

109TH CONGRESS
2^D SESSION

H. R. 6379

To provide additional funds for food safety research related to perishable agricultural commodities, to provide emergency financial assistance to producers and first handlers of fresh spinach for losses incurred as a result of the removal of fresh spinach and products containing fresh spinach from the market and other actions undertaken in response to a public health advisory regarding spinach issued by the Food and Drug Administration in September 2006, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 6, 2006

Mr. FARR (for himself, Mr. CARDOZA, Mr. COSTA, Ms. ZOE LOFGREN of California, Mr. SALAZAR, Mr. RADANOVICH, Mrs. CAPPS, Ms. ESHOO, Mr. FILNER, Mr. GILCHREST, Mr. HONDA, and Mr. NUNES) introduced the following bill; which was referred to the Committee on Agriculture

A BILL

To provide additional funds for food safety research related to perishable agricultural commodities, to provide emergency financial assistance to producers and first handlers of fresh spinach for losses incurred as a result of the removal of fresh spinach and products containing fresh spinach from the market and other actions undertaken in response to a public health advisory regarding spinach issued by the Food and Drug Administration in September 2006, 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.**

4 This Act may be cited as the “Spinach Research and
5 Recovery Act of 2006”.

6 **SEC. 2. ADDITIONAL FUNDS FOR FOOD SAFETY RESEARCH**
7 **REGARDING PERISHABLE AGRICULTURAL**
8 **COMMODITIES.**

9 (a) IN GENERAL.—For the purpose of conducting
10 and supporting applied research to enhance the safety of
11 perishable agricultural commodities for consumers:

12 (1) For the Agricultural Research Service with-
13 in the Department of Agriculture for such research
14 within the jurisdiction and particular expertise of
15 such Service, there is authorized to be appropriated
16 \$10,000,000 for fiscal year 2007, in addition to
17 other authorizations of appropriations available to
18 such Service for such purpose, to remain available
19 until expended.

20 (2) For the Cooperative State Research, Edu-
21 cation, and Extension Service within the Depart-
22 ment of Agriculture for such research within the ju-
23 risdiction and particular expertise of such Service,
24 there is authorized to be appropriated \$10,000,000
25 for fiscal year 2007, in addition to other authoriza-

1 tions of appropriations available to such Service for
2 such purpose, to remain available until expended.

3 (3) For the Center for Food Safety and Applied
4 Nutrition within the Food and Drug Administration,
5 Department of Health and Human Services, for
6 such research within the jurisdiction and particular
7 expertise of such Center, there is authorized to be
8 appropriated \$6,500,000 for fiscal year 2007, in ad-
9 dition to other authorizations of appropriations
10 available to such agency for such Center, to remain
11 available until expended.

12 (b) CONSULTATION.—Programs of research under
13 subsection (a) shall be conducted and supported in con-
14 sultation with producers of perishable agricultural com-
15 modities.

16 (c) PERISHABLE AGRICULTURAL COMMODITY DE-
17 FINED.—In this section, the term “perishable agricultural
18 commodity” has the meaning given that term in section
19 1(b) of the Perishable Agricultural Commodities Act, 1930
20 (7 U.S.C. 499a(b)).

21 **SEC. 3. SPINACH EMERGENCY ASSISTANCE.**

22 The Secretary of Agriculture shall use such sums as
23 may be necessary of funds of the Commodity Credit Cor-
24 poration to make payments to growers and first handlers,
25 as defined by the Secretary, of fresh spinach that were

1 unable to market spinach crops as a result of the Food
2 and Drug Administration Public Health Advisory issued
3 on September 14, 2006. The payment made to a grower
4 or first handler under this section shall not exceed 75 per-
5 cent of the value of the unmarketed spinach crop.

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