

**AMENDMENT TO**  
**RULES COMMITTEE PRINT 113-14, H.R. 1947**  
**FEDERAL AGRICULTURE REFORM AND RISK**  
**MANAGEMENT ACT OF 2013**  
**OFFERED BY MS. TITUS OF NEVADA**

Strike section 3102, and insert the following new section:

**1 SEC. 3102. FUNDING FOR MARKET ACCESS PROGRAM.**

2 Section 211(c)(1)(A) of the Agricultural Trade Act  
3 of 1978 (7 U.S.C. 5641(c)(1)(A)) is amended by striking  
4 “and \$200,000,000 for each of fiscal years 2008 through  
5 2012” and inserting “\$200,000,000 for each of fiscal  
6 years 2008 through 2013, \$185,000,000 for fiscal year  
7 2014, \$180,000,000 for each of fiscal years 2015 through  
8 2017, and \$175,000,000 for fiscal year 2018”.

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

**9 SEC. 4208. HUNGER-FREE COMMUNITIES.**

10 Section 4405 of the Food, Conservation, and Energy  
11 Act of 2008 (7 U.S.C. 7517) is amended to read as follows:  
12

1 **“SEC. 4405. HUNGER-FREE COMMUNITIES.**

2 “(a) IN GENERAL.—In this section:

3 “(1) ELIGIBLE ENTITY.—The term ‘eligible en-  
4 tity’ means—

5 “(A) a nonprofit organization (including  
6 an emergency feeding organization);

7 “(B) an agricultural cooperative;

8 “(C) a producer network or association;

9 “(D) a community health organization;

10 “(E) a public benefit corporation;

11 “(F) an economic development corporation;

12 “(G) a farmers’ market;

13 “(H) a community-supported agriculture  
14 program;

15 “(I) a buying club;

16 “(J) a retail food store participating in the  
17 supplemental nutrition assistance program;

18 “(K) a State, local, or tribal agency; and

19 “(L) any other entity the Secretary des-  
20 ignates.

21 “(2) EMERGENCY FEEDING ORGANIZATION.—

22 The term ‘emergency feeding organization’ has the  
23 meaning given the term in section 201A of the  
24 Emergency Food Assistance Act of 1983 (7 U.S.C.  
25 7501).

1           “(3) SUPPLEMENTAL NUTRITION ASSISTANCE  
2 PROGRAM.—The term ‘supplemental nutrition assist-  
3 ance program’ means the supplemental nutrition as-  
4 sistance program established under the Food and  
5 Nutrition Act of 2008 (7 U.S.C. 2011 et seq.).

6           “(b) HUNGER-FREE COMMUNITIES INCENTIVE  
7 GRANTS.—

8           “(1) AUTHORIZATION.—

9           “(A) IN GENERAL.—In each of the years  
10 specified in subsection (c), the Secretary shall  
11 make grants to eligible entities in accordance  
12 with paragraph (2).

13           “(B) FEDERAL SHARE.—The Federal  
14 share of the cost of carrying out an activity  
15 under this subsection shall not exceed 50 per-  
16 cent of the total cost of the activity.

17           “(C) NON-FEDERAL SHARE.—

18           “(i) IN GENERAL.—The non-Federal  
19 share of the cost of an activity under this  
20 subsection may be provided—

21           “(I) in cash or in-kind contribu-  
22 tions as determined by the Secretary,  
23 including facilities, equipment, or  
24 services; and

1                   “(II) by a State or local govern-  
2                   ment or a private source.

3                   “(ii) LIMITATION.—In the case of a  
4                   for-profit entity, the non-Federal share de-  
5                   scribed in clause (i) shall not include serv-  
6                   ices of an employee, including salaries paid  
7                   or expenses covered by the employer.

8                   “(2) CRITERIA.—

9                   “(A) IN GENERAL.—For purposes of this  
10                  subsection, an eligible entity is a governmental  
11                  agency or nonprofit organization that—

12                  “(i) meets the application criteria set  
13                  forth by the Secretary; and

14                  “(ii) proposes a project that, at a  
15                  minimum—

16                  “(I) has the support of the State  
17                  agency;

18                  “(II) would increase the purchase  
19                  of fruits and vegetables by low-income  
20                  consumers participating in the supple-  
21                  mental nutrition assistance program  
22                  by providing incentives at the point of  
23                  purchase;

24                  “(III) agrees to participate in the  
25                  evaluation described in paragraph (4);

1                   “(IV) ensures that the same  
2                   terms and conditions apply to pur-  
3                   chases made by individuals with bene-  
4                   fits issued under this Act and incen-  
5                   tives provided for in this subsection as  
6                   apply to purchases made by individ-  
7                   uals who are not members of house-  
8                   holds receiving benefits, such as pro-  
9                   vided for in section 278.2(b) of title 7,  
10                  Code of Federal Regulations (or a  
11                  successor regulation); and

12                  “(V) includes effective and effi-  
13                  cient technologies for benefit redemp-  
14                  tion systems that may be replicated in  
15                  other for States and communities.

16                  “(B) PRIORITY.—In awarding grants  
17                  under this section, the Secretary shall give pri-  
18                  ority to projects that—

19                         “(i) maximize the share of funds used  
20                         for direct incentives to participants;

21                         “(ii) use direct-to-consumer sales mar-  
22                         keting;

23                         “(iii) demonstrate a track record of  
24                         designing and implementing successful nu-  
25                         trition incentive programs that connect

1 low-income consumers and agricultural  
2 producers;

3 “(iv) provide locally or regionally pro-  
4 duced fruits and vegetables;

5 “(v) are located in underserved com-  
6 munities; or

7 “(vi) address other criteria as estab-  
8 lished by the Secretary.

9 “(3) APPLICABILITY.—

10 “(A) IN GENERAL.—The value of any ben-  
11 efit provided to a participant in any activity  
12 funded under this subsection shall not be con-  
13 sidered income or resources for any purpose  
14 under any Federal, State, or local law.

15 “(B) PROHIBITION ON COLLECTION OF  
16 SALES TAXES.—Each State shall ensure that no  
17 State or local tax is collected on a purchase of  
18 food under this subsection.

19 “(C) NO LIMITATION ON BENEFITS.—A  
20 grant made available under this subsection shall  
21 not be used to carry out any project that limits  
22 the use of benefits under the Food and Nutri-  
23 tion Act of 2008 (7 U.S.C. 2011 et seq.) or any  
24 other Federal nutrition law.

1           “(D) HOUSEHOLD ALLOTMENT.—Assist-  
2           ance provided under this subsection to house-  
3           holds receiving benefits under the supplemental  
4           nutrition assistance program shall not—

5                   “(i) be considered part of the supple-  
6                   mental nutrition assistance program bene-  
7                   fits of the household; or

8                   “(ii) be used in the collection or dis-  
9                   position of claims under section 13 of the  
10                  Food and Nutrition Act of 2008 (7 U.S.C.  
11                  2022).

12           “(4) EVALUATION.—

13                   “(A) INDEPENDENT EVALUATION.—The  
14                   Secretary shall provide for an independent eval-  
15                   uation of projects selected under this subsection  
16                   that measures the impact of each project on—

17                           “(i) improving the nutrition and  
18                           health status of participating households  
19                           receiving incentives under this subsection;  
20                           and

21                           “(ii) increasing fruit and vegetable  
22                           purchases in participating households.

23                   “(B) REQUIREMENT.—The independent  
24                   evaluation under subparagraph (A) shall use  
25                   rigorous methodologies capable of producing

1           scientifically valid information regarding the ef-  
2           fectiveness of a project.

3           “(C) COSTS.—The Secretary may use  
4           funds not to exceed 10 percent of the funding  
5           provided to carry out this section to pay costs  
6           associated with administering, monitoring, and  
7           evaluating each project.

8           “(c) FUNDING.—

9           “(1) AUTHORIZATION OF APPROPRIATIONS.—  
10          There is authorized to be appropriated to carry out  
11          subsection (b) \$5,000,000 for each of fiscal years  
12          2014 through 2018.

13          “(2) MANDATORY FUNDING.—Of the funds of  
14          the Commodity Credit Corporation, the Secretary  
15          shall use to carry out subsection (b)—

16                  “(A) \$15,000,000 for fiscal year 2014;

17                  “(B) \$20,000,000 for each of fiscal years  
18                  2015 through 2017; and

19                  “(C) \$25,000,000 for fiscal year 2018.”.

