

103<sup>D</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 2020

To amend the Agricultural Act of 1949 to modify the authority of wheat and feed grain producers to conduct haying and grazing on reduced acreage, acreage devoted to a conservation use, or acreage diverted from production under a land diversion program.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 6, 1993

Mr. LEACH introduced the following bill; which was referred to the Committee on Agriculture

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## A BILL

To amend the Agricultural Act of 1949 to modify the authority of wheat and feed grain producers to conduct haying and grazing on reduced acreage, acreage devoted to a conservation use, or acreage diverted from production under a land diversion program.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1 **SECTION 1. AUTHORITY FOR HAYING AND GRAZING DUR-**  
2 **ING FIVE-MONTH SET-ASIDE PERIOD UPON**  
3 **PAYMENT OF FEE.**

4 (a) FEED GRAINS.—Section 105B(e)(4)(C) of the  
5 Agricultural Act of 1949 (7 U.S.C. 1444f(e)(4)(C)) is  
6 amended to read as follows:

7 “(C) HAYING AND GRAZING.—

8 “(i) FIVE MONTH EXCLUSION.—The  
9 Secretary shall permit haying and grazing  
10 of reduced acreage, acreage devoted to a  
11 conservation use under subsection  
12 (c)(1)(E), and acreage diverted from pro-  
13 duction under a land diversion program es-  
14 tablished under this section except during  
15 any consecutive 5-month period that is es-  
16 tablished by the State committee estab-  
17 lished under section 8(b) of the Soil Con-  
18 servation and Domestic Allotment Act (16  
19 U.S.C. 590h(b)) for the State in which  
20 such acreage is located. The State commit-  
21 tee for a State shall establish the period in  
22 consultation with wildlife agencies in that  
23 State and shall pick a period occurring be-  
24 tween April 1 and October 31 of a year.

25 “(ii) EXCEPTION TO EXCLUSION.—  
26 Notwithstanding clause (i), the Secretary

1           may permit a producer to conduct haying  
2           and grazing of such acreage during the 5-  
3           month period established for a State under  
4           such clause if the producer pays a haying  
5           and grazing fee to the Secretary equal to  
6           the grazing fee in effect for comparable  
7           Federal land, as established by the Bureau  
8           of Land Management. The Secretary may  
9           not exclude irrigated or irrigable acreage  
10          not planted in alfalfa when exercising the  
11          authority under this clause.”.

12          (b) WHEAT.—Section 107B(e)(4)(C) of the Agricul-  
13          tural Act of 1949 (7 U.S.C. 1445b-3a(e)(4)(C)) is amend-  
14          ed to read as follows:

15                 “(C) HAYING AND GRAZING.—

16                         “(i) FIVE MONTH EXCLUSION.—The  
17                         Secretary shall permit haying and grazing  
18                         of reduced acreage, acreage devoted to a  
19                         conservation use under subsection  
20                         (c)(1)(E), and acreage diverted from pro-  
21                         duction under a land diversion program es-  
22                         tablished under this section except during  
23                         any consecutive 5-month period that is es-  
24                         tablished by the State committee estab-  
25                         lished under section 8(b) of the Soil Con-

1           servation and Domestic Allotment Act (16  
2           U.S.C. 590h(b)) for the State in which  
3           such acreage is located. The State commit-  
4           tee for a State shall establish the period in  
5           consultation with wildlife agencies in that  
6           State and shall pick a period occurring be-  
7           tween April 1 and October 31 of a year.

8           “(ii) EXCEPTION TO EXCLUSION.—  
9           Notwithstanding clause (i), the Secretary  
10          may permit a producer to conduct haying  
11          and grazing of such acreage during the 5-  
12          month period established for a State under  
13          such clause if the producer pays a haying  
14          and grazing fee to the Secretary equal to  
15          the grazing fee in effect for comparable  
16          Federal land, as established by the Bureau  
17          of Land Management. The Secretary may  
18          not exclude irrigated or irrigable acreage  
19          not planted in alfalfa when exercising the  
20          authority under this clause.”.

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