

AMENDMENT TO
RULES COMMITTEE PRINT 113-14, H.R. 1947
FEDERAL AGRICULTURE REFORM AND RISK
MANAGEMENT ACT OF 2013
OFFERED BY MRS. NEGRETE MCLEOD OF
CALIFORNIA

At the end of subtitle A of title IV, insert the following:

1 SEC. 4033. FEASIBILITY STUDY FOR INDIAN TRIBES.

2 Section 4 of the Food and Nutrition Act of 2008 (7
3 U.S.C. 2013) is amended by adding at the end the fol-
4 lowing:

5 “(d) FEASIBILITY STUDY FOR INDIAN TRIBES.—

6 “(1) STUDY.—The Secretary shall conduct a
7 study to determine the feasibility of a tribal dem-
8 onstration project for tribes to administer all Fed-
9 eral food assistance programs, services, functions,
10 and activities (or portions thereof) of the agency.

11 “(2) CONSIDERATIONS.—In conducting the
12 study, the Secretary shall consider—

13 “(A) the probable effects on specific pro-
14 grams and program beneficiaries of such a
15 demonstration project;

1 “(B) statutory, regulatory, or other im-
2 pediments to implementation of such a dem-
3 onstration project;

4 “(C) strategies for implementing such a
5 demonstration project;

6 “(D) probable costs or savings associated
7 with such a demonstration project;

8 “(E) methods to assure quality and ac-
9 countability in such a demonstration project;
10 and

11 “(F) such other issues that may be deter-
12 mined by the Secretary or developed through
13 consultation with pursuant to paragraph (4).

14 “(3) REPORT.—Not later than 18 months after
15 the effective date of this subsection, the Secretary
16 shall submit a report to the Committee on Agri-
17 culture, Nutrition and Forestry of the Senate and
18 the Committee on Agriculture of the House of Rep-
19 resentatives. The report shall contain—

20 “(A) the results of the study under this
21 subsection;

22 “(B) a list of programs, services, functions,
23 and activities (or portions thereof) within each
24 agency with respect to which it would be fea-

1 sible to include in a tribal demonstration
2 project;

3 “(C) a list of programs, services, functions,
4 and activities (or portions thereof) included in
5 the list provided pursuant to subparagraph (B)
6 that could be included in a tribal demonstration
7 project without amending a statute, or waiving
8 regulations that the Secretary may not waiver;
9 and

10 “(D) a list of legislative actions required in
11 order to include those programs, services, func-
12 tion, and activities (or portions thereof) in-
13 cluded in the list provided pursuant to subpara-
14 graph (B) but not included in the list provided
15 pursuant to subparagraph (C), in a tribal dem-
16 onstration project.

17 “(4) CONSULTATION WITH INDIAN TRIBES.—
18 The Secretary shall consult with Indian tribes to de-
19 termine a protocol for consultation under paragraph
20 (1) prior to consultation under such paragraph with
21 the other entities described in such paragraph. The
22 protocol shall require, at a minimum, that—

23 “(A) the government-to-government rela-
24 tionship with Indian tribes forms the basis for
25 the consultation process;

1 “(B) the Indian tribes and the Secretary
2 jointly conduct the consultations required by
3 this subsection; and

4 “(C) the consultation process allows for
5 separate and direct recommendations from the
6 Indian tribes and other entities described in
7 paragraph (1).

8 “(5) AUTHORIZATION OF APPROPRIATIONS.—
9 There are authorized to be appropriated such sums
10 as may be necessary to carry out this subsection.
11 Such sums shall remain available until expended.”.

