AMENDMENT TO DIVISION B OF RULES
COMMITTEE PRINT 116–18
OFFERED BY MR. CUellar OF TEXAS AND MR.
HURD OF TEXAS

At the end of division B (before the short title), insert the following:

SEC. 783. (a) For the 2018 crop year, the Secretary of Agriculture shall calculate the amount of a payment to a producer of a crop under the Market Facilitation Program under part 1409 of title 7, Code of Federal Regulations, by multiplying the applicable payment rate for the commodity under such part by the greater of—

(1) with respect to such crop, the total production of the producer in the crop year applicable to such payment; or

(2) the product of—

(A) the total acres of the crop planted or prevented from being planted by the producer in the crop year applicable to such payment, as determined by the Secretary; and

(B) the greater of, with respect to such commodity—
(i) the applicable payment yield used to calculate a payment under section 1116 of the Agricultural Act of 2014 (7 U.S.C. 9016); or

(ii)(I) the actual production history as calculated under section 508(g) the Federal Crop Insurance Act (7 U.S.C. 1508(g)); or

(II) in the case of a farm that has no actual production history under subclause (I), such other measure of historic production determined appropriate by the Secretary of Agriculture.

(b) In the case of a qualified 2018 payment, the Secretary of Agriculture shall—

(1) calculate the amount the producer would have received under subsection (a) with respect to the 2018 crop year, minus the amount of such qualified 2018 payment; and

(2) if the amount determined under paragraph (1) is greater than zero, make an additional payment of such amount to such producer.

(c) The Secretary of Agriculture shall use the funds, facilities, and authorities of the Commodity Credit Corporation to carry out this section, and such amount provided by this section is designated by the Congress as being for an emergency requirement pursuant to section

(d) In this section:

(1) The term “crop” has the meaning given the term in section 1409.2 of title 7, Code of Federal Regulations.

(2) The term “qualified 2018 payment” means a payment to a producer of a crop under section 1409.5 of title 7, Code of Federal Regulations, that was made with respect to the 2018 crop year.

Sec. 784. There is hereby rescinded from the unobligated balances of the amounts made available under the heading “Office of the Secretary” by title I of subdivision 1 of division B of the Bipartisan Budget Act of 2018 (Public Law 115–123), $1,111,000,000.