

## **Amendment offered by Nikki Budzinski**

### **Amendment description**

The amendment would require a mandatory base acre update

**AMENDMENT TO \_\_\_\_\_**  
**OFFERED BY MS. BUDZINSKI OF ILLINOIS**

Strike section 10101(b), and insert the following:

1       (b) MANDATORY BASE ACRES.—

2           (1) DEFINITIONS.—Section 1111 of the Agri-  
3       cultural Act of 2014 (7 U.S.C. 9011) is amended:

4           (A) by striking paragraph (4) and insert-  
5       ing the following:

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

10          (B) by striking paragraph (10); and

11          (C) by redesignating paragraphs (11)  
12       through (26) as paragraphs (10) through (25),  
13       respectively.

14          (2) BASE ACRES.—Section 1112 of the Agricul-  
15       tural Act of 2014 (7 U.S.C. 9012) is amended—

16          (A) by striking subsection (a) and insert-  
17       ing the following:

18       “(a) MANDATORY ONE-TIME UPDATE OF BASE  
19       ACRES.—

1           “(1) IN GENERAL.—As soon as practicable  
2     after the date of enactment of the \_\_\_\_\_ Act of  
3     \_\_\_\_\_, the Secretary shall update the base acres  
4     on a farm, as in effect under this title on the day  
5     before the date of enactment of that Act, for the  
6     2025 crop year in accordance with this section.

7           “(2) MANDATORY UPDATE.—For the purpose of  
8     applying this title to covered commodities, the Sec-  
9     retary shall determine the base acres on a farm by  
10    updating all of the base acres for covered commod-  
11    ities on the farm among those covered commodities  
12    planted on the farm at any time during the 2020  
13    through 2024 crop years.

14          “(3) UPDATE FORMULA.—The updated base  
15    acres among covered commodities on a farm shall be  
16    the proportion that—

17               “(A) the 5-year average of—

18                   “(i) the acreage planted on the farm  
19                   to each covered commodity for harvest,  
20                   grazing, haying, silage, or other similar  
21                   purposes for the 2020 through 2024 crop  
22                   years; and

23                   “(ii) any acreage on the farm that the  
24                   producers were prevented from planting  
25                   during the 2020 through 2024 crop years

1 to that covered commodity because of  
2 drought, flood, or other natural disaster, or  
3 other condition beyond the control of the  
4 producers, as determined by the Secretary;  
5 bears to

6 “(B) the 5-year average of—

7 “(i) the acreage planted on the farm  
8 to all covered commodities for harvest,  
9 grazing, haying, silage, or other similar  
10 purposes for the 2020 through 2024 crop  
11 years; and

12 “(ii) any acreage on the farm that the  
13 producers were prevented from planting  
14 during the 2020 through 2024 crop years  
15 to covered commodities because of drought,  
16 flood, or other natural disaster, or other  
17 condition beyond the control of the pro-  
18 ducers, as determined by the Secretary.

19 “(4) INCLUSION OF ALL 5 YEARS IN AVER-  
20 AGE.—For the purpose of determining a 5-year acre-  
21 age average under paragraph (3) for a farm, the  
22 Secretary shall not exclude any crop year in which  
23 a covered commodity was not planted.

24 “(5) TREATMENT OF MULTIPLE PLANTING OR  
25 PREVENTED PLANTING.—For the purpose of deter-

1 mining under paragraph (3) the acreage on a farm  
2 that producers planted or were prevented from  
3 planting during the 2020 through 2024 crop years  
4 to covered commodities, if the acreage that was  
5 planted or prevented from being planted was devoted  
6 to another covered commodity in the same crop year  
7 (other than a covered commodity produced under an  
8 established practice of double cropping), the owner—

9 “(A) may elect the commodity to be used  
10 for that crop year in determining the 5-year av-  
11 erage; but

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

14 (B) in subsection (b)(1), in the matter pre-  
15 ceding subparagraph (A), by striking “Notwith-  
16 standing the election” and all that follows  
17 through “circumstances occur:” and inserting  
18 the following: “Notwithstanding subsection (a),  
19 the Secretary shall provide for an adjustment,  
20 as appropriate, in the base acres for covered  
21 commodities for a farm whenever any of the fol-  
22 lowing circumstances occur:”;

23 (C) in subsection (c)—

24 (i) in paragraph (1)—

1 (I) by striking “the election made  
2 under”;

3 (II) by striking “, including ge-  
4 neric base acres” each place it ap-  
5 pears; and

6 (III) by striking “or generic base  
7 acres”; and

8 (ii) in paragraph (3), by striking “or  
9 generic base acres”; and  
10 (D) in subsection (d)—

11 (i) in paragraph (1)(A), by striking  
12 “or generic base acres”;

13 (ii) in paragraph (2)(A), in the matter  
14 preceding clause (i), by striking “, includ-  
15 ing any generic base acres,”; and

16 (iii) in paragraph (3)(A), by striking  
17 “2023” and inserting “2031”.

18 (3) CONFORMING AMENDMENTS.—

19 (A) PAYMENT YIELDS.—Section  
20 1113(c)(1) of the Agricultural Act of 2014 (7  
21 U.S.C. 9013(c)(1)) is amended by striking “es-  
22 tablished or that is planted on generic base  
23 acres,” and inserting “established,”.

1 (B) PAYMENT ACRES.—Section 1114 of  
2 the Agricultural Act of 2014 (7 U.S.C. 9014)  
3 is amended—

4 (i) in subsection (a)—

5 (I) in paragraph (1), by striking  
6 “subsection (e)” and inserting “sub-  
7 section (d)”; and

8 (II) in paragraph (2), by striking  
9 “subsection (e)” and inserting “sub-  
10 section (d)”;  
11

12 (ii) by striking subsections (b) and (f);

13 and

14 (iii) by redesignating subsections (c),  
15 (d), and (e) as subsections (b), (c), and  
16 (d), respectively.

17 (C) PRICE LOSS COVERAGE.—Section  
18 1116(g) of the Agricultural Act of 2014 (7  
19 U.S.C. 9016(g)) is amended, in the matter pre-  
20 ceding paragraph (1), by striking “1111(19)”  
and inserting “1111(18)”.

