of Tribal Relations to advise the Sec-
4 retary on policies related to Indian tribes.”.

5 (b) CONFORMING AMENDMENT.—Section 296(b) of
6 the Department of Agriculture Reorganization Act of
7 1994 (7 U.S.C. 7014(b)) is amended by inserting after
8 paragraph (8), as added by section 3207, the following
9 new paragraph:

10 “(9) the authority of the Secretary to establish
11 in the Office of the Secretary the Office of Tribal
12 Relations in accordance with section 309; and”.

13 **SEC. 12304. MILITARY VETERANS AGRICULTURAL LIAISON.**

14 (a) IN GENERAL.—Subtitle A of the Department of
15 Agriculture Reorganization Act of 1994 is amended by in-
16 serting after section 218 (7 U.S.C. 6918) the following
17 new section:

18 **“SEC. 219. MILITARY VETERANS AGRICULTURAL LIAISON.**

19 “(a) AUTHORIZATION.—The Secretary shall establish
20 in the Department the position of Military Veterans Agri-
21 cultural Liaison.

22 “(b) DUTIES.—The Military Veterans Agricultural
23 Liaison shall—

24 “(1) provide information to returning veterans
25 about, and connect returning veterans with, begin-
26 ning farmer training and agricultural vocational and

1 rehabilitation programs appropriate to the needs and
2 interests of returning veterans, including assisting
3 veterans in using Federal veterans educational bene-
4 fits for purposes relating to beginning a farming or
5 ranching career;

6 “(2) provide information to veterans concerning
7 the availability of and eligibility requirements for
8 participation in agricultural programs, with par-
9 ticular emphasis on beginning farmer and rancher
10 programs;

11 “(3) serve as a resource for assisting veteran
12 farmers and ranchers, and potential farmers and
13 ranchers, in applying for participation in agricul-
14 tural programs; and

15 “(4) advocate on behalf of veterans in inter-
16 actions with employees of the Department.”.

17 (b) CONFORMING AMENDMENT.—Section 296(b) of
18 the Department of Agriculture Reorganization Act of
19 1994 (7 U.S.C. 7014(b)) is amended by inserting after
20 paragraph (9), as added by section 12303, the following
21 new paragraph:

22 “(10) the authority of the Secretary to establish
23 in the Department the position of Military Veterans
24 Agricultural Liaison in accordance with section
25 219.”.

1 **SEC. 12305. PROHIBITION ON KEEPING GSA LEASED CARS**
2 **OVERNIGHT.**

3 A Federal employee of a State office of the Farm
4 Service Agency in the field and non-Federal employees of
5 county and area committees established under section
6 8(b)(5) of the Soil Conservation and Domestic Allotment
7 Act (16 U.S.C. 590h(b)(5)) shall keep leased interagency
8 motor pool vehicles at a location listed on the General
9 Services Administration inventory of owned and leased
10 properties or a location owned or leased by the Depart-
11 ment of Agriculture overnight unless the employee as-
12 signed the vehicle is on overnight, approved travel status
13 involving per diem.

14 **SEC. 12306. NONINSURED CROP ASSISTANCE PROGRAM.**

15 Section 196 of the Federal Agriculture Improvement
16 and Reform Act of 1996 (7 U.S.C. 7333), as amended
17 by section 11013(b), is further amended—

18 (1) in subsection (a)—

19 (A) by striking paragraph (1) and insert-
20 ing the following new paragraph:

21 “(1) IN GENERAL.—

22 “(A) COVERAGES.—In the case of an eligi-
23 ble crop described in paragraph (2), the Sec-
24 retary of Agriculture shall operate a noninsured
25 crop disaster assistance program to provide cov-

1 erages based on individual yields (other than
2 for value-loss crops) equivalent to—

3 “(i) catastrophic risk protection avail-
4 able under section 508(b) of the Federal
5 Crop Insurance Act (7 U.S.C. 1508(b)); or

6 “(ii) additional coverage available
7 under subsections (c) and (h) of section
8 508 of that Act (7 U.S.C. 1508) that does
9 not exceed 65 percent.

10 “(B) ADMINISTRATION.—The Secretary
11 shall carry out this section through the Farm
12 Service Agency (referred to in this section as
13 the ‘Agency’).”; and

14 (B) in paragraph (2)—

15 (i) in subparagraph (A)—

16 (I) in clause (i), by striking
17 “and” after the semicolon at the end;

18 (II) by redesignating clause (ii)
19 as clause (iii); and

20 (III) by inserting after clause (i)
21 the following new clause:

22 “(ii) for which additional cov-
23 erage under subsections (c) and (h) of
24 section 508 of that Act (7 U.S.C.
25 1508) is not available; and”;

1 (ii) in subparagraph (B), by inserting
2 “sweet sorghum, biomass sorghum,” before
3 “and industrial crops”;

4 (2) in subsection (d), by striking “The Sec-
5 retary” and inserting “Subject to subsection (l), the
6 Secretary”; and

7 (3) by adding at the end the following new sub-
8 section:

9 “(l) PAYMENT EQUIVALENT TO ADDITIONAL COV-
10 ERAGE.—

11 “(1) IN GENERAL.—The Secretary shall make
12 available to a producer eligible for noninsured assist-
13 ance under this section a payment equivalent to an
14 indemnity for additional coverage under subsections
15 (c) and (h) of section 508 of the Federal Crop In-
16 surance Act (7 U.S.C. 1508) that does not exceed
17 65 percent of the established yield for the eligible
18 crop on the farm, computed by multiplying—

19 “(A) the quantity that is not greater than
20 65 percent of the established yield for the crop,
21 as determined by the Secretary, specified in in-
22 crements of 5 percent;

23 “(B) 100 percent of the average market
24 price for the crop, as determined by the Sec-
25 retary; and

1 “(C) a payment rate for the type of crop,
2 as determined by the Secretary, that reflects—

3 “(i) in the case of a crop that is pro-
4 duced with a significant and variable har-
5 vesting expense, the decreasing cost in-
6 curred in the production cycle for the crop
7 that is, as applicable—

8 “(I) harvested;

9 “(II) planted but not harvested;

10 or

11 “(III) prevented from being
12 planted because of drought, flood, or
13 other natural disaster, as determined
14 by the Secretary; or

15 “(ii) in the case of a crop that is pro-
16 duced without a significant and variable
17 harvesting expense, such rate as shall be
18 determined by the Secretary.

19 “(2) PREMIUM.—To be eligible to receive a pay-
20 ment under this subsection, a producer shall pay—

21 “(A) the service fee required by subsection
22 (k); and

23 “(B) a premium for the applicable crop
24 year that is equal to the product obtained by
25 multiplying—

1 “(i) the number of acres devoted to
2 the eligible crop;

3 “(ii) the established yield for the eligi-
4 ble crop, as determined by the Secretary
5 under subsection (e);

6 “(iii) the coverage level elected by the
7 producer;

8 “(iv) the average market price, as de-
9 termined by the Secretary; and

10 “(v) .0525.

11 “(3) LIMITED RESOURCE, BEGINNING, AND SO-
12 cially DISADVANTAGED FARMERS.—The additional
13 coverage made available under this subsection shall
14 be available to limited resource, beginning, and so-
15 cially disadvantaged producers, as determined by the
16 Secretary, in exchange for a premium that is 50 per-
17 cent of the premium determined for a producer
18 under paragraph (2).

19 “(4) PREMIUM PAYMENT AND APPLICATION
20 DEADLINE.—

21 “(A) PREMIUM PAYMENT.—A producer
22 electing additional coverage under this sub-
23 section shall pay the premium amount owed for
24 the additional coverage by September 30 of the

1 crop year for which the additional coverage is
2 purchased.

3 “(B) APPLICATION DEADLINE.—The latest
4 date on which additional coverage under this
5 subsection may be elected shall be the applica-
6 tion closing date described in subsection (b)(1).

7 “(5) EFFECTIVE DATE.—Additional coverage
8 under this subsection shall be available beginning
9 with the 2015 crop.”.

10 **SEC. 12307. ENSURING HIGH STANDARDS FOR AGENCY USE**
11 **OF SCIENTIFIC INFORMATION.**

12 (a) REQUIREMENT FOR FINAL GUIDELINES.—Not
13 later than January 1, 2014, each Federal agency shall
14 have in effect guidelines for ensuring and maximizing the
15 quality, objectivity, utility, and integrity of scientific infor-
16 mation relied upon by such agency.

17 (b) CONTENT OF GUIDELINES.—The guidelines de-
18 scribed in subsection (a), with respect to a Federal agency,
19 shall ensure that—

20 (1) when scientific information is considered by
21 the agency in policy decisions—

22 (A) the information is subject to well-es-
23 tablished scientific processes, including peer re-
24 view where appropriate;

1 (B) the agency appropriately applies the
2 scientific information to the policy decision;

3 (C) except for information that is pro-
4 tected from disclosure by law or administrative
5 practice, the agency makes available to the pub-
6 lic the scientific information considered by the
7 agency;

8 (D) the agency gives greatest weight to in-
9 formation that is based on experimental, empir-
10 ical, quantifiable, and reproducible data that is
11 developed in accordance with well-established
12 scientific processes; and

13 (E) with respect to any proposed rule
14 issued by the agency, such agency follows proce-
15 dures that include, to the extent feasible and
16 permitted by law, an opportunity for public
17 comment on all relevant scientific findings;

18 (2) the agency has procedures in place to make
19 policy decisions only on the basis of the best reason-
20 ably obtainable scientific, technical, economic, and
21 other evidence and information concerning the need
22 for, consequences of, and alternatives to the deci-
23 sion; and

24 (3) the agency has in place procedures to iden-
25 tify and address instances in which the integrity of

1 scientific information considered by the agency may
2 have been compromised, including instances in which
3 such information may have been the product of a
4 scientific process that was compromised.

5 (c) APPROVAL NEEDED FOR POLICY DECISIONS TO
6 TAKE EFFECT.—No policy decision issued after January
7 1, 2014, by an agency subject to this section may take
8 effect prior to such date that the agency has in effect
9 guidelines under subsection (a) that have been approved
10 by the Director of the Office of Science and Technology
11 Policy.

12 (d) POLICY DECISIONS NOT IN COMPLIANCE.—

13 (1) IN GENERAL.—Subject to paragraph (2), a
14 policy decision of an agency that does not comply
15 with guidelines approved under subsection (c) shall
16 be deemed to be arbitrary, capricious, an abuse of
17 discretion, and otherwise not in accordance with law.

18 (2) EXCEPTION.—This subsection shall not
19 apply to policy decisions that are deemed to be nec-
20 essary because of an imminent threat to health or
21 safety or because of another emergency.

22 (e) DEFINITIONS.—For purposes of this section:

23 (1) AGENCY.—The term “agency” has the
24 meaning given such term in section 551(1) of title
25 5, United States Code.

1 (2) POLICY DECISION.—The term “policy deci-
2 sion” means, with respect to an agency, an agency
3 action as defined in section 551(13) of title 5,
4 United States Code, (other than an adjudication, as
5 defined in section 551(7) of such title), and in-
6 cludes—

7 (A) the listing, labeling, or other identifica-
8 tion of a substance, product, or activity as haz-
9 ardous or creating risk to human health, safety,
10 or the environment; and

11 (B) agency guidance.

12 (3) AGENCY GUIDANCE.—The term “agency
13 guidance” means an agency statement of general ap-
14 plicability and future effect, other than a regulatory
15 action, that sets forth a policy on a statutory, regu-
16 latory, or technical issue or on an interpretation of
17 a statutory or regulatory issue.

Union Calendar No. 73

113TH CONGRESS
1ST Session

H. R. 1947

[Report No. 113-92, Parts I and II]

A BILL

To provide for the reform and continuation of agricultural and other programs of the Department of Agriculture through fiscal year 2018, and for other purposes.

JUNE 10, 2013

The Committee on Foreign Affairs discharged

JUNE 10, 2013

Reported from the Committee on the Judiciary with amendments, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed