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(Original Signature of Member)

116TH CONGRESS
2D SESSION

H. R.

To make improvements with respect to the pricing of cattle in the United States, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. JOHNSON of South Dakota introduced the following bill; which was referred to the Committee on _____

A BILL

To make improvements with respect to the pricing of cattle in the United States, and for other purposes.

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

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

4 (a) IN GENERAL.—This Act may be cited as the
5 “Price Reform in Cattle Economics Act” or the “PRICE
6 Act”.

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

Sec. 1. Short title; table of contents.

- Sec. 2. Membership of the Committee on Foreign Investment in the United States.
- Sec. 3. Overtime and holiday fee relief for small meat, poultry, and egg processing plants.
- Sec. 4. Interstate internet sales of certain State-inspected meat allowed.
- Sec. 5. Interstate internet sales of certain State-inspected poultry allowed.
- Sec. 6. Assistance for new and expanded livestock or meat processors.
- Sec. 7. New and expanding livestock or meat processing grants.
- Sec. 8. Research on meat and poultry processing facilities.
- Sec. 9. Improving farm management knowledge and skills for livestock producers.
- Sec. 10. Feasibility study on implementing requirements with respect to reported negotiated cash sales of cattle to individual packing plants.
- Sec. 11. Cattle contract library.
- Sec. 12. Dissemination to farm and agricultural workers of information and training on best practices used to respond to the COVID-19 pandemic.
- Sec. 13. Cover crops planted due to prevented planting.
- Sec. 14. Emergency use of CRP land during pandemic.

1 **SEC. 2. MEMBERSHIP OF THE COMMITTEE ON FOREIGN IN-**
2 **VESTMENT IN THE UNITED STATES.**

3 Section 721(k)(2) of the Defense Production Act of
4 1950 (50 U.S.C. 4565(k)(2)) is amended—

5 (1) by redesignating subparagraphs (H)
6 through (J) as subparagraphs (I) through (K), re-
7 spectively; and

8 (2) by inserting after subparagraph (G) the fol-
9 lowing:

10 “(H) The Secretary of Agriculture.”.

11 **SEC. 3. OVERTIME AND HOLIDAY FEE RELIEF FOR SMALL**
12 **MEAT, POULTRY, AND EGG PROCESSING**
13 **PLANTS.**

14 (a) DEFINITIONS.—In this section:

15 (1) COVERED ACT.—The term “covered Act”
16 means—

1 (A) the Federal Meat Inspection Act (21
2 U.S.C. 601 et seq.);

3 (B) the Poultry Products Inspection Act
4 (21 U.S.C. 451 et seq.); and

5 (C) the Egg Products Inspection Act (21
6 U.S.C. 1031 et seq.).

7 (2) ESTABLISHMENT.—The term “establish-
8 ment” means—

9 (A) a meat establishment subject to the re-
10 quirements of the Federal Meat Inspection Act
11 (21 U.S.C. 601 et seq.);

12 (B) a poultry establishment subject to the
13 requirements of the Poultry Products Inspec-
14 tion Act (21 U.S.C. 451 et seq.); and

15 (C) an egg products processing plant sub-
16 ject to the requirements of the Egg Products
17 Inspection Act (21 U.S.C. 1031 et seq.).

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

20 (4) SMALL ESTABLISHMENT; VERY SMALL ES-
21 TABLISHMENT.—The terms “small establishment”
22 and “very small establishment” have the meaning
23 given those terms in the final rule entitled “Patho-
24 gen Reduction; Hazard Analysis and Critical Control

1 Point (HACCP) Systems” (61 Fed. Reg. 38806
2 (July 25, 1996)).

3 (b) OVERTIME AND HOLIDAY FEES.—

4 (1) IN GENERAL.—Notwithstanding any other
5 provision of law, for an inspection of an establish-
6 ment conducted pursuant to a covered Act, the Sec-
7 retary shall discount the rate charged—

8 (A) by not less than 30 percent of the
9 overtime and holiday published rate in the case
10 of a small establishment; and

11 (B) by not less than 75 percent of the
12 overtime and holiday published rate in the case
13 of a very small establishment.

14 (2) RULEMAKING; RETROACTIVE IMPLEMENTA-
15 TION.—Not later than 60 days after the date of en-
16 actment of this Act, the Secretary shall—

17 (A) complete a rulemaking establishing the
18 discounted rates required under paragraph (1);
19 and

20 (B) implement those discounted rates to
21 apply retroactively to the date of enactment of
22 this Act.

23 (c) EFFECTIVENESS.—The Secretary—

1 (1) shall carry out subsection (b) until the total
2 amount of funds appropriated pursuant to the au-
3 thorization under subsection (d) are expended; and

4 (2) may carry out subsection (b) after those
5 funds are expended only to the extent and in the
6 amount provided in advance in appropriations Acts.

7 (d) FUNDING.—There is authorized to be appro-
8 priated to carry out this section, \$58,000,000, to remain
9 available until expended.

10 **SEC. 4. INTERSTATE INTERNET SALES OF CERTAIN STATE-**
11 **INSPECTED MEAT ALLOWED.**

12 (a) IN GENERAL.—Section 301(c)(2) of the Federal
13 Meat Inspection Act (21 U.S.C. 661(c)(2)) is amended,
14 by inserting after the first sentence, the following: “For
15 the purposes of this subparagraph, any retail store, res-
16 taurant, or similar retail-type establishment may sell over
17 the internet and ship by carrier in commerce (other than
18 for export to a foreign country) any State-inspected meat
19 or meat food product, provided the meat or meat food
20 product so inspected is shipped directly to household con-
21 sumers and in normal retail quantities.”.

22 (b) CONFORMING AMENDMENTS.—Section 301 of the
23 Federal Meat Inspection Act (21 U.S.C. 661) is amend-
24 ed—

1 (1) in subsection (a)(1), by inserting before the
2 period at the end the following: “or for distribution
3 pursuant to the second sentence of paragraph
4 (c)(2)”; and

5 (2) in subsection (c)(2), in the first sentence, by
6 inserting “or by” after “conducted at”.

7 **SEC. 5. INTERSTATE INTERNET SALES OF CERTAIN STATE-**
8 **INSPECTED POULTRY ALLOWED.**

9 (a) IN GENERAL.—Section 5(c)(2) of the Poultry
10 Products Inspection Act (21 U.S.C. 454(c)(2)) is amend-
11 ed, by inserting after the first sentence, the following:
12 “For the purposes of this subparagraph, any retail store,
13 restaurant, or similar retail-type establishment may sell
14 over the internet and ship by carrier in commerce (other
15 than for export to a foreign country) any State-inspected
16 poultry product, provided the poultry product so inspected
17 is shipped directly to household consumers and in normal
18 retail quantities.”.

19 (b) CONFORMING AMENDMENTS.—Section 5 of the
20 Poultry Products Inspection Act (21 U.S.C. 454) is
21 amended—

22 (1) in subsection (a)(1), by inserting before the
23 period at the end the following: “or for distribution
24 pursuant to the second sentence of paragraph
25 (c)(2)”; and

1 (2) in subsection (c)(2), in the first sentence, by
2 inserting “or by” after “conducted at”.

3 **SEC. 6. ASSISTANCE FOR NEW AND EXPANDED LIVESTOCK**
4 **OR MEAT PROCESSORS.**

5 (a) IN GENERAL.—The Secretary of Agriculture (in
6 this section referred to as the “Secretary”) may make or
7 guarantee a loan for the purpose of—

8 (1) facilitating economic opportunity for live-
9 stock and meat producers seeking further processing
10 capacity and diversification of processor ownership
11 to increase competitiveness in the livestock and meat
12 industry;

13 (2) increasing value-added opportunities for
14 livestock and meat production through investment in
15 processing capacity;

16 (3) improving, developing, or financing livestock
17 and meat processing activity and employment includ-
18 ing through the financing of working capital; or

19 (4) promoting the interstate trade and local
20 sales of processed meat by financing improvements
21 to meet relevant Federal, State, and local regulatory
22 standards.

23 (b) ELIGIBILITY; GENERAL LIMITATIONS.—

1 (1) ELIGIBLE RECIPIENT.—An entity shall be
2 eligible for a loan or guarantee under this section if
3 the entity is—

4 (A) a public, private, or cooperative organi-
5 zation organized on a for-profit or nonprofit
6 basis;

7 (B) an Indian tribe on a Federal or State
8 reservation, or any other federally recognized
9 Indian tribal group; or

10 (C) an individual.

11 (2) FACILITY LOCATION.—

12 (A) IN GENERAL.—Except as provided in
13 subparagraph (B), a facility constructed with
14 proceeds from a loan made or guaranteed under
15 this section shall be in a rural area.

16 (B) EXCEPTION.—A facility constructed
17 with proceeds from a loan made or guaranteed
18 under this section may be in a non-rural area
19 if—

20 (i) the primary use of the loan in-
21 volved is for the facility, and the facility
22 will provide value-added processing for ag-
23 ricultural producers that are located within
24 300 miles of the facility;

1 (ii) the applicant demonstrates to the
2 Secretary that the primary benefit of mak-
3 ing the loan or guarantee will be to provide
4 employment for residents of a rural area;

5 (iii) the loan involved will be used to
6 increase the competitiveness of meat, poul-
7 try, or seafood processing in a region; and

8 (iv) the principal amount of the loan
9 involved does not exceed \$50,000,000.

10 (C) RURAL AREA DEFINED.—In this para-
11 graph, the term “rural area” has the meaning
12 given the term in section 343(a)(13) of the
13 Consolidated Farm and Rural Development
14 Act.

15 (3) LIMITATIONS.—

16 (A) LIMITATION ON AMOUNT OF LOAN IN-
17 VOLVED.—A loan of more than \$50,000,000
18 may not be made or guaranteed under this sec-
19 tion.

20 (B) LIMITATION ON ELIGIBILITY.—A loan
21 may not be made or guaranteed under this sec-
22 tion to an entity that is owned in partnership
23 or in whole by—

24 (i) a foreign entity; or

1 (ii) an entity that currently processes
2 over 5 percent of the daily harvest of any
3 species.

4 (c) SPECIAL RULES APPLICABLE WITH RESPECT TO
5 COOPERATIVES.—

6 (1) LIMITATION ON AMOUNT OF LOAN IN-
7 VOLVED.—

8 (A) IN GENERAL.—Notwithstanding sub-
9 section (b)(3), a loan of not more than
10 \$100,000,000 may be made or guaranteed for
11 a cooperative organization under this section.

12 (B) CONDITIONS APPLICABLE IF LOAN IN-
13 VOLVED IS FOR MORE THAN \$50,000,000.—A
14 loan of more than \$50,000,000 may not be
15 made or guaranteed for a cooperative organiza-
16 tion under this section unless the loan is used
17 to carry out a project that—

18 (i) provides for the value-added proc-
19 essing of agricultural commodities; or

20 (ii) significantly increases competitive-
21 ness or increases capacity where insuffi-
22 cient capacity exists for livestock harvest
23 or meat processing, as determined by the
24 Secretary.

25 (2) INTANGIBLE ASSETS.—

1 (A) IN GENERAL.—In determining whether
2 a cooperative organization is eligible for a loan
3 or guarantee under this section, the Secretary
4 may consider the market value of a properly ap-
5 praised brand name, patent, or trademark of
6 the cooperative.

7 (B) ACCOUNTS RECEIVABLE.—In the sole
8 discretion of the Secretary, if the Secretary de-
9 termines that the action would not create or
10 otherwise contribute to an unreasonable risk of
11 default or loss to the Federal Government, the
12 Secretary may take accounts receivable as secu-
13 rity for the obligations entered into in connec-
14 tion with a loan made or guaranteed under this
15 section, and a borrower may use accounts re-
16 ceivable as collateral to secure such a loan.

17 (3) PURCHASE OF COOPERATIVE STOCK.—

18 (A) IN GENERAL.—The Secretary may
19 make or guarantee a loan in accordance with
20 this section to an individual farmer or rancher
21 for the purpose of purchasing capital stock of
22 a farmer or rancher cooperative established for
23 the purpose of processing an agricultural com-
24 modity.

1 (B) PROCESSING CONTRACTS DURING INI-
2 TIAL PERIOD.—A cooperative described in sub-
3 paragraph (A) with respect to which a farmer
4 or rancher receives a guarantee to purchase
5 stock under subparagraph (A) may contract for
6 services to process agricultural commodities or
7 otherwise process value-added agricultural prod-
8 ucts, during the 5-year period beginning on the
9 date the cooperative commences operations, in
10 order to provide adequate time for the planning
11 and construction of the processing facility of
12 the cooperative.

13 (C) FINANCIAL INFORMATION.—A farmer
14 or rancher from whom the Secretary requires fi-
15 nancial information as a condition of making or
16 guaranteeing a loan under subparagraph (A)
17 shall provide the information in the manner
18 generally required by commercial agricultural
19 lenders in the geographical area in which the
20 farmer or rancher is located.

21 (d) CONDITIONS APPLICABLE WITH RESPECT TO
22 USING LOAN INVOLVED FOR REFINANCING.—A borrower
23 may use 25 percent of a loan made or guaranteed under
24 this section to refinance a loan made for a purpose de-
25 scribed in subsection (a) if—

1 (2) improve compliance with livestock and meat
2 processing statutes (including the regulations issued
3 thereunder), such as the Federal Meat Inspection
4 Act (21 U.S.C. 661) and the Poultry Products In-
5 spection Act (21 U.S.C. 454);

6 (3) provide relief from financial barriers to
7 entry into the livestock and meat processing indus-
8 try; and

9 (4) update, expand, or otherwise improve exist-
10 ing facilities.

11 (b) ELIGIBLE GRANTEES.—An entity shall be eligible
12 for a grant under this section if the entity is—

13 (1) a governmental entity;

14 (2) a public, private, or cooperative organiza-
15 tion organized on a for-profit or nonprofit basis; or

16 (3) an Indian tribe on a Federal or State res-
17 ervation or any other federally recognized Indian
18 tribal group.

19 (c) USE OF FUNDS.—An entity to which a grant is
20 made under this section may use the grant funds for a
21 livestock or meat producing business opportunity, or a new
22 or expanded processing project, that—

23 (1) identifies and analyzes business opportuni-
24 ties, including feasibility studies as required for
25 creditworthiness;

1 leges and universities to conduct and publish research on
2 the feasibility of establishing new and expanding existing
3 meat and poultry processing facilities.

4 “(b) USE OF FUNDS.—A land-grant college or uni-
5 versity receiving a grant under subsection (a) shall use
6 grant funds to conduct research that identifies—

7 “(1) regional differences and availability of live-
8 stock in underserved locations;

9 “(2) opportunities for varying sizes and scales
10 of processing in various locations;

11 “(3) the advantages and disadvantages of scale;
12 and

13 “(4) the approval process (including required
14 inspections) for marketing meat and poultry prod-
15 ucts under the Federal Meat Inspection Act (21
16 U.S.C. 601 et seq.) or the Poultry Products Inspec-
17 tion Act (21 U.S.C. 451 et seq.) or under State law.

18 “(c) AUTHORIZATION OF APPROPRIATIONS.—There
19 are authorized to be appropriated to carry out this section
20 \$10,000,000 for each of fiscal years 2021 through 2023.”.

21 **SEC. 9. IMPROVING FARM MANAGEMENT KNOWLEDGE AND**
22 **SKILLS FOR LIVESTOCK PRODUCERS.**

23 The Food, Agriculture, Conservation, and Trade Act
24 of 1990 is amended by inserting after section 1672E (7
25 U.S.C. 5925g) the following:

1 **“SEC. 1672F. IMPROVING FARM MANAGEMENT KNOWLEDGE**
2 **AND SKILLS FOR LIVESTOCK PRODUCERS.**

3 “(a) IN GENERAL.—The Secretary shall make com-
4 petitive extension and education grants for the purpose of
5 improving the farm management knowledge and skills of
6 livestock producers.

7 “(b) SELECTION CRITERIA.—In selecting grant re-
8 cipients under this section, the Secretary shall give pri-
9 ority to applicants that—

10 “(1) demonstrate an ability to work directly
11 with livestock producers;

12 “(2) collaborate with farm management edu-
13 cational programs and associations; and

14 “(3) include in such application a description of
15 the curriculum the applicant is seeking to carry out
16 to educate livestock producers on risk management
17 through futures market participation, crop insurance
18 products, and other strategies.

19 “(c) ADMINISTRATION.—Paragraphs (4), (7), (8),
20 and (11)(B) of subsection (b) of the Competitive, Special,
21 and Facilities Research Grant Act (7 U.S.C. 3157(b))
22 shall apply with respect to the making of grants under
23 this section.

24 “(d) DEFINITION.—In this section, the term ‘live-
25 stock’ has the meaning given such term in section 1501(a)
26 of the Agricultural Act of 2014 (7 U.S.C. 9081(a)).

1 “(e) AUTHORIZATION OF APPROPRIATIONS.—There
2 are authorized to be appropriated to carry out this section
3 \$5,000,000 for each of fiscal years 2020 through 2023.”.

4 **SEC. 10. FEASIBILITY STUDY ON IMPLEMENTING REQUIRE-**
5 **MENTS WITH RESPECT TO REPORTED NEGO-**
6 **TIATED CASH SALES OF CATTLE TO INDI-**
7 **VIDUAL PACKING PLANTS.**

8 (a) IN GENERAL.—The Secretary of Agriculture, act-
9 ing through the Office of the Chief Economist, shall con-
10 duct a study on the feasibility of the implementation of
11 requirements with respect to negotiated cash sales of cat-
12 tle to individual packing plants required to be reported
13 under chapter 2 of subtitle B of the Agricultural Mar-
14 keting Act of 1946 (7 U.S.C. 1635d et seq.). Such study
15 shall assess the feasibility of implementing each of the fol-
16 lowing requirements with respect to such sales:

17 (1) All packing plants purchase at least 50 per-
18 cent of the average weekly number of livestock to be
19 slaughtered by such packing plant through nego-
20 tiated cash sales under which the sellers of such live-
21 stock are required to deliver such livestock to the
22 packers involved within 14 days.

23 (2) All packing plants purchase at least 30 per-
24 cent of the average weekly number of livestock to be
25 slaughtered by such packing plant through nego-

1 tiated cash sales under which the sellers of such live-
2 stock are required to deliver such livestock to the
3 packers involved within 14 days.

4 (3) Assessments of the value of livestock be col-
5 lected before paying negotiated cash sellers to en-
6 courage sufficient price discovery in individual re-
7 gions.

8 (4) The establishment of various regional tar-
9 gets for cash sales within a 14-day delivery window
10 at individual packing plants in order to achieve suffi-
11 cient price discovery.

12 (5) The creation and compensation of a pool of
13 negotiated cash market traders to incentivize cash
14 sales for greater price discovery.

15 (6) The potential for increased prices due to
16 changes made by the Secretary to confidentiality
17 rules that prohibit reporting in any given region or
18 window.

19 (7) Any other requirement that would encour-
20 age sufficient price discovery, as determined by the
21 Secretary.

22 (b) CONSIDERATIONS.—The study under subsection
23 (a) shall assess, with respect to each proposed requirement
24 studied under such subsection—

1 (1) the impact on producers, processors, and
2 other market participants subject to regulation
3 under the Packers and Stockyards Act, 1921 (7
4 U.S.C. 181 et seq.);

5 (2) the economic cost and benefit to various
6 segments of the meatpacking industry, including cow
7 calf producers, stockers, backgrounders, farmer feed-
8 ers, custom feeders, and other market participants,
9 as determined by the Secretary;

10 (3) the economic cost and benefits of premiums
11 paid and received for quality factors of fed cattle;

12 (4) the economic cost and benefits for cattle
13 producers of various sizes, including the impact on
14 producers from various regions;

15 (5) the economic cost and benefits of price dis-
16 covery to the beef industry and supply chain as a
17 whole;

18 (6) the economic outcomes for consumers of
19 beef;

20 (7) the implementation cost to the Department
21 of Agriculture; and

22 (8) the proposed enforcement mechanism or
23 mechanisms.

24 (c) REPORT TO CONGRESS.—Not later than 1 year
25 after the date of the enactment of this Act, the Secretary

1 of Agriculture shall submit to the Committee on Agri-
2 culture of the House of Representatives and the Com-
3 mittee on Agriculture, Nutrition, and Forestry of the Sen-
4 ate, a report on the findings of the study conducted under
5 subsection (a).

6 **SEC. 11. CATTLE CONTRACT LIBRARY.**

7 Section 222 of the Packers and Stockyards Act, 1921
8 (7 U.S.C. 198a) is amended—

9 (1) in the heading by striking “**SWINE**” insert-
10 ing “**CATTLE AND SWINE**”;

11 (2) in subsection (a)—

12 (A) by striking “swine producers” and in-
13 serting “cattle producers and swine producers”;
14 and

15 (B) by striking “production of swine” and
16 inserting “production of cattle and swine”; and

17 (C) by striking “including swine” and in-
18 serting “including cattle and swine”;

19 (3) in subsection (b), by striking “available to
20 swine producers” and inserting “available to cattle
21 producers and swine producers”; and

22 (4) in subsection (d)—

23 (A) in paragraph (1), by inserting “cattle
24 and” before “swine” each place it appears in
25 subparagraphs (A) and (B);

1 (B) in paragraph (2)—

2 (i) in the heading, by striking
3 “**SWINE**” and inserting “**CATTLE AND**
4 **SWINE**”;

5 (ii) by inserting “cattle and” before
6 “swine” each place it appears in subpara-
7 graphs (B), (C), and (D).

8 **SEC. 12. DISSEMINATION TO FARM AND AGRICULTURAL**
9 **WORKERS OF INFORMATION AND TRAINING**
10 **ON BEST PRACTICES USED TO RESPOND TO**
11 **THE COVID-19 PANDEMIC.**

12 (a) IN GENERAL.—Section 502(i)(1)(B) of the Rural
13 Development Act of 1972 (7 U.S.C. 2662(i)(1)(B)) is
14 amended—

15 (1) in the subparagraph heading, by inserting
16 “AND AGRICULTURAL WORKER” before “SAFETY”;

17 (2) in the matter preceding clause (i)—

18 (A) by inserting “and agricultural worker”
19 before “safety education”; and

20 (B) by striking “timber harvesters, and
21 farm families” and inserting “agricultural proc-
22 essors and handlers, timber harvesters, farm
23 families, and other participants in the agricul-
24 tural supply chain”;

1 (3) in clause (iii), by striking “dermititis” and
2 inserting “dermatitis”;

3 (4) in clause (v), by striking “and” at the end;

4 (5) in clause (vi), by striking the period and in-
5 serting “; and”; and

6 (6) by adding at the end the following:

7 “(vii) other relevant health and safety
8 guidance, guidelines, requirements, or in-
9 formation.”.

10 (b) APPROPRIATION.—Out of any money in the
11 Treasury of the United States not otherwise expended,
12 there are appropriated to the Secretary of Agriculture
13 \$50,000,000 for the purpose of disseminating information
14 related to the COVID-19 pandemic under section
15 502(i)(1)(B) of the Rural Development Act of 1972.

16 (c) RURAL HEALTH DISRUPTION PRIORITIZATION
17 FLEXIBILITY.—Section 6101(a) of the Agricultural Act of
18 2018 (132 Stat. 4726-4727; Public Law 115–334) is
19 amended by striking paragraph (2) and redesignating
20 paragraph (3) as paragraph (2).

21 **SEC. 13. COVER CROPS PLANTED DUE TO PREVENTED**
22 **PLANTING.**

23 Section 508A(c) of the Agricultural Adjustment Act
24 of 1938 (7 U.S.C. 1508a(c)) is amended—

1 (1) by amending subparagraph (B) of para-
2 graph (1) to read as follows:

3 “(B) SECOND CROP PLANTED.—The pro-
4 ducer may plant a second crop on the same
5 acreage for harvest in the same crop year and
6 collect one of the following:

7 “(i) Subject to paragraphs (4) and
8 (5), an indemnity payment established by
9 the Corporation for the first crop, but not
10 to exceed 35 percent of the prevented
11 planting guarantee for the acreage for the
12 first crop.

13 “(ii) An indemnity that is equal to
14 100 percent of the prevented planting
15 guarantee for the acreage for the first
16 crop, if each of the following conditions are
17 met:

18 “(I) The Secretary determines
19 that the acres planted are in an area
20 with low hay or forage supplies due to
21 widespread excessive moisture, flood,
22 drought, or other factors.

23 “(II) The second crop will be
24 planted with an intended use of ani-

1 mal feed that is hayed, grazed, or
2 chopped.

3 “(III) The second crop will be
4 donated or used by the producer.”;
5 and

6 (2) in paragraph (3)—

7 (A) by inserting “a second crop planted as
8 described in paragraph (1)(B)(ii) or” before
9 “double cropping”; and

10 (B) by striking “make an election under
11 paragraph (1)(B)” and inserting “makes an
12 election under paragraph (1)(B)(i)”.

13 **SEC. 14. EMERGENCY USE OF CRP LAND DURING PAN-**
14 **DEMIC.**

15 Section 1233(b)(1)(B)(i)(I) of the Food Security Act
16 of 1985 (16 U.S.C. 3833(b)(1)(B)(i)(I)) is amended—

17 (1) in the matter preceding item (aa), by strik-
18 ing “or other emergency,” and inserting “or other
19 emergency (including a pandemic),”; and

20 (2) in item (cc), by inserting “or pandemic”
21 after “natural disaster event”.