

Amendment

Offered by Mr. Johnson of South Dakota

Amendment Description:

This amendment amends the Commodity Title by providing for a one-time mandatory update of base acres.

AMENDMENT TO H.R. 8467
OFFERED BY MR. JOHNSON OF SOUTH DAKOTA

Page 14, strike lines 12 through 13 and insert the following:

1 (1) by striking paragraph (4) and inserting the
2 following:

3 “(4) **BASE ACRES.**—The term ‘base acres’, with
4 respect to a covered commodity on a farm, means
5 the number of acres determined for a farm under
6 section 1112.”; and

7 (2) by striking paragraph (10);

8 (3) by redesignating paragraphs (11) through
9 (26) as paragraphs (10) through (25), respectively;
10 and

Page 14, strike line 14 and insert the following:

11 (4) in paragraph (18), as so redesignated—

Strike section 1102 and insert the following:

12 **SEC. 1102. BASE ACRES.**

13 (a) **MANDATORY ONE-TIME UPDATE OF BASE**
14 **ACRES.**—Section 1112 of the Agricultural Act of 2014 (7
15 U.S.C. 9012) is amended—

1 (1) by striking subsection (a) and inserting the
2 following:

3 “(a) MANDATORY ONE-TIME UPDATE OF BASE
4 ACRES.—

5 “(1) IN GENERAL.—As soon as practicable
6 after the date of enactment of the Farm, Food, and
7 National Security Act of 2024, the Secretary shall
8 update the quantity and composition of base acres
9 on a farm, as in effect under this title on the day
10 before the date of enactment of that Act, beginning
11 with the 2025 crop year in accordance with this sec-
12 tion.

13 “(2) MANDATORY UPDATE.—

14 “(A) IN GENERAL.—For the purpose of
15 applying this title to covered commodities, the
16 Secretary shall determine the quantity and
17 composition of base acres on a farm by updat-
18 ing all of the base acres for covered commod-
19 ities on the farm among those covered commod-
20 ities planted on the farm at any time during the
21 2020 through 2023 crop years.

22 “(B) FARMS NOT PLANTED TO COVERED
23 COMMODITIES.—In the case of a farm that was
24 not planted to a covered commodity during the
25 period of the 2020 through 2023 crop years,

1 the base acres for covered commodities on the
2 farm shall be forfeited.

3 “(3) UPDATE FORMULA.—The updated base
4 acres among covered commodities on a farm shall be
5 the 4-year average of—

6 “(A) the acreage planted on the farm to
7 each covered commodity for harvest, grazing,
8 haying, silage, or other similar purposes for the
9 2020 through 2023 crop years; and

10 “(B) any acreage on the farm that the pro-
11 ducers were prevented from planting during the
12 2020 through 2023 crop years to that covered
13 commodity because of drought, flood, or other
14 natural disaster, or other condition beyond the
15 control of the producers, as determined by the
16 Secretary.

17 “(4) INCLUSION OF ALL 4 YEARS IN AVER-
18 AGE.—For the purpose of determining a 4-year acre-
19 age average under paragraph (3) for a farm, the
20 Secretary shall not exclude any crop year in which
21 a covered commodity was not planted.

22 “(5) TREATMENT OF MULTIPLE PLANTING OR
23 PREVENTED PLANTING.—For the purpose of deter-
24 mining under paragraph (3) the acreage on a farm
25 that producers planted or were prevented from

1 planting during the 2020 through 2023 crop years
2 to covered commodities, if the acreage that was
3 planted or prevented from being planted was devoted
4 to another covered commodity in the same crop year
5 (other than a covered commodity produced under an
6 established practice of double cropping), the owner—

7 “(A) may elect the commodity to be used
8 for that crop year in determining the 4-year av-
9 erage; but

10 “(B) may not include both the initial com-
11 modity and the subsequent commodity.”;

12 (2) in subsection (b)(1), by striking the para-
13 graph designation and heading and all that follows
14 through the colon at the end of the matter preceding
15 subparagraph (A) and inserting the following:

16 “(1) IN GENERAL.—Notwithstanding subsection
17 (a), the Secretary shall provide for an adjustment,
18 as appropriate, in the base acres for covered com-
19 modities for a farm whenever any of the following
20 circumstances occur:”;

21 (3) in subsection (c)—

22 (A) in paragraph (1)—

23 (i) by striking “the election made
24 under”;

1 (ii) by striking “, including generic
2 base acres,” each place it appears; and

3 (iii) by striking “or generic base
4 acres”; and

5 (B) in paragraph (3), by striking “or ge-
6 neric base acres”; and

7 (4) in subsection (d)—

8 (A) in paragraph (1)(A), by striking “or
9 generic base acres”;

10 (B) in paragraph (2)(A), in the matter
11 preceding clause (i), by striking “, including
12 any generic base acres,”; and

13 (C) in paragraph (3)(A), by striking
14 “2023” and inserting “2029”.

15 (b) CONFORMING AMENDMENTS.—

16 (1) PAYMENT YIELDS.—Section 1113(c)(1) of
17 the Agricultural Act of 2014 (7 U.S.C. 9013(c)(1))
18 is amended by striking “established or that is plant-
19 ed on generic base acres,” and inserting “estab-
20 lished,”.

21 (2) PAYMENT ACRES.—Section 1114 of the Ag-
22 ricultural Act of 2014 (7 U.S.C. 9014) is amend-
23 ed—

24 (A) in subsection (a)—

1 (i) in paragraph (1), by striking “sub-
2 section (e)” and inserting “subsection (d)”;

3 and

4 (ii) in paragraph (2), by striking
5 “subsection (e)” and inserting “subsection
6 (d)”;

7 (B) by striking subsections (b) and (f);

8 and

9 (C) by redesignating subsections (c), (d),
10 and (e) as subsections (b), (c), and (d), respec-
11 tively.

12 (3) PRICE LOSS COVERAGE.—Section 1116(g)
13 of the Agricultural Act of 2014 (7 U.S.C. 9016(g))
14 is amended, in the matter preceding paragraph (1),
15 by striking “1111(19)” and inserting “1111(18)”.

