

110TH CONGRESS
1ST SESSION

H. R. 2844

To promote United States emergency and non-emergency food and other assistance programs, to promote United States agricultural export programs, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 25, 2007

Mr. LANTOS introduced the following bill; which was referred to the Committee on Foreign Affairs, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To promote United States emergency and non-emergency food and other assistance programs, to promote United States agricultural export programs, 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 AND TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 “Food Security and Agricultural Development Act of
6 2007”.

1 (b) TABLE OF CONTENTS.—The table of contents for
 2 this title is as follows:

- Sec. 1. Short title and table of contents.
- Sec. 2. Findings and purposes.
- Sec. 3. Definitions.

TITLE I—UNITED STATES EMERGENCY AND NON-EMERGENCY
 FOOD AND OTHER ASSISTANCE PROGRAMS

Subtitle A—Agricultural Trade Development and Assistance Act of 1954

- Sec. 101. United States policy.
- Sec. 102. General authority.
- Sec. 103. Provision of agricultural commodities.
- Sec. 104. Generation and use of currencies by private voluntary organizations and cooperatives.
- Sec. 105. Levels of assistance.
- Sec. 106. Food Aid Consultative Group.
- Sec. 107. Administration.
- Sec. 108. Assistance for stockpiling and rapid transportation, delivery, and distribution of shelf-stable prepackaged foods.
- Sec. 109. Administrative provisions.
- Sec. 110. Expiration date.
- Sec. 111. Authorization of appropriations.
- Sec. 112. Coordination and integration of foreign assistance programs.
- Sec. 113. Micronutrient fortification programs.
- Sec. 114. John Ogonowski and Doug Bereuter Farmer-to-Farmer Program.

Subtitle B—Related Statutes and Other Provisions

- Sec. 121. Bill Emerson Humanitarian Trust.
- Sec. 122. McGovern-Dole International Food for Education and Child Nutrition Program.
- Sec. 123. International disaster assistance under the Foreign Assistance Act of 1961.
- Sec. 124. Report on efforts to improve procurement planning.

TITLE II—UNITED STATES AGRICULTURAL EXPORT PROGRAMS

- Sec. 201. Export credit guarantee program.
- Sec. 202. Market access program.
- Sec. 203. Export enhancement program.
- Sec. 204. Assistance to address sanitary and phytosanitary barriers to trade.
- Sec. 205. Foreign market development cooperator program.
- Sec. 206. Emerging markets and facility guarantee loan program.
- Sec. 207. Food for Progress Act of 1985.

TITLE III—MISCELLANEOUS PROVISIONS

- Sec. 301. Technical assistance for specialty crops.
- Sec. 302. Support for sanitary and phytosanitary priorities of the United States within certain international organizations.
- Sec. 303. Technical assistance for the resolution of trade disputes.
- Sec. 304. Sense of Congress concerning the Global Crop Diversity Trust.
- Sec. 305. Technical and conforming amendments.

1 **SEC. 2. FINDINGS AND PURPOSES.**

2 (a) FINDINGS.—Congress makes the following find-
3 ings:

4 (1) The United Nations Food and Agricultural
5 Organization reports, that in 2006, an estimated
6 850,000,000 people in the world, with 824,000,000
7 in developing countries, were chronically hungry.

8 (2) The largest concentrations of the chron-
9 ically hungry—an estimated 298,000,000 individ-
10 uals—are in South Asia, with most of those individ-
11 uals concentrated in India, where there are an esti-
12 mated 212,000,000 undernourished individuals, and
13 in sub-Saharan Africa, where there are an estimated
14 206,000,000 hungry people.

15 (3) The number of food and humanitarian
16 emergencies has doubled from an average of about
17 15 per year in the 1980s to more than 30 per year
18 since 2000, due in large part to increasing conflicts,
19 poverty, and natural disasters around the world.
20 Some emergencies are exacerbated by multiple
21 shocks, such as civil wars, recurring droughts, and
22 endemic disease, adding to their complexity and pro-
23 tracting the crises for many years.

24 (4) The United Nations reports that progress is
25 being made toward reaching the Millennium Devel-
26 opment Goal of reducing the proportion of hungry

1 people in the world by half by 2015. In 1990, the
2 proportion of people in the developing countries liv-
3 ing with insufficient food was estimated to be 20
4 percent. By 2003, that percentage declined to 17
5 percent. However, from 1996 to 2006, the absolute
6 number of hungry people increased from
7 790,000,000 to 850,000,000.

8 (5) The number of hungry people in the most
9 seriously affected regions of the world, namely South
10 Asia and sub-Saharan Africa, is increasing. In sub-
11 Saharan Africa, in 1990, there were an estimated
12 169,000,000 chronically-hungry people; in 2003, the
13 number of chronically-hungry people increased to
14 206,000,000.

15 (6) The major United States Government re-
16 sponse to reducing hunger in developing countries is
17 to provide United States agricultural commodities as
18 food assistance. In fiscal year 2006, the United
19 States provided 3,000,000 metric tons of food valued
20 at more than \$2,000,000,000 to meet emergency
21 food needs and to support development projects in
22 developing countries.

23 (7) In 2006, the United States provided food
24 assistance to 65 countries, more than half of which
25 were in sub-Saharan Africa. Approximately

1 \$1,200,000,000 or 60 percent of such assistance was
2 provided as emergency food assistance. The United
3 States Agency for International Development esti-
4 mates that 50,000,000 to 70,000,000 people benefit
5 from United States food assistance programs annu-
6 ally.

7 (8)(A) Food assistance contributed by the
8 United States Government has totaled more than
9 \$73,000,000,000 since 1946. Over the last decade,
10 the United States has been the single largest donor
11 of international food assistance, with a large propor-
12 tion of the assistance provided through the United
13 Nations World Food Program and most of that as-
14 sistance is for emergencies.

15 (B) The United States contributed more than
16 52,000,000 tons of food assistance between 1996
17 and 2005, more than half of the nearly 100,000,000
18 tons of food assistance delivered worldwide in this
19 period. In 2006, the United States contributed
20 \$1,125,000,000 or about 40 percent of total donor
21 contributions to the World Food Program in that
22 year.

23 (9) Private voluntary organizations and co-
24 operatives are critical implementing partners in
25 United States food assistance programs. In addition

1 to assisting people whose lives and livelihoods are
2 endangered due to crises, such organizations and co-
3 operatives help communities that suffer from chronic
4 hunger, delivering technical assistance and training
5 and building local institutional capacity.

6 (10)(A) Although the Farm Security and Rural
7 Investment Act of 2002 (Public Law 107–171)
8 called for increased levels of non-emergency food as-
9 sistance in order to address chronic hunger needs
10 and to have lasting impacts on vulnerable commu-
11 nities, according to the Government Accountability
12 Office, by 2006, non-emergency food assistance pro-
13 grams were reduced to 42 percent of their 2001 lev-
14 els.

15 (B) Implementing partner organizations report
16 that due to these reductions, such organizations
17 have been forced to close operations in countries
18 that are prone to emergencies and with populations
19 that suffer from chronic hunger. As a result of such
20 reductions, there is little opportunity to develop new
21 programs that address food insecurity in developing
22 countries.

23 (11) Food assistance experts, advocates, and
24 implementers have argued that distributing food
25 commodities alone will not reduce food insecurity.

1 Food assistance needs to be combined with other
2 non-food resources, such as assistance to promote
3 agricultural development, economic growth, and as-
4 sistance to support education, water, and health pro-
5 grams, to ensure that food assistance has an impact
6 on chronically-hungry people.

7 (12) Women play an essential role in promoting
8 food security and production throughout the world.
9 According to the United Nations Food and Agricul-
10 tural Organization, rural women are responsible for
11 half of the world's food production and produce be-
12 tween 60 and 80 percent of the food in most devel-
13 oping countries.

14 (b) PURPOSES.— The purposes of this Act are—

15 (1) to promote United States emergency and
16 non-emergency food and other assistance programs
17 as described in title I of this Act in an efficient and
18 effective manner; and

19 (2) to promote United States agricultural ex-
20 port programs as described in title II of this Act in
21 an efficient and effective manner.

22 **SEC. 3. DEFINITIONS.**

23 In this Act:

1 (1) ADMINISTRATOR.—The term “Adminis-
2 trator” means the Administrator of the United
3 States Agency for International Development.

4 (2) APPROPRIATE CONGRESSIONAL COMMIT-
5 TEES.—The term “appropriate congressional com-
6 mittees” means—

7 (A) the Committee on Foreign Affairs and
8 the Committee on Agriculture of the House of
9 Representatives; and

10 (B) the Committee on Agriculture, Nutri-
11 tion, and Forestry of the Senate.

12 (3) SECRETARY.—The term “Secretary” means
13 the Secretary of Agriculture

14 **TITLE I—UNITED STATES EMER-**
15 **GENCY AND NON-EMERGENCY**
16 **FOOD AND OTHER ASSIST-**
17 **ANCE PROGRAMS**

18 **Subtitle A—Agricultural Trade De-**
19 **velopment and Assistance Act of**
20 **1954**

21 **SEC. 101. UNITED STATES POLICY.**

22 Section 2 of the Agricultural Trade Development and
23 Assistance Act of 1954 (7 U.S.C. 1691) is amended—

24 (1) in paragraph (1), by inserting “chronic” be-
25 fore “world”.

1 (2) in paragraph (5), by striking “and” at the
2 end;

3 (3) in paragraph (6), by striking the period at
4 the end and inserting “; and”; and

5 (4) by adding at the end the following new
6 paragraphs:

7 “(7) respond to emergency needs and food cri-
8 ses;

9 “(8) implement an effective and efficient food
10 assistance program that incorporates adequate re-
11 sources for both emergency and non-emergency food
12 assistance programs; and

13 “(9) provide adequate resources for non-emer-
14 gency food assistance programs to address the
15 causes of chronic hunger and food insecurity, to pro-
16 tect the livelihoods and health of vulnerable popu-
17 lations, and to promote participation in productive
18 activities.”.

19 **SEC. 102. GENERAL AUTHORITY.**

20 (a) IN GENERAL.— Section 201 of the Agricultural
21 Trade Development and Assistance Act of 1954 (7 U.S.C.
22 1721) is amended—

23 (1) in paragraph (1), to read as follows:

24 “(1) address famine and food crises and re-
25 spond to emergency food needs arising from man-

1 made disasters, such as policy-based disasters, eco-
2 nomic shocks, and conflict or civil strife, and natural
3 disasters.”;

4 (2) in paragraph (5), by striking “and” at the
5 end;

6 (3) in paragraph (6), by striking the period at
7 the end and inserting “; and”; and

8 (4) at the end by inserting the following new
9 paragraph:

10 “(7) promote participation in educational, train-
11 ing, and other productive activities.”.

12 (b) **TECHNICAL AMENDMENTS.**—Such section is fur-
13 ther amended—

14 (1) by striking “The President” and inserting
15 “(a) **PROGRAM REQUIRED.**—The President”; and

16 (2) by striking “Such program” and insert the
17 following:

18 “(b) **IMPLEMENTATION.**—Such program”.

19 **SEC. 103. PROVISION OF AGRICULTURAL COMMODITIES.**

20 (a) **SUPPORT FOR ELIGIBLE ORGANIZATIONS.**—Sub-
21 section (e)(1) of section 202 of the Agricultural Trade De-
22 velopment and Assistance Act of 1954 (7 U.S.C. 1722)
23 is amended—

24 (1) in the matter preceding subparagraph (A)—

1 (A) by striking “5 percent nor more than
2 10 percent” and inserting “10 percent but not
3 more than 12.5 percent”; and

4 (B) by striking “to assist the organizations
5 in” and inserting “to provide such organiza-
6 tions financial assistance in order to”;

7 (2) in subparagraph (A)—

8 (A) by striking “establishing” and insert-
9 ing “establish”; and

10 (B) by striking “and” at the end;

11 (3) in subparagraph (B)—

12 (A) by striking “meeting” and inserting
13 “meet”;

14 (B) by striking “management, personnel
15 and internal transportation and distribution
16 costs” and inserting “management, operational,
17 technical, personnel and other programming
18 costs”;

19 (C) by striking the period at the end and
20 inserting “; and”; and

21 (4) by adding at the end the following new sub-
22 paragraph:

23 “(C) improve and implement methodologies
24 for food assistance programs, including needs
25 assessments and monitoring and evaluation.”.

1 (b) STREAMLINED PROGRAM MANAGEMENT.—Sub-
2 section (h)(3)(B) of such section is amended by striking
3 “Committee on International Relations” and inserting
4 “Committee on Foreign Affairs”.

5 **SEC. 104. GENERATION AND USE OF CURRENCIES BY PRI-**
6 **VATE VOLUNTARY ORGANIZATIONS AND CO-**
7 **OPERATIVES.**

8 Subsection (b) of section 203 of the Agricultural
9 Trade Development and Assistance Act of 1954 (7 U.S.C.
10 1723) is amended by striking “1 or more recipient coun-
11 tries” and inserting “in 1 or more recipient countries”.

12 **SEC. 105. LEVELS OF ASSISTANCE.**

13 Subsection (a) of section 204 of the Agricultural
14 Trade Development and Assistance Act of 1954 (7 U.S.C.
15 1724) is amended—

16 (1) in paragraph (1), by striking “2002
17 through 2007” and inserting “2008 through 2012”;

18 (2) in paragraph (2), by striking “2002
19 through 2007” and inserting “2008 through 2012”;
20 and

21 (3) in paragraph (3), by striking “International
22 Relations” and inserting “Foreign Affairs”.

23 **SEC. 106. FOOD AID CONSULTATIVE GROUP.**

24 (a) SENSE OF CONGRESS ON INTEGRATED AND EF-
25 FECTIVE FOOD ASSISTANCE.—Section 205 of the Agricul-

1 tural Trade Development and Assistance Act of 1954 (7
2 U.S.C. 1725) is amended—

3 (1) by redesignating subsections (e) and (f) as
4 subsections (f) and (g), respectively; and

5 (2) by inserting after subsection (d) the fol-
6 lowing new subsection:

7 “(e) SENSE OF CONGRESS ON INTEGRATED AND EF-
8 FECTIVE FOOD ASSISTANCE PROGRAM.—It is the sense
9 of Congress that the Group should make every effort to
10 develop a strategy to achieve a more integrated and effec-
11 tive food assistance program.”.

12 (b) REPORT TO CONGRESS.—Such section is further
13 amended—

14 (1) by redesignating subsections (f) and (g) (as
15 redesignated by subsection (a)(1)) as subsections (g)
16 and (h), respectively; and

17 (2) by inserting after subsection (e) (as added
18 by subsection (a)(2)) the following new subsection:

19 “(f) REPORT TO CONGRESS.—

20 “(1) IN GENERAL.—Not later than 180 days
21 after the date of the enactment of the Food Security
22 and Agricultural Development Act of 2007, and an-
23 nually thereafter until December 31, 2012, the Ad-
24 ministrator of the United States Agency for Inter-
25 national Development, in close consultation with the

1 Group, shall submit to the appropriate congressional
2 committees a report on efforts taken by the United
3 States Agency for International Development and
4 the Department of Agriculture to develop a strategy
5 under this section to achieve an integrated and effec-
6 tive food assistance program.

7 “(2) APPROPRIATE CONGRESSIONAL COMMIT-
8 TEES DEFINED.—In this subsection, the term ‘ap-
9 propriate congressional committees’ means—

10 “(A) the Committee on Foreign Affairs
11 and the Committee on Agriculture of the House
12 of Representatives; and

13 “(B) the Committee on Agriculture, Nutri-
14 tion, and Forestry of the Senate.”.

15 (c) TERMINATION.—Such section is further amended
16 in subsection (h) (as redesignated by subsection (b)(1))
17 by striking “2007” and inserting “2012”.

18 **SEC. 107. ADMINISTRATION.**

19 (a) PROPOSALS.—Subsection (a)(3) of section 207 of
20 the Agricultural Trade Development and Assistance Act
21 of 1954 (7 U.S.C. 1726a) is amended by striking “and
22 the conditions that must be met for the approval of such
23 proposal”.

24 (b) REGULATIONS.—Subsection (c) of such section is
25 amended by striking paragraph (3).

1 (c) PROGRAM OVERSIGHT, MONITORING, AND EVAL-
2 UATION.—Such section is further amended by adding at
3 the end the following new subsection:

4 “(f) PROGRAM OVERSIGHT, MONITORING, AND EVAL-
5 UATION.—

6 “(1) IN GENERAL.—The Administrator, in con-
7 sultation with the Secretary, shall establish systems
8 to improve, monitor, and evaluate the effectiveness
9 and efficiency of assistance provided under this title
10 in order to maximize the impact of such assistance.

11 “(2) REPORT TO CONGRESS.—Not later than
12 180 days after the date of enactment of Food Secu-
13 rity and Agricultural Development Act of 2007, the
14 Administrator shall submit to the appropriate con-
15 gressional committees a report on efforts undertaken
16 to implement paragraph (1).

17 “(3) GOVERNMENT ACCOUNTABILITY OFFICE.—
18 Not later than 270 days after the date of the sub-
19 mission of the report under paragraph (2), the
20 Comptroller General of the United States shall sub-
21 mit to the appropriate congressional committees a
22 report that—

23 “(A) reviews and comments on the report
24 under paragraph (2); and

1 “(B) provides recommendations regarding
2 any additional actions necessary to improve the
3 monitoring and evaluation of assistance pro-
4 vided under this title.

5 “(4) CONTRACTING AUTHORITY.—In carrying
6 out this subsection, notwithstanding any other provi-
7 sion of law, the Administrator may contract with in-
8 dividuals for personal services, provided that such
9 individuals shall not be regarded as employees of the
10 United States Government for the purpose of any
11 law administered by the Civil Service Commission.

12 “(5) APPROPRIATE CONGRESSIONAL COMMIT-
13 TEES DEFINED.—In this subsection, the term ‘ap-
14 propriate congressional committees’ means—

15 “(A) the Committee on Foreign Affairs
16 and the Committee on Agriculture of the House
17 of Representatives; and

18 “(B) the Committee on Agriculture, Nutri-
19 tion, and Forestry of the Senate.”.

20 (d) INDIRECT SUPPORT COSTS TO UNITED NATIONS
21 WORLD FOOD PROGRAM.—Such section is further amend-
22 ed by adding at the end the following new subsection:

23 “(g) INDIRECT SUPPORT COSTS TO UNITED NA-
24 TIONS WORLD FOOD PROGRAM.—

1 “(1) IN GENERAL.—Notwithstanding any other
2 provision of law, in providing assistance under this
3 title, the Administrator may make contributions to
4 the United Nations World Food Program to the ex-
5 tent that such contributions are made in accordance
6 with the United Nations World Food Program’s
7 rules and regulations for indirect cost rates. Prior to
8 making a contribution to the United Nations World
9 Food Program under this subsection, the Adminis-
10 trator shall submit to the appropriate congressional
11 committees a report that contains the proposed level
12 of the contribution and the reasons for such pro-
13 posed level.

14 “(2) APPROPRIATE CONGRESSIONAL COMMIT-
15 TEES DEFINED.—In this subsection, the term ‘ap-
16 propriate congressional committees’ means—

17 “(A) the Committee on Foreign Affairs
18 and the Committee on Agriculture of the House
19 of Representatives; and

20 “(B) the Committee on Agriculture, Nutri-
21 tion, and Forestry of the Senate.”.

1 **SEC. 108. ASSISTANCE FOR STOCKPILING AND RAPID**
 2 **TRANSPORTATION, DELIVERY, AND DIS-**
 3 **TRIBUTION OF SHELF-STABLE PRE-**
 4 **PACKAGED FOODS.**

5 Subsection (f) of section 208 of the Agricultural
 6 Trade Development and Assistance Act of 1954 (7 U.S.C.
 7 1726b) is amended by striking “2007” and inserting
 8 “2012”.

9 **SEC. 109. ADMINISTRATIVE PROVISIONS.**

10 (a) PREPOSITIONING.—Subsection (c)(4) of section
 11 407 of the Agricultural Trade Development and Assist-
 12 ance Act of 1954 (7 U.S.C. 1736a) is amended—

13 (1) by striking “Funds” and inserting “(A) IN
 14 GENERAL.—Funds”;

15 (2) by striking “2007” and inserting “2012”;

16 (3) by striking “, except that for each such fis-
 17 cal year not more than \$2,000,000 of such funds
 18 may be used to store agricultural commodities for
 19 pre-positioning in foreign countries”; and

20 (4) by adding at the end the following new sub-
 21 paragraph:

22 “(B) ADDITIONAL PREPOSITIONING
 23 SITES.—

24 “(i) FEASIBILITY ASSESSMENT.—On
 25 or after the date of the enactment of the
 26 Food Security and Agricultural Develop-

1 ment Act of 2007, the Administrator is au-
2 thorized to carry out assessments for the
3 establishment of not less than two sites to
4 determine the feasibility of and costs asso-
5 ciated with using such sites for the pur-
6 pose of storing and handling agricultural
7 commodities for prepositioning in foreign
8 countries.

9 “(ii) ESTABLISHMENT OF SITES.—
10 Based on the results of the assessments
11 carried out under clause (i), the Adminis-
12 trator is authorized to establish additional
13 sites for pre-positioning in foreign coun-
14 tries.

15 “(iii) AUTHORIZATION OF APPROPRIA-
16 TIONS.—To carry out this subparagraph,
17 there are authorized to be appropriated to
18 the Administrator such sums as may be
19 necessary for each of the fiscal years 2008
20 through 2012.”.

21 (b) ANNUAL REPORTS.—Subsection (f) of such sec-
22 tion is amended—

23 (1) in paragraph (2)—

24 (A) in subparagraph (B), by adding at the
25 end before the semicolon the following: “, and

1 the amount of funds, tonnage levels, and types
2 of activities for non-emergency food assistance
3 programs under title II of this Act”;

4 (B) in subparagraph (C), by adding at the
5 end before the semicolon the following: “, and
6 a general description of the projects and activi-
7 ties implemented”; and

8 (C) in subparagraph (D), to read as fol-
9 lows:

10 “(D) an assessment of the progress toward
11 reducing food insecurity in the populations re-
12 ceiving food assistance from the United
13 States.”; and

14 (2) in paragraph (3), by striking “January 15”
15 and inserting “March 1”.

16 **SEC. 110. EXPIRATION DATE.**

17 Section 408 of the Agricultural Trade Development
18 and Assistance Act of 1954 (7 U.S.C. 1736b) is amended
19 by striking “2007” and inserting “2012”.

20 **SEC. 111. AUTHORIZATION OF APPROPRIATIONS.**

21 Subsection (a) of section 412 of the Agricultural
22 Trade Development and Assistance Act of 1954 (7 U.S.C.
23 1736f) is amended to read as follows:

24 “(a) AUTHORIZATION OF APPROPRIATIONS.—

1 “(1) IN GENERAL.—For each of the fiscal years
2 2008 through 2012, there are authorized to be ap-
3 propriated to the President—

4 “(A) such sums as may be necessary to
5 carry out the concessional credit sales program
6 established under title I;

7 “(B) \$2,500,000,000 to carry out the
8 emergency and non-emergency food assistance
9 programs under title II ; and

10 “(C) such sums as may be necessary to
11 carry out the grant program established under
12 title III.

13 “(2) MINIMUM LEVEL OF NON-EMERGENCY
14 FOOD ASSISTANCE.—For each of the fiscal years
15 2008 through 2012, of the amounts made available
16 to carry out emergency and non-emergency food as-
17 sistance programs under title II, not less than
18 \$600,000,000 for each such fiscal year shall be obli-
19 gated and expended for non-emergency food assist-
20 ance programs under title II.

21 “(3) REIMBURSEMENT.—For each of the fiscal
22 years 2008 through 2012, there are authorized to be
23 appropriated such sums as may be necessary to
24 make payments to the Commodity Credit Corpora-
25 tion to the extent the Commodity Credit Corporation

1 is not reimbursed under the programs under this
2 Act for the actual costs incurred or to be incurred
3 by such Corporation in carrying out such programs.

4 “(4) AVAILABILITY.—Amounts appropriated
5 pursuant to the authorization of appropriations
6 under this subsection are—

7 “(A) authorized to remain available until
8 expended; and

9 “(B) in addition to funds otherwise avail-
10 able for such purposes.”.

11 **SEC. 112. COORDINATION AND INTEGRATION OF FOREIGN**
12 **ASSISTANCE PROGRAMS.**

13 (a) IN GENERAL.—Section 413 of the Agricultural
14 Trade Development and Assistance Act of 1954 (7 U.S.C.
15 1736g) is amended—

16 (1) by striking the first sentence and inserting
17 the following: “The Administrator shall, to the max-
18 imum extent practicable, coordinate and integrate
19 assistance to a foreign country provided under title
20 III with other United States development assistance
21 programs and objectives provided under chapter 1 of
22 part I of the Foreign Assistance Act of 1961 (22
23 U.S.C. 2151 et seq.), including assistance to combat
24 HIV/AIDS, tuberculosis, and malaria, assistance for
25 child and maternal health, assistance for education,

1 and assistance for agricultural development and eco-
2 nomic growth. Such assistance shall also be coordi-
3 nated and integrated with other United States for-
4 eign assistance programs, such as the Millennium
5 Challenge Account. Such assistance shall also be co-
6 ordinated and integrated with the overall develop-
7 ment strategy of the recipient country, including the
8 poverty reduction strategy of the recipient country.”;
9 and

10 (2) by striking “Special emphasis should be
11 placed on” and inserting “Special consideration
12 should be given to”.

13 (b) CONFORMING AMENDMENT.—The heading for
14 such section is amended by inserting “**AND INTEGRA-**
15 **TION**” after “**COORDINATION**”.

16 **SEC. 113. MICRONUTRIENT FORTIFICATION PROGRAMS.**

17 (a) PURPOSE.—Subsection (a)(2)(C) of section 415
18 of the Agricultural Trade Development and Assistance Act
19 of 1954 (7 U.S.C. 1736g–2) is amended—

20 (1) by striking “using the same mechanism that
21 was used to assess the micronutrient fortification
22 program in” and inserting “utilizing recommenda-
23 tions from”; and

24 (2) by striking “with funds from the Bureau for
25 Humanitarian Response of the United States Agen-

1 cy for International Development” and inserting
 2 “with implementation by an independent entity with
 3 proven impartiality and a mechanism that incor-
 4 porates the range of stakeholders implementing pro-
 5 grams under title II of this Act as well as other food
 6 assistance industry experts”.

7 (b) **TERMINATION OF AUTHORITY.**—Subsection (d)
 8 of such section is amended by striking “2007” and insert-
 9 ing “2012”.

10 **SEC. 114. JOHN OGWONSKI AND DOUG BEREUTER FARM-**
 11 **ER-TO-FARMER PROGRAM.**

12 (a) **MINIMUM FUNDING.**—Subsection (d) of section
 13 501 of the Agricultural Trade Development and Assist-
 14 ance Act of 1954 (7 U.S.C. 1737) is amended by striking
 15 “2002 through 2007” and inserting “2008 through
 16 2012”.

17 (b) **AUTHORIZATION OF APPROPRIATIONS.**—Sub-
 18 section (e)(1) of such section is amended by striking
 19 “2002 through 2007” and inserting “2008 through
 20 2012”.

21 **Subtitle B—Related Statutes and**
 22 **Other Provisions**

23 **SEC. 121. BILL EMERSON HUMANITARIAN TRUST.**

24 (a) **IN GENERAL.**—Subsection (a) of section 302 of
 25 the Bill Emerson Humanitarian Trust Act (7 U.S.C.

1 1736f–1) is amended by inserting after “metric tons” the
2 following: “, an amount of funds equivalent to 4,000,000
3 metric tons of commodities, or any combination of com-
4 modities and funds equivalent to 4,000,000 metric tons”.

5 (b) COMMODITIES OR FUNDS IN TRUST.—Subsection
6 (b)(2)(B)(i) of such section is amended—

7 (1) by striking “2000 through 2007” each place
8 it appears and inserting “2008 through 2012”; and

9 (2) by striking “\$20,000,000” and inserting
10 “\$60,000,000”.

11 (c) TERMINATION OF AUTHORITY.—Subsection (h)
12 of such section is amended in paragraphs (1) and (2) by
13 striking “2007” each place it appears and inserting
14 “2012”.

15 **SEC. 122. MCGOVERN-DOLE INTERNATIONAL FOOD FOR**
16 **EDUCATION AND CHILD NUTRITION PRO-**
17 **GRAM.**

18 (a) ADMINISTRATION OF PROGRAM.—Section 3107
19 of the Farm Security and Rural Investment Act of 2002
20 (7 U.S.C. 1736o–1) is amended—

21 (1) in subsection (d), in the matter preceding
22 paragraph (1), by striking “The President shall des-
23 ignate 1 or more Federal agencies to” and inserting
24 “The Secretary shall”;

1 (2) in subsection (f)(2), in the matter preceding
2 subparagraph (A), by striking “implementing agen-
3 cy” and inserting “Secretary”; and

4 (3) in subsections (c)(2)(B), (f)(1), (h)(1) and
5 (2), and (i), by striking “President” each place it
6 appears and inserting “Secretary”.

7 (b) FUNDING.—Subsection (l) of such section is
8 amended—

9 (1) by striking paragraphs (1) and (2) and in-
10 serting the following:

11 “(1) USE OF COMMODITY CREDIT CORPORATION
12 FUNDS.—Of the funds of the Commodity Credit
13 Corporation, the Secretary shall use to carry out this
14 section—

15 “(A) \$140,000,000 for fiscal year 2008;

16 “(B) \$180,000,000 for fiscal year 2009;

17 “(C) \$220,000,000 for fiscal year 2010;

18 “(D) \$260,000,000 for fiscal year 2011;

19 and

20 “(E) \$300,000,000 for fiscal year 2012.”;

21 (2) by redesignating paragraph (3) as para-
22 graph (2); and

23 (3) in paragraph (2) (as redesignated by para-
24 graph (2)), by striking “any Federal agency imple-
25 menting or assisting” and inserting “the Depart-

1 ment of Agriculture or any other Federal depart-
2 ment or agency assisting”.

3 **SEC. 123. INTERNATIONAL DISASTER ASSISTANCE UNDER**
4 **THE FOREIGN ASSISTANCE ACT OF 1961.**

5 (a) SENSE OF CONGRESS.—It is the sense of Con-
6 gress that the President, acting through the Adminis-
7 trator, should exercise the President’s authority under sec-
8 tion 491 of the Foreign Assistance Act of 1961 (22 U.S.C.
9 2292) to purchase and to distribute to a recipient country
10 agricultural commodities produced—

11 (1) in the recipient country, or

12 (2) in developing countries in the region of the
13 recipient country,

14 for the purposes of famine prevention and relief.

15 (b) AVAILABILITY OF FUNDING FOR FAMINE PRE-
16 VENTION AND RELIEF.—For each of the fiscal years 2008
17 through 2012, of the amounts made available to carry out
18 section 491 of the Foreign Assistance Act of 1961, not
19 less than \$40,000,000 for each such fiscal year shall be
20 made available for the purposes of famine prevention and
21 relief under such section.

22 **SEC. 124. REPORT ON EFFORTS TO IMPROVE PROCURE-**
23 **MENT PLANNING.**

24 (a) REPORT REQUIRED.—Not later than 90 days
25 after the date of the enactment of this Act, the Adminis-

1 trator and the Secretary shall submit to the appropriate
2 congressional committees a report on efforts taken by both
3 the United States Agency for International Development
4 and the Department of Agriculture to improve planning
5 for food and transportation procurement, including efforts
6 to eliminate bunching of food purchases.

7 (b) CONTENTS.—The report required under sub-
8 section (a) should include, among other things, a descrip-
9 tion of efforts taken to—

10 (1) improve coordination of food purchases by
11 the United States Agency for International Develop-
12 ment and the Department of Agriculture;

13 (2) increase flexibility in procurement sched-
14 ules;

15 (3) increase utilization of historical analyses
16 and forecasting; and

17 (4) improve and streamline legal claims proc-
18 esses for resolving transportation disputes.

19 **TITLE II—UNITED STATES AGRI-**
20 **CULTURAL EXPORT PRO-**
21 **GRAMS**

22 **SEC. 201. EXPORT CREDIT GUARANTEE PROGRAM.**

23 (a) REPEAL OF SUPPLIER CREDIT GUARANTEE PRO-
24 GRAM AND INTERMEDIATE EXPORT CREDIT GUARANTEE
25 PROGRAM.—

1 (1) REPEALS.—Section 202 of the Agricultural
2 Trade Act of 1978 (7 U.S.C. 5622) is amended—

3 (A) in subsection (a)—

4 (i) in paragraph (1), by striking “(1)”
5 and all that follows through “The Com-
6 modity” and inserting “The Commodity”;
7 and

8 (ii) by striking paragraphs (2) and
9 (3);

10 (B) by striking subsections (b) and (c);

11 and

12 (C) by redesignating subsections (d)
13 through (l) as subsections (b) through (j), re-
14 spectively.

15 (2) CONFORMING AMENDMENTS.—Such section
16 is further amended—

17 (A) in subsection (b)(4) (as redesignated
18 by paragraph (1)(C)), by striking “, consistent
19 with the provisions of subsection (e)”;

20 (B) in subsection (d) (as redesignated by
21 paragraph (1)(C))—

22 (i) by striking “(1)” and all that fol-
23 lows through “The Commodity” and in-
24 serting “The Commodity”; and

25 (ii) by striking paragraph (2); and

1 (C) in subsection (g)(2) (as redesignated
2 by paragraph (1)(C)), by striking “subsections
3 (a) and (b)” and inserting “subsection (a)”.

4 (b) PROCESS AND HIGH-VALUE PRODUCTS.—Section
5 202 of such Act (7 U.S.C. 5622) is amended in subsection
6 (i) (as redesignated by subsection (a)(1)(C)) by striking
7 “2007” and inserting “2012”.

8 (c) EXPORT CREDIT GUARANTEE PROGRAMS.—Sub-
9 section (b) of section 211 of such Act (7 U.S.C. 5641)
10 is amended to read as follows:

11 “(b) EXPORT CREDIT GUARANTEE PROGRAMS.—The
12 Commodity Credit Corporation shall make available, to
13 the maximum extent practicable, for each of fiscal years
14 2008 through 2012 not less than \$5,500,000,000 in credit
15 guarantees under section 202(a).”.

16 **SEC. 202. MARKET ACCESS PROGRAM.**

17 (a) ORGANIC COMMODITIES.—Subsection (a) of sec-
18 tion 203 of the Agricultural Trade Act of 1978 (7 U.S.C.
19 5623) is amended by inserting after “agricultural com-
20 modities” the following: “(including commodities that are
21 organically produced (as defined in section 2103 of the
22 Organic Foods Production Act of 1990 (7 U.S.C. 6502))”.

23 (b) FUNDING.—Subsection (c)(1)(A) of section 211
24 of such Act (7 U.S.C. 5641) is amended by striking “,
25 and \$200,000,000 for each of fiscal years 2006 and 2007”

1 and inserting “\$200,000,000 for each of fiscal years 2006
2 and 2007, and \$225,000,000 for each of fiscal years 2008
3 through 2012”.

4 **SEC. 203. EXPORT ENHANCEMENT PROGRAM.**

5 Subsection (e) of section 301 of the Agricultural
6 Trade Act of 1978 (7 U.S.C. 5651) is amended by striking
7 paragraph (1) and inserting the following:

8 “(1) IN GENERAL.—The Commodity Credit
9 Corporation shall make available to carry out the
10 program established under this section not more
11 than \$478,000,000 for each of fiscal years 2008
12 through 2012.”.

13 **SEC. 204. ASSISTANCE TO ADDRESS SANITARY AND**
14 **PHYTOSANITARY BARRIERS TO TRADE.**

15 Title III of the Agricultural Trade Act of 1978 (7
16 U.S.C. 5651 et seq.) is amended by adding at the end
17 the following new section:

18 **“SEC. 304. ASSISTANCE TO ADDRESS SANITARY AND**
19 **PHYTOSANITARY BARRIERS TO TRADE.**

20 “(a) ASSISTANCE AUTHORIZED.—The Secretary is
21 authorized to enter into contracts with technical experts
22 and scientists, or provide grants to appropriate entities,
23 as determined by the Secretary, to address sanitary,
24 phytosanitary, and technical barriers to the export of

1 United States agricultural commodities, including meat,
2 poultry, and specialty crops, by—

3 “(1) contracting with technical experts and sci-
4 entists outside of the Federal Government to ad-
5 dress sanitary and phytosanitary issues, and other
6 issues regarding technical barriers, involving agricul-
7 tural commodities and the products of such agricul-
8 tural commodities; and

9 “(2) commissioning targeted outside scientific
10 reports on sanitary and phytosanitary issues, and
11 other issues regarding technical barriers, involving
12 agricultural commodities and the products of such
13 agricultural commodities.

14 “(b) TARGETED TRADE ISSUES.—Projects funded
15 under this section may include projects relating to the ac-
16 ceptance by foreign markets of—

17 “(1) antimicrobial treatments;

18 “(2) wood-packaging material;

19 “(3) irradiation;

20 “(4) biotechnology;

21 “(5) science-based maximum residue level
22 standards;

23 “(6) testing procedures and controls for myco-
24 toxins;

25 “(7) labeling; and

1 “(8) shelf life.

2 “(c) FUNDING.—

3 “(1) COMMODITY CREDIT CORPORATION.—The
4 Secretary shall use the funds, facilities, and authori-
5 ties of the Commodity Credit Corporation to carry
6 out this section.

7 “(2) FUNDING AMOUNT.—The Secretary shall
8 use, to the maximum extent practicable, \$2,000,000
9 of the funds of the Commodity Credit Corporation to
10 carry out this section for each of fiscal years 2008
11 through 2012.”.

12 **SEC. 205. FOREIGN MARKET DEVELOPMENT COOPERATOR**
13 **PROGRAM.**

14 (a) FOREIGN MARKET DEVELOPMENT COOPERATOR
15 PROGRAM.—Subsection (c) of section 702 of the Agricul-
16 tural Trade Act of 1978 (7 U.S.C. 5722) is amended by
17 striking “Committee on International Relations” and in-
18 serting “Committee on Foreign Affairs”.

19 (b) FUNDING.—Section 703 of such Act (7 U.S.C.
20 5723) is amended—

21 (1) in subsection (a), by striking “2002 through
22 2007” and inserting “2008 through 2012”; and

23 (2) in subsection (b), by striking “2001” and
24 inserting “2007”.

1 **SEC. 206. EMERGING MARKETS AND FACILITY GUARANTEE**
2 **LOAN PROGRAM.**

3 (a) PROMOTION OF AGRICULTURAL EXPORTS TO
4 EMERGING MARKETS.—Subsections (a) and (d)(1)(A)(i)
5 of section 1542 of the Food, Agriculture, Conservation,
6 and Trade Act of 1990 (7 U.S.C. 5622 note; Public Law
7 101–624) is amended by striking “2007” each place it ap-
8 pears and inserting “2012”.

9 (b) FACILITY GUARANTEE LOAN PROGRAM.—Such
10 section is further amended—

11 (1) in subsection (b)—

12 (A) in the first sentence, by redesignating
13 paragraphs (1) and (2) as subparagraphs (A)
14 and (B), respectively, and adjusting the mar-
15 gins accordingly;

16 (B) by striking “A portion” and inserting
17 the following:

18 “(1) IN GENERAL.—A portion”;

19 (C) in the second sentence, by striking
20 “The Commodity Credit Corporation” and in-
21 serting the following:

22 “(2) PRIORITY.—The Commodity Credit Cor-
23 poration”; and

24 (D) by adding at the end the following:

25 “(3) INITIAL PAYMENT.—The Secretary may
26 require an initial down payment, upon such terms as

1 the Secretary may determine, by the beneficiary of
2 the credit guarantee as a condition of providing a
3 credit guarantee under this subsection.

4 “(4) MAXIMUM LIABILITY.—The liability of the
5 Commodity Credit Corporation under a guarantee
6 provided pursuant to this section may not exceed 98
7 percent of—

8 “(A) the principal amount involved in the
9 underlying financial arrangement for construc-
10 tion of the facility; and

11 “(B) the interest on the outstanding prin-
12 cipal amount at the rate specified in the under-
13 lying financial arrangement for construction of
14 the facility.

15 “(5) TERM OF GUARANTEE.—A facility pay-
16 ment guarantee under this subsection shall be for a
17 term that is not more than the lesser of—

18 “(A) the term of the depreciation schedule
19 of the facility assisted; or

20 “(B) a maximum period, as determined by
21 the Secretary.”.

22 **SEC. 207. FOOD FOR PROGRESS ACT OF 1985.**

23 (a) PROVISION OF ELIGIBLE COMMODITIES TO DE-
24 VELOPING COUNTRIES.—Subsection (f)(3) of the Food for
25 Progress Act of 1985 (7 U.S.C. 1736o; section 1110 of

1 the Food Security Act of 1985) is amended by striking
2 “1996 through 2007” and inserting “2008 through
3 2012”.

4 (b) MINIMUM TONNAGE.—Subsection (g) of such Act
5 is amended—

6 (1) by striking “400,000” and inserting
7 “500,000”; and

8 (2) by striking “2002 through 2007” and in-
9 serting “2008 through 2012”.

10 (c) REPORT.—Subsection (j)(3) of such Act is
11 amended by inserting “and the Committee on Foreign Af-
12 fairs” after “Committee on Agriculture”.

13 (d) EFFECTIVE AND TERMINATION DATES.—Sub-
14 section (k) of such Act is amended by striking “2007”
15 and inserting “2012”.

16 (e) ADMINISTRATIVE EXPENSES.—Subsection (l)(1)
17 of such Act is amended by striking “1996 through 2007”
18 and inserting “2008 through 2012”.

19 (f) PROGRAM MANAGEMENT.—Subsection (n)(2)(C)
20 of such Act is amended, by striking “Committee on Inter-
21 national Relations” and inserting “Committee on Foreign
22 Affairs”.

1 **TITLE III—MISCELLANEOUS**
2 **PROVISIONS**

3 **SEC. 301. TECHNICAL ASSISTANCE FOR SPECIALTY CROPS.**

4 (a) **ADDITIONAL REQUIREMENTS.**—Section 3205 of
5 the Farm Security and Rural Investment Act of 2002 (7
6 U.S.C. 5680) is amended—

7 (1) by redesignating subsection (d) as sub-
8 section (e); and

9 (2) by inserting after subsection (c) the fol-
10 lowing new subsection:

11 “(d) **ADDITIONAL REQUIREMENTS.**—

12 “(1) **MAXIMUM AWARD.**—The maximum
13 amount of assistance provided annually to a project
14 under the program shall be \$500,000.

15 “(2) **PROJECT DURATION.**—The Secretary may
16 extend a project under the program irrespective of
17 the initial estimated duration of the project.”.

18 (b) **FUNDING.**—Such section is further amended in
19 subsection (e) (as redesignated by subsection (a)(1)), to
20 read as follows:

21 “(e) **FUNDING.**—

22 “(1) **COMMODITY CREDIT CORPORATION.**—The
23 Secretary shall use the funds, facilities, and authori-
24 ties of the Commodity Credit Corporation to carry
25 out this section.

1 “(2) FUNDING AMOUNT.—The Secretary shall
2 make available the following amounts of the funds
3 of, or an equal value of commodities owned by, the
4 Commodity Credit Corporation, to the maximum ex-
5 tent practicable, for the following fiscal years to
6 carry out this section:

7 “(A) \$4,000,000 for fiscal year 2008.

8 “(B) \$6,000,000 for fiscal year 2009.

9 “(C) \$8,000,000 for fiscal year 2010.

10 “(D) \$10,000,000 for each of fiscal years
11 2011 through 2015.”.

12 **SEC. 302. SUPPORT FOR SANITARY AND PHYTOSANITARY**
13 **PRIORITIES OF THE UNITED STATES WITHIN**
14 **CERTAIN INTERNATIONAL ORGANIZATIONS.**

15 (a) SUPPORT AUTHORIZED.—The Secretary of Agri-
16 culture is authorized to enhance United States support for
17 international organizations, including international orga-
18 nizations described in subsection (b), that establish inter-
19 national standards regarding food, food safety, plants, and
20 animals by funding additional positions of associate pro-
21 fessional officers to address sanitary and phytosanitary
22 priorities of the United States within such international
23 organizations. The Secretary shall carry out this sub-
24 section pursuant to the authority of the Secretary under

1 section 1458(a)(3) of the Food and Agriculture Act of
2 1977 (7 U.S.C. 3291(a)(3)).

3 (b) INTERNATIONAL ORGANIZATIONS DESCRIBED.—

4 The international organizations referred to in subsection
5 (a) are the Food and Agriculture Organization, the Codex
6 Alimentarius Commission, the International Plant Protec-
7 tion Convention, and the World Organization for Animal
8 Health.

9 **SEC. 303. TECHNICAL ASSISTANCE FOR THE RESOLUTION**
10 **OF TRADE DISPUTES.**

11 (a) TECHNICAL ASSISTANCE AUTHORIZED.—The
12 Secretary of Agriculture is authorized to provide moni-
13 toring, analytic support, and other technical assistance to
14 limited-resource persons and organizations associated with
15 agricultural trade (as determined by the Secretary) to ad-
16 dress unfair trade practices of foreign countries, including
17 intellectual property right violations, and to reduce trade
18 barriers.

19 (b) AUTHORIZATION OF APPROPRIATIONS.—To carry
20 out this section, there are authorized to be appropriated
21 to the Secretary such sums as may be necessary for each
22 of the fiscal years 2008 through 2012.

23 **SEC. 304. SENSE OF CONGRESS CONCERNING THE GLOBAL**
24 **CROP DIVERSITY TRUST.**

25 (a) FINDINGS.—Congress finds the following:

1 (1) Crop diversity—the natural diversity exhib-
2 ited in the array of varieties in every crop—is one
3 of the world’s least recognized, but most valuable re-
4 sources. It provides the genetic building blocks for
5 adapting crops to constantly evolving pests, diseases,
6 and changing climates. Without crop diversity, agri-
7 culture cannot retain current productivity levels and
8 cannot meet anticipated future challenges associated
9 with population growth and global warming.

10 (2) Currently, much of the world’s crop diver-
11 sity is neither safely conserved, nor readily available
12 to scientists and farmers who rely on it to safeguard
13 agricultural productivity.

14 (3) The Global Crop Diversity Trust, an inde-
15 pendent organization created by the United Nations
16 Food and Agricultural Organization in conjunction
17 with the 2001 International Treaty on Plant Genetic
18 Resources, is the only organization working globally
19 to solve the problem of protecting crop diversity. The
20 Global Crop Diversity Trust became a legal entity at
21 the end of 2004, but has already raised
22 \$135,000,000 from a broad alliance of partners, in-
23 cluding developed and developing countries, private
24 corporations, and philanthropic foundations, includ-
25 ing The Bill and Melinda Gates Foundation.

1 (4) The United States was an early supporter
2 of the Global Crop Diversity Trust, and has so far
3 contributed \$6,500,000 to the Global Crop Diversity
4 Trust. Robust involvement of the United States in
5 the Global Crop Diversity Trust ensures significant
6 benefits to United States farmers.

7 (b) SENSE OF CONGRESS.—It is the sense of Con-
8 gress that the President should provide significant United
9 States financial resources to the Global Crop Diversity
10 Trust to ensure the conservation of crop diversity which
11 can yield significant benefits to United States farmers.

12 **SEC. 305. TECHNICAL AND CONFORMING AMENDMENTS.**

13 Subsection (a) of section 3206 of the Farm Security
14 and Rural Investment Act of 2002 (7 U.S.C. 5603a) is
15 amended by striking “Committee on International Rela-
16 tions” and inserting “Committee on Foreign Affairs”.

○