

## SECTION-BY-SECTION

### H.R. 2, AGRICULTURE AND NUTRITION ACT OF 2018

*Sec. 1. Short title; table of contents.*

*Sec. 2. Definition of Secretary of Agriculture.*

#### TITLE I—COMMODITIES

##### SUBTITLE A—COMMODITY POLICY

*Sec. 1111. Definitions.*

Section 1111 sets forth definitions for the Title.

*Sec. 1112. Base acres.*

Section 1112(a) requires the Secretary to provide for adjustments to base acres for covered commodities when a conservation reserve contract expires or is terminated, acres are released from a conservation reserve contract, or when the Secretary designates additional oilseeds in the same manner as current law.

Section 1112(b) requires that, except in the case of certain double-cropped acreage, the sum of the base acres for a farm not exceed actual cropland acreage of the farm, and provides an opportunity for the owner of the farm to select the base acres that will be reduced.

Section. 1112(c) allows for the reduction of base acres for any covered commodity for a farm at the option of the owner of a farm, requires the reduction of base acres on a farm by the Secretary where the land has been subdivided and developed for nonfarming uses, and allocates unplanted base during a certain period to unassigned crop base.

*Sec. 1113. Payment yields.*

Section 1113(a) continues the Secretary's authority to establish payment yields for each farm for any designated oilseed that does not have a payment yield for the purposes of price loss coverage payments, sets the method of determining the payment yield for designated oilseeds, and provides that the subsection only applies to oilseeds designated after the date of enactment of the Agriculture and Nutrition Act of 2018.

Section 1113(b) authorizes the Secretary to establish a payment yield if no payment yield is otherwise established for a covered commodity using the program payment yields of similarly situated farms.

Section 1113(c) provides a single opportunity for the owner of a farm to update yields where the farm is physically located in a county that experience 20 or more consecutive weeks of exceptional drought during a specified period, provides for the method of updating yields for

covered commodities, and provides that the election must be made prior to the 2019 crop year.

*Sec. 1114. Payment acres.*

Section 1114(a) continues the establishment of payment acres for each covered commodity on the farm at 85 percent of the base acres for the covered commodity on the farm.

Section 1114(b) permits price loss coverage and agriculture risk coverage payments where the sum of the base acres on farms in which the producer has an aggregate interest of more than 10 acres across all farms.

Section 1114(c) provides for the reduction of payment acres in any crop year in which fruits, vegetables, or wild rice have been planted on base acres on a farm, except where such crops are grown for conservation purposes, or a region has a history of double-cropping.

Section 1114(d) requires the Secretary to maintain information on base acres on a farm allocated as unassigned crop base.

*Sec. 1115. Producer election.*

Section 1115(a) requires producers to make a one-time, irrevocable election to obtain price loss coverage or agriculture risk coverage on a covered-commodity-by-covered-commodity basis.

Section 1115(b) prohibits payments under price loss coverage and agriculture risk coverage for the 2019 crop year and deems an election of price loss coverage for the 2020 through 2023 crop years where all of the producers on a farm fail to make a unanimous election under section 1115(a).

Section 1115(c) prohibits farm reconstitution to void or change an election made under section 1115.

*Sec. 1116. Price loss coverage.*

Section 1116(a) requires the Secretary to make price loss coverage payments on a covered-commodity-by-covered-commodity basis where all of the producers on a farm have elected price loss coverage for any of the 2019 through 2023 crop years where the Secretary determines that the effective price for the crop year is less than the effective reference price.

Section 1116(b) defines the effective price for a covered commodity.

Section 1116(c) defines the payment rate.

Section 1116(d) defines the payment amount.

Section 1116(e) requires that, where required, payments be made beginning October 1 or as soon as practicable, after the end of the applicable marketing year for the covered commodity.

Section 1116(f) defines the effective price for barley.

Section 1116(g) defines the reference price for temperate japonica rice.

*Sec. 1117. Agriculture risk coverage.*

Section 1117(a) requires the Secretary to make agriculture risk coverage payments if all of the producers on a farm have elected agriculture risk coverage for any of the 2019 through 2023 crop years where the Secretary determines that the actual crop revenue is less than the agriculture risk coverage guarantee.

Section 1117(b) defines actual crop revenue.

Section 1117(c) sets the agriculture risk coverage guarantee for a crop year for a covered commodity to 86 percent of the benchmark revenue. Further, this subsection defines benchmark revenue, requires that the Secretary use 70 percent of the transitional yield for yields in any of the five most recent crop years that is less than 70 percent, and requires the Secretary use the effective reference price where the national average market price for any of the five most recent crop years is lower than the effective reference price.

Section 1117(d) defines the payment rate.

Section 1117(e) defines the payment amount.

Section 1117(f) requires that, where required, payments be made beginning October 1 or as soon as practicable, after the end of the applicable marketing year for the covered commodity.

Section 1117(g) sets forth additional duties of the Secretary, including using available information and analysis to check for anomalies in the determination of agriculture risk coverage payments; calculating a separate actual crop revenue and agriculture risk coverage guarantee for irrigated and nonirrigated covered commodities; assigning certain actual or benchmark county yields using Risk Management Agency or other data, and making payments using the payment rate of the county of the physical location of the base acres of a farm.

*Sec. 1118. Producer agreements.*

Section 1118(a) continues the Secretary's authority to require producers agree to comply with certain provisions in exchange for receiving payments, to issue rules to ensure compliance, and to modify compliance requirements.

Section 1118(b) requires that a transfer of or change in the interest of the producers on a farm will result in the termination of payments, unless the transferee or owner agrees to assume all obligations under subsection 1118(a). This section also provides for an exception for producers who die or become incapacitated.

Section 1118(c) requires the Secretary to require producers to submit annual acreage reports with respect to all of the cropland on the farm as a condition of receiving benefits.

Section 1118(d) requires that penalties only be assessed for inaccurate reports where the Secretary determines that the producer knowingly and willfully falsified the acreage or production report.

Section 1118(e) requires the Secretary to provide adequate safeguards to protect the interests of tenants and sharecroppers.

Section 1118(f) requires the Secretary to provide for the sharing of payments among producers on a farm.

#### SUBTITLE B—MARKETING LOANS

*Sec. 1201. Availability of nonrecourse marketing assistance loans for loan commodities.*

Section 1201 authorizes nonrecourse loans for loan commodities for 2019 through 2023 crop years in the same manner as current law. It also includes a requirement that producers comply with certain conservation requirements.

*Sec. 1202. Loan rates for nonrecourse marketing assistance loans.*

Section 1202 continues the loan rates for commodities in current law for the 2019 through 2023 crop years, except for an adjustment to upland cotton and establishing a loan rate for seed cotton of \$0.25 per pound.

*Sec. 1203. Term of loans.*

Section 1203 continues the provisions of the current law on the terms of loans.

*Sec. 1204. Repayment of loans.*

Section 1204 requires the repayment of marketing assistance loans in the same manner as current law.

*Sec. 1205. Loan deficiency payments.*

Section 1205 authorizes loan deficiency payments for 2019 through 2023 crop years under same conditions as current law.

*Sec. 1206. Payments in lieu of loan deficiency payments for grazed acreage.*

Section 1206 continues the authorization for payments in lieu of loan deficiency payments for producers who have grazed acreage for the 2019 through 2023 crop years under in the same manner as current law.

*Sec. 1207. Special marketing loan provisions for upland cotton.*

Section 1207 continues the authorization for the President to issue special import quota for the 2019 through 2023 crop years in the same manner as current law.

*Sec. 1208. Special competitive provisions for extra long staple cotton.*

Section 1208 continues the authorization through July 31, 2024 of the special competitive provisions for extra long staple cotton in the same manner as current law, except for an adjustment to the value of assistance available to domestic users of upland cotton.

*Sec. 1209. Availability of recourse loans.*

Section 1209 continues the authorization for recourse loans for certain crops for the 2019 through 2023 crop years in same manner as current law, except for the provision of recourse loans for commodities that are contaminated, but still merchantable.

*Sec. 1210. Adjustment of loans.*

Section 1210 authorizes the Secretary to adjust loan rates in the same manner as current law, except for the inclusion of cost saving option authority for the Secretary.

SUBTITLE C—SUGAR

*Sec. 1301. Sugar policy.*

Section 1301 reauthorizes the sugar program through the 2023 crop year in the same manner as current law.

SUBTITLE D—DAIRY RISK MANAGEMENT PROGRAM AND OTHER DAIRY PROGRAMS

*Sec. 1401. Dairy risk management program for dairy producers.*

Section 1401(a) requires the Secretary to submit a report to the relevant congressional committees evaluating the accuracy of the data used by the Secretary to evaluate the average cost of feed used by a dairy operation to produce a hundredweight of milk.

Section 1401(b) requires the Secretary to submit a report to the relevant congressional committees detailing the costs incurred by dairy operation in the use of corn silage as feed and the difference between the feed cost of corn silage and the feed cost of corn.

Section 1401(c) requires the Secretary to revise monthly price survey reports to include prices for high-quality alfalfa hay in the top five milk producing States.

Section 1401(d) amends section 1404(b) of the Agricultural Act of 2014 to allow for the

exclusion of certain individual owners in multiproducer dairy operations from registration, and a corresponding reduction in payments to such operations.

Section 1401(e) amends section 1404(d) of the Agricultural Act of 2014 to allow a dairy operation to participate in both the dairy risk management program and the livestock gross margin for dairy program, but not on the same production.

Section 1401(f) amends section 1405(a) of the Agricultural Act of 2014 to provide for the use of certain annual milk marketings to determine prior dairy operation production history through 2023.

Section 1401(g) amends section 1406 of the Agricultural Act of 2014 to provide for the election of coverage level thresholds and coverage percentage for each participating dairy operation.

Section 1401(h) amends section 1407(b) of the Agricultural Act of 2014 to set forth the premiums for participation in the dairy risk management program.

Section 1401(i) makes conforming amendments related to the program name.

Section 1401(j) requires that the amendments made by this section take effect 60 days after the enactment of this Act.

Section 1401(k) authorizes the dairy risk management program through 2023.

*Sec. 1402. Class I skim milk price.*

Section 1402(a) amends section 8c of the Agricultural Adjustment Act to set out the formula for determining the prices for milk of the highest use classification for Class I milk.

Section 1402(b) requires that the amendments set out in section 1402(a) take effect on the first day of the first month no more than 120 days after the date of enactment of the Act.

*Sec. 1403. Extension of dairy forward pricing program.*

Section 1403 reauthorizes the dairy forward pricing program through 2023.

*Sec. 1404. Extension of dairy indemnity program.*

Section 1404 reauthorizes the dairy indemnity program through 2023.

*Sec. 1405. Extension of dairy promotion and research program.*

Section 1405 reauthorizes the dairy promotion and research program through 2023.

*Sec. 1406. Repeal of dairy product donation program.*

Section 1406 repeals section 1431 of the Agricultural Act of 2014, the dairy product donation program.

#### SUBTITLE E—SUPPLEMENTAL AGRICULTURAL DISASTER ASSISTANCE PROGRAMS

##### *Sec. 1501. Modification of supplemental agricultural disaster assistance.*

Subsection (a) of section 1501 amends section 1501(b) of the Agricultural Act of 2014 to expand the livestock indemnity program to cover death or sale loss as a result of diseases that are caused or transmitted by a vector and that is not able to be controlled by vaccination or other acceptable management practices.

Subsection (b) amends section 1501(f) by eliminating the payment limitation of \$125,000 per crop year for Emergency Assistance for Livestock, Honey Bees, and Farm Raised-Fish (ELAP). The subsection further excludes a person or legal entity from the AGI limitation if 75 percent or more of the average adjusted gross income of the person or legal entity comes from farming, ranching, or silviculture.

Subsection (c) applies an effective date of January 1, 2017.

#### SUBTITLE F—ADMINISTRATION

##### *Sec. 1601. Administration generally.*

Section 1601(a) allows the Secretary to use the funds and facilities of the Commodity Credit Corporation to carry out this title.

Section 1601(b) provides that a determination made by the Secretary under this title shall be final and conclusive.

Section 1601(c) provides for an expedited implementation of this title.

Section 1601(d) provides for the Secretary's authority, to adjust expenditures under this title to ensure the United States remains in compliance with our international trade agreements, is continued in the same manner as current law.

##### *Sec. 1602. Suspension of permanent price support authority.*

Section 1602 continues the suspension of permanent price authority in the Agriculture Marketing Adjustment Act of 1938 and the Agricultural Act of 1949.

##### *Sec. 1603. Payment limitations.*

Section 1603 amends section 1001 of the Food Security Act of 1985 to limit the total amount of payments a person or a legal entity can receive under subtitle A to \$125,000. Further,

section 1603 revises the definition of family member to include first cousins, nieces, and nephews. Finally, section 1603 creates a new definition of ‘qualified pass through entity’ to ensure that payment limits are applied to either the individual or entity, depending on where taxable revenue is recognized.

*Sec. 1604. Adjusted gross income limitation.*

Section 1604 amends section 1001D of the Food Security Act of 1985 to ensure that the adjusted gross income limitation is applied to either the individual or entity, depending on where taxable revenue is recognized. This section also provides the Secretary the authority to provide a waiver to the adjusted gross income limitation to protect environmentally sensitive land of special significance.

*Sec. 1605. Prevention of deceased individuals receiving payments under farm commodity programs.*

Section 1605 continues the requirement that the Secretary prevent deceased individuals from receiving farm commodity program payments by reconciling the Social Security Numbers of all individuals who received payments under this title with the Commissioner of Social Security in the same manner as current law.

*Sec. 1606. Assignment of payments.*

Section 1606 continues the authority of a producer who receives a payment under this title to assign the payment to someone else after proper notice to the Secretary in the same manner as current law.

*Sec. 1607. Tracking of benefits.*

Section 1607 reauthorizes the Secretary to track the benefits provided to individuals getting payments under titles I and II in the same manner as current law.

*Sec. 1608. Signature authority.*

Section 1608 continues the signature authority of a producer in the same manner as current law.

*Sec. 1609. Personal liability of producers for deficiencies.*

Section 1609 continues the provisions of personal liability of producers for deficiencies in the same manner as current law.

*Sec. 1610. Implementation.*

Section 1610(a) requires the Secretary to maintain base acres and payment yields in the same manner as current law.



Section 1610(b) requires the Secretary to continue to streamline administrative burdens and costs in the same manner as current law.

Section 1610(c) requires the Secretary to make \$25,000,000 available to implement this title.

Section 1610(d) provides for loan implementation in the same manner as current law.

*Sec. 1611. Exemption from certain reporting requirements for certain producers.*

Section 1611 exempts producers who participate in any conservation or commodity program from certain reporting requirements.

## TITLE II—CONSERVATION

### SUBTITLE A—WETLAND CONSERVATION

*Sec. 2101. Program ineligibility.*

Section 2101 amends section 1221(d) of the Food Security Act of 1985 to direct the Secretary to determine that no exemption under section 1222 of the Food Security Act of 1985 exists before determining program ineligibility.

*Sec. 2102. Minimal effect regulations.*

Subsection (a) amends section 1222(d) of the Food Security Act of 1985 to direct the Secretary to identify by regulation categorical minimal effect exemptions on a regional basis within 180 days of enactment.

Subsection (b) amends section 1222(k) of the Food Security Act of 1985 to provide \$10,000,000 in Commodity Credit Corporation funds in fiscal year 2019, to remain available until expended. In addition, subsection (b) authorizes appropriations of \$5,000,000 each of the years 2019 through 2023 for establishment of mitigation banks for conservation compliance.

### SUBTITLE B—CONSERVATION RESERVE PROGRAM

*Sec. 2201. Conservation reserve.*

Subsection (a) amends section 1231(a) of the Food Security Act of 1985 to reauthorize the conservation reserve program through the 2023 fiscal year.

Subsection (b) amends section 1231(d) of the Food Security Act of 1985 to increase the total CRP enrollment cap from 24,000,000 acres to 29,000,000 acres by the end of 2023 by increasing the cap 1,000,000 acres per year. In addition subsection (b) provides for a step up in acres of grassland contracts in increments of 500,000 to at least 3 million acres by 2023. The provision reserves unused grassland acres solely for grassland enrollment. The subsection also

requires the Secretary to maintain the distribution of enrolled acres across the states in proportion to the historic state enrollment in the program and requires general signups to be held at least every other year.

Subsection (c) amends section 1231(e) of the Food Security Act of 1985 to set a duration range for general contracts for 10–15 years and continuous signup practices at either 15 years or 30 years.

Subsection (d) amends section 1231(h) of the Food Security Act of 1985 to limit the enrollment of land with established hardwood trees to one re-enrollment.

*Sec. 2202. Farmable wetland program.*

Subsection (a) amends section 1231B(a) of the Food Security Act of 1985 to extend the Farmable Wetlands Program through 2023.

Subsection (b) amends section 1231B(b) of the Food Security Act of 1985 to remove the wildlife buffer acreage ratio requirement for wetland buffers while retaining the three technical criteria and Secretarial discretion for determining the allowed buffer size.

Subsection (c) amends section 1231B(c) of the Food Security Act of 1985 to reduce the acreage cap for farmable wetland enrollment from 750,000 to 500,000 acres and removes discretionary authority for the Secretary to increase the cap by 200,000.

Subsection (d) amends section 1231B(e) of the Food Security Act of 1985 to remove the general prohibition for commercial use of enrolled lands.

Subsection (e) amends section 1231B(f) of the Food Security Act of 1985 to remove authority for incentive payments for farmable wetlands.

*Sec. 2203. Duties of owners and operators.*

Subsection (a) amends section 1232(a) of the Food Security Act of 1985 to allow grazing for limited purpose of management as required by contract and specifically to direct the Secretary to include thinning and other practices, limited to management purposes, that improve the condition of the resources, promote forest management, and enhance wildlife habitat on land devoted to trees.

Subsection (b) amends section 1232(b)(2) of the Food Security Act of 1985 to create flexibility for some commercial use of enrolled lands.

*Sec. 2204. Duties of the Secretary.*

Subsection (a) amends section 1233(a) of the Food Security Act of 1985 to establish a cross reference to the subsection for determining annual rental payment rates for the contract.

Subsection (b) amends section 1233(b) of the Food Security Act of 1985 to expand the opportunities for owners and operators to use haying, grazing, and other management tools on conservation reserve acres under an approved plan by the Secretary. The subsection limits haying to no more frequently than once in every three years with not less than 25 percent of the acres remaining unharvested and includes greater flexibility for the Secretary to determine the frequency and duration for grazing of enrolled acres and fixes an upper limit on stocking rates if the grazing is to occur during the nesting season. Subsection (b) further allows intermittent or seasonal vegetative buffer practices incidental to production activity on adjacent land and provides for a 25 percent reduction in the annual rental payment for use of the land unless the activity is used to address a mid-contract management requirement which would result in no deduction. Finally, this subsection includes a provision to automatically make the Conservation Reserve Program (CRP) eligible for grazing when the livestock assistance program is engaged because of drought.

Subsection (c) amends section 1233 of the Food Security Act of 1985 to provide clearer authority for the Secretary to waive planned mid-contract management requirements when the use of the cover in response to a natural disaster or adverse weather resulted in the same effect on the cover as the planned management activity.

#### *Sec. 2205. Payments.*

Subsection (a) amends section 1234(b) of the Food Security Act of 1985 to reduce practice and measure establishment cost share from 50 percent to no more than 40 percent, and limits the cost share for the seed component of the cover establishment to 25 percent of the seed cost. The subsection further places a cap on any incentive payments for installing practices to not exceed the actual cost of the practice. Finally, the language prevents the Secretary from making a cost-share payment when grazing is used as a mid-contract management practice.

Subsection (b) amends section 1234(c) of the Food Security Act of 1985 to preserve incentive payments for tree thinning and related forest stand management, but reduces the payments from 150 percent to 100 percent of the cost.

Subsection (c) amends section 1234(d) of the Food Security Act of 1985 to require USDA, in determining rental rates, to consider the impact to local farmland rental market; and to reduce the rental payment to 80 percent of the established rental rate at the time of enrollment. It further establishes a declining scale for each subsequent enrollment in the program beginning with 15 percent for the first reenrollment and 10 percent for each reenrollment thereafter. Further, the subsection increases the frequency of the rental rate estimate survey from every other year to annual, and requires the rental rates to be published by September 15 each year.

Subsection (d) amends section 1234(g) of the Food Security Act of 1985 to require agreements with States for the Conservation Reserve Enhancement Program to limit the program cost share to 50 percent of the agreement.

#### *Sec. 2206. Contracts.*

Subsection (a) amends section 1235(e) of the Food Security Act of 1985 to update the

authority for the Secretary to allow a one-time early termination of contracts in fiscal year 2019.

Subsection (b) amends section 1235(f) to update provisions allowing transition of land to beginning farmer or rancher (BFR) buyers of enrolled acreage to prepare land for crop use; to provide extended time for entry into Organic Foods Production Act of 1990 certification; and to ensure the Secretary provides technical and financial assistance to assist the BFR in transitioning the enrolled acreage through a conservation plan.

Subsection (c) amends section 1235(g) of the Food Security Act of 1985 to allow expiring CRP contract acres to enter into an Environmental Quality Incentives Program (EQIP) contract in the final year to prepare the land for cropping or grazing after expiration, and to allow expiring CRP acreage entering into organic food production to begin preparing for transition in the final 3 CRP years of the contract.

#### SUBTITLE C—ENVIRONMENTAL QUALITY INCENTIVES PROGRAM

##### *Sec. 2301. Definitions.*

Subsection (a) of section 2301 amends section 1240A of the Food Security Act of 1985 to include two new conservation activities; precision conservation management planning, and cover crops and resource conserving crop rotations as eligible for the purposes of the program.

Subsections (b) and (c) provide for the additional definitions of “priority resource concern” and “stewardship practices” for the purposes of the program to support the addition of stewardship contracts made by 2302(d).

##### *Sec. 2302. Establishment and administration.*

Subsection (a) of section 2302 amends section 1240B of the Food Security Act of 1985 to extend the authority for the environmental quality incentives program through fiscal year 2023.

Subsection (b) further amends section 1240B of the Food Security Act of 1985 to eliminate the 60 percent livestock allocation of funding. The subsection further extends the authorization for the at least 5 percent allocation of funding for practices benefitting wildlife habitat.

Subsection (c) amends section 1240B(h) of the Food Security Act of 1985 to expand the list of practices available for water conservation and irrigation efficiency. This subsection further adds limited eligibility of irrigation districts, associations, and acequias including waiver authority for adjusted gross income and limitations on payments.

Subsection (d) creates authority for new stewardship contracts of 5 to 10 year term within EQIP for the purposes of payments for stewardship practices that address locally established priority resource concerns. The subsection further establishes considerations for determining practice payment amounts and a payment limitation for a person or entity of \$50,000/year. The subsection provides for use of no more than 50 percent of the EQIP appropriations for these

contracts.

*Sec. 2303. Limitation on payments.*

Section 2303 amends section 1240G of the Food Security Act of 1985 to extend the authority for the payment limitation of \$450,000 for all contracts entered into under the program for the period of fiscal years 2019 through 2023.

*Sec. 2304. Conservation innovation grants and payments.*

Subsection (a) of section 2304 amends section 1240H(a) of the Food Security Act of 1985 to limit the amount of EQIP funds used for conservation innovation grants at not more than \$25 million for each fiscal year, 2019 through 2023. The subsection further extends eligibility for conservation innovation grants to persons participating in higher education on lands owned by an institution of higher education.

Subsection (b) of section 2304 amends section 1240H(b) of the Food Security Act of 1985 to increase the Air Quality Concerns from Agriculture set aside to \$37,500,000 each fiscal year 2019 through 2023.

Subsection (c) of section 2304 amends section 1240H of the Food Security Act of 1985 to authorize the Secretary to use up to \$25 million of EQIP funds for each fiscal year 2019 through 2023 to enter into agreements for on-farm conservation innovation trials. This subsection encourages the Secretary to provide payments for 3 or more years to producers, including forgone income, when adopting new and innovative conservation technology, and requires the Secretary to make the results available on a public database while protecting individual producer's information. Subsection (c) further instructs the Secretary regarding provision of technical assistance, eligible entities, and examples of new or innovative technologies to be included in on-farm trials. The Secretary is to provide compilation and analysis of the trials to encourage broader adoption of the innovative technologies.

SUBTITLE D—OTHER CONSERVATION PROGRAMS

*Sec. 2401. Conservation of private grazing land.*

Section 2401 amends section 1240M of the Food Security Act of 1985 to extend the authorization of appropriations for conservation of private grazing land program at the current level of \$60,000,000 a year through fiscal year 2023.

*Sec. 2402. Grassroots source water protection program.*

Subsection (a) of section 2402 amends section 1240O of the Food Security Act of 1985 to extend the authorization of appropriations for the grassroots source water protection program at the current level of \$20,000,000 each year through fiscal year 2023.

Subsection (b) includes an additional \$5,000,000 in mandatory funding to be made

available in fiscal year 2019 and remain available until expended.

*Sec. 2403. Voluntary public access and habitat incentive program.*

Section 2403 amends section 1240R of the Food Security Act of 1985 by making \$50,000,000 available in mandatory funding for the period of fiscal years 2019 through 2023.

*Sec. 2404. Watershed protection and flood prevention.*

Subsection (a) of section 2404 amends section 14 of the Watershed Protection and Flood Prevention Act to extend the authorization of appropriations for the small watershed rehabilitation program at the current level of \$85,000,000 a year through fiscal year 2023.

Subsection (b) amends the Watershed Protection and Flood Prevention Act to include a new section that makes an additional \$100,000,000 in mandatory money to remain available until expended for each fiscal year through 2023 for the purposes of carrying out programs under the Act.

*Sec. 2405. Feral swine eradication and control pilot program.*

Subsection (a) of 2405 provides the Secretary the authority to establish a pilot project for eradication and control of feral swine.

Subsection (b) enumerates the duties of the Secretary in carrying out the pilot including assessment, control methods, restoration, and the provision for financial assistance to producers.

Subsection (c) enumerates the actions for which financial assistance will be provided.

Subsection (d) requires coordination between the Natural Resources Conservation Service and the Animal and Plant Health Inspection Service with State Technical Committees to determine the pilot areas for the project.

Subsection (e) provides that areas considered for the pilot will demonstrate feral swine impacts as a threat to agriculture, native ecosystems, or human or animal health.

Subsection (f) establishes the cost-share level of 75 percent and provides for in-kind contributions of materials and services.

Subsection (g) allocates \$100 million in mandatory funds for the period 2019 through 2023 and distributes the funding at 50 percent to each agency and the scope of their work. It further limits the use of these funds to no more than 10 percent for administrative expenses associated with the pilot project.

SUBTITLE E—FUNDING AND ADMINISTRATION

*Sec. 2501. Commodity Credit Corporation.*

Subsection (a) of section 2501 amends section 1241 of the Food Security Act of 1985 to extend the authorization and amend the funding levels for the programs under the Title.

Funding levels:

CRP tree thinning incentive—\$10,000,000 set aside through fiscal year 2023

CRP-Transition Incentive Program—\$33,000,000 set aside through fiscal year 2023

Agriculture Conservation Easement Program (ACEP)—\$500,000,000 each fiscal year through 2023

EQIP—\$2,000,000,000 for fiscal year 2019;

\$2,500,000,000 for fiscal year 2020;

\$2,750,000,000 for fiscal year 2021;

\$2,935,000,000 for fiscal year 2022;

\$3,000,000,000 for fiscal year 2023.

The subsection further eliminates funding for the conservation security program which is repealed. It also provides for necessary funding to carry out conservation stewardship contracts that were entered into prior to the date of enactment of this Act.

Subsection (b) amends section 1241 of the Food Security Act of 1985 to extend the authority to make the funds provided under the Title available until expended through 2023.

Subsection (c) amends section 1241 of the Food Security Act of 1985 to repeal a report to Congress on the conservation compliance impacts to producers of the Agriculture Act of 2014 and a report on outreach to specialty crop growers.

Subsection (d) of section 2501 amends section 1241 of the Food Security Act of 1985 to repeal the regional equity distribution of funds requirement.

Subsection (e) of section 2501 amends section 1241 of the Food Security Act of 1985 extending the authority to use, to the maximum extent practicable, 5 percent of EQIP funds for beginning farmers or ranchers, and 5 percent for socially disadvantaged farmers or ranchers.

Subsection (f) updates the requirements of the annual report to Congress reflecting the amendments made by this Act.

*Sec. 2502. Delivery of technical assistance.*

Subsection (a) of section 2502 amends section 1242 of the Food Security Act of 1985 to include new definitions for “eligible participant” and “third-party provider.”

Subsection (b) amends section 1242 of the Food Security Act of 1985 to include a new subsection providing alternative certification methods for third-party providers.

*Sec. 2503. Administrative requirements for conservation programs.*

Section 2503 amends section 1244 of the Food Security Act of 1985 to include a new subsection that requires the Secretary to promote water quality and water quantity practices that protect drinking water. The new subsection requires collaboration with community water systems and offers increased incentives and higher payment rates for practices that result in environmental benefits. The new subsection further reserves not less than 10 percent of Title II funds—except CRP—to carry out the subsection.

*Sec. 2504. Establishment of State technical committees.*

Section 2504 amends section 1261(c) of the Food Security Act of 1985 to add land-grant university extension programs to the list of representatives.

SUBTITLE F—AGRICULTURAL CONSERVATION EASEMENT PROGRAM

*Sec. 2601. Establishment and purposes.*

Section 2601 amends section 1265 of the Food Security Act of 1985 to clarify that nonagricultural uses that do not negatively impact the agricultural operation or conservation values of the property are allowed.

*Sec. 2602. Definitions.*

Subsection (a) of section 2602 amends section 1265A of the Food Security Act of 1985 to conform the definition of “agricultural land easement” with the elimination of the requirement for an agricultural land easement plan.

Subsection (b) amends section 1265A of the Food Security Act of 1985 to make 100 percent nonindustrial private forest land eligible if it provides significant conservation benefit. It further removes the requirement for the Secretary to consult with the Secretary of the Interior on program priorities for wetlands eligibility.

Subsection (c) amends section 1265A of the Food Security Act of 1985 to include a new definition for the term “monitoring report.”

*Sec. 2603. Agricultural land easements.*

Subsection (a) of section 2603 amends section 1265B of the Food Security Act of 1985 to conform the availability of assistance with the elimination of the requirement for an agricultural land easement plan.

Subsection (b) amends section 1265B of the Food Security Act of 1985. Paragraph (1) amends the eligible sources for the non-Federal share and describes the exception for grasslands. Paragraph (2) amends section 1265B to require the Secretary to adjust ranking and evaluation criteria for applications in order to account for geographic differences among states, as long as such adjustments continue to meet the purpose of the program and maximize the benefit to the



Federal investment. Paragraph (3) further amends section 1265B with respect to the minimum terms and conditions of the easements. It includes the requirement that the right of enforcement does not create a right of inspection by the Secretary of an easement unless an eligible entity fails to provide monitoring reports in a timely manner. It eliminates the requirement for an agricultural land easement plan, but allows the Secretary to require a conservation plan only for highly erodible land. It limits the Secretary's ability to require a refund after a violation of the terms and conditions only in the case of fraud or negligence. The subsection further allows for limited mineral development on the easement. It also clarifies that owners of land subject to an easement may participate in environmental services markets if the purpose of the market is the facilitation of additional conservation benefits. Paragraph (4) amends section 1265B(b)(5) of the Food Security act of 1985 to allow certified eligible entities to use their own terms and conditions consistent with the purposes of the program. Paragraph (4) further allows for a land trust that has been accredited by the Land Trust Accreditation Commission, and has completed at least five acquisitions of easements under the program, to be considered certified for the purposes of the program.

Subsection (c) amends section 1265B of the Food Security Act of 1985 to conform the technical assistance authority with the elimination of the agricultural land easement requirement.

*Sec. 2604. Wetland reserve easements.*

Section 2604 amends section 1265(b)(5)(i)(III) of the Food Security Act of 1985 to add a grazing management plan as a qualifying criteria for reservation of grazing rights consistent with the wetland reserve easement plan.

*Sec. 2605. Administration.*

Subsection (a) amends Section 1265D(a)(4) of the Food Security Act of 1985 allowing the Secretary to exclude land for easements enrollment when permitted for infrastructure development.

Subsection (b) of section 2605 amends Section 1265D(c)(1) of the Food Security Act of 1985 to allow the Secretary to subordinate or exchange any interest in land in the government's best interest and allows the Secretary to modify any interest in the land that has a neutral effect or increase in conservation values and intent of the easement. The subsection further allows the Secretary to terminate an easement if it is in the public interest and agreed to by the current land owner. It deems easements as a qualified conservation contribution for the purposes of the IRS and provides for the treatment of the contribution following an administrative action by the Secretary.

Subsection (c) of section 2605 amends Section 1265D of the Food Security Act of 1985 by adding a new subsection (f) exempting ACEP from the Adjusted Gross Income requirement in section 1001D(b)(1) of the Food Security Act of 1985.

SUBTITLE G—REGIONAL CONSERVATION PARTNERSHIP PROGRAM

*Sec. 2701. Definitions.*

Subsection (a) of section 2701 amends section 1271A of the Food Security Act of 1985 removes the conservation stewardship program from the list of covered programs and adds the conservation reserve program and programs under the Watershed Protection and Flood Prevention Act.

Subsection (b) amends section 1271A to include “resource conserving crop rotations” and the “protection of source water for drinking water” to this list of eligible activities.

*Sec. 2702. Regional conservation partnerships.*

Subsection (a) of section 2702 amends section 1271B of the Food Security Act of 1985 to allow for partnership agreements to exceed 5 years if it is necessary to have a longer agreement in order to meet the objectives of the program.

Subsection (b) amends section 1271B to specify that partners should quantify a project’s environmental outcomes when assessing a projects effects.

Subsection (c) amends section 1271B to require the Secretary to simplify the application process. The subsection further allows for the renewal or expansion of existing projects through an expedited application process.

*Sec. 2703. Assistance to producers.*

Section 2703 amends section 1271C to conform with the addition of longer partnership agreement terms, and expands the Secretary’s waiver authority to include the ability to waive any existing payment limits in the covered programs.

*Sec. 2704. Funding.*

Section 2704 makes \$250,000,000 of mandatory money available each fiscal year from 2019 through 2023 to carry out the program. Further, the section does not extend the availability of funds or acres from the covered programs to be used for the purposes of the program.

*Sec. 2705. Administration.*

Section 2705 amends section 1271E of the Food Security Act of 1985 to require the Secretary to provide guidance on how to quantify and report on environmental outcomes associated with the adoption of conservation practices under the program. The section further adds a requirement to include the progress being made on quantifying and reporting of environmental outcomes to the report of the Secretary to Congress.

*Sec. 2706. Critical conservation areas.*

Section 2706 amends section 1271F of the Food Security Act of 1985 by eliminating the

restriction of watershed programs only to critical conservation areas under the regional conservation partnership program conforming to the changes made by section 2701.

#### SUBTITLE H—REPEALS AND TRANSITIONAL PROVISIONS; TECHNICAL AMENDMENTS

##### *Sec. 2801. Repeal of the conservation security and conservation stewardship programs.*

Subsection (a) of section 2801 amends the Food Security Act of 1985 to repeal the conservation security program and the conservation stewardship program.

Subsection (b) allows for transitional provisions so existing contracts may continue unaffected until expiration. Renewals under the existing contracts are explicitly prohibited.

##### *Sec. 2802. Repeal of terminal lakes assistance.*

Section 2802 repeals section 2507 of the Farm Security and Rural Investment Act of 2002, the desert terminal lakes program.

##### *Sec. 2803. Technical amendments.*

Section 2803 provides for necessary technical amendments.

### TITLE III—TRADE

#### SUBTITLE A—FOOD FOR PEACE ACT

##### *Sec. 3001. Findings.*

##### *Sec. 3002. Labeling requirements.*

Section 3002 amends section 202(g) of the Food for Peace Act to require, in the case of commodities or food purchased in country, markings on the package or container and, in the case of other assistance, accompanying printed material that indicate that the assistance was furnished by the people of the United States of America.

##### *Sec. 3003. Food aid quality assurance.*

Section 3003 amends section 202(h)(3) of the Food for Peace Act to reauthorize the funding for food aid quality activities through fiscal year 2023.

##### *Sec. 3004. Local sale and barter of commodities.*

Section 3004 amends section 203(a) of the Food for Peace Act to provide the Administrator discretion in the levels of local sales and strikes section 203(b), the minimum level of local sales for non-emergency programs.

*Sec. 3005. Minimum levels of assistance.*

Section 3005 amends section 204(a) of the Food for Peace Act to reauthorize minimum levels of commodities available for emergency and non-emergency assistance through 2023.

*Sec. 3006. Extension of termination date of Food Aid Consultative Group.*

Section 3006 amends section 205(f) of the Food for Peace Act to reauthorize the Food Aid Consultative Group through 2023.

*Sec. 3007. Issuance of regulations.*

Section 3007 amends section 207(c) of the Food for Peace Act to allow the Administrator 270 days after the date of enactment of the Agriculture and Nutrition Act of 2018 to issue regulations and revisions to agency guidance necessary to implement the Act.

*Sec. 3008. Funding for program oversight, monitoring, and evaluation.*

Section 3008 amends section 207(f)(4) of the Food for Peace Act to permit the Administrator to use up to 1.5 percent of the funds made available under Title II of the Food for Peace Act for the 2019 through 2023 fiscal years for monitoring of emergency food assistance.

*Sec. 3009. Assistance for stockpiling and rapid transportation, delivery, and distribution of shelf-stable prepackaged foods.*

Section 3009 amends section 208 of the Food for Peace Act to change the section heading to “International Food Relief Partnership” and, in paragraph (f), to authorize the program until 2023.

*Sec. 3010. Consideration of impact of provision of agricultural commodities and other assistance on local farmers and economy.*

Section 3010(a) amends section 403(a) of the Food for Peace Act to ensure that no modalities of assistance are distributed in a recipient country where distribution would create a substantial disincentive to, or interference with, domestic production or marketing.

Section 3010(b) amends section 403(b) to ensure that, like the importation of United States commodities and other activities, the distribution of food procured outside of the United States, food vouchers, and cash transfers for food will not have a disruptive impact on the farmers or local economy of a recipient country.

*Sec. 3011. Prepositioning of agricultural commodities.*

Section 3011 amends section 407(c)(4)(A) of the Food for Peace Act to reauthorize the prepositioning of agricultural commodities until 2023.

*Sec. 3012. Annual report regarding food aid programs and activities.*

Section 3012(a) amends section 407(f) of the Food for Peace Act to allow the Administrator and the Secretary to file the annual report either jointly or separately. In addition, this section requires that, where the annual report is not filed by the April 1 deadline, the Administrator and the Secretary notify the relevant congressional committees of any delay and the reasons for such delay. In addition, section 407(f) is updated to combine an existing annual report with more detailed information about the utilization of funds by eligible organizations.

Section 3012(b) repeals a duplicative report.

*Sec. 3013. Deadline for agreements to finance sales or to provide other assistance.*

Section 3013 amends section 408 of the Food for Peace Act to extend the deadline for agreements to finance sales or to provide other assistance until December 31, 2023.

*Sec. 3014. Minimum level of nonemergency food assistance.*

Section 3014 amends section 412(e) of the Food for Peace Act to provide not less than \$365,000,000 of the amounts made available to carry out title II of the Act, nor more than 30% of such funds, be expended for nonemergency food assistance programs. Further, section 412(e) is amended to provide that certain community development funds that are made available through certain grants or cooperative agreements and that are consistent with the goals of Title II of the Food for Peace Act may be deemed to have been expended on nonemergency food assistance programs for the purposes of this section.

*Sec. 3015. Termination date for micronutrient fortification programs.*

Section 3015 amends section 415(c) of the Food for Peace Act to reauthorize the micronutrient fortification program until 2023.

*Sec. 3016. John Ogonowski and Doug Bereuter Farmer-to-Farmer Program.*

Section 3016(a) amends section 501(b)(1) of the Food for Peace Act to clarify that the nature of assistance provided by the John Ogonowski and Doug Bereuter Farmer-to-Farmer Program (Farmer-to-Farmer Program) is technical assistance.

Section 3016(b) amends section 501(b)(2) of the Food for Peace Act to include retired extension staff of the Department of Agriculture in the list of entities that may work in conjunction with agricultural producers and farm organizations on a voluntary basis.

Section 3016(c) amends section 501(b) of the Food for Peace Act to reinforce that longer-term and sequenced assignments and partnerships are allowed within the Farmer-to-Farmer Program.

Section 3016(d) amends section 501(d) of the Food for Peace Act to provide, with

continued set-asides for certain geographic locations, a minimum level of funding of not less than the greater of \$15,000,000 or 0.6% of amounts made available to carry out the Food for Peace Act for each fiscal year through 2023. Section 3017(d) also provides that funds used to carry out programs under section 501 of the Food for Peace Act shall be counted towards the minimum level of nonemergency food assistance under section 412(e) of the Food for Peace Act.

Section 3016(e) amends section 501(e) of the Food for Peace Act to reauthorize the authorization of appropriations until 2023.

#### SUBTITLE B—AGRICULTURAL TRADE ACT OF 1978

*Sec. 3101. Findings.*

*Sec. 3102. Consolidation of current programs as new International Market Development Program.*

Section 3102(a) amends section 205 of the Agricultural Trade Act of 1978 to create the International Market Development Program, a consolidation of the current Market Access Program, the Foreign Market Development Cooperator Program, the Technical Assistance for Specialty Crops Program, and the E. (Kika) De La Garza Emerging Markets Program.

Section 3102(b) amends section 211(c) to provide funding for the International Market Development Program subject to certain set-asides.

Section 3102(c) repeals the Market Access Program, the Foreign Market Development Cooperator Program, the Export Assistance Program for Specialty Crops, and the Emerging Markets Program.

Section 3102(d) makes conforming amendments.

#### SUBTITLE C—OTHER AGRICULTURAL TRADE LAWS

*Sec. 3201. Local and regional food aid procurement projects.*

Section 3201 amends section 3206(e)(1) of the Food, Conservation, and Energy Act of 2008 to authorize appropriations for local and regional food aid procurements projects until 2023.

*Sec. 3202. Promotion of agricultural exports to emerging markets.*

Section 3202 amends section 1542(a) of the Food, Agriculture, Conservation, and Trade Act of 1990 to reauthorize funding for the promotion of agricultural exports to emerging markets through fiscal year 2023.

*Sec. 3203. Bill Emerson Humanitarian Trust Act.*

Section 3203 amends section 302 of the Bill Emerson Humanitarian Trust Act to reauthorize the trust through 2023.

*Sec. 3204. Food for Progress Act of 1985.*

Section 3204(a) amends section 1110 of the Food Security Act of 1985 to reauthorize the program until 2023.

Section 3204(b) amends section 1110(b)(5) of the Food Security Act of 1985 to include colleges and universities in the definition of “eligible entity”.

Section 3204(c) amends section 1110(o) of the Food Security Act of 1985 to ensure that all eligible commodities provided for in an agreement with an eligible entity are made available.

*Sec. 3205. McGovern-Dole International Food for Education and Child Nutrition Program.*

Section 3205(a) amends section 3107(f)(1)(B) of the Farm Security and Rural Investment Act of 2002 to require that assistance coincides with the start of the school year, and is available when needed throughout the relevant school year.

Section 3205(b) amends section 3107(l)(2) of the Farm Security and Rural Investment Act of 2002 to authorize appropriations for the program through 2023.

*Sec. 3206. Cochran fellowship program.*

Section 3206(a) amends section 1543(a) of the Food, Agriculture, Conservation, and Trade Act of 1990 to permit study in foreign colleges or universities that have met certain criteria.

Section 3206(b) amends section 1543(c) of the Food, Agriculture, Conservation, and Trade Act of 1990 to clarify that the purpose of the fellowship includes trade linkages involving regulatory systems governing safety and phyto-sanitary standards for agricultural products.

*Sec. 3207. Borlaug fellowship program.*

Section 3207 amends section 1473G of the Food and Agriculture Act of 1977 to permit United States citizens to receive Borlaug fellowships in order to assist eligible countries in developing school-based agriculture and youth extension programs and to permit study in foreign colleges or universities that have met certain criteria. Further, section 3207 clarifies that training or study of fellowship recipients from eligible countries outside of the United States shall occur in the United States, or at a qualified college or university outside of the United States. Finally, section 3207 authorizes appropriations of \$6,000,000 for the Borlaug fellowship program.

*Sec. 3208. Global Crop Diversity Trust.*

Section 3208 amends section 3202(b) of the Food, Conservation, and Energy Act of 2008

to limit the aggregate contribution of funds of the Federal Government to the trust to 33% and authorizes appropriations through 2023.

#### TITLE IV—NUTRITION

##### SUBTITLE A—SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM

###### *Sec. 4001. Duplicative Enrollment Database.*

Subsection (a) of section 4001 amends the Food and Nutrition Act of 2008 by adding at the end, section 30 to establish the Duplicative Enrollment Database to be used by States when making eligibility determinations to prevent SNAP participants from receiving duplicative benefits in multiple States. Subsection (a) also requires the Secretary to publish an annual report using data submitted to the Database that analyzes SNAP participant characteristics including tenure on the program.

Subsection (b) amends section 11(e) of the Food and Nutrition Act of 2008 to require States to collect and submit SNAP participant data to the Duplicative Enrollment Database in accordance with guidance or rules issued by the Secretary that will be used by the Secretary to generate the annual reports required under subsection (a).

###### *Sec. 4002. Retailer-Funded Incentives Pilot.*

Section 4002 amends the Food and Nutrition Act of 2008 (as amended by Section 4001) by adding at the end, section 31, which establishes a pilot project through which authorized retail food stores may provide bonuses to participating SNAP households based on household purchases of fruits, vegetables, and milk. Retail food stores participating in the pilot project may be reimbursed in an amount not to exceed 25 percent of the dollar value of bonuses earned by households and used to purchase SNAP-eligible foods. Section 4002 directs the Secretary to provide no more than \$120,000,000 annually for such reimbursements.

###### *Sec. 4003. Gus Schumacher Food Insecurity Nutrition Incentive Program.*

Subsection (a) amends section 4405 of the Food, Conservation, and Energy Act of 2008 to rename the program the Gus Schumacher Food Insecurity Nutrition Incentive Program. The subsection also amends the program by limiting the program incentives to financial incentives, updating program priorities, and requiring the Secretary to consult with the Director of the National Institute of Food and Agriculture to establish a training, evaluation, and information center for use by program grantees. Subsection (a) reauthorizes the program through fiscal year 2023 and provides mandatory funding levels of \$45,000,000 for fiscal year 2019; \$50,000,000 for fiscal year 2020; \$55,000,000 for fiscal year 2021; \$60,000,000 for fiscal year 2022; and \$65,000,000 for 2023 and each fiscal year thereafter.

Subsection (b) makes a conforming amendment to the table of contents of the Food, Conservation, and Energy Act of 2008 to reflect the change of the program name made under subsection (a).



*Sec. 4004. Re-Evaluation of Thrifty Food Plan.*

Section 4004 amends section 3(u) of the Food and Nutrition Act of 2008 to, by 2022, and at five-year intervals, require a re-evaluation and publication of the Thrifty Food Plan.

*Sec. 4005. Food Distribution Programs on Indian Reservations.*

Section 4005 amends section 4(b) of the Food and Nutrition Act of 2008 to strike surveying and reporting requirements regarding traditional foods, to include regionally-grown in addition to traditional and locally-grown foods, and to allow appropriated funds for the program to remain available for two fiscal years.

*Sec. 4006. Update to Categorical Eligibility.*

Section 4006 amends section 5(a) and 5(j) of the Food and Nutrition Act of 2008 such that categorical eligibility may only be used in instances where a beneficiary is receiving either cash assistance or ongoing and substantial services such as transportation, childcare, counseling, or other services funded under part A of title IV of the Social Security Act with an income eligibility limit of not more than 130% (200% for elderly or disabled) of the poverty line.

*Sec. 4007. Child support; cooperation with child support agencies.*

Subsection (a) of section 4007 amends section 5(e) of the Food and Nutrition Act of 2008, striking the State option to provide a deduction from income for child support payments, therefore requiring all states to provide an exclusion for child support payments.

Subsection (b) of section 4007 amends section 6(l)(1) and 6(m)(1) of the Food and Nutrition Act of 2008 to eliminate the State option of child support cooperation for custodial and noncustodial parents, thus requiring cooperation. Subsection (b) also strikes section 6(n), eliminating SNAP disqualification for child support arrears.

*Sec. 4008. Basic allowance for housing.*

Subsection (a) amends section 5(d) of the Food and Nutrition Act of 2008 to exclude up to \$500 of a housing allowance received under section 403 of title 37 of the United States Code from any calculation of income when determining eligibility to participate in the supplemental nutrition assistance program.

Subsection (b) amends section 5(e)(6)(A) of the Food and Nutrition Act of 2008 so a household that receives the allowance covered by section 403 of title 37 of the United States Code can only claim expenses in excess of that allowance when determining the household's expenses for the excess shelter deduction.

*Sec. 4009. Earned income deduction.*

Section 4009 amends section 5(e)(2)(B) of the Food and Nutrition Act of 2008 to increase from 20 to 22 the percentage of a household's earned income that may be deducted for

purposes of calculating of income when determining eligibility to participate in the supplemental nutrition assistance program.

*Sec. 4010. Simplified homeless housing costs.*

Section 4008 amends section 5(e)(6)(D) of the Food and Nutrition Act of 2008 to require that States provide a simplified homeless housing deduction of \$143, adjusted for inflation, for homeless individuals not receiving free housing during the month.

*Sec. 4011. Availability of Standard Utility Allowances based on receipt of energy assistance.*

Subsection (a) of section 4011 amends section 5(e)(6)(C)(iv)(I) of the Food and Nutrition Act of 2008 by limiting the availability of the Standard Utility Allowance for heating and cooling costs to those households consisting of an elderly member. Subsection (a) also makes a conforming amendment to Section 2605(f)(2)(A) of the Low-Income Home Energy Assistance Act.

Subsection (b) of section 4011 amends section 5(k)(4) of the Food and Nutrition Act of 2008 so that third party energy assistance payments are considered money payable directly to households without an elderly member for purposes of calculating exclusions to income, and are no longer considered out-of-pocket expenses for such households for determination of the excess shelter expense deduction.

*Sec. 4012. Adjustment to asset limitations.*

Section 4012 amends section 5(g)(1) of the Food and Nutrition Act of 2008 by increasing from \$2,000 to \$7,000 the maximum allowable value of assets for participating households, and from \$3,000 to \$12,000 for households including an elderly or disabled member. Such levels shall be adjusted for inflation.

*Sec. 4013. Updated vehicle allowance.*

Section 4013 amends section 5(g) of the Food and Nutrition Act of 2008 to require all States to exclude \$12,000 (adjusted annually for inflation) of the value of one vehicle per licensed driver from household asset calculations. The section also strikes the alternative vehicle allowance.

*Sec. 4014. Savings excluded from assets.*

Section 4014 amends section 5(g) of the Food and Nutrition Act of 2008 to exclude up to \$2,000 (adjusted annually for inflation) in savings from household assets in determining eligibility for the supplemental nutrition assistance program.

*Sec. 4015. Workforce solutions.*

Subsection (a) of section 4015 amends section 6(d) of the Food and Nutrition Act of 2008 to require individuals age 18 to 59 to work, participate in employment and training or a work program, or any combination of work, participation in employment and training or a work program a minimum of 20 hours per week in fiscal years 2021 through 2025 and 25 hours per week in fiscal year 2026 and each fiscal year thereafter. The subsection also establishes a two-year transition period for State implementation and enforcement of the updated work requirement; establishes a revised ineligibility process allowing one month for initial compliance, requiring a 12-month ineligibility period for the first violation of the work requirement, and a 36-month ineligibility period for subsequent violations unless an individual obtains employment sufficient to meet the hourly requirement or is no longer subject to the work requirements at an earlier time; modifies the criteria that States may use to request a geographic waiver of the work requirements; updates the “15-percent” exemption criteria and process; strikes provisions related to the selection of a head of household; requires States to offer minimum services in employment and training (including offering case management services) so that every covered individual may meet the work requirements, and updates components of employment and training programs.

Subsection (b) of 4015 makes conforming amendments to section 5(d)(14) of the Food and Nutrition Act of 2008, section 51(d)(8)(A)(ii) of the Internal Revenue Code of 1986; and sections 103(a)(2) and 121(b)(2)(B) of the Workforce Innovation and Opportunity Act.

Subsection (c) of section 4015 amends section 6(e)(5) of the Food and Nutrition Act of 2008 to exclude from the work requirement individuals who are caretakers of a dependent child under 6 years of age or of an incapacitated person. The subsection also strikes section 6(o) pertaining to the current ABAWD time limit and accompanying waivers and exemptions.

Subsection (d) of section 4015 makes conforming amendments to Section 6 and 7(i)(1) of the Food and Nutrition Act of 2008.

Subsection (e) of section 4015 amends section 11(e)(19) of the Food and Nutrition Act of 2008 to update the information required in the State plan regarding employment and training.

Subsection (f) of section 4015 amends section 16(h) of the Food and Nutrition Act of 2008 to provide \$250,000,000 in fiscal year 2020 and \$1,000,000,000 for each fiscal year thereafter for employment and training programs; adjusts the minimum allocation for each state to not less than \$100,000; and reserves up to \$150,000,000 each year for eligible providers under section 122 of the Workforce Innovation and Opportunity Act who provide services for supplemental nutrition assistance program participants to meet work requirements.

Subsections (g) and (h) of section 4015 repeals section 16(b) and section 20 of the Food and Nutrition Act of 2008, and makes related conforming amendments.

*Sec. 4016. Modernization of Electronic Benefit Transfer regulations.*

Section 4015 amends section 7(h)(2) of the Food and Nutrition Act of 2008 to allow for periodic review of EBT regulations taking into account evolving technology, recipient access and ease of use, and alternatives for securing transactions.

*Sec. 4017. Mobile technologies.*

Section 4017 amends section 7(h)(14) of the Food and Nutrition Act of 2008 to require the availability of use of mobile technologies for the redemption of supplemental nutrition assistance program benefits pending the completion of up to five authorized demonstration projects, unless the Secretary makes a determination that implementation requires further study, or is not in the best interest of the supplemental nutrition assistance program. If the Secretary makes such a determination, a report must be submitted to Congress that justifies the finding.

*Sec. 4018. Processing fees.*

Subsection (a) of section 4018 amends section 7(h)(13) of the Food and Nutrition Act of 2008 to affirm that neither a State, nor any agent, contractor, or subcontractor can charge any fee for switching or routing supplemental nutrition assistance program benefits.

Subsection (b) of section 4018 makes a conforming amendment to define the term “switching” within section 7(j)(1)(H) of the Food and Nutrition Act of 2008.

*Sec. 4019. Replacement of EBT cards.*

Section 4019 amends section 7(h)(8)(B)(ii) of the Food and Nutrition Act of 2008 to require the head of household to review program rights and responsibilities after two or more lost cards in a 12-month period.

*Sec. 4020. Benefit recovery.*

Section 4019 amends section 7(h)(12) of the Food and Nutrition Act of 2008 to adjust benefit storage from six to three months and benefit expungement from 12 to six months, or upon verification that all members of a household are deceased.

*Sec. 4021. Requirements for online acceptance of benefits.*

Subsection (a) of section 4020 amends section 3(o)(1) of the Food and Nutrition Act of 2008 to include online entities within the definition of “retail food store”.

Subsection (b) of section 4020 amends section 7(k) of the Food and Nutrition Act of 2008 to strike the required report to Congress, and require the nationwide implementation of the online acceptance of benefits.

*Sec. 4022. National gateway.*

Subsection (a) of Section 4022 amends section 7(d) of the Food and Nutrition Act of 2008 to expand the parties for which the Secretary shall implement controls over related to the delivery of benefits. The subsection also adds a section 7(l) to the Food and Nutrition Act of 2008 to require the routing of all SNAP transactions through a national gateway for the purposes of transaction validation and settlement, pending completion of a feasibility study; provides

funds of \$10,500,000 in fiscal year 2019 and \$9,500,000 in fiscal years 2020 through 2023; requires that the national gateway be sustained through the payment of fees by benefit issuers and third-party processors to the gateway operator, and requires the Secretary to monitor such fees.

Subsection (b) of Section 4022 amends section 9(c) of the Food and Nutrition Act of 2008 to require retail food stores and wholesale food concerns to submit contracts for electronic benefit transfer services and equipment and records necessary to validate the FNS authorization number.

*Sec. 4023. Access to State systems.*

Section 4023 amends sections 11(a)(3)(B) and 16 of the Food and Nutrition Act of 2008 to require that all State records and the entire information systems in which the records are contained are made available for inspection and audit by the Secretary, subject to security protocols agreed to by the State and the Secretary, for purposes of program oversight.

*Sec. 4024. Transitional benefits.*

Section 4024 amends section 11(s) of the Food and Nutrition Act of 2008 by requiring states to offer transitional benefits for households that cease to receive cash assistance, for five months after the date on which cash assistance is terminated.

*Sec. 4025. Incentivizing technology modernization.*

Section 4025 amends section 11(t) of the Food and Nutrition Act of 2008 to limit grants to funding for simplified supplemental nutrition assistance program application and eligibility determination systems, and to update the allowed types of projects.

*Sec. 4026. Supplemental Nutrition Assistance Program Benefit Transfer Transaction Data Report.*

Section 4026 amends section 9 of the Food and Nutrition Act of 2008 to require the Secretary, not more often than every two years, to collect a sample of retail food store transaction data to be summarized and reported in a manner that prevents identification of individual retail food store chains and SNAP participants.

*Sec. 4027. Adjustment to percentage of recovered funds retained by States.*

Section 4027 amends section 16(a) of the Food and Nutrition Act of 2008 to increase from 35 to 50 percent the amount of recovered funds States are permitted to retain, and authorizes such funds to be used for supplemental nutrition assistance program investments in technology, improvements in administration and distribution, and actions to prevent fraud.

*Sec. 4028. Tolerance level for payment errors.*

Section 4028 amends section 16(c)(1) of the Food and Nutrition Act of 2008 to adjust the tolerance level for payment errors from \$37 to \$0.

*Sec. 4029. State performance indicators.*

Section 4029 amends section 16(d) of the Food and Nutrition Act of 2008 to repeal bonuses for States that demonstrate high or most improved performances for fiscal year 2018 and each fiscal year thereafter, while retaining requirements regarding performance criteria including actions taken to correct payment errors, reduce error rates, and improve eligibility determinations.

*Sec. 4030. Public-private partnerships.*

Section 4030 amends Section 17 of the Food and Nutrition Act by permitting not more than 10 pilot projects to support public-private partnerships that address food insecurity and poverty. The section authorizes appropriations of \$5,000,000 to carry out the projects, to remain available until expended.

*Sec. 4031. Authorization of appropriations.*

Section 4031 amends section 18(a)(1) of the Food and Nutrition Act of 2008 to extend the authorization of appropriations through 2023.

*Sec. 4032. Emergency food assistance.*

Section 4032 amends section 27(a) of the Food and Nutrition Act of 2008 to provide \$60,000,000 in funding for fiscal years 2019 through 2023, and to establish a Farm-to-Food-Bank fund through which \$20,000,000 of the funds made available in the section are distributed to States to be used to procure, or to enter into agreements with food banks to procure excess fresh fruits and vegetables grown in the State or surrounding region to be provided to eligible recipient agencies under Section 201A(3) of the Emergency Food Assistance Act of 1983.

*Sec. 4033. Nutrition education.*

Subsection (a) of section 4033 amends section 28 of the Food and Nutrition Act of 2008 to define 1862 and 1890 institutions as eligible institutions for purposes of carrying out the program; directs the Secretary, acting through the Administrator of the National Institute of Food and Agriculture, in consultation with the Administrator of the Food and Nutrition Service, to implement the program; requires eligible institutions to the extent practicable, to provide for the employment and training of professional and paraprofessional aides from the target population to engage in direct nutrition education, and to partner with other public and private entities as appropriate to optimize program delivery; increases mandatory funding for the program to \$485,000,000 beginning in fiscal year 2019; authorizes additional appropriations for the program of \$65,000,00 for fiscal years 2019 through 2023; updates the allocation of funds so that, beginning in fiscal year 2019, funds are allocated based solely on States' SNAP populations; and limits administrative costs for eligible institutions to 10 percent.

Subsection (b) of section 4033 amends section 18(a)(3)(A)(ii) to reflect the repeal of the Expanded Food and Nutrition Education Program by section 7110 of this Act.

*Sec. 4034. Retail food store and recipient trafficking.*

Section 4034 amends section 29(c)(1) of the Food and Nutrition Act of 2008 to extend funding through 2023.

*Sec. 4035. Technical corrections.*

Section 4035 makes technical corrections to sections 3, 5, 8, 10, 11, 15, 17, 25, and 26 of the Food and Nutrition Act of 2008.

*Sec. 4036. Implementation funds.*

Section 4036 provides, out of any funds made available under section 18(a) of the Food and Nutrition Act of 2008 for fiscal year 2019, \$150,000,000, to remain available until expended to be used by the Secretary in carrying out the amendments made by Subtitle A.

SUBTITLE B—COMMODITY DISTRIBUTION PROGRAMS

*Sec. 4101. Commodity Distribution Program.*

Section 4101 amends section 4(a) of the Agriculture and Consumer Protection Act of 1973 to extend the authority for the Secretary to purchase and distribute agricultural commodities through 2023.

*Sec. 4102. Commodity Supplemental Food Program.*

Section 4102 amends section 5 of the Agriculture and Consumer Protection Act of 1973 to provide funding to allow the Secretary to continue to carry out the Commodity Supplemental Food Program through 2023.

*Sec. 4103. Distribution of surplus commodities to special nutrition projects.*

Section 4103 amends section 1114(a)(2)(A) of the Agriculture and Food Act of 1981 to reauthorize the program through 2023.

SUBTITLE C—MISCELLANEOUS

*Sec. 4201. Purchase of fresh fruits and vegetables for distribution to schools and service institutions.*

Section 4201 amends section 10603(b) of the Farm Security and Rural Investment Act of 2002 to extend funding through 2023.

*Sec. 4202. Seniors Farmers' Market Nutrition Program.*

Section 4202 amends section 4402(a) of the Farm Security and Rural Investment Act of 2002 to extend funding through 2023.

*Sec. 4203. Healthy Food Financing Initiative.*

Section 4203 amends section 243(d) of the Department of Agriculture Reorganization Act of 1994 to extend the existing authorization of appropriations until October 1, 2023.

*Sec. 4204. Amendments to the Fruit and Vegetable School Lunch Program.*

Section 4204 amends Section 19 of the Richard B. Russell National School Lunch Act to provide grants for providing fresh, canned, frozen, and pureed fruits and vegetables in elementary schools.

TITLE V—CREDIT

SUBTITLE A—FARM OWNERSHIP LOANS

*Sec. 5101. Modification of the 3-year experience eligibility requirement for farm ownership loans.*

Section 5101 amends Section 302(b) of the Consolidated Farm and Rural Development Act to expand eligibility for direct farm ownership loans by adding a list of criteria that can be deemed adequate for an applicant to meet or reduce the necessary experience requirements.

*Sec. 5102. Conservation loan and loan guarantee program.*

Section 5101 amends Section 304(h) of the Consolidated Farm and Rural Development Act to reauthorize appropriations of \$75,000,000 for the program for each fiscal year through fiscal year 2023.

*Sec. 5103. Farm ownership loan limits.*

Section 5103 amends Section 305(a) of the Consolidated Farm and Rural Development Act to increase the maximum allowable indebtedness for guaranteed loans, from \$700,000 to \$1,750,000 adjusted for inflation beginning in fiscal year 2019.

SUBTITLE B—OPERATING LOANS

*Sec. 5201. Limitations on amount of operating loans.*

Section 5201 amends Section 313(a) of the Consolidated Farm and Rural Development Act to increase the maximum allowable indebtedness for guaranteed loans, from \$700,000 to \$1,750,000 adjusted for inflation beginning in fiscal year 2019.



*Sec. 5202. Microloans*

Section 5202 amends Section 313(c)(2) of the Consolidated Farm and Rural Development Act to clarify that the \$50,000 indebtedness for microloans is limited to the specific subsection rather than the title.

SUBTITLE C—ADMINISTRATIVE PROVISIONS

*Sec. 5301. Beginning farmer and rancher individual development accounts pilot program.*

Section 5301 amends Section 333B(h) of the Consolidated Farm and Rural Development Act to reauthorize appropriations of \$5,000,000 for the program for each fiscal year through fiscal year 2023.

*Sec. 5302. Loan authorization levels.*

Section 5302 amends Section 346(b)(1) of the Consolidated Farm and Rural Development Act to reauthorize existing funding levels for loan programs through 2023.

*Sec. 5303. Loan fund set-asides.*

Section 5303 amends Section 346(b)(2)(A)(ii)(III) of the Consolidated Farm and Rural Development Act to extend the 50% operating loan funds set aside for qualified beginning farmers and ranchers through 2023.

SUBTITLE D—TECHNICAL CORRECTIONS TO THE CONSOLIDATED FARM AND RURAL DEVELOPMENT ACT

*Sec. 5401. Technical corrections to the Consolidated Farm and Rural Development Act.*

Section 5401(a) amends Section 310E(d)(3) of the Consolidated Farm and Rural Development Act to clarify Congressional intent and resolve ambiguity from prior amendments to the Act.

Section 5401(b) amends Section 321(a) of the Consolidated Farm and Rural Development Act to clarify Congressional intent and resolve ambiguity from prior amendments to the Act.

Section 5401(c) amends Section 331D(e) of the Consolidated Farm and Rural Development Act to clarify Congressional intent and execute a prior amendment that could not be executed because of technical errors.

Section 5401(d) amends Section 333A(f)(1)(A) of the Consolidated Farm and Rural Development Act to correct an erroneous reference.

Section 5401(e) amends Section 339(d)(3) of the Consolidated Farm and Rural Development Act to capitalize a defined term to conform with other references to such term.

Section 5401(f) amends Section 343(a)(11)(C) of the Consolidated Farm and Rural Development Act to clarify Congressional intent and conform phrasing within the section.

Section 5401(g) amends Section 343(b) of the Consolidated Farm and Rural Development Act to correct an erroneous reference.

Section 5401(h) amends Section 346(a) of the Consolidated Farm and Rural Development Act by striking an errant comma.

#### SUBTITLE E—AMENDMENTS TO THE FARM CREDIT ACT OF 1971

##### *Sec. 5501. Elimination of obsolete references.*

Section 5501(a) amends Section 1.2(a) of the Farm Credit Act of 1971 to update the list of Farm Credit System institutions to include Agricultural Credit Banks, Agricultural Credit Associations, the Federal Farm Credit Banks Funding Corporation, Federal land credit associations, service corporations, and the Federal Agricultural Mortgage Corporation.

Section 5501(b) repeals Section 2.4(d) of the Farm Credit Act of 1971 which applies to a unique chartering situation that has been resolved.

Section 5501(c) amends Section 3.0 of the Farm Credit Act of 1971 to remove an obsolete reference to the Central Bank for Cooperatives and the required location of such bank.

Section 5501(d) amends Section 3.2(a)(1) of the Farm Credit Act of 1971 to strike an obsolete reference to the United Bank of Cooperatives and National Bank of Cooperatives and clarifies the applicability of section 7.12(c) to merged banks for cooperatives.

Section 5501(e) amends Section 3.2(a)(2)(A) of the Farm Credit Act of 1971 to strike an obsolete reference to the National Bank for Cooperatives.

Section 5501(f) amends Section 3.2 of the Farm Credit Act of 1971 to repeal subsection (b) regarding requirements for the board of directors of the now-obsolete Central Bank for Cooperatives.

Section 5501(g) amends Section 3.5 of the Farm Credit Act of 1971 to strike an obsolete reference to district banks.

Section 5501(h) amends Section 3.7(a) of the Farm Credit Act of 1971 to strike an obsolete reference to the Central Bank for Cooperatives.

Section 5501(i) amends Section 3.8(b)(1)(A) of the Farm Credit Act of 1971 to update an obsolete reference to the Rural Electrification Administration.

Section 5501(j) amends Section 3.9(a) of the Farm Credit Act of 1971 to strike an obsolete reference to the Central Bank for Cooperatives.

Section 5501(k) amends Section 3.10(c) of the Farm Credit Act of 1971 to strike an obsolete reference to the Central Bank for Cooperatives.

Section 5501(l) amends Section 3.10(d) of the Farm Credit Act of 1971 to strike an obsolete reference to district banks.

Section 5501(m) amends Section 3.11 of the Farm Credit Act of 1971 in subsection (b) by striking an obsolete reference to district banks and by striking subsection (c) which includes an obsolete reference to the Central Bank for Cooperatives.

Section 5501(n) amends the heading for part B of title III of the Farm Credit Act of 1971 to strike an obsolete reference to the United Bank for Cooperatives.

Section 5501(o) amends Section 3.20(a) of the Farm Credit Act of 1971 to strike an obsolete reference to the United Bank for Cooperatives.

Section 5501(p) amends Section 3.20(b) of the Farm Credit Act of 1971 to update obsolete references to the Central Bank for Cooperatives and district banks.

Section 5501(q) repeals Section 3.21 of the Farm Credit Act of 1971 regarding the obsolete requirements for the board of directors for consolidated banks.

Section 5501(r) amends Section 3.28 of the Farm Credit Act of 1971 to update an obsolete reference to the Central Bank for Cooperatives.

Section 5501(s) repeals Section 3.29 from the Farm Credit Act of 1971 regarding an obsolete reporting requirement for merged banks for cooperatives.

Section 5501(t) repeals Section 4.0 of the Farm Credit Act of 1971 regarding the now-defunct revolving fund made available to the Farm Credit Administration and to the now-defunct Assistance Board.

Section 5501(u) amends Section 4.8 of the Farm Credit Act of 1971 by striking subsection (b) regarding an expired authority.

Section 5501(v) amends Section 4.9(d)(2) of the Farm Credit Act of 1971 to prohibit representation from the Farm Credit System Insurance Corporation on the board of directors of the Federal Farm Credit Banks Funding Corporation.

Section 5501(w) repeals Section 4.9(e) of the Farm Credit Act of 1971 to eliminate obsolete transitional authority regarding the Federal Farm Credit Banks Funding Corporation.

Section 5501(x) amends Section 4.9A(c) of the Farm Credit Act of 1971 to remove

obsolete provisions and update references within a provision regarding the retirement of eligible borrower stock at par value.

Section 5501(y) amends Section 4.12A(a)(1) of the Farm Credit Act of 1971 to update references within a provision regarding request for stockholder lists.

Section 5501(z) amends Section 4.14A(a) of the Farm Credit Act of 1971 to add a cross-reference to section 4.36.

Section 5501(aa) amends Section 4.14A of the Farm Credit Act of 1971 to strike an outdated reference and repeal subsection (h) regarding an expired reporting requirement.

Section 5501(bb) repeals Section 4.14C of the Farm Credit Act of 1971 regarding loan restructuring by a Farm Credit System institution that was receiving financial assistance from the now-defunct Assistance Board.

Section 5501(cc) amends Section 4.17 of the Farm Credit Act of 1971 to strike an obsolete reference to “Federal intermediate credit banks”.

Section 5501(dd) amends Section 4.19(a) of the Farm Credit Act of 1971 to strike obsolete references.

Section 5501(ee) amends Section 4.38 of the Farm Credit Act of 1971 to remove an obsolete reference to the now-defunct Assistance Board.

Section 5501(ff) amends Section 5.17(a)(2) of the Farm Credit Act of 1971 to strike a reference to an obsolete situation.

Section 5501(gg) repeals Section 5.18 of the Farm Credit Act of 1971 which sunset 12 months after enactment of the Farm Credits Amendments Act of 1985.

Section 5501(hh) amends Section 5.19(a) of the Farm Credit Act of 1971 to remove language that authorizes the Farm Credit Administration to examine Federal land bank associations less frequently than other Farm Credit System institutions.

Section 5501(ii) amends Section 5.19(b) of the Farm Credit Act of 1971 to strike obsolete authorities that have sunset and a provision regarding the now-defunct Assistance Board.

Section 5501(jj) amends Section 5.35(4) of the Farm Credit Act of 1971 to strike obsolete references to dates and to the now-defunct Assistance Board.

Section 5501(kk) amends Section 5.38 of the Farm Credit Act of 1971 to remove obsolete references including a reference to the now-defunct farm credit district board.

Section 5501(ll) repeals Section 5.44 of the Farm Credit Act of 1971 regarding an obsolete requirement for a GAO report.

Section 5501(mm) amends Section 5.58(2) of the Farm Credit Act of 1971 to remove obsolete references to the now-defunct Assistance Board.

Section 5501(nn) amends Title VI of the Farm Credit Act of 1971 to repeal Subtitle A which authorizes the now-defunct Assistance Board.

Section 5501(oo) amends Subtitle B of the Farm Credit Act of 1971 to insert section 6.32 to authorize the termination of the Subtitle on December 31, 2018.

Section 5501(pp) amends Section 7.9 of the Farm Credit Act of 1971 to repeal subsection (c) regarding an obsolete authority for stockholders to seek reconsideration of association mergers.

Section 5501(qq) amends Section 7.10(a)(4) of the Farm Credit Act of 1971 to remove an obsolete reference.

Section 5501(rr) amends Section 8.0(2) of the Farm Credit Act of 1971 to update the definition of “board” to reflect its meaning in Section 8.2.

Section 5501(ss) makes conforming amendments to Section 8.0 of the Farm Credit Act of 1971.

Section 5501(tt)(1) amends Section 8.2 of the Farm Credit Act of 1971 to repeal subsection (a), which pertains the now-defunct interim board of Farmer Mac, amend subsection (b)(1) to remove obsolete transition provisions, repeal subsection (b)(3) which pertains to the timing of the initial selection of the permanent board, and to make necessary conforming amendments.

Section 5501(tt)(2) amends Section 8.4(a)(1) of the Farm Credit Act of 1971 to move a provision from the deleted paragraph (9) of section 8.2 regarding the offering and distribution of voting common stock of Farmer Mac to paragraph (1) of Section 8.4(a) and to make necessary and conforming amendments.

Section 5501(uu) amends Section 8.6 of the Farm Credit Act of 1971 to repeal now-obsolete subsection (d).

Section 5501(vv) amends Section 8.32(a) of the Farm Credit Act of 1971 to remove outdated transition periods.

Section 5501(ww) amends Section 8.35 of the Farm Credit Act of 1971 to repeal now-obsolete subsection (e).

Section 5501(xx) repeals now-obsolete Section 8.38 of the Farm Credit Act of 1971.

*Sec. 5502. Conforming repeals.*

Section 5502(a) amends the Agricultural Marketing Act to repeal now-obsolete Sections 4, 5, 6, 7, 8, 14, and 15 regarding the operation of the Farm Credit Administration.

Section 5502(b) repeals the Act of June 22, 1939 which provided terms for loans from the now-defunct Farm Credit Administration revolving fund.

Section 5502(c) amends Section 201 of the Emergency Relief and Construction Act of 1932 by repealing subsection (e) which provides conditions for the now-obsolete structure of the Farm Credit System.

Section 5502(d) amends the Act of July 14, 1953 to repeal section 2 which provides certain terms and conditions for loans for which the authorization was repealed in 1961.

Section 5502(e) amends the Farm Credit Act of 1937 to repeal sections 32 through 34 which relate to the now-defunct regional agricultural credit corporations.

Section 5502(f) amends the Act of March 3, 1932 by repealing sections 1 through 4 which relate to the now-obsolete authority for the Governor of the Farm Credit Administration to make loans to the now-defunct local agricultural-credit corporations and livestock-loan companies.

*Sec. 5503. Facility headquarters.*

Section 5503 amends Section 5.16 of the Farm Credit Act of 1971 by moving language regarding the location of the Farm Credit Administration headquarters from Section 4 of the Agricultural Marketing Act to Section 5.16(a) of the Farm Credit Act of 1971.

*Sec. 5504. Sharing privileged and confidential information.*

Section 5504 amends Section 5.19 of the Farm Credit Act of 1971 by inserting a new subsection (e) which provides authority for Farm Credit System institutions to provide privileged communications they have with attorneys or accountants to the Farm Credit Administration without losing the ability assert the privilege with respect to others.

*Sec. 5505. Scope of jurisdiction.*

Section 5505 amends title V of the Farm Credit Act of 1971 by inserting a new section 5.31A which provides authority for the Farm Credit Administration to hold “institution-affiliated parties” accountable for violations of laws and regulations governing the Farm Credit System even after such individuals and entities are no longer an “institution-affiliated party.”

*Sec. 5506. Definition.*

Section 5506 amends Section 5.35 of the Farm Credit Act of 1971 to define “institution-affiliated party.”

*Section 5507. Expansion of acreage exception to loan amount limitation.*

Section 5507 amends Section 8.8(c)(2) of the Farm Credit Act of 1971 by increasing from 1,000 to 2,000 the acreage limitation under the acreage exception applicable to qualified loans under Section 8.8. The amendment does not become effective until one year after the Farm Credit Administration submits to Congress a study indicating the feasibility of such an increase.

*Section 5508. Compensation of bank directors.*

Section 5508 repeals Section 4.21 of the Farm Credit Act of 1971 which relates the compensation of members of boards of directors of Farm Credit System banks.

*Section 5509. Prohibition on use of funds.*

Section 5509 amends section 5.65 of the Farm Credit Act of 1971 to insert new subsection (e) to clarify that no funds from administrative accounts from the Farm Credit Insurance Fund may be used by the Corporation to provide assistance to the Federal Agricultural Mortgage Corporation, or to support any activities related to the Federal Agricultural Mortgage Corporation.

#### SUBTITLE F—MISCELLANEOUS

*Section 5601. State agricultural mediation programs.*

Section 5601 amends Section 506 of the Agricultural Credit Act of 1987 to extend the authorization of appropriations of \$7,500,000 for each fiscal year to carry out the program through 2023.

*Section 5602. Study on loan risk.*

Section 5602 requires that the Farm Credit Administration conduct a study that analyzes and compares the financial risks inherent in loans made, held, securitized, or purchased by Farm Credit banks, associations, and the Federal Agricultural Mortgage Corporation, and how such risks are required to be capitalized under current statute and regulations, and that assesses the feasibility of increasing the acreage exception provided in section 8.8(c)(2) of the Farm Credit Act of 1971 to 2,000 acres. The results of the study must be shared with Congress no later than 180 days after enactment of this provision.

### TITLE VI—RURAL INFRASTRUCTURE AND ECONOMIC DEVELOPMENT

#### SUBTITLE A—IMPROVING HEALTH OUTCOMES IN RURAL COMMUNITIES

*Sec. 6001. Prioritizing projects to meet health crises in rural America.*

Section 6001(a) amends Title VI of the Rural Development Act of 1972 to include a new section which provides the Secretary the authority to announce a renewable, one-year, temporary

reprioritization for certain rural development loan and grant applications to assist rural communities in responding to a specific rural health emergency. It requires the Secretary to issue an announcement that specifies the emergency, and to provide notice to the relevant congressional committees and the Secretary of Health and Human Services.

Section 6001(b) amends Section 2333(c) of the Food, Agriculture, Conservation, and Trade Act of 1990 to provide that, pursuant to an announcement under subsection (a), at least 10 percent of Distance Learning and Telemedicine Program funds are reserved for projects that address the rural health emergency.

Section 6001(c) amends Section 306(a) of the Consolidated Farm and Rural Development Act to provide that, pursuant to an announcement under subsection (a), Community Facilities Program funds may be prioritized for projects that address the rural health emergency, including facilities that provide prevention, treatment, and recovery services.

Section 6001(d) amends Section 502(i) of the Rural Development Act of 1972 to provide that, pursuant to an announcement under subsection (a), Rural Health and Safety Education Program funds may be prioritized for projects that address the rural health emergency

*Sec. 6002. Distance learning and telemedicine.*

Section 6002 amends section 2335A of the Food, Agriculture, Conservation, and Trade Act of 1990 by increasing the authorization of appropriations to \$82,000,000 per fiscal year and reauthorizing the program through 2023.

*Sec. 6003. Reauthorization of the Farm and Ranch Stress Assistance Network.*

Section 6003 amends Section 7522 of the Food, Conservation, and Energy Act of 2008 by making technical changes, providing for new reporting requirements, and reauthorizing the program through 2023.

*Sec. 6004. Supporting agricultural association health plans.*

Section 6004(a) establishes a new loan and grant program to assist in the establishment of agricultural association health plans.

Section 6004(b) provides the Secretary with the authority to make not more than 10 loans for the purposes of establishing agricultural association health plans, and provides for the terms of such loans.

Section 6004(c) provides the Secretary with the authority to make grants for the purposes of providing technical assistance in establishing agricultural association health plans.

Section 6004(d) authorizes a one-time appropriation of \$65,000,000 to be available until expended from 2019 through 2022.



Section 6004(e) provides the definitions for terms used in this section.

#### SUBTITLE B—CONNECTING RURAL AMERICANS TO HIGH SPEED BROADBAND

##### *Sec. 6101. Establishing forward-looking broadband standards.*

Section 6101 amends Section 601 of the Rural Electrification Act of 1936 to require the Secretary to promulgate a current minimum acceptable standard of broadband service, as well as projections of minimum acceptable standards of service for 5, 10, 15, 20, and 30 years into the future. The section further prohibits the Secretary from making any loan to finance a project that cannot meet the projected minimum acceptable standard of service equal to the length of the loan. This section also allows the Secretary and the applicant to agree to substitute standards if the standards are cost-prohibitive to meet. Finally, it requires the Secretary to require, for the lifetime of the loan, that the project is capable of meeting either the minimum standard currently in effect or the projected standard in place at the time the loan was agreed to.

##### *Sec. 6102. Incentives for hard to reach communities.*

Section 6102 amends Title VI of the Rural Electrification Act of 1936 to include a new section that creates a grant program for borrowers under Title I, II, or VI of the Rural Electrification Act who are financing rural broadband projects that provide retail service. The section establishes a density formula used to qualify for certain grant amounts. The section provides that applicants which meet certain maximum density thresholds are eligible for a grant to be an increasing percentage of the total award.

##### *Sec. 6103. Requiring guaranteed broadband lending.*

Section 6103 amends section 601(c)(1) of the Rural Electrification Act of 1936 to require the Secretary to provide both a direct lending program and a guaranteed lending program to finance rural broadband projects.

##### *Sec. 6104. Smart utility authority for broadband.*

Section 6104(a) amends section 331 of the Consolidated Farm and Rural Development Act to allow a recipient of certain grants, loans, or loan guarantees to use not more than 10 percent of the amount for rural broadband infrastructure projects, including both retail and non-retail activities.

Section 6104(b) amends Title I of the Rural Electrification Act of 1936 include a new section to allow a recipient of certain grants, loans or loan guarantees to set aside not more than 10 percent of the amount for retail broadband service. This subsection requires that any funds used for retail broadband service must meet the minimum acceptable level of broadband service.

##### *Sec. 6105. Modifications to the Rural Gigabit Program.*

Section 6105 amends section 603 of the Rural Electrification Act of 1936 to authorize the

Innovative Broadband Advancement Program, in place of the Rural Gigabit Network Pilot Program, from 2019 through 2023. It provides grants, loans or both to eligible entities for the purpose of demonstrating innovative broadband technologies or methods of broadband deployment that significantly reduce the cost of broadband deployment. Finally, this section provides for eligibility requirements and prioritization of awarding assistance.

*Sec. 6106. Unified broadband reporting requirements.*

Section 6106 amends section 601(j) and (k)(2) of the Rural Electrification Act of 1936 to require the Secretary to submit a single report to Congress describing all the broadband financing activities administered by the Secretary.

*Sec. 6107. Improving access by providing certainty to broadband borrowers.*

Section 6107(a) amends title II of the Rural Electrification Act of 1936 to permit the Secretary to obligate funds to approved applications while conditioning the disbursement of funds on the successful completion of environmental, historic, or other reviews of the project. Further, it permits the Secretary to deobligate funds if the reviews cannot be completed in a reasonable amount of time.

Section 6107(b) amends section 601(d) of the Rural Electrification Act of 1936 to permit the Secretary to obligate funds to approved applications while conditioning the disbursement of funds on the successful completion of environmental, historic, or other reviews of the project. Further, it permits the Secretary to deobligate funds if the reviews cannot be completed in a reasonable amount of time.

*Sec. 6108. Simplified application window.*

Section 6108 amends section 601(c)(2)(A) of the Rural Electrification Act of 1936 to require the Secretary to require one application period per year for the broadband loan program.

*Sec. 6109. Elimination of requirement to give priority to certain applicants.*

Section 6109 amends section 601(c)(2) of the Rural Electrification Act of 1936 to eliminate an unused priority category.

*Sec. 6110. Modification of buildout requirement.*

Section 6110 amends section 601(d)(1)(A)(iii) of the Rural Electrification Act of 1936 to provide 5 years for applicants to complete the buildout of a project financed under this section.

*Sec. 6111. Improving borrower refinancing options.*

Section 6111(a) amends section 201 of the Rural Electrification Act of 1936 to permit the Telephone Loan Program to refinance loans made under section 601 of this Act.

Section 6111(b) amends section 601(i) of the Rural Electrification Act of 1936 to permit the Broadband Loan Program to refinance other telecommunications loans made under this Act.

*Sec. 6112. Elimination of unnecessary reporting requirements.*

Section 6112 amends section 601(d)(8)(A)(ii) of the Rural Electrification Act of 1936 to eliminate certain reporting requirements on borrowers.

*Sec. 6113. Access to broadband telecommunications services in rural areas.*

Section 6113(1) amends section 601(k) of the Rural Electrification Act of 1936 by increasing the authorization of appropriations to \$150,000,000 for each of fiscal years 2019 through 2023 and reauthorizing the program through fiscal year 2023.

Section 6113(2) amends section 601(l) of the Rural Electrification Act of 1936 by delaying the termination of authority to make loans and loan guarantees until September 30, 2023.

*Sec. 6114. Effective date.*

Section 6114(a) provides that amendments made by this subtitle shall not take effect until the Secretary has issued final regulations to implement the amendments.

Section 6114(b) provides that the Secretary has 90 days after the date of enactment of this Act to finalize regulations to implement the amendments made by sections 6101 and 6102.

SUBTITLE C—CONSOLIDATED FARM AND RURAL DEVELOPMENT ACT

*Sec. 6201. Strengthening regional economic development incentives.*

Section 6201 amends section 379H of the Consolidated Farm and Rural Development Act to require the Secretary to reserve a portion of funds for projects that support the implementation of a strategic community investment plan and to sets forth the requirements for such plans. It requires the Secretary provide technical assistance to communities in developing strategic community investment plans. Finally this section provides an authorization of appropriations \$5,000,000 for each fiscal year until 2023 for the purposes of carrying out the technical assistance.

*Sec. 6202. Expanding access to credit for rural communities.*

Section 6202(a) amends section 343(a)(13) of the Consolidated Farm and Rural Development Act to ensure that any community that meets the definition of “rural” or “rural area” is eligible for guaranteed loans for certain programs.

Section 6202(b) amends section 601(b)(3)(A)(ii) of the Rural Electrification Act of 1936 to ensure that any community that meets the definition of “rural” or “rural area” is eligible for

guaranteed loans in the rural broadband program.

*Sec. 6203. Providing for additional fees for guaranteed loans.*

Section 6203(a) amends section 333D(b) of the Consolidated Farm and Rural Development Act to require the Secretary to collect loan fees on insured or guaranteed loans in amounts that when combined with any appropriated funds equal the subsidy on such loans.

Section 6203(b) amends section 601(c) of the Rural Electrification Act of 1936 to require the Secretary to collect fees on loan guarantees in amounts that when combined with any appropriated funds equal the subsidy on such guarantees.

*Sec. 6204. Water, waste disposal, and wastewater facility grants.*

Section 6204 amends section 306(a)(2)(B) of the Consolidated Farm and Rural Development Act by increasing the maximum amount for revolving funds for financing water and wastewater projects to \$200,000 while decreasing the authorization of appropriations to \$15,000,000 for each fiscal year and reauthorizing the program until 2023.

*Sec. 6205. Rural water and wastewater technical assistance and training programs.*

Section 6204(a) amends section 306(a)(14)(A) of the Consolidated Farm and Rural Development Act to permit the Secretary to provide grants to entities which assist eligible rural water systems with long term sustainability planning.

Section 6204(b) amends section 306(a)(14)(C) of the Consolidated Farm and Rural Development Act to increase the set-aside of funds to 3 to 5 percent of funds appropriated.

*Sec. 6206. Rural water and wastewater circuit rider program.*

Section 6206 amends section 306(a)(22)(B) of the Consolidated Farm and Rural Development Act by increasing the authorization of appropriations to \$25,000,000.

*Sec. 6207. Tribal college and university essential community facilities.*

Section 6207 amends section 306(a)(25)(C) of the Consolidated Farm and Rural Development Act by decreasing the authorization of appropriations to \$5,000,000 for each fiscal year and reauthorizes the program until 2023.

*Sec. 6208. Emergency and imminent community water assistance grant program.*

Section 6208 amends section 306A(i)(1) of the Consolidated Farm and Rural Development Act by permitting the Secretary to extend the reservation of funds for an additional 120 days in order to protect public health. The section further amends paragraph (2) by reducing the authorization of appropriations to \$27,000,000 for each fiscal year and reauthorizes the program until 2023.

*Sec. 6209. Water systems for rural and native villages in Alaska.*

Section 6209 amends section 306D(d)(1) of the Consolidated Farm and Rural Development Act by reauthorizing the program until 2023.

*Sec. 6210. Household water well systems.*

Section 6210 amends section 306E(d) of the Consolidated Farm and Rural Development Act by reauthorizing the program until 2023.

*Sec. 6211. Solid waste management grants.*

Section 6211 amends section 310B(b)(2) of the Consolidated Farm and Rural Development Act by reauthorizing the program until 2023.

*Sec. 6212. Rural business development grants.*

Section 6212 amends section 310B(c)(4)(A) of the Consolidated Farm and Rural Development Act by reauthorizing the program until 2023.

*Sec. 6213. Rural cooperative development grants.*

Section 6213 amends section 310B(e)(13) of the Consolidated Farm and Rural Development Act by reauthorizing the program until 2023.

*Sec. 6214. Locally or regionally produced agricultural food products.*

Section 6214 amends section 310B(g)(9)(B)(iv)(I) of the Consolidated Farm and Rural Development Act by reauthorizing the program until 2023.

*Sec. 6215. Appropriate technology transfer for rural areas program.*

Section 6215 amends section 310B(i)(4) of the Consolidated Farm and Rural Development Act by reauthorizing the program until 2023.

*Sec. 6216. Rural economic area partnership zones.*

Section 6216 amends section 310B(j) of the Consolidated Farm and Rural Development Act by reauthorizing the program until 2023.

*Sec. 6217. Intermediary relending program.*

Section 6217 amends section 310H(e) of the Consolidated Farm and Rural Development Act by reducing the authorization of appropriations to \$10,000,000 for each fiscal year and reauthorizing the program until 2023.

*Sec. 6218. Exclusion of prison populations from definition of rural area.*

Section 6217 amends section 343(a)(13) of the Consolidated Farm and Rural Development Act by excluding incarcerated prison populations from inclusion in the determination of whether an area is “rural” or a “rural area.”

*Sec. 6219. National Rural Development Partnership.*

Section 6219 amends section 378 of the Consolidated Farm and Rural Development Act by reauthorizing the program until 2023.

*Sec. 6220. Grants for NOAA weather radio transmitters.*

Section 6220 amends section 379B(d) of the Consolidated Farm and Rural Development Act by reauthorizing the program until 2023.

*Sec. 6221. Rural microentrepreneur assistance program.*

Section 6221 amends section 379E(d) of the Consolidated Farm and Rural Development Act by reducing the authorization of appropriations to \$4,000,000 for each fiscal year reauthorizing the program until 2023.

*Sec. 6222. Health care services.*

Section 6222 amends section 379G(e) of the Consolidated Farm and Rural Development Act by reauthorizing the program until 2023.

*Sec. 6223. Delta Regional Authority.*

Section 6223 amends section 382M(a) of the Consolidated Farm and Rural Development Act by reducing the authorization of appropriation to \$12,000,000 per fiscal year and reauthorizing the program until 2023.

*Sec. 6224. Northern Great Plains Regional Authority.*

Section 6224 amends section 383N(a) of the Consolidated Farm and Rural Development Act by reducing the authorization of appropriation to \$2,000,000 for each fiscal year and reauthorizing the program until 2023.

*Sec. 6225. Rural business investment program.*

Section 6225 amends section 384S of the Consolidated Farm and Rural Development Act by reauthorizing the program until 2023.

*Sec. 6301. Guarantees for bonds and notes issued for electrification or telephone purposes.*

Section 6301 amends section 313A(f) of the Rural Electrification Act of 1936 by reauthorizing the program through 2023.

*Sec. 6302. Expansion of 911 access.*

Section 6302 amends section 315(d) of the Rural Electrification Act of 1936 by reauthorizing the program through 2023.

*Sec. 6303. Improvements to the guaranteed underwriter program.*

Section 6303 amends section 313A of the Rural Electrification Act of 1936 by striking the requirement that loans be made solely for the purpose of electrification or telephone purpose under the Act, and requiring instead that utility infrastructure loans be made to eligible borrowers (electric cooperatives). In addition, section 313A is amended to include terms that provide flexibility for the borrower.

*Sec. 6304. Extension of the rural economic development loan and grant program.*

Section 6304 amends the Rural Electrification Act of 1936 to create a new section 313B, and to consolidate the statutory description of the Rural Economic Development Loan and Grant Program in that section. Finally, this section reauthorizes the program through 2023.

#### SUBTITLE E—FARM SECURITY AND RURAL INVESTMENT ACT OF 2002

*Sec. 6401. Rural energy savings program.*

Section 6401 amends section 6407 of the Farm Security and Rural Investment Act of 2002 by directing the Secretary not to include any other debt incurred in the calculation of a borrower's debt equity ratio for eligibility purposes, increasing the interest rate cap, and directing the Secretary to submit a study to authorizing committees on program administration. The section reauthorizes the program through 2023.

*Sec. 6402. Biobased markets program.*

Section 6402 amends section 9002(i) of the Farm Security and Rural Investment Act of 2002 by authorizing appropriations of \$2,000,000 per fiscal year and reauthorizing the program through 2023. Additionally, the section prohibits other federal agencies from placing limitations on procurement of wood products.

*Sec. 6403. Biorefinery, renewable, chemical, and biobased product manufacturing assistance.*

Section 6403 amends section 9003 of the Farm Security and Rural Investment Act of 2002 by expanding eligibility of eligible projects. The section authorizes appropriations of

\$75,000,000 per fiscal year and reauthorizing the program through 2023.

*Sec. 6404. Repowering assistance program.*

Section 6404 amends section 9004 of the Farm Security and Rural Investment Act of 2002 by limiting payments to an eligible commodity. The section authorizes appropriations of \$10,000,000 per fiscal year and reauthorizing the program through 2023.

*Sec. 6405. Bioenergy program for advanced biofuels.*

Section 6405 amends section 9005(g) of the Farm Security and Rural Investment Act of 2002 by authorizing appropriations of \$50,000,000 per fiscal year and reauthorizing the program through 2023.

*Sec. 6406. Biodiesel fuel education program.*

Section 6406 amends section 9006(d) of the Farm Security and Rural Investment Act of 2002 by authorizing appropriations of \$2,000,000 per fiscal year and reauthorizing the program through 2023.

*Sec. 6407. Rural Energy for America Program.*

Section 6407 amends section 9007(g) of the Farm Security and Rural Investment Act of 2002 by authorizing appropriations of \$20,000,000 per fiscal year and reauthorizing the program through 2023.

*Sec. 6408. Rural Energy Self-Sufficiency Initiative.*

Section 6408 repeals section 9009 of the Farm Security and Rural Investment Act of 2002.

*Sec. 6409. Feedstock flexibility.*

Section 6409 amends section 9010(b) of the Farm Security and Rural Investment Act of 2002 by reauthorizing the program through 2023.

*Sec. 6410. Biomass Crop Assistance Program.*

Section 6410 amends section 9011(f) of the Farm Security and Rural Investment Act of 2002 by authorizing appropriations of \$25,000,000 per fiscal year and reauthorizing the program through 2023.

SUBTITLE F—MISCELLANEOUS

*Sec. 6501. Value-added agricultural product market development grants.*



Section 6501 amends section 231(b)(7) of the Agriculture Risk Protection Act of 2000 by increasing the authorization of appropriations to \$50,000,000 per fiscal year and reauthorizing the program through 2023.

*Sec. 6502. Agriculture innovation center demonstration program.*

Section 6502 amends section 6402(i) of the Farm Security and Rural Investment Act of 2002 by reauthorizing the program through 2023.

*Sec. 6503. Regional economic and infrastructure development commissions.*

Section 6503 amends section 15751(a) of title 40, United States Code, by reauthorizing the commissions through 2023.

*Sec. 6504. Definition of rural area for purposes of the Housing Act of 1949.*

Section 6504 amends section 520 of the Housing Act of 1949 to update the census years for the purposes of defining “rural” and “rural area”.

SUBTITLE G—PROGRAM REPEALS

*Sec. 6601. Elimination of unfunded programs.*

Section 6601(a) repeals sections 306(a)(23), 310B(f), 379, 379A, 379C, 379D, 379F, and Subtitle I of the Consolidated Farm and Rural Development Act and makes conforming amendments.

Section 6601(b) repeals sections 314 and 602 of the Rural Electrification Act of 1936 and makes conforming amendments.

*Sec. 6602. Repeal of Rural Telephone Bank.*

Section 6602 repeals Title IV of the Rural Electrification Act of 1936 and makes conforming amendments.

*Sec. 6603. Amendments to LOCAL TV Act.*

Section 6603 amends the Launching Our Communities’ Access to Local Television Act of 2000 by retitling it and repealing section 1001, 1002, 1003, 1004, 1005, 1006, 1007, 1009, 1010, 1011, and 1012.

SUBTITLE H—TECHNICAL CORRECTIONS

*Sec. 6701. Corrections relating to the Consolidated Farm and Rural Development Act.*

Section 6701 provides technical corrections to the Consolidated Farm and Rural

Development Act.

*Sec. 6702. Corrections relating to the Rural Electrification Act of 1936.*

Section 6702 provides technical corrections to the Rural Electrification Act of 1936.

## TITLE VII—RESEARCH, EXTENSION, AND RELATED MATTERS

### SUBTITLE A—NATIONAL AGRICULTURAL RESEARCH, EXTENSION, AND TEACHING POLICY ACT OF 1977

*Section 7101. International agriculture research.*

Section 7101 amends section 1402 of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 to add scientific collaboration that leverages resources and advances the food and agricultural interests of the United States to the list of purposes of federally supported agricultural research.

*Section 7102. Matters related to certain school designations and declarations.*

Subsection (a) of section 7102 amends section 1404(14)(A) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 to require colleges and universities seeking the Non-Land-Grant College of Agriculture designation to offer a baccalaureate or higher degree in any area of study specified in statute. Subsection (a) also requires the Secretary to establish a process to review each designated institution for compliance.

Subsection (b) of section 7102 amends paragraphs (5)(B) and (10)(C) of section 1404 of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 to extend the termination of declaration dates for the definitions of a Cooperating Forestry School and a Hispanic-Serving Institution through fiscal year 2023.

*Section 7103. National Agricultural Research, Extension, Education, and Economics Advisory Board.*

Section 7103 amends section 1408 of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 to alter the membership categories of the National Agricultural Research, Extension, Education, and Economics Advisory Board, decrease the total number of board members to 15, clarify that the board shall make recommendations to the Secretary, and to include AFRI priority areas in its priority development process.

*Section 7104. Specialty crop committee.*

Section 7104 amends section 1408A(a)(2) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 to extend the termination date of the specialty crop committee of the National Agricultural Research, Extension, Education, and Economics Advisory Board through fiscal year 2023 and to increase the number of members of the Citrus

Disease Subcommittee to 11 by adding two seats for members representing California or Arizona.

*Section 7105. Renewable energy committee discontinued.*

Section 7105 strikes section 1408B of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 to discontinue the renewable energy committee of the National Agricultural Research, Extension, Education, and Economics Advisory Board.

*Section 7106. Report on allocations and matching funds for 1890 institutions.*

Section 7106 directs the Secretary to submit an annual report noting the allocations of Federal funds made to, and matching funds received by, 1890 institutions receiving funding pursuant to sections 1444 and 1445 of the National Agricultural Research, Extension, and Teaching Policy Act of 1977.

*Section 7107. Grants and fellowships for food and agriculture sciences education.*

Section 7107 amends section 1417(m)(2) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 to reauthorize appropriations for grants and fellowships for food and agriculture sciences education through fiscal year 2023.

*Section 7108. Agricultural and food policy research centers.*

Section 7108 amends section 1419A(e) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 to reauthorize appropriations for agricultural and food policy research centers through fiscal year 2023.

*Section 7109. Education grants to Alaska Native serving institutions and Native Hawaiian serving institutions.*

Section 7109 amends section 1419B of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 to reauthorize appropriations for education grants to Alaska native serving institutions and native Hawaiian serving institutions through fiscal year 2023.

*Section 7110. Repeal of nutrition education program.*

Section 7110 strikes section 1425 of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 to discontinue the nutrition education program.

*Section 7111. Continuing animal health and disease research programs.*

Section 7111 amends section 1433(c)(1) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 to reauthorize appropriations for continuing animal health and disease research programs through fiscal year 2023.

*Section 7112. Extension carryover at 1890 land-grant colleges, including Tuskegee University.*

Section 7112 amends section 1444(a) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 to remove the carryover limitation for extension at 1890 land-grant institutions.

*Section 7113. Scholarships for students at 1890 institutions.*

Section 7113 amends subtitle G of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 by adding section 1446 to direct the Secretary to establish and carry out a grant program to 1890 land-grant institutions for purposes of awarding scholarships. \$19,000,000 is authorized to be appropriated for each fiscal year 2019 through 2023. Each grant made shall be in the amount of \$1,000,000.

*Section 7114. Grants to upgrade agricultural and food sciences facilities at 1890 land-grant colleges, including Tuskegee University.*

Section 7114 amends section 1447(b) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 to reauthorize appropriations for grants to upgrade agricultural and food sciences facilities at 1890 land-grant institutions through fiscal year 2023.

*Section 7115. Grants to upgrade agriculture and food sciences facilities and equipment at insular area land-grant institutions.*

Section 7115 amends section 1447B(d) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 to reauthorize appropriations for grants to upgrade agriculture and food sciences facilities and equipment at insular area land-grant institutions through fiscal year 2023.

*Section 7116. Hispanic-serving institutions.*

Section 7116 amends section 1455(c) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 to reauthorize appropriations for education grants to Hispanic-serving institutions through fiscal year 2023.

*Section 7117. Land-grant designation.*

Section 7117 amends subtitle C of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 by adding new section 1419C to prevent additional entities from being designated as eligible to receive capacity program or grant funding.

*Section 7118. Competitive grants for international agricultural science and education programs.*

Section 7118 amends section 1459A(c)(2) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 to reauthorize appropriations for competitive grants for international agricultural science and education programs through fiscal year 2023.

*Section 7119. Limitation on indirect costs for agricultural research, education, and extension programs.*

Section 7119 amends section 1462 of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 to increase the limitation of indirect costs for agricultural research, education, and extension programs to 30 percent, and clarify that the limitation shall apply to both the initial grant award and any subgrant, so that the total of all indirect costs charged against the total of Federal funds provided under the initial grant award does not exceed such limitation.

*Section 7120. Research equipment grants.*

Section 7120 amends the National Agricultural Research, Extension, and Teaching Policy Act of 1977 by adding section 1462A to authorize appropriations for research equipment grants for fiscal years 2019 through 2023.

*Section 7121. University research.*

Section 7121 amends section 1463 of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 to reauthorize appropriations for various agricultural research programs, including research at State agricultural experiment stations, through fiscal year 2023.

*Section 7122. Extension service.*

Section 7122 amends section 1464 of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 to reauthorize appropriations to carry out USDA extension programs through fiscal year 2023.

*Section 7123. Supplemental and alternative crops.*

Section 7123 amends section 1473D of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 to reauthorize appropriations for supplemental and alternative crops through fiscal year 2023, to include canola as a supplemental or alternative crop, and to emphasize the importance of supplemental or alternative crops for agronomical rotational purposes and for use as habitat for honey bees and other pollinators.

*Section 7124. Capacity building grants for NLGCA institutions.*

Section 7124 amends section 1473F(b) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 to reauthorize appropriations for capacity building grants for Non Land-Grant College of Agriculture institutions through fiscal year 2023.

*Section 7125. Aquaculture assistance programs.*

Section 7125 amends section 1477(a)(2) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 to reauthorize appropriations for aquaculture

assistance programs through fiscal year 2023.

*Section 7126. Rangeland research programs.*

Section 7126 amends section 1483(a)(2) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 to reauthorize appropriations for rangeland research programs through fiscal year 2023.

*Section 7127. Special authorization for biosecurity planning and response.*

Section 7127 amends section 1484 of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 to increase the authorization of appropriations to \$30,000,000 each year through fiscal year 2023, to allow for funds to be used to enter into cooperative agreements in addition to grants, and to add the coordination of tactical science activities to the list of eligible uses of funds.

*Section 7128. Distance education and resident instruction grants program for insular area institutions of higher education.*

Subsection (a) of section 7128 amends section 1490(f)(2) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 to reauthorize appropriations for distance education grants for insular areas through fiscal year 2023.

Subsection (b) of section 7128 amends section 1491(c)(2) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 to reauthorize appropriations for resident instruction grants for insular areas through fiscal year 2023.

*Section 7129. Removal of matching funds requirement.*

Section 7129 amends section 1492(d) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 to strike the Competitive, Special, and Facilities Research Grant Act from the list of covered laws subject to the matching requirement.

SUBTITLE B—FOOD, AGRICULTURE, CONSERVATION, AND TRADE ACT, OF 1990

*Section 7201. Best utilization of biological applications.*

Section 7201 amends section 1624 of the Food, Agriculture, Conservation, and Trade Act of 1990 to reauthorize appropriations for best utilization of biological applications through fiscal year 2023.

*Section 7202. Integrated management systems.*

Section 7202 amends section 1627(d) of the Food, Agriculture, Conservation, and Trade Act of 1990 to reauthorize appropriations for integrated management systems through fiscal year 2023.

*Section 7203. Sustainable Agriculture Technology Development and Transfer Program.*

Section 7203 amends section 1628(f)(2) of the Food, Agriculture, Conservation, and Trade Act of 1990 to reauthorize appropriations for the Sustainable Agriculture Technology Development and Transfer Program through fiscal year 2023.

*Section 7204. National Training Program.*

Section 7204 amends section 1629(i) of the Food, Agriculture, Conservation, and Trade Act of 1990 to reauthorize appropriations for a National Training Program in Sustainable Agriculture through fiscal year 2023.

*Section 7205. National Genetics Resources Program.*

Section 7205 amends section 1635(b)(2) of the Food, Agriculture, Conservation, and Trade Act of 1990 to reauthorize appropriations for the National Genetics Resources Program through fiscal year 2023.

*Section 7206. National Agricultural Weather Information System.*

Section 7206 amends section 1641(c) of the Food, Agriculture, Conservation, and Trade Act of 1990 to reauthorize appropriations for the National Agricultural Weather Information System through fiscal year 2023.

*Section 7207. Agricultural genome to phenome initiative.*

Section 7207 amends section 1671 of the Food, Agriculture, Conservation, and Trade Act of 1990 to change the name to the Agricultural Genome to Phenome Initiative, add phenome related language to the program's goals and duties of the Secretary, and authorize appropriations of \$30,000,000 for fiscal years 2019 through 2023.

*Section 7208. High-priority research and extension initiatives.*

Section 7208 amends section 1672 of the Food, Agriculture, Conservation, and Trade Act of 1990 to change the name of the Alfalfa and Forage Research Program to Alfalfa Seed and Alfalfa Forage Systems Research Program and making corresponding changes throughout the program authority; authorize the Macadamia Tree Health Initiative, the National Turfgrass Research Initiative, the Fertilizer Management Initiative, the Cattle Fever Tick Program, and the Laying Hen and Turkey Research Program; and reauthorize appropriations for the Pulse Crop Health Initiative, training coordination for food and agriculture protection, pollinator protection, and listed high-priority research and extension initiatives through fiscal year 2023.

*Section 7209. Organic agriculture research and extension initiative.*

Section 7209 amends section 1672B of the Food, Agriculture, Conservation, and Trade

Act of 1990 to add “soil health” to the list of program funding priorities, increase the authorization of mandatory funding to \$30,000,000 for fiscal years 2019 through 2023, and reauthorize appropriations through fiscal year 2023.

*Section 7210. Farm business management.*

Section 7210 amends section 1672D of the Food, Agriculture, Conservation, and Trade Act of 1990 to clarify the purpose of the program and to reauthorize appropriations for farm business management through fiscal year 2023.

*Section 7211. Clarification of veteran eligibility for assistive technology program for farmers with disabilities.*

Section 7211 amends section 1680 of the Food, Agriculture, Conservation, and Trade Act of 1990 to clarify the eligibility of veterans with disabilities for program assistance and to reauthorize appropriations for the program through fiscal year 2023.

*Section 7212. National Rural Information Center Clearinghouse.*

Section 7212 amends section 2381(e) of the Food, Agriculture, Conservation, and Trade Act of 1990 to reauthorize appropriations for the National Rural Information Clearinghouse through fiscal year 2023.

SUBTITLE C—AGRICULTURAL RESEARCH, EXTENSION, AND EDUCATION REFORM ACT OF 1998

*Section 7301. National Food Safety Training, Education, Extension, Outreach, and Technical Assistance Program.*

Section 7301 amends section 405(j) of the Agricultural Research, Extension, and Education Reform Act of 1998 to reauthorize appropriations for the National Food Safety Training, Education, Extension, Outreach, and Technical Assistance Program through fiscal year 2023.

*Section 7302. Integrated research, education, and extension competitive grants program.*

Section 7302 amends section 406(e) of the Agricultural Research, Extension, and Education Reform Act of 1998 to reauthorize appropriations for integrated research, education, and extension competitive grants through fiscal year 2023.

*Section 7303. Support for research regarding diseases of wheat, triticale, and barley caused by *Fusarium graminearum* or by *Tilletia indica*.*

Section 7303 amends section 408(e)(2) of the Agricultural Research, Extension, and Education Reform Act of 1998 to reauthorize appropriations for research regarding diseases of wheat, triticale, and barley caused by *Fusarium graminearum* or by *Tilletia indica* through fiscal year 2023.



*Section 7304. Grants for youth organizations.*

Section 7304 amends section 410(d)(2) of the Agricultural Research, Extension, and Education Reform Act of 1998 to reauthorize appropriations for grants for youth organizations section 2023.

*Section 7305. Specialty Crop Research Initiative.*

Subsection (a) of section 7305 amends section 412(b) of the Agricultural Research, Extension, and Education Reform Act of 1998 to clarify priority language regarding the critical needs of the specialty crop industry.

Subsection (b)(1) of section 7305 amends section 412(j)(5) of the Agricultural Research, Extension, and Education Reform Act of 1998 to reauthorize appropriations for the Emergency Citrus Disease Research and Extension Program through fiscal year 2023.

Subsection (b)(2) of section 7305 amends section 412(k)(1)(C) of the Agricultural Research, Extension, and Education Reform Act of 1998 to extend the reservation of mandatory funding for the Emergency Citrus Disease Research and Extension Program through fiscal year 2023.

Subsection (c) of section 7305 amends section 412(k)(2) of the Agricultural Research, Extension, and Education Reform Act of 1998 to reauthorize appropriations for the Specialty Crop Research Initiative through fiscal year 2023.

*Section 7306. Food Animal Residue Avoidance Database Program.*

Section 7306 amends section 604(e) of the Agricultural Research, Extension, and Education Reform Act of 1998 to reauthorize appropriations for the Food Animal Residue Avoidance Database Program through fiscal year 2023.

*Section 7307. Office of Pest Management Policy.*

Section 7307 amends section 614(f)(2) of the Agricultural Research, Extension, and Education Reform Act of 1998 to reauthorize appropriations for the Office of Pest Management Policy through fiscal year 2023.

*Section 7308. Forestry products advanced utilization research.*

Section 7308 amends section 617(f)(1) of the Agricultural Research, Extension, and Education Reform Act of 1998 to reauthorize appropriations for forestry products advanced utilization research through fiscal year 2023.

PART I—AGRICULTURAL SECURITY

*Section 7401. Agricultural Biosecurity Communication Center.*

Section 7401 amends section 14112(c)(2) of the Food, Conservation, and Energy Act of 2008 to reauthorize appropriations for the Agricultural Biosecurity Communication Center through fiscal year 2023.

*Section 7402. Assistance to build local capacity in agricultural biosecurity planning, preparation, and response.*

Section 7402 amends section 14113 of the Food, Conservation, and Energy Act of 2008 to reauthorize appropriations for advanced training programs and assessment and response capability in agricultural biosecurity through fiscal year 2023.

*Section 7403. Research and development of agricultural countermeasures.*

Section 7403 amends section 14121(b)(2) of the Food, Conservation, and Energy Act of 2008 to reauthorize appropriations for research and development of agricultural countermeasures through fiscal year 2023.

*Section 7404. Agricultural Biosecurity Grant Program.*

Section 7404 amends section 14122(e)(2) of the Food, Conservation, and Energy Act of 2008 to reauthorize appropriations for the Agricultural Biosecurity Grant Program through fiscal year 2023.

PART II—MISCELLANEOUS

*Section 7411. Grazinglands Research Laboratory.*

Section 7411 amends section 7502 of the Food, Conservation, and Energy Act of 2008 to extend the date that the Grazinglands Research Laboratory cannot be declared excess or surplus Federal property through fiscal year 2023.

*Section 7412. National Products Research Program.*

Section 7412 amends section 7525(e) of the Food, Conservation, and Energy Act of 2008 to reauthorize appropriations for the Natural Products Research Program through fiscal year 2023.

*Section 7413. Sun Grant Program.*

Section 7413 amends section 7526(g) of the Food, Conservation, and Energy Act of 2008 to reauthorize appropriations for the Sun Grant Program through fiscal year 2023.

## SUBTITLE E—AMENDMENTS TO OTHER LAWS

### *Section 7501. Critical Agricultural Materials Act.*

Section 7501 amends section 16(a)(2) of the Critical Agricultural Materials Act to reauthorize appropriations through fiscal year 2023.

### *Section 7502. Equity in Education Land-Grant Status Act of 1994.*

Subsection (a) of section 7502 amends section 532 of the Equity in Education Land-Grant Status Act of 1994 to update the list of 1994 institutions.

Subsection (b) of section 7502 amends section 533(b) of the Equity in Education Land-Grant Status Act of 1994 to reauthorize appropriations for the endowment for 1994 institutions through fiscal year 2023.

Subsection (c) of section 7502 amends section 535 of the Equity in Education Land-Grant Status Act of 1994 to reauthorize appropriations for 1994 institutional capacity building grants through fiscal year 2023.

Subsection (d) of section 7502 amends section 536(c) of the Equity in Education Land-Grant Status Act of 1994 to reauthorize research grants for 1994 institutions through fiscal year 2023.

### *Section 7503. Research Facilities Act.*

Subsection (a) of section 7503 amends sections 2(1) and 3(c)(2)(D) of the Research Facilities Act to clarify program eligibility.

Subsection (b) of section 7503 amends section 3(c)(2)(D) of the Research Facilities Act to include maintenance costs within the criteria for submitted proposals.

Subsection (c) of section 7503 adds section 4 to the Research Facilities Act to direct the Secretary to establish a competitive grant program to assist in construction and maintenance of agricultural research facilities.

Subsection (d) of section 7503 amends section 6 of the Research Facilities Act to reauthorize appropriations through fiscal year 2023 and impose project funding limitations.

### *Section 7504. Competitive, Special, and Facilities Research Grant Act.*

Section 7504 amends subsection (b) of section 2 of the Competitive, Special, and Facilities Research Grant Act to update priority areas to include soil health, automation and mechanization for labor intensive tasks in the production and distribution of crops, bridges to farm entry for young, beginning, socially disadvantaged, veteran, and immigrant farmers and ranchers; make conforming amendments necessary due to the removal of the Competitive,

Special, and Facilities Research Grant Act from the list of covered laws subject to matching requirements under section 1492 of the National Agricultural Research, Extension, and Teaching Policy Act of 1977; reauthorize appropriations for the Agriculture and Food Research Initiative through fiscal year 2023, and increase the amount the Secretary may retain for administrative costs to 5 percent.

*Section 7505. Renewable Resources Extension Act of 1978.*

Subsection (a) of section 7505 amends section 6 of the Renewable Resources Extension Act of 1978 to reauthorize appropriations through fiscal year 2023.

Subsection (b) of section 7505 amends section 8 of the Renewable Resources Extension Act of 1978 to extend the termination date through fiscal year 2023.

*Section 7506. National Aquaculture Act of 1980.*

Section 7506 amends section 10 of the National Aquaculture Act of 1980 to reauthorize appropriations through fiscal year 2023.

*Section 7507. Beginning Farmer and Rancher Development Program.*

Section 7507 amends section 7405 of the Farm Security and Rural Investment Act of 2002 to authorize the Secretary to enter into cooperative agreements, make structural changes to the authorization, add various priority areas, reauthorize mandatory funding of \$20 million each fiscal year through 2023, and reauthorize appropriations through fiscal year 2023.

*Section 7508. Federal agriculture research facilities.*

Section 7508 amends section 1431 of the National Agricultural Research, Extension, and Teaching Policy Act Amendments of 1985 to reauthorize appropriations for federal agriculture research facilities through fiscal year 2023.

*Section 7509. Biomass research and development.*

Section 7509 amends section 9008(h) of the Farm Security and Rural Investment Act of 2002 to reauthorize appropriations for biomass research and development through fiscal year 2023.

SUBTITLE F—OTHER MATTERS

*Section 7601. Enhanced use lease authority pilot program.*

Subsection (a) of section 7601 amends section 308(a) of the Department of Agriculture Reorganization Act of 1994 to strike “pilot” from the program’s title and from an additional program reference.

Subsection (b) of section 7601 amends section 308(b)(1)(C) of the Department of Agriculture Reorganization Act of 1994 to clarify allowed activities during a lease agreement.

Subsection (c) of section 7601 amends section 308(b)(6) of the Department of Agriculture Reorganization Act of 1994 to extend the termination of authority through fiscal year 2023.

Subsection (d) of section 7601 amends section 308(d)(2) of the Department of Agriculture Reorganization Act of 1994 to extend the reporting requirement through fiscal year 2023.

*Section 7602. Function and duties of the Under Secretary.*

Section 7602 amends subparagraph (B) of section 251(d)(2) of the Department of Agriculture Reorganizations Act of 1994 to ensure that in carrying out the agricultural research, education, extension, economics, and statistical programs of the department, the Under Secretary consider AFRI priorities.

*Section 7603. Reinstatement of District of Columbia matching requirement for certain land-grant university assistance.*

Section 7603 amends section 209(c) of the District of Columbia Public Postsecondary Education Reorganization Act to require the District of Columbia to provide matching funds for Federal capacity appropriations.

*Section 7604. Farmland tenure, transition, and entry data initiative.*

Section 7604 authorizes appropriations of \$2,000,000 each year through fiscal year 2023 to collect and report data and analysis on farmland ownership, tenure, transition, and entry of beginning farmers.

*Section 7605. Transfer of administrative jurisdiction, portion of Henry A. Wallace Beltsville Agricultural Research Center, Beltsville, Maryland.*

Section 7705 authorizes the Secretary to transfer administrative jurisdiction of roughly 100 acres of the Beltsville Agricultural Research Center to the Secretary of the Treasury.

*Section 7606. Simplified plan of work.*

Section 7607 simplifies the plan of work that is required by entities who receive formula funding through the Smith-Lever Act, Hatch Act, Evans-Allen grants, and 1890 institutions extension grants.

*Section 7607. Time and effort reporting exemption.*

Section 7607 exempts any entity receiving formula funds through the Smith-Lever Act,

Hatch Act, Evans-Allen grants, 1890 institutions extension grants, and McIntire-Stennis grants from time and effort reporting with respect to the use of formula funds.

## TITLE VIII—FORESTRY

### SUBTITLE A—REAUTHORIZATION AND MODIFICATION OF CERTAIN FORESTRY PROGRAMS

*Sec. 8101. Support for State assessments and strategies for forest resources.*

Section 8101 amends section 2A(f)(1) of the Cooperative Forestry Assistance Act of 1978 by reauthorizing the funding for the required state assessment through 2023.

*Sec. 8102. Forest legacy program.*

Section 8102 amends section 7 of the Cooperative Forestry Assistance Act of 1978 by removing the authorization of appropriations of “such sums as necessary” and authorizing \$35,000,000 for each of fiscal years 2019 through 2023.

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

Section 8103 amends section 7A of the Cooperative Forestry Assistance Act of 1978 by removing the authorization of appropriations of “such sums as necessary” and authorizing \$5,000,000 for each of fiscal years 2019 through 2023.

*Sec. 8104. State and private forest landscape-scale restoration program.*

Section 8104 amends section 13A of the Cooperative Forestry Assistance Act of 1978 to establish a landscape-scale restoration program.

Subsection (a) of the new program enumerates the purpose of the program as supporting activities that result in improvements to public benefits derived from State and private forest land.

Subsection (b) provides for the relevant definitions.

Subsection (c) establishes the program that provides financial and technical assistance for projects that maintain or improve benefits to trees and forests on land.

Subsection (d) enumerates the requirements under the program.

Subsection (e) requires the Secretary to establish a measurement tool to quantify the results of projects.

Subsection (f) allocates funding for projects equally between a national competitive process and to States.

Subsection (g) requires that the allocation through the competitive process maximize the achievement of the objects of the program. The subsection further requires the submission of proposals to the Secretary to be considered for the competitive process. The subsection requires the Secretary to give priority to proposals that best carry out priorities identified through the State-wide assessments.

Subsection (h) requires the Secretary to submit a report to Congress, not later than 3 years of the passage of the Farm Bill that describes the status of the implementation of the program, an accounting of expenditures under the program, and specific accomplishments that have resulted from projects under the program.

Subsection (i) authorizes \$10,000,000 to carry out the program for each of fiscal years 2019 through 2023, to remain available until expended.

*Sec. 8105. Rural revitalization technologies.*

Section 8105 amends section 2371(d)(2) of the Food, Agriculture, Conservation, and Trade Act of 1990 to reauthorize the Rural Revitalization Technologies Program at the current level of \$5,000,000 through 2023.

*Sec. 8106. Community wood energy and wood innovation program.*

Section 8106 amends section 9013 to amend the Community Wood Energy and Wood Innovation Program to include public and private facilities in the program. The section further establishes a priority to projects that use low value, low quality wood. The section includes an authorization of appropriations for \$25,000,000 for each of fiscal years 2019 through 2023.

*Sec. 8107. Healthy Forests Restoration Act of 2003 amendments.*

Paragraph (1) of subsection (a) of section 8107 amends section 501(a) of the Healthy Forests Restoration Act of 2003 to expand the purposes of the program to include the conservation of land that provides habitat for certain species and to ensure that forests that already provide suitable habitat, but are at risk for conversion, are eligible. Paragraph (2) amends section 502(b) of the Healthy Forests Restoration Act of 2003 by limiting eligibility to ensure that the land is not only restored but also provides benefits to specific types of species. Paragraphs (3) and (4) amend section 502 (c) and 502(e) to include conservation of forest lands that provide habitat to certain species as a consideration for enrollment of land under the program and are given a priority. Paragraph (5) amends section 502(e)(2)(B) to allow Indian tribes to sell permanent easements on lands they own in fee simple. Paragraph (6) is a technical amendment. Paragraph (7) amends section 503(b) to clarify that restoration can be achieved through forest management. Paragraph (8) reauthorizes the appropriations for the program at the current level of \$12,000,000 each year through fiscal year 2023. Paragraph (9) is a technical correction.

Paragraph (1) of subsection (b) of section 8107 amends section 602(d)(1) to expand Healthy Forest treatment areas to include priority projects that reduce hazardous fuels.

Paragraph (2) extends the authority for treatment areas.

Subsection (c) includes a clarifying amendment and increases the project size limitation of the categorically excluded collaborative restoration projects from 3,000 acres to 6,000 acres.

*Sec. 8108. National Forest Foundation Act authorities.*

Subsection (a) of section 8108 amends section 405(b) of the National Forest Foundation Act by reauthorizing the Secretary's authority to provide matching funds for the administration and expenses incurred by the Forest Foundation.

Subsection (b) amends section 410(b) of the National Forest Foundation Act by reauthorizing the appropriations at the current level of \$3,000,000 each of fiscal years through 2023 to provide for matching funds to be made available for the Forest Foundation.

SUBTITLE B—SECURE RURAL SCHOOLS AND COMMUNITY SELF-DETERMINATION ACT OF 2000  
AMENDMENTS

*Sec. 8201. Use of reserved funds for Title II projects on Federal land and certain non-Federal land.*

Section 8201 amends section 204(f) of the Secure Rural Schools and Community Self-Determination Act of 2000 to require 50% of Title II funds be spent on projects which include sale of forest products and meet land management objectives.

*Sec. 8202. Resource advisory committees.*

Subsection (a) of section 8202 amends section 205(a)(4) of the Secure Rural Schools and Community Self-Determination Act of 2000 to extend Title II Resource Advisory Committee (RAC) functions, membership through fiscal year 2023.

Subsection (b) amends section 205(d) of the Secure Rural Schools and Community Self-Determination Act of 2000 to reduce the membership of RACs from 15 to 9 and to reduce the members that are representative of community interests from 5 to 3.

Subsection (c) adds a requirement for members of the RAC to reside in the county or adjacent county where the RAC has jurisdiction.

Subsection (d) allows for a designee of the Secretary to perform certain functions.

*Sec. 8203. Program for Title II self-sustaining resource advisory committee projects.*

Section 8203 amends Title II of the Secure Rural Schools and Community Self-Determination Act of 2000 by authorizing the Chief of the Forest Service to choose ten RACs that may retain revenue from projects to fund future projects that accomplish forest management objectives.



SUBTITLE C—AVAILABILITY OF CATEGORICAL EXCLUSIONS TO EXPEDITE FOREST MANAGEMENT ACTIVITIES

PART I—GENERAL PROVISIONS

*Sec. 8301. Definitions.*

Section 8301 provides the relevant definitions for Subtitle C.

*Sec. 8302. Rule of application for National Forest System Lands and public lands.*

Section 8302 is a rule of application, limiting the application of the authorities provided by subtitle C to National Forest or public lands that are not in the National Wilderness Preservation System, within an inventoried roadless area (unless the forest management activity is consistent with the applicable forest plan or allowed under the applicable roadless rule), or land on which timber harvest is prohibited by Federal law.

*Sec. 8303. Consultation under the Endangered Species Act*

Subsection (a) removes the requirement for consultation under section 7 of the Endangered Species Act for a project carried out by the Forest Service if the project is found not likely to adversely affect a listed species.

Subsection (b) allows for an expedited consultation where the projects conducted under a CE for which a section 7 consultation is required, the action is deemed to have complied with the requirements of Section 7 after 90 days.

*Sec. 8304. Secretarial discretion in the case of two or more categorical exclusions.*

Section 8304 clarifies that if a forest management activity might fall under more than one of the categorical exclusions, the Secretary has full discretion in determining which categorical exclusion to apply.

PART II—CATEGORICAL EXCLUSIONS

*Sec. 8311. Categorical exclusion to expedite certain critical response actions.*

Subsections (a) and (b) of section 8302 authorize the use of CEs for addressing insect and disease infestation, reducing hazardous fuel loads, protecting municipal water sources, improving or enhancing critical habitat, and increasing water yield.

Subsection (c) provides for the availability of CEs under this section.

Subsection (d) limits the size of the CEs to 6,000 acres.

*Sec. 8312. Categorical exclusion to expedite salvage operations in response to catastrophic*

*events.*

Subsection (a) of section 8303 authorizes the use of CEs for specific salvage operations carried out by the Secretary.

Subsection (b) provides for the availability of CEs under this section.

Subsection (c) limits the size of the CE to 6,000 acres.

Subsection (d) requires that salvage operations covered by a CE under this section protect streams and stream buffers as provided in the forest plan. The subsection further requires the development of a reforestation plan as part of the salvage operation.

*Sec. 8313. Categorical exclusion to meet forest plan goals for early successional forests.*

Subsections (a) and (b) of section 8304 authorize the use of CEs for the modification, improvement, enhancement, or creation of early successional forests for wildlife habitat improvement.

Subsection (c) provides for the availability of the CE under this section.

Subsection (d) directs the Secretary to maximize production and regeneration of priority species in the development of a forest management activity conducted under this section.

Subsection (e) limits the size of the CEs to 6,000 acres.

*Sec. 8314. Categorical exclusions for hazard trees.*

Section 8305 authorizes the use of CEs in order to remove hazardous trees and salvage timber to protect public safety, water supply, or public infrastructure.

*Sec. 8315. Categorical exclusion to improve or restore National Forest System lands or public land or reduce the risk of wildfire.*

Subsections (a) and (b) of section 8314 authorize the use of CEs for certain activities when the purpose of those activities is to improve, restore, or reduce the risk of wildfire on Forest System or public lands.

Subsection (c) provides for the availability of CEs under this section.

Subsection (d) limits the size of the CEs to 6,000 acres.

Subsection (e) provides the pertinent definitions.

*Sec. 8316. Categorical exclusion for forest restoration.*

Subsection (a) and (b) of section 8315 establish a CE for certain forest management activities on National Forest System lands, including timber harvest, hazardous, fuel reduction, and prescribed burning.

Subsection (c) provides for the availability of CEs under this section.

Subsection (d) limits the size of the CEs to 6,000 acres.

Subsection (e) provides for limitations on the building of permanent and temporary roads under this CE.

*Sec. 8317. Categorical exclusion for infrastructure forest management activities.*

Section 8317 establishes a CE for certain forest management activities related to infrastructure on National Forest System land, including activities related to roads, bridges, dams, and other facilities.

*Sec. 8318. Categorical exclusion for developed recreation sites.*

Section 8318 establishes a CE for certain forest management activities on National Forest System lands related to the operation, maintenance, modification, reconstruction or decommissioning of existing recreation sites.

*Sec. 8319. Categorical exclusion for administrative sites.*

Subsections (a) and (b) of section 8318 establish a CE for certain forest management activities on National Forest System lands related to the construction, maintenance, decommissioning, relocation, and disposal of administrative sites.

Subsection (c) provides for the availability of CEs under this section.

Subsection (d) provides for a limitation on roads and pesticide use.

Subsection (e) provides a definition for administrative site.

*Sec. 8320. Categorical exclusion for special use authorization.*

Subsections (a) and (b) of section 8320 establish a CE for certain forest management activities on National Forest System lands related to special use authorizations.

Subsection (c) provides for the availability of CEs under this section.

Subsection (d) requires the preparation of certain documents in order to use the CE.

*Sec. 8321. Clarification of existing categorical exclusion authority related to insect and disease infestation.*

Section 8321 amends section 603(c)(2)(B) of the Healthy Forests Restoration Act of 2003 to include Fire Regime IV and V (Lodgepole pine) in the Insect & Disease Categorical Exclusion included in the 2014 Farm Bill.

PART III—MISCELLANEOUS FOREST MANAGEMENT ACTIVITIES

*Sec. 8331. Good neighbor agreements.*

Section 8331 amends section 8206 of the Agricultural Act of 2014 to extend the ability to use good neighbor authority to Indian Tribes.

*Sec. 8332. Promoting cross-boundary wildfire mitigation.*

Section 8332 amends section 103 of the Healthy Forests Restoration Act of 2003 by including funding from the Forest Service's wildland fire hazardous fuels funding to perform cross-boundary work to reduce hazardous fuels, when the funding exceeds \$300,000,000 in any year. The section further amends section 103 by adding a new subsection that requires the funds to be used on Federal, State, county, tribal or private lands. The subsection also prioritizes high risk areas for use of the funds.

*Sec. 8333. Regulations regarding designation of dead or dying trees of certain tree species on National Forest System lands in California as exempt from prohibition on export of unprocessed timber originating from Federal lands.*

Subsection (a) of section 8333 directs the Secretary to issue rulemaking to determine that unprocessed timber from the National Forest System lands in California is considered surplus to domestic needs and is therefore exempt from export prohibitions.

Subsection (b) requires the Secretary to consult with representatives of sawmills in California and make a reasonable effort to avoid adverse impacts to the industry.

Subsection (c) allows the Secretary to adjust contract provisions in region 5 of the National Forest System to carry out this section.

Subsection (d) exempts timber harvested under this section from the limitation of substitution of unprocessed Federal timber.

Subsection (e) provides authority to hire additional staff to implement the regulations issued under subsection (a).

Subsection (f) requires the regulations to remain in effect for 10 years with periodic review.

Subsection (g) provides relevant definitions for this section.

## SUBTITLE D—TRIBAL FORESTRY PARTICIPATION AND PROTECTION

*Sec. 8401. Protection of Tribal forest assets through use of stewardship end result contracting and other authorities.*

Subsection (a) of section 8401 amends section 2(b) of the Tribal Forest Protection Act of 2004 authorizing Federal land management agencies up to 120 days to respond to Tribal request for forest management on agency lands and two years to complete the analysis.

Subsection (b) includes conforming amendments.

*Sec. 8402. Management of Indian forest land authorized to include related National Forest System lands and public lands.*

Section 8402 amends section 305 of the National Indian Forest Resources Management Act to give authority to Indian Tribes to request to conduct forest management activities on Federal lands where they have a Tribal interest. The authority to conduct those activities would come from authorities on Indian lands.

*Sec. 8403. Tribal forest management demonstration projects.*

Section 8403 authorizes demonstration projects through which Tribes may contract to perform administrative, management, and other functions of the Tribal Forest Protection Act.

## SUBTITLE E—OTHER MATTERS

*Sec. 8501. Clarification of research and development program for wood building construction.*

Subsection (a) of section 8601 directs the Secretary to conduct performance-driven research and development, education, and technical assistance for the purpose of facilitating the use of innovative wood products in wood building construction.

Subsection (b) requires the Secretary to collaborate with the wood products industry, conservation organizations, and institutions of higher education to meet these objectives at the Forest Products Laboratory or through the State and Private Forestry deputy area to achieve measurable performance goals. The subsection further requires the Secretary to make competitive grants to institutions of higher education to meet these measurable performance goals.

Subsection (c) identifies key priorities that are to be the focus of the research and development, education, and technical assistance to be conducted under the section including; commercialization, safety, life cycle environmental footprint, implications on wildlife, and other research areas.

Subsection (d) calls for a timeframe of 5 years to achieve the measurable performance goals called for under the section.

Subsection (e) provides the relevant definitions for the section.

*Sec. 8502. Utility infrastructure rights-of-way vegetation management pilot program.*

Subsection (a) of section 8502 establishes a limited, voluntary pilot program to encourage land owners and operators to perform vegetation management on a proactive basis. The pilot program permits vegetation management projects on National Forest System land that is adjacent to or near rights-of-way.

Subsection (b) requires that eligible participants have rights-of-way on National Forest System land. The subsection further gives priority to eligible participants who have worked with the Forest Service to improve utility infrastructure protection prescriptions.

Subsection (c) provides for the elements of a project under the pilot program. A project involves limited and select management activities that shall create the least amount of disturbance to protect utility infrastructure from wildfire; shall take place directly adjacent to or within 75 feet of the participant's right-of-way; and shall be subject to approval by the Forest Service. A project is prohibited from taking place within a designated wilderness area, wilderness study area, or inventoried roadless area. Activities under the pilot program may include thinning, fuel reduction, creation and treatment of shaded fuel breaks.

Subsection (d) requires that a participant be responsible for all costs incurred by participating unless the Secretary determines that it is in the public interest for the Forest Service to contribute funds.

Subsection (e) is a rule of construction that participation in the program does not affect any existing legal obligations of liability standards related to the right-of-way or fires resulting from causes other than activities performed under the project. A participant is not liable for damages caused by activities under the project unless in cases of gross negligence, in violation of criminal law, or where damages were caused by failure of the participant to comply with safety requirements imposed by the Forest Service as a condition of participation.

Subsection (f) directs the Secretary to use existing laws and regulations to conduct the pilot program. It further allows the Secretary to waive or modify specific provisions of the Federal Acquisition Regulation in order to implement the pilot program in an efficient and expeditious manner.

Subsection (g) allows the Secretary to retain funds provided to the Forest Service by a participant and use such funds, in amounts as may be appropriated, in the conduct of the pilot program, notwithstanding any other provision of law.

Subsection (h) provides the relevant definitions for the Act.

Subsection (i) sunsets the authority to conduct the pilot program on December 21, 2027.

Subsection (j) requires the Secretary to report to Congress, every two years, on the status

of the pilot program and any related projects.

*Sec. 8503. Revision of extraordinary circumstances regulations.*

Subsections (a) and (b) of section 8503 direct the Secretary to initiate a rulemaking to clarify that the following project characteristics do not need to be examined as part of determining whether extraordinary circumstances preclude a CE under NEPA; whether a project is within a proposed wilderness area; whether a project impacts a FS sensitive species; the cumulative impact of a project when added to other past, present, and reasonably foreseeable future actions; whether a project may affect, but is not likely to adversely affect, a listed species or designated critical habitat; and whether a project may affect, and is likely to adversely affect, a listed species or designated critical habitat, if the project is in compliance with the applicable provisions of the biological opinion.

Subsection (c) eliminates the requirement to perform an environmental impact statement for all projects that would substantially alter a potential wilderness area. Subsection (d) requires that the rulemaking be complete within 120 days of enactment.

*Sec. 8504. No Loss of Funds for Wild-fire Suppression*

Section 8504 clarifies that nothing in this title or the amendments made by this title may be construed to limit from the availability of funds or other resources for wild-fire suppression.

*Sec. 8505 Technical Corrections*

Section 8505 contains technical amendments to the Wildfire Suppression Funding and Forest Management Activities Act.

## TITLE IX—HORTICULTURE

### SUBTITLE A—HORTICULTURE MARKETING AND INFORMATION

*Section 9001. Specialty crops market news allocation.*

Section 9001 amends section 10107(b) of the Food, Conservation, and Energy Act of 2008 to extend the authorization of appropriations for specialty crops market news allocation at the current level of \$9,000,000 for each fiscal year through 2023, to remain available until expended.

*Section 9002. Farmers' Market and Local Food Promotion Program.*

Section 9002 amends section 6(g) of the Farmer-to-Consumer Direct Marketing Act of 1976 by extending the authorization of appropriations for the Farmers' Market and Local Food Promotion Program and increasing the authorized level from \$10,000,000 a year to \$30,000,000 a year for fiscal years 2019 through 2023. The section also strikes an expired one-year authorization of appropriations.

*Section 9003. Food safety education initiatives.*

Section 9003 amends section 10105(c) of the Food, Conservation, and Energy Act of 2008 to extend the authorization of appropriations for the food safety education initiatives at the current level of \$1,000,000 a year through fiscal year 2023, to remain available until expended.

*Section 9004. Specialty Crop Block Grants.*

Section 9004 amends section 101 of the Specialty Crops Competitiveness Act of 2004 to extend the authority of the Secretary to make grants; expand the types of activities the grants can be used to carry out; require the Secretary to enter into cooperative agreements with the State departments of agriculture who receive the grants in order to develop performance measures to periodically evaluate program performance; and extend the mandatory funding available for multi-state projects at the existing level of \$5,000,000 for each year through fiscal year 2023, to remain available until expended.

*Section 9005. Amendments to the Plant Variety Protection Act.*

Subsection (a) of section 9005 amends section 41(a) of the Plant Variety Protection Act to include a definition for the term “asexually reproduced.”

Subsection (b) of section 9005 amends section 42(a) of the Plant Variety Protection Act to expand the authorized types of reproduction to include asexual reproduction for the purposes of variety protection under the Act.

Subsection (c) of section 9005 amends section 111(a)(3) of the Plant Variety Protection Act to expand the authorized types of reproduction to include asexual reproduction for the purposes of what constitutes infringement under the Act.

Subsection (d) of section 9005 amends section 128(a) of the Plant Variety Protection Act to expand the authorized types of reproduction to include asexual reproduction for the purposes of prohibited marketing claims under the Act.

*Section 9006. Organic programs.*

Subsection (a) of section 9006 amends section 2115 of the Organic Foods Production Act of 1990 to expand the certifying agent accreditation program to the oversight and approval of certifying agents certifying farms and handling operations in foreign countries.

Subsection (b) of section 9006 amends section 2118(d) of the Organic Foods Production Act of 1990 to direct the Secretary to establish expedited and emergency procedures for related to food, crop, or human safety for placing a substance on the National List.

Subsection (c) of section 9006 amends section 2119(b) of the Organic Foods Production Act of 1990 to allow for an employee of an owner or operator of an organic farming operation to represent the owner or operator on the National Organic Standards Board.



Subsection (d) of section 9006 amends section 2119(l) of the Organic Foods Production Act of 1990 to allow for the convening of a task force to consult with the FDA or EPA when deciding if a substance that has been determined safe within the meaning of the Federal Food, Drug, and Cosmetic Act, or determined by the EPA to not be harmful, should be included on the National List.

Subsection (e) of section 9006 amends section 2120 of the Organic Foods Production Act of 1990 to authorize all parties to an investigation to share confidential business information with Federal and State government officials, authorize the Secretary to access trade data from other Federal agencies, and authorize the Secretary to require additional documentation or verification. The subsection directs the Secretary to promulgate regulations no later than 1 year after enactment to limit the type of operations that are excluded from certification.

Subsection (f) of section 9006 amends Section 2122 of the Organic Food Production Act of 1990 to require the Secretary to submit a report to Congress no later than March 1, 2019, and annually thereafter through March 1, 2023, describing National Organic Program activities with respect to all domestic and overseas investigations and compliance actions taken during the preceding year.

Subsection (g) of section 9006 amends subsection (b) of section 2123 of the Organic Foods Production Act of 1990 to reauthorize appropriations for the National Organic Program of \$15,000,000 for fiscal year 2018, \$16,500,000 for fiscal year 2019, \$18,000,000 for fiscal year 2020, \$20,000,000 for fiscal year 2021, \$22,000,000 for fiscal year 2022, and \$24,000,000 for fiscal year 2023.

Subsection (h) of section 9006 amends subsection (c) of section 2123 of the Organic Foods Production Act of 1990 to direct the Secretary to modernize international organic trade tracking and data collection systems and authorizes mandatory funding of \$5,000,000 for fiscal year 2019.

Subsection (i) of section 9006 amends section 7407(d) of the Farm Security and Rural Investment Act of 2002 to reauthorize appropriations for the Organic Production and Market Data Initiatives at the current level of \$5,000,000 for each fiscal year through 2023, to remain available until expended, and to provide mandatory funding of \$5,000,000 for fiscal year 2019, to remain available until expended.

## SUBTITLE B—REGULATORY REFORM

### PART I—STATE LEAD AGENCIES UNDER FEDERAL INSECTICIDE, FUNGICIDE, AND RODENTICIDE ACT

#### *Section 9101. Recognition and role of State lead agencies.*

Subsection (a) of section 9101 amends section 2(aa) of the Federal Insecticide, Fungicide, and Rodenticide Act to include a definition of “State lead agency” for the purposes of the Act.

Subsection (b) of section 9101 amends section 22(b) of the Federal Insecticide, Fungicide, and Rodenticide Act by limiting regulations to those promulgated by the EPA or within the authority of a State lead agency. The subsection further amends section 23(a)(1) of the Federal Insecticide, Fungicide, and Rodenticide Act to authorize States or Tribes to establish and maintain uniform regulation of pesticide through cooperative agreement with the Administrator of the EPA. The subsection further amends section 24(a) of the Federal Insecticide, Fungicide, and Rodenticide Act to restrict the authority of a political subdivision of a State to regulate a pesticide beyond the Federal limits.

Subsection (c) of section 9101 amends section 25(a)(2) of the Federal Insecticide, Fungicide, and Rodenticide Act by requiring the Administrator to publish any comments regarding prescribed regulations promulgated pursuant to the Act from the Secretary of Agriculture or any State lead agency in the *Federal Register*, including any response to the comments, if such comments are received within 30 days of receipt of a copy of any such regulation. The subsection further allows for the Secretary or a State lead agency to request any comments regarding prescribed regulations promulgated pursuant to the Act sent to the Administrator within 15 days of receipt of a copy of the regulation, including any response to the comments, be published in the *Federal Register*.

## PART II—PESTICIDE REGISTRATION AND USE

### *Section 9111. Registration of pesticides.*

Subsection (a) of section 9111 amends section 3(c)(5) of the Federal Insecticide, Fungicide, and Rodenticide Act to require the Administrator to register a pesticide if the Administrator determines that the pesticide, when used in accordance with widespread and commonly recognized practices, is not likely to jeopardize the survival of a federally listed threatened or endangered species or to alter habitat critical for the survival or recovery of such species. The subsection further amends section 3 to require the Administrator to use the best scientific and commercial information available and consider all restrictions on use when considering the criteria for the registration of a pesticide. The Administrator shall not be required to consult or communicate with the Secretary of the Interior or the Secretary of Commerce when making such determination, unless otherwise petitioned to by the registrant of the pesticide.

Subsection (b) of section 9111 amends section 3(c)(7) of the Federal Insecticide, Fungicide, and Rodenticide Act to require the Administrator to conditionally register or amend the registration of a pesticide under special circumstances if the Administrator determines that the pesticide, when used in accordance with widespread and commonly recognized practices, is not likely to jeopardize the survival of a federally listed threatened or endangered species or to alter habitat critical for the survival or recovery of such species.

Subsection (c) of section 9111 amends section 3(g)(1)(A) of the Federal Insecticide, Fungicide, and Rodenticide Act to require the Administrator to complete the determination, and subsequent periodic reviews, that a pesticide, when used in accordance with widespread and commonly recognized practices, is not likely to jeopardize the survival of a federally listed

threatened or endangered species or to alter habitat critical for the survival or recovery of such species, over the following schedule: by October 1, 2026 for an active ingredient first registered on or before October 1, 2007; by October 1, 2033 for an active ingredient first registered between October 1, 2007 and the day before enactment; and not later than 48 months after the effective date of registration for an active ingredient registered on or after the date of enactment.

*Section 9112. Experimental use permits.*

Section 9112 amends section 5(a) of the Federal Insecticide, Fungicide, and Rodenticide Act to require the Administrator, when issuing an experimental use permit for a pesticide, to determine that the pesticide, when used in accordance with widespread and commonly recognized practices, is not likely to jeopardize the survival of a federally listed threatened or endangered species or to alter habitat critical for the survival or recovery of such species.

*Section 9113. Administrative review; suspension.*

Section 9113 amends section 6(b) of the Federal Insecticide, Fungicide, and Rodenticide Act to require the Administrator, when issuing a notice to cancel or change the classification of a pesticide, to determine that the pesticide, when used in accordance with widespread and commonly recognized practices, is not likely to jeopardize the survival of a federally listed threatened or endangered species or to alter habitat critical for the survival or recovery of such species.

*Section 9114. Unlawful acts.*

Section 9114 amends section 12 of the Federal Insecticide, Fungicide, and Rodenticide Act to clarify that any taking of a federally listed threatened or endangered species resulting from the lawful use of a pesticide determined by the Administrator to meet the criteria specified in section 3(c)(5)(A)(v) is not considered unlawful.

*Section 9115. Authority of states.*

Section 9115 amends section 24(c) of the Federal Insecticide, Fungicide, and Rodenticide Act to require the Administrator, when disapproving a State pesticide registration, to determine that the pesticide, when used in accordance with widespread and commonly recognized practices, is not likely to jeopardize the survival of a federally listed threatened or endangered species or to alter habitat critical for the survival or recovery of such species.

*Section 9116. Regulations.*

Section 9116 directs the Administrator to publish and continue to review a work plan for completing required determinations and implementing and enforcing registration standards.

*Section 9117. Use of authorized pesticides.*

Section 9117 amends section 3(f) of the Federal Insecticide, Fungicide, and Rodenticide

Act to direct the Administrator or a State to not require a permit under the Federal Water Pollution Control Act for a discharge from a point source into navigable waters.

*Section 9118. Discharges of pesticides.*

Section 9118 amends section 402 of the Federal Water Pollution Control Act by adding new subsection(s) to prevent the Administrator or a State from requiring a permit for a discharge into navigable waters of a pesticide authorized under the Federal Insecticide, Fungicide, and Rodenticide Act except under listed circumstances.

*Section 9119. Enactment of Pesticide Registration Improvement Act of 2017.*

Section 9119 enacts into law H.R. 1029 of the 115<sup>th</sup> Congress.

PART III—AMENDMENTS TO THE PLANT PROTECTION ACT

*Section 9121. Methyl bromide.*

Section 9121 amends section 419 of the Plant Protection Act to clarify the authorized uses of methyl bromide.

Subsection (a) of section 419 allows the Secretary of Agriculture or a State, local, or Tribal authority to authorize the qualified use of methyl bromide in response to an emergency event. Subsection (a) also requires that any State, local, or Tribal authority that authorizes such use notify the Secretary within 5 days of such determination. A State, local, or Tribal authority may not authorize the use of methyl bromide if the Secretary objects to the use within 5 days of the notification.

Subsection (b) of section 419 requires that a notification by any State, local, or Tribal government contain a certification of the authorization to use methyl bromide in response to an emergency event, a description of the emergency event and the economic loss that would result from such event, contact information for a designated responsible individual of the authority, the location of the emergency event including the total acreage of the event, the identity of the pests to be controlled, the total volume of methyl bromide to be used, and the anticipated date of such use.

Subsection (c) of section 419 allows the Secretary to object to an authorization of use within 5 days of receipt of notification by a State, local, or Tribal authority. The Secretary shall provide notification of the objection in writing, including reasons for such objection and any additional information that the Secretary would require to withdraw the objection. The Secretary may object to an authorization if the Secretary determines the notification does not contain all the information required, does not demonstrate the existence of an emergency event, or the qualified use does not comply with the enumerated limitations on use. Subsection (c) also allows the Secretary to withdraw an objection if, within 14 days of the transmission of the notification for authorized use, the State, local, or Tribal government submits additional information to the satisfaction of the Secretary. Upon issuance of the withdrawal, the State, local, or Tribal

authority may authorize the use of methyl bromide subject to the limitations of qualified use.

Subsection (d) of section 419 deems the production, distribution, sale, shipment, application, or use of a pesticide containing methyl bromide pursuant to an authorization under this section to also be authorized under the Federal Insecticide, Fungicide, and Rodenticide Act, regardless of whether the use is registered under the Act and included on the approved label for the product.

Subsection (e) of section 419 limits the amount of methyl bromide that may be used per specific location of an emergency to 20 metric tons. Further, the aggregate amount of methyl bromide that may be used in the U.S. in a calendar year shall not exceed the total amount authorized by the Montreal Protocol for critical use in the U.S. in calendar year 2011.

Subsection (f) of section 419 allows for the production or importation of methyl bromide in response to an emergency event, notwithstanding any other provision of law.

Subsection (g) of section 419 gives the Secretary exclusive authority for determining which species are considered quarantine pests.

Subsection (h) of section 419 includes definitions of relevant terms such as “emergency event,” “pests,” and “qualified use.”

#### PART IV—AMENDMENTS TO OTHER LAWS

##### *Section 9131. Definition of retail facilities.*

Section 9131 amends section 6 of the Occupational Safety and Health Act of 1970 to codify an existing exemption for agricultural retailers from the U.S. Occupational Safety and Health Administration’s (OSHA) Process Safety Management (PSM) of Hazardous Chemicals standard.

#### SUBTITLE C—OTHER MATTERS

##### *Section 9201. Report on regulation of plant biostimulants.*

Subsection (a) of section 9201 requires the Secretary, not later than 1 year after enactment, to submit a report to the President and Congress that identifies potential regulatory and legislative reforms to ensure the expeditious and appropriate review, approval, uniform national labeling, and availability of plant biostimulant products to agricultural producers.

Subsection (b) of section 9201 requires the Secretary to prepare the report required in subsection (a) in consultation with the Administrator of the EPA.

Subsection (c) of section 9201 defines “plant biostimulant” as a substance or micro-organism that, when applied to seeds, plants, or the rhizosphere, stimulates natural processes to enhance or benefit nutrient uptake, nutrient efficiency, tolerance to abiotic stress, or crop quality

and yield.

*Section 9202. Pecan marketing orders.*

Section 9202 amends section 8e(a) of the Agricultural Marketing Agreement Act of 1937 to add pecans to the list of imported agricultural products the Secretary has the authority to subject to marketing order terms and conditions regulating grade, size, quality, and maturity.

*Section 9203. Report on honey and maple syrup.*

Section 9203 requires the Secretary to submit a report not later than 60 days after enactment examining the effect of the Nutrition and Supplemental Facts Labels final rule regarding the “added sugar” statement required on packaged food in which no sugar is added during processing, including pure honey and maple syrup.

TITLE X—CROP INSURANCE

*Sec. 10001. Treatment of forage and grazing.*

Section 10001(a) amends section 508(b)(1) of the Federal Crop Insurance Act to strike the exception that provides that catastrophic risk protection plans shall not be available for crops and grasses used for grazing.

Section 10001(b) amends section 508(n)(2) of the Federal Crop Insurance Act to provide for an exception to the limitation on multiple benefits for the same loss for coverage described in the new section 508D of the Federal Crop Insurance Act.

Section 10001(c) amends the Federal Crop Insurance Act to include a new section 508D which permits separate crop insurance policies, including a catastrophic risk protection plan, to be purchased for crops that can be both grazed and mechanically harvested on the same acres during the same growing season.

*Sec. 10002. Administrative basic fee.*

Section 10002 amends section 508(b)(5)(A) of the Federal Crop Insurance Act to increase the administrative basic fee from \$300 to \$500.

*Sec. 10003. Prevention of duplicative coverage.*

Section 10003(a) amends section 508(c)(1) of the Federal Crop Insurance Act to make crops for which the producer has elected agriculture risk coverage, or that are enrolled in the stacked income protection plan, ineligible for coverage based on an area yield and loss basis, coverage based on a margin basis, or supplemental coverage.

Section 10003(b) makes conforming amendments.

*Sec. 10004. Repeal of unused authority.*

Section 10004(a) amends section 508(d) of the Federal Crop Insurance Act to repeal the performance-based discount for producers.

Section 10004(b) makes conforming amendments.

*Sec. 10005. Continued authority.*

Section 10005 amends section 508(g) of the Federal Crop Insurance Act to continue the use of actual production history in the Risk Management Agency's underwriting rules as in current law.

*Sec. 10006. Program administration.*

Section 10006 amends section 516(b)(2)(C)(i) of the Federal Crop Insurance Act to extend the authority of the Federal Crop Insurance Corporation to pay costs that assist in maintaining program actuarial soundness and financial integrity.

*Sec. 10007. Maintenance of policies.*

Section 10007(a) amends section 522(b) of the Federal Crop Insurance Act to provide more specificity on the types of costs for research and development costs related to policies that have been approved by the Federal Crop Insurance Corporation Board that are considered reasonable; clarity on entities that may charge a fee for maintaining policies; and the circumstances under which a fee shall be disapproved.

Section 10007(b) provides that this section applies to reimbursement requests made on or after October 1, 2016, and that requests for reimbursement that were denied between October 1, 2016, and the date of enactment of this Act may be resubmitted.

*Sec. 10008. Research and development priorities.*

Section 10008(a) amends section 522(c) of the Federal Crop Insurance Act to strike 16 completed studies and research and development contracts.

Section 10008(b) amends section 522(c)(7) of the Federal Crop Insurance Act to define "beginning farmer or rancher" for the purposes of research and development of whole farm insurance plans.

Section 10008(c) amends section 522(c) of the Federal Crop Insurance Act to require that the Federal Crop Insurance Corporation conduct research and development on a policy to insure certain crops due to losses due to tropical storms or hurricanes; the creation of a separate practice for subsurface irrigation; the difference in rates, average yields, and coverage levels of grain sorghum policies as compared to other feed grains within a county; and the establishment of an alternative method of adjusting for quality losses that does not impact the average production

history of producers.

*Sec. 10009. Extension of funding for research and development.*

Section 10009 amends section 522 of the Federal Crop Insurance Act to discontinue partnerships for risk management development and implementation, and to reauthorize the Commodity Credit Corporation's ability to conduct research and development and carry out contracting and partnerships at not more than \$8,000,000 for fiscal year 2019 and each subsequent fiscal year.

*Sec. 10010. Education and risk management assistance.*

Section 10010 amends section 524 of the Federal Crop Insurance Act to eliminate the crop insurance education and information program for targeted states carried out by the Risk Management Agency and the Agricultural Management Assistance Program, and to reauthorize the risk management education and assistance carried out through the National Institute of Food and Agriculture.

TITLE XI—MISCELLANEOUS

SUBTITLE A—LIVESTOCK

*Sec. 11101. Animal Disease Preparedness and Response.*

Subsection (a) of section 11101 amends the Animal Health Protection Act by inserting after section 10409A a new Section 10409B to establish the National Animal Preparedness and Response Program to address the risk of introduction and spread of animal diseases that have an adverse effect on the livestock and related industries of the United States. The subsection defines eligible entities for purposes of the program; directs the Secretary to enter into cooperative agreements with such eligible entities to carry out listed program activities; gives priority to applications from a State department of agriculture, the office of the chief animal health officer of a State, and eligible entities carrying out programs in States or regions with known factors contributing to the increased risk of animal pest or disease; outlines an application process and consultation process for setting program priorities; and establishes reporting requirements for eligible entities that have completed activities using program funds.

Subsection (b) of section 11101 amends the Animal Health Protection Act by inserting after new Section 10409B, 10409C to establish a National Animal Health Vaccine Bank for the benefit of the domestic interests of the United States and to help protect the United States agriculture and food systems against terrorist attack, major disaster, and other emergencies. The subsection requires the Secretary to maintain within the bank, sufficient quantities of animal vaccine, antiviral, therapeutic, or other diagnostic products to appropriately and rapidly respond to an outbreak of animal disease, leveraging when appropriate, the infrastructure developed for the management of the National Veterinary Stockpile. The subsection further requires the Secretary to prioritize the acquisition of foot and mouth disease vaccine and accompanying diagnostic products and to consider contracting with one or more entities capable of producing



the vaccine that have surge production capacity.

Subsection (c) of section 11101 amends section 10417 of the Animal Health Protection Act to provide mandatory funding of \$250,000,000 for fiscal year 2019 to remain available until expended, of which \$30,000,000 shall be made available to carry out the National Animal Health Laboratory Network, \$70,000,000 shall be made available to carry out the National Animal Disease Preparedness and Response Program, and \$150,000,000 shall be made available to establish and maintain the National Animal Health Vaccine Bank. The subsection provides \$50,000,000 in mandatory funding for fiscal years 2020 through 2023 to remain available to be expended, of which \$30,000,000 shall be made available each year to carry out the National Animal Disease Preparedness and Response Program, and reauthorizes annual appropriations of \$15,000,000 to carry out the National Animal Health Laboratory through 2023. Finally, the subsection limits administrative program costs; allows for proceeds from vaccine sales to be credited to the account for operation and maintenance of the vaccine bank; prohibits the use of program funds on the construction of new facilities; and makes a necessary conforming amendment.

*Sec. 11102. National Aquatic Animal Health Plan.*

Section 11102 amends section 11013(d) of the Food, Conservation, and Energy Act of 2008 to reauthorize the national aquatic animal health program through 2023.

*Sec. 11103. Veterinary training.*

Section 11103 amends section 10504 of the Farm Security and Rural Investment Act of 2002 to authorize the Secretary to maintain in all regions of the United States veterinary teams, including those based at colleges of veterinary medicine, who are capable of providing effective response services before, during and after emergencies.

*Sec. 11104. Report on FSIS guidance and outreach to small meat processors.*

Section 11104 requires the USDA Inspector General, not later than one year after enactment of this Act, to conduct a study on the effectiveness of existing FSIS guidance materials and other tools used by small and very small establishments, as defined by FSIS regulations, and provide recommendations on measures FSIS should take to improve regulatory clarity and consistency.

SUBTITLE B—BEGINNING, SOCIALLY DISADVANTAGED, AND VETERAN PRODUCERS

*Sec. 11201. Outreach and assistance for socially disadvantaged farmers and ranchers and veteran farmers and ranchers.*

Section 11201 amends section 2501(a)(4) of the Food, Agriculture, Conservation, and Trade Act of 1990 to reauthorize mandatory funding of \$10,000,000 for each fiscal year and reauthorize appropriations of \$20,000,000 for each fiscal year through 2023. The section also establishes a priority for projects that deliver agricultural education and provide agricultural

employment or volunteer opportunities to youth in underserved and underrepresented communities.

*Sec. 11202. Office of Partnerships and Public Engagement.*

Subsection (a) of section 11202 changes the name of the Office of Advocacy and Outreach to the Office of Partnerships and Public Engagement and updates references to such Office accordingly.

Subsection (b) of Section 11202 expands the purposes of the Office to expand outreach to limited resource producers, veteran farmers and ranchers, tribal farmers and ranchers, and to promote youth outreach.

Subsection (c) of section 11202 amends section 226B(f)(3)(B) of the Department of Agriculture Reorganization Act of 1994 to reauthorize appropriations of \$2,000,0000 each fiscal year for the program through 2023.

Subsection (d) of section 11202 makes a conforming amendment to section 309 of the Department of Agriculture Reorganization Act of 1994.

*Sec. 11203. Commission on Farm Transitions—Needs for 2050.*

Subsection (a) of section 11203 establishes the Commission on Farm Transitions-Needs for 2050.

Subsection (b) of section 11203 requires that the Commission conduct a study on issues impacting the transition of agricultural operations from established farmers and ranchers to the next generation of farmers and ranchers.

Subsection (c) of section 11203 outlines the membership composition of the Commission, which shall consist of 10 total members including three members appointed by the Secretary, 3 members appointed by the Committee on Agriculture, Nutrition, and Forestry of the Senate, 3 members appointed by the Committee on Agriculture of the House of Representatives, and the Chief economist of the Department of Agriculture. Subsection (c) requires that members be appointed no later than 60 days after enactment of this Act; establishes that member terms shall be for the life of the Commission; and requires that the initial meeting of the Commission occur not later than 30 days after all members have been appointed.

Subsection (d) of section 11203 establishes quorum requirements for purposes of conducting meetings and hearings.

Subsection (e) of section 11203 requires the Secretary to appoint one of the Commission members as Chairperson of the Commission.

Subsection (f) of section 11203 requires the Commission to, not later than one year after enactment of this Act, submit to the President, Committee on Agriculture, Nutrition, and

Forestry of the Senate, and the Committee on Agriculture of the House of Representatives a report containing the results of the study required under subsection (b).

Subsection (g) of section 11203 authorizes the Commission to hold hearings, meet, take testimony, and receive evidence as the Commission considers advisable to carry out this section.

Subsection (h) of section 11203 authorizes the Commission to secure information directly from a Federal agency that the Commission considers necessary to carry out this section.

Subsection (i) of section 11203 authorizes the Commission to use the United States mail in the same manner as other Federal agencies.

Subsection (j) of section 11203 authorizes the Secretary to provide the Commission office space and reasonable administrative support services.

Subsection (k) of section 11203 establishes compensation levels for Commission members.

Subsection (l) of section 11203 exempts the Commission from the requirements of the Federal Advisory Committee Act.

*Sec. 11204. Agricultural youth organization coordinator.*

Section 11204 amends Subtitle A of the Department of Agriculture Reorganization Act of 1994 by adding at the end, new section 221 to authorize the Secretary to establish the position of Agricultural Youth Organization Coordinator. Such coordinator shall, among other duties, promote the role of youth-serving organizations and school-based agricultural education; serve as a resource for assisting young farmers in applying for participation in agricultural programs; and advocate on behalf of young farmers in interactions with employees of the Department.

#### SUBTITLE C—TEXTILES

*Sec. 11301. Repeal of Pima Agriculture Cotton Trust Fund.*

Section 11301 repeals Section 12314 of the Agricultural Act of 2014.

*Sec. 11302. Repeal of Agriculture Wool Apparel Manufacturers Trust Fund.*

Section 11302 repeals Section 12315 of the Agricultural Act of 2014.

*Sec. 11303. Repeal of wool research and promotion grants funding.*

Section 11303 repeals Section 12316 of the Agricultural Act of 2014.

*Sec. 11304. Textile Trust Fund.*

Section 11304(a) establishes the Textile Trust Fund for the purposes of reducing injury

for certain domestic manufacturers resulting from tariffs on certain cotton and wool products that are higher than tariffs on certain cotton and wool apparel articles made from those products.

Section 11304(b) and (c) provide for the distribution of funds from the Textile Trust Fund.

Section 11304(d) provides for the timing of distributions of funds from the Textile Trust Fund.

Section 11304(e) authorizes the Textile Trust Fund through 2023 and provides funding. The section also provides mandatory funding to carry out section 209 of the Agricultural Marketing Act of 1946.

#### SUBTITLE D—UNITED STATES GRAIN STANDARDS ACT

##### *Sec. 11401. Restoring certain exceptions to United States Grain Standards Act.*

Section 11401(a) restores certain exceptions to the United States Grain Standards Act where an agreement between and eligible grain handling facility and the official agency has been reached and the Secretary of Agriculture has been notified of such agreement.

Section 11401(b) provides that grain handling facilities that were previously granted exceptions and had such exceptions revoked on or after September 30, 2015, may have exceptions restored.

Section 11401(c) provides that after the date of enactment of the Act, an exception may only be terminated if two or more of the parties to the exception agree to termination.

#### SUBTITLE E—NONINSURED CROP DISASTER ASSISTANCE PROGRAM

##### *Sec. 11501 Eligible crops.*

Section 11501 amends section 196(a) of the Federal Agriculture Improvement and Reform Act to define ‘eligible crops’ for the purposes of non-insured assistance as commercial crops or other agricultural commodities which are produced for food or fiber (except livestock) for which catastrophic risk protection or certain additional coverage is not available.

##### *Sec. 11502. Service Fee*

Section 11502 amends section 196(k) of the Federal Agriculture Improvement and Reform Act of 1996 to increase the service fees for eligible crops to the lesser of \$350 per crop per county or \$1,050 per producer per county, but not to exceed a total of \$2,100 per producer.

##### *Sec. 11503. Payments equivalent to additional coverage.*

Section 11503(a) amends section 196(l) of the Federal Agriculture Improvement and Reform Act of 1996 to add the producer’s share of the crop to the list of multipliers available to

calculate the service fee or premium required to be paid by the producer in order to receive payments under noninsured assistance.

Section 11503(b) strikes an obsolete paragraph.

Section 11503(c) reauthorizes the program through 2023.

#### SUBTITLE F—OTHER MATTERS

*Sec. 11601. Under Secretary of Agriculture for Farm Production and Conservation.*

Section 11601 updates references to the Under Secretary of Agriculture for Farm Production and Conservation and other designated department official in various acts.

*Sec. 11602. Authority of Secretary to carry out certain programs under Department of Agriculture Reorganization Act of 1994.*

Section 11602 amends the Department of Agriculture Reorganization Act of 1994 to provide that the Secretary has the authority to carry out amendments made to that Act by the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2018, and this Act.

*Sec. 11603 Conference report requirement threshold*

Section 11603 amends the threshold for reporting conferences to \$75,000.

*Sec. 11604. National agriculture imagery program.*

Section 11604(a) requires the Secretary of Agriculture to carry out a national agriculture imagery program.

Section 11604(b) sets forth the requirements for the aerial imagery acquired under the national agriculture imagery program.

Section 11604(c) provides an authorization of supplemental satellite imagery.

Section 11604(d) provides an authorization of appropriations for the program.

*Sec. 11605. Report on inclusion of natural stone products in Commodity Promotion, Research, and Information Act of 1996.*

Section 11605 requires the Secretary to provide a report on the potential inclusion of “products of natural stone” under the Commodity Promotion, Research, and Information Act of 1996.

*Sec. 11606. South Carolina Inclusion in Virginia/Carolina Peanut Producing Region.*

Section 11606 amends section 1308(c)(2)(B)(iii) of the Farm Security and Rural Investment Act of 2002 to add South Carolina to the Virginia/Carolina peanut producing region for the purposes of membership on the Peanut Standards Board.

*Sec. 11607 Establishment of Food Loss and Waste Reduction Liaison.*

Section 11607 amends Subtitle A of the Department of Agriculture Reorganization Act of 1994, as amended by section 12202, to add at the end a new section 222 establishing within the Office of the Secretary, a Food Loss and Waste Reduction Liaison to coordinate Federal programs to measure and reduce the incidence of food loss and waste.

*Sec. 11608 Cotton classification services.*

Section 11608 amends section 3a of the Act of March 3, 1927 to provide that employees hired to provide cotton classification services may work up to 240 calendar days in a service year and may be rehired every year if they meet certain expectations.