

**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:

1       SEC. 783. (a) For the 2018 crop year, the Secretary  
2 of Agriculture shall calculate the amount of a payment  
3 to a producer of a crop under the Market Facilitation Pro-  
4 gram under part 1409 of title 7, Code of Federal Regula-  
5 tions, by multiplying the applicable payment rate for the  
6 commodity under such part by the greater of—

7       (1) with respect to such crop, the total production  
8 of the producer in the crop year applicable to such pay-  
9 ment; or

10       (2) the product of—

11               (A) the total acres of the crop planted or pre-  
12 vented from being planted by the producer in the  
13 crop year applicable to such payment, as determined  
14 by the Secretary; and

15               (B) the greater of, with respect to such com-  
16 modity—

1 (i) the applicable payment yield used to  
2 calculate a payment under section 1116 of the  
3 Agricultural Act of 2014 (7 U.S.C. 9016); or

4 (ii)(I) the actual production history as cal-  
5 culated under section 508(g) the Federal Crop  
6 Insurance Act (7 U.S.C. 1508(g)); or

7 (II) in the case of a farm that has no ac-  
8 tual production history under subclause (I),  
9 such other measure of historic production deter-  
10 mined appropriate by the Secretary of Agri-  
11 culture.

12 (b) In the case of a qualified 2018 payment, the Sec-  
13 retary of Agriculture shall—

14 (1) calculate the amount the producer would  
15 have received under subsection (a) with respect to  
16 the 2018 crop year, minus the amount of such quali-  
17 fied 2018 payment; and

18 (2) if the amount determined under paragraph  
19 (1) is greater than zero, make an additional pay-  
20 ment of such amount to such producer.

21 (c) The Secretary of Agriculture shall use the funds,  
22 facilities, and authorities of the Commodity Credit Cor-  
23 poration to carry out this section, and such amount pro-  
24 vided by this section is designated by the Congress as  
25 being for an emergency requirement pursuant to section

1 251(b)(2)(A)(i) of the Balanced Budget and Emergency  
2 Deficit Control Act of 1985.

3 (d) In this section:

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

7 (2) The term “qualified 2018 payment” means  
8 a payment to a producer of a crop under section  
9 1409.5 of title 7, Code of Federal Regulations, that  
10 was made with respect to the 2018 crop year.

11 SEC. 784. There is hereby rescinded from the unobli-  
12 gated balances of the amounts made available under the  
13 heading “Office of the Secretary” by title I of subdivision  
14 1 of division B of the Bipartisan Budget Act of 2018  
15 (Public Law 115–123), \$1,111,000,000.

