

112TH CONGRESS  
2D SESSION

**H. R.** \_\_\_\_\_

To provide a temporary extension of the Food, Conservation, and Energy Act of 2008 and amendments made by that Act, with certain modifications and exceptions, and for other purposes.

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IN THE HOUSE OF REPRESENTATIVES

M. \_\_\_\_\_ introduced the following bill; which was referred to the Committee on \_\_\_\_\_

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**A BILL**

To provide a temporary extension of the Food, Conservation, and Energy Act of 2008 and amendments made by that Act, with certain modifications and exceptions, 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. TEMPORARY EXTENSION OF AGRICULTURAL**  
4 **PROGRAMS.**

5 (a) EXTENSION.—Except as otherwise provided in  
6 this section and amendments made by this section and  
7 notwithstanding any other provision of law, the authorities  
8 provided by each provision of the Food, Conservation, and

1 Energy Act of 2008 (Public Law 110–246; 122 Stat.  
2 1651) and each amendment made by that Act (and for  
3 mandatory programs at such funding levels), as in effect  
4 on September 30, 2012, shall continue, and the Secretary  
5 of Agriculture shall carry out the authorities, until the  
6 later of—

7 (1) January 31, 2013; and

8 (2) the date specified in the provision of such  
9 Act or amendment made by such Act.

10 (b) SUSPENSION OF PERMANENT PRICE SUPPORT  
11 AUTHORITIES.—The provisions of law specified in sub-  
12 sections (a) through (c) of section 1602 of the Food, Con-  
13 servation, and Energy Act of 2008 (7 U.S.C. 8782) shall  
14 continue to be suspended through the date specified in  
15 subsection (a)(1).

16 (c) EMPLOYMENT AND TRAINING PROGRAMS UNDER  
17 SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM.—  
18 During the period beginning on October 1, 2012, and end-  
19 ing on the date specified in subsection (a)(1), the reference  
20 to \$90,000,000 in section 16(h)(1)(A) of the Food and  
21 Nutrition Act of 2008 (7 U.S.C. 2025(h)(1)(A)) shall be  
22 deemed to be a reference to \$79,000,000.

23 (d) EXCEPTIONS.—

24 (1) CONSERVATION PROGRAMS.—Subsection (a)  
25 does not apply with respect to the following:

1 (A) Section 1240R(f) of the Food Security  
2 Act of 1985 (16 U.S.C. 3839bb–5(f)) relating  
3 to the use of Commodity Credit Corporation  
4 funds for the voluntary public access program.

5 (B) The programs specified in paragraphs  
6 (3)(B), (4), (6), and (7) of section 1241(a) of  
7 the Food Security Act of 1985 (16 U.S.C.  
8 3841(a)), relating to the conservation steward-  
9 ship program, farmland protection program, en-  
10 vironmental quality incentives program, and  
11 wildlife habitat incentives program, for which  
12 program authority was extended through fiscal  
13 year 2014 by section 716 of Public Law 112–  
14 55 (125 Stat. 582).

15 (C) Section 14(h)(1) of the Watershed  
16 Protection and Flood Prevention Act (16  
17 U.S.C. 1012(h)(1)) relating to the use of Com-  
18 modity Credit Corporation funds for the small  
19 watershed rehabilitation program.

20 (D) Section 2507(a) of the Farm Security  
21 and Rural Investment Act of 2002 (43 U.S.C.  
22 2211 note; Public Law 107–171) relating to the  
23 use of Commodity Credit Corporation funds for  
24 the desert terminal lakes program.

1           (2) TRADE PROGRAMS.—Subsection (a) does  
2 not apply with respect to the following provisions of  
3 law:

4           (A) Section 3206(g) of the Food, Con-  
5 servation, and Energy Act of 2008 (7 U.S.C.  
6 1726c(g)) relating to the use of Commodity  
7 Credit Corporation funds to support local and  
8 regional food aid procurement projects.

9           (B) Section 3107(l)(1) of the Farm Secu-  
10 rity and Rural Investment Act of 2002 (7  
11 U.S.C. 1736o–1(l)(1)) relating to the use of  
12 Commodity Credit Corporation funds to carry  
13 out the McGovern-Dole International Food for  
14 Education and Child Nutrition Program.

15           (3) SURVEY OF FOODS PURCHASED BY SCHOOL  
16 FOOD AUTHORITIES.—Subsection (a) does not apply  
17 with respect to section 4307 of the Food, Conserva-  
18 tion, and Energy Act of 2008 (Public Law 110–246;  
19 122 Stat. 1893) relating to the use of Commodity  
20 Credit Corporation funds for a survey and report re-  
21 garding foods purchased by school food authorities.

22           (4) RURAL DEVELOPMENT PROGRAMS.—Sub-  
23 section (a) does not apply with respect to the fol-  
24 lowing provisions of law:

1 (A) Section 6029 of the Food, Conserva-  
2 tion, and Energy Act of 2008 (Public Law  
3 110–246; 122 Stat. 1955) relating to the use of  
4 Commodity Credit Corporation funds to com-  
5 plete pending rural development loan and grant  
6 applications.

7 (B) Section 231(b)(7)(A) of the Agricul-  
8 tural Risk Protection Act of 2000 (7 U.S.C.  
9 1632a(b)(7)(A)) relating to the use of Com-  
10 modity Credit Corporation funds for value-  
11 added agricultural market development program  
12 grants.

13 (C) Section 375(e)(6)(B) of the Consoli-  
14 dated Farm and Rural Development Act (7  
15 U.S.C. 2008j(e)(6)(B)) relating to the use of  
16 Commodity Credit Corporation funds for the  
17 National Sheep Industry Improvement Center.

18 (D) Section 379E(d)(1) of the Consoli-  
19 dated Farm and Rural Development Act (7  
20 U.S.C. 2008s(d)(1)) relating to the use of Com-  
21 modity Credit Corporation funds for the rural  
22 microentrepreneur assistance program.

23 (5) RESEARCH PROGRAMS.—Subsection (a)  
24 does not apply with respect to the following provi-  
25 sions of law:

1 (A) Section 1672B(f)(1) of the Food, Agri-  
2 culture, Conservation, and Trade Act of 1990  
3 (7 U.S.C. 5925b(f)(1)) relating to the use of  
4 Commodity Credit Corporation funds for the  
5 organic agriculture research and extension ini-  
6 tiative.

7 (B) Section 412(h)(1) of the Agricultural  
8 Research, Extension, and Education Reform  
9 Act of 1998 (7 U.S.C. 7632(h)(1)) relating to  
10 the use of Commodity Credit Corporation funds  
11 for the specialty crop research initiative.

12 (C) Section 7405(h)(1) of the Farm Secu-  
13 rity and Rural Investment Act of 2002 (7  
14 U.S.C. 3319f(h)(1)) relating to the use of Com-  
15 modity Credit Corporation funds for the begin-  
16 ning farmer and rancher development program.

17 (6) HEALTHY FORESTS RESERVE PROGRAM.—  
18 Subsection (a) does not apply with respect to section  
19 508 of the Healthy Forests Restoration Act of 2003  
20 (16 U.S.C. 6578) relating to the use of Commodity  
21 Credit Corporation funds to carry out the healthy  
22 forests reserve program, except that the Secretary of  
23 Agriculture may use such amount of the funds ap-  
24 propriated for fiscal year 2013 to carry out the Soil  
25 Conservation and Domestic Allotment Act (16

1 U.S.C. 590a et seq.) as the Secretary determines  
2 necessary to cover the cost of technical assistance,  
3 management, and enforcement responsibilities for  
4 land enrolled in the healthy forests reserve program  
5 pursuant to subsections (a) and (b) of section 504  
6 of the Healthy Forests Restoration Act of 2003 (16  
7 U.S.C. 6574).

8 (7) ENERGY PROGRAMS.—Subsection (a) does  
9 not apply with respect to the following provisions of  
10 title IX of the Farm Security and Rural Investment  
11 Act of 2002 (7 U.S.C. 8101 et seq.):

12 (A) Section 9002(h)(1) relating to the use  
13 of Commodity Credit Corporation funds for the  
14 biobased markets program.

15 (B) Section 9003(h)(1) relating to the use  
16 of Commodity Credit Corporation funds for bio-  
17 refinery assistance.

18 (C) Section 9004(d)(1) relating to the use  
19 of Commodity Credit Corporation funds for  
20 repowering assistance for biorefineries. Nothing  
21 in this subparagraph shall be construed to pre-  
22 vent the Secretary of Agriculture from using  
23 funds previously made available under such sec-  
24 tion, and not obligated as of the date of the en-  
25 actment of this Act, in fiscal year 2013.

1 (D) Section 9005(g)(1) relating to the use  
2 of Commodity Credit Corporation funds for the  
3 bioenergy program for advanced biofuels.

4 (E) Section 9006(d) relating to the use of  
5 Commodity Credit Corporation funds for the  
6 biodiesel fuel education program.

7 (F) Section 9007(g)(1) relating to the use  
8 of Commodity Credit Corporation funds for the  
9 Rural Energy for America Program.

10 (G) Section 9008(h)(1) relating to the use  
11 of Commodity Credit Corporation funds for bio-  
12 mass research and development.

13 (H) Section 9011(f) relating to the use of  
14 Commodity Credit Corporation funds for the  
15 Biomass Crop Assistance Program.

16 (8) HORTICULTURE AND ORGANIC AGRI-  
17 CULTURE PROGRAMS.—Subsection (a) does not  
18 apply with respect to the following provisions of law:

19 (A) Section 6(e)(1) of the Farmer-to-Con-  
20 sumer Direct Marketing Act of 1976 (7 U.S.C.  
21 3005(e)(1)) relating to the use of Commodity  
22 Credit Corporation funds for the Farmers Mar-  
23 ket Promotion Program.

24 (B) Section 10202(e) of the Food, Con-  
25 servation, and Energy Act of 2008 (7 U.S.C.

1           7761(e)) relating to the use of Commodity  
2           Credit Corporation funds for the National  
3           Clean Plant Network.

4           (C) Section 10404(d) of the Food, Con-  
5           servation, and Energy Act of 2008 (Public Law  
6           110–246; 122 Stat. 2112) relating to the use of  
7           Commodity Credit Corporation funds for mar-  
8           ket loss assistance for asparagus producers.

9           (D) Section 7407(d)(1) of the Farm Secu-  
10          rity and Rural Investment Act of 2002 (7  
11          U.S.C. 5925c(d)(1)) relating to the use of Com-  
12          modity Credit Corporation funds for organic  
13          production and market data initiatives.

14          (E) Section 10606(a) of the Farm Security  
15          and Rural Investment Act of 2002 (7 U.S.C.  
16          6523(a)) relating to the use of Commodity  
17          Credit Corporation funds for the National Or-  
18          ganic Certification Cost-Share Program.

19          (9) OUTREACH AND TECHNICAL ASSISTANCE  
20          FOR SOCIALLY DISADVANTAGED FARMERS OR  
21          RANCHERS.—Section 2501(a)(4) of the Food, Agri-  
22          culture, Conservation, and Trade Act of 1990 (7  
23          U.S.C. 2279(a)(4)) relating to the use of Commodity  
24          Credit Corporation funds for outreach and technical

1 assistance for socially disadvantaged farmers or  
2 ranchers.

3 (10) PIGFORD CLAIMS.—Subsection (a) does  
4 not apply with respect to section 14012(i)(1) of the  
5 Food, Conservation, and Energy Act of 2008 (Public  
6 Law 110–246; 122 Stat. 2209) relating to the use  
7 of Commodity Credit Corporation funds for pay-  
8 ments and debt relief in satisfaction of Pigford  
9 claims.

10 (11) SUPPLEMENTAL AGRICULTURAL DISASTER  
11 ASSISTANCE.—Subsection (a) does not apply with re-  
12 spect to section 531 of the Federal Crop Insurance  
13 Act (7 U.S.C. 1531) and title IX of the Trade Act  
14 of 1974 (19 U.S.C. 2497 et seq.) relating to the pro-  
15 vision of supplemental agricultural disaster assist-  
16 ance.

17 (12) HEARTLAND, HABITAT, HARVEST, AND  
18 HORTICULTURE ACT OF 2008.—Subsection (a) does  
19 not apply with respect to title XV of the Food, Con-  
20 servation, and Energy Act of 2008 (Public Law  
21 110–246; 122 Stat. 2246), and amendments made  
22 that title, relating to the provision of supplemental  
23 agricultural disaster assistance under title IX of the  
24 Trade Act of 1974 (19 U.S.C. 2497 et seq.), certain

1 revenue and tax provisions, and certain trade bene-  
2 fits and other matters.

3 (e) EFFECTIVE DATE.—The section shall take effect  
4 as of September 30, 2012.