

In the Senate of the United States,

October 20 (legislative day, October 2), 1998.

Resolved, That the bill from the House of Representatives (H.R. 4283) entitled “An Act to support sustainable and broad-based agricultural and rural development in sub-Saharan Africa, and for other purposes.”, do pass with the following

AMENDMENT:

Strike out all after the enacting clause and insert:

1 ***SECTION 1. SHORT TITLE; TABLE OF CONTENTS.***

2 (a) *SHORT TITLE.*—*This Act may be cited as the “Af-*
3 *rica: Seeds of Hope Act of 1998”.*

4 (b) *TABLE OF CONTENTS.*—*The table of contents is as*
5 *follows:*

Sec. 1. Short title; table of contents.

Sec. 2. Findings and declaration of policy.

TITLE I—ASSISTANCE FOR SUB-SAHARAN AFRICA

Sec. 101. Africa Food Security Initiative.

Sec. 102. Microenterprise assistance.

Sec. 103. Support for producer-owned cooperative marketing associations.

*Sec. 104. Agricultural and rural development activities of the Overseas Private
Investment Corporation.*

Sec. 105. Agricultural research and extension activities.

*TITLE II—WORLDWIDE FOOD ASSISTANCE AND AGRICULTURAL
PROGRAMS*

Subtitle A—Nonemergency Food Assistance Programs

Sec. 201. Nonemergency food assistance programs.

Subtitle B—Bill Emerson Humanitarian Trust Act of 1998

Sec. 211. Short title.

Sec. 212. Bill Emerson Humanitarian Trust Act.

TITLE III—MISCELLANEOUS PROVISIONS

Sec. 301. Report.

1 *SEC. 2. FINDINGS AND DECLARATION OF POLICY.*

2 (a) *FINDINGS.*—Congress finds the following:

3 (1) *The economic, security, and humanitarian*
4 *interests of the United States and the nations of sub-*
5 *Saharan Africa would be enhanced by sustainable,*
6 *broad-based agricultural and rural development in*
7 *each of the African nations.*

8 (2) *According to the Food and Agriculture Orga-*
9 *nization, the number of undernourished people in Af-*
10 *rica has more than doubled, from approximately*
11 *100,000,000 in the late 1960s to 215,000,000 in 1998,*
12 *and is projected to increase to 265,000,000 by the*
13 *year 2010. According to the Food and Agriculture Or-*
14 *ganization, the term “under nutrition” means inad-*
15 *equately consumption of nutrients, often adversely af-*
16 *fecting children’s physical and mental development,*
17 *undermining their future as productive and creative*
18 *members of their communities.*

1 (3) Currently, agricultural production in Africa
2 employs about two-thirds of the workforce but pro-
3 duces less than one-fourth of the gross domestic prod-
4 uct in sub-Saharan Africa, according to the World
5 Bank Group.

6 (4) African women produce up to 80 percent of
7 the total food supply in Africa according to the Inter-
8 national Food Policy Research Institute.

9 (5) An effective way to improve conditions of the
10 poor is to increase the productivity of the agricultural
11 sector. Productivity increases can be fostered by in-
12 creasing research and education in agriculture and
13 rural development.

14 (6) In November 1996, the World Food Summit
15 set a goal of reducing hunger worldwide by 50 percent
16 by the year 2015 and encouraged national govern-
17 ments to develop domestic food plans and to support
18 international aid efforts.

19 (7) Although the World Bank Group recently has
20 launched a major initiative to support agricultural
21 and rural development, only 10 percent, or
22 \$1,200,000,000, of its total lending to sub-Saharan
23 Africa for fiscal years 1993 to 1997 was devoted to
24 agriculture.

1 (8)(A) *United States food processing and agri-*
2 *cultural sectors benefit greatly from the liberalization*
3 *of global trade and increased exports.*

4 (B) *Africa represents a growing market for*
5 *United States food and agricultural products. Africa's*
6 *food imports are projected to rise from less than*
7 *8,000,000 metric tons in 1990 to more than*
8 *25,000,000 metric tons by the 2020.*

9 (9)(A) *Increased private sector investment in Af-*
10 *rican countries and expanded trade between the*
11 *United States and Africa can greatly help African*
12 *countries achieve food self-sufficiency and graduate*
13 *from dependency on international assistance.*

14 (B) *Development assistance, technical assistance,*
15 *and training can facilitate and encourage commercial*
16 *development in Africa, such as improving rural*
17 *roads, agricultural research and extension, and pro-*
18 *viding access to credit and other resources.*

19 (10)(A) *Several United States private voluntary*
20 *organizations have demonstrated success in empower-*
21 *ing Africans through direct business ownership and*
22 *helping African agricultural producers more effi-*
23 *ciently and directly market their products.*

24 (B) *Rural business associations, owned and con-*
25 *trolled by farmer shareholders, also greatly help agri-*

1 *cultural producers to increase their household in-*
 2 *comes.*

3 *(b) DECLARATION OF POLICY.—It is the policy of the*
 4 *United States, consistent with title XII of part I of the For-*
 5 *ign Assistance Act of 1961, to support governments of sub-*
 6 *Saharan African countries, United States and African non-*
 7 *governmental organizations, universities, businesses, and*
 8 *international agencies, to help ensure the availability of*
 9 *basic nutrition and economic opportunities for individuals*
 10 *in sub-Saharan Africa, through sustainable agriculture and*
 11 *rural development.*

12 ***TITLE I—ASSISTANCE FOR SUB-***
 13 ***SAHARAN AFRICA***

14 ***SEC. 101. AFRICA FOOD SECURITY INITIATIVE.***

15 *(a) ADDITIONAL REQUIREMENTS IN CARRYING OUT*
 16 *THE INITIATIVE.—In providing development assistance*
 17 *under the Africa Food Security Initiative, or any com-*
 18 *parable or successor program, the Administrator of the*
 19 *United States Agency for International Development—*

20 *(1) shall emphasize programs and projects that*
 21 *improve the food security of infants, young children,*
 22 *school-age children, women and food-insecure house-*
 23 *holds, or that improve the agricultural productivity,*
 24 *incomes, and marketing of the rural poor in Africa;*

1 (2) shall solicit and take into consideration the
2 views and needs of intended beneficiaries and pro-
3 gram participants during the selection, planning, im-
4 plementation, and evaluation phases of projects;

5 (3) shall favor countries that are implementing
6 reforms of their trade and investment laws and regu-
7 lations in order to enhance free market development
8 in the food processing and agricultural sectors; and

9 (4) shall ensure that programs are designed and
10 conducted in cooperation with African and United
11 States organizations and institutions, such as private
12 and voluntary organizations, cooperatives, land-grant
13 and other appropriate universities, and local pro-
14 ducer-owned cooperative marketing and buying asso-
15 ciations, that have expertise in addressing the needs
16 of the poor, small-scale farmers, entrepreneurs, and
17 rural workers, including women.

18 (b) *SENSE OF CONGRESS.*—It is the sense of Congress
19 that, if there is an increase in funding for sub-Saharan pro-
20 grams, the Administrator of the United States Agency for
21 International Development should proportionately increase
22 resources to the Africa Food Security Initiative, or any
23 comparable or successor program, for fiscal year 2000 and
24 subsequent fiscal years in order to meet the needs of the
25 countries participating in such Initiative.

1 **SEC. 102. MICROENTERPRISE ASSISTANCE.**

2 (a) *BILATERAL ASSISTANCE.*—*In providing micro-*
3 *enterprise assistance for sub-Saharan Africa, the Adminis-*
4 *trator of the United States Agency for International Devel-*
5 *opment shall, to the extent practicable, use credit and*
6 *microcredit assistance to improve the capacity and effi-*
7 *ciency of agriculture production in sub-Saharan Africa of*
8 *small-scale farmers and small rural entrepreneurs. In pro-*
9 *viding assistance, the Administrator should use the applied*
10 *research and technical assistance capabilities of United*
11 *States land-grant universities.*

12 (b) *MULTILATERAL ASSISTANCE.*—

13 (1) *IN GENERAL.*—*The Administrator of the*
14 *United States Agency for International Development*
15 *shall continue to work with other countries, inter-*
16 *national organizations (including multilateral devel-*
17 *opment institutions), and entities assisting micro-*
18 *enterprises and shall develop a comprehensive and co-*
19 *ordinated strategy for providing microenterprise as-*
20 *sistance for sub-Saharan Africa.*

21 (2) *ADDITIONAL REQUIREMENT.*—*In carrying*
22 *out paragraph (1), the Administrator should encour-*
23 *age the World Bank Consultative Group to Assist the*
24 *Poorest to coordinate the strategy described in such*
25 *paragraph.*

1 **SEC. 103. SUPPORT FOR PRODUCER-OWNED COOPERATIVE**
2 **MARKETING ASSOCIATIONS.**

3 (a) *PURPOSES.*—*The purposes of this section are—*

4 (1) *to support producer-owned cooperative pur-*
5 *chasing and marketing associations in sub-Saharan*
6 *Africa;*

7 (2) *to strengthen the capacity of farmers in sub-*
8 *Saharan Africa to participate in national and inter-*
9 *national private markets and to promote rural devel-*
10 *opment in sub-Saharan Africa;*

11 (3) *to encourage the efforts of farmers in sub-Sa-*
12 *haran Africa to increase their productivity and in-*
13 *come through improved access to farm supplies, sea-*
14 *sonal credit, technical expertise; and*

15 (4) *to support small businesses in sub-Saharan*
16 *Africa as they grow beyond microenterprises.*

17 (b) *SUPPORT FOR PRODUCER-OWNED COOPERATIVE*
18 *MARKETING ASSOCIATIONS.—*

19 (1) *ACTIVITIES.—*

20 (A) *IN GENERAL.*—*The Administrator of the*
21 *United States Agency for International Develop-*
22 *ment is authorized to utilize relevant foreign as-*
23 *sistance programs and initiatives for sub-Saha-*
24 *ran Africa to support private producer-owned*
25 *cooperative marketing associations in sub-Saha-*
26 *ran Africa, including rural business associations*

1 *that are owned and controlled by farmer share-*
2 *holders.*

3 *(B) ADDITIONAL REQUIREMENTS.—In car-*
4 *rying out subparagraph (A), the Adminis-*
5 *trator—*

6 *(i) shall take into account small-scale*
7 *farmers, small rural entrepreneurs, and*
8 *rural workers and communities; and*

9 *(ii) shall take into account the local-*
10 *level perspectives of the rural and urban*
11 *poor through close consultation with these*
12 *groups, consistent with section 496(e)(1) of*
13 *the Foreign Assistance Act of 1961 (22*
14 *U.S.C. 2293(e)(1)).*

15 *(2) OTHER ACTIVITIES.—In addition to carrying*
16 *out paragraph (1), the Administrator is encouraged—*

17 *(A) to cooperate with governments of foreign*
18 *countries, including governments of political sub-*
19 *divisions of such countries, their agricultural re-*
20 *search universities, and particularly with United*
21 *States nongovernmental organizations and*
22 *United States land-grant universities, that have*
23 *demonstrated expertise in the development and*
24 *promotion of successful private producer-owned*
25 *cooperative marketing associations; and*

1 (B) to facilitate partnerships between
2 United States and African cooperatives and pri-
3 vate businesses to enhance the capacity and tech-
4 nical and marketing expertise of business asso-
5 ciations in sub-Saharan Africa.

6 **SEC. 104. AGRICULTURAL AND RURAL DEVELOPMENT AC-**
7 **TIVITIES OF THE OVERSEAS PRIVATE INVEST-**
8 **MENT CORPORATION.**

9 (a) *PURPOSE.*—The purpose of this section is to en-
10 courage the Overseas Private Investment Corporation to
11 work with United States businesses and other United States
12 entities to invest in rural sub-Saharan Africa, particularly
13 in ways that will develop the capacities of small-scale farm-
14 ers and small rural entrepreneurs, including women, in
15 sub-Saharan Africa.

16 (b) *SENSE OF CONGRESS.*—It is the sense of Congress
17 that—

18 (1) the Overseas Private Investment Corporation
19 should exercise its authority under law to undertake
20 an initiative to support private agricultural and
21 rural development in sub-Saharan Africa, including
22 issuing loans, guaranties, and insurance, to support
23 rural development in sub-Saharan Africa, particu-
24 larly to support intermediary organizations that—

1 (A) directly serve the needs of small-scale
 2 farmers, small rural entrepreneurs, and rural
 3 producer-owned cooperative purchasing and
 4 marketing associations;

5 (B) have a clear track-record of support for
 6 sound business management practices; and

7 (C) have demonstrated experience with
 8 participatory development methods; and

9 (2) the Overseas Private Investment Corporation
 10 should utilize existing equity funds, loan and insur-
 11 ance funds, to the extent feasible and in accordance
 12 with existing contractual obligations, to support agri-
 13 culture and rural development in sub-Saharan Africa.

14 **SEC. 105. AGRICULTURAL RESEARCH AND EXTENSION AC-**
 15 **TIVITIES.**

16 (a) *DEVELOPMENT OF PLAN.*—The Administrator of
 17 the United States Agency for International Development,
 18 in consultation with the Secretary of Agriculture and ap-
 19 propriate Department of Agriculture agencies, especially
 20 the Cooperative State, Research, Education and Extension
 21 Service (CSREES), shall develop a comprehensive plan to
 22 coordinate and build on the research and extension activi-
 23 ties of United States land-grant universities, international
 24 agricultural research centers, and national agricultural re-
 25 search and extension centers in sub-Saharan Africa.

1 (b) *ADDITIONAL REQUIREMENTS.*—Such plan shall
2 *seek to ensure that—*

3 (1) *research and extension activities will respond*
4 *to the needs of small-scale farmers while developing*
5 *the potential and skills of researchers, extension*
6 *agents, farmers, and agribusiness persons in sub-Sa-*
7 *haran Africa;*

8 (2) *sustainable agricultural methods of farming*
9 *will be considered together with new technologies in*
10 *increasing agricultural productivity in sub-Saharan*
11 *Africa; and*

12 (3) *research and extension efforts will focus on*
13 *sustainable agricultural practices and will be adapted*
14 *to widely varying climates within sub-Saharan Afri-*
15 *ca.*

16 ***TITLE II—WORLDWIDE FOOD AS-***
17 ***SISTANCE AND AGRICUL-***
18 ***TURAL PROGRAMS***

19 ***Subtitle A—Nonemergency Food***
20 ***Assistance Programs***

21 ***SEC. 201. NONEMERGENCY FOOD ASSISTANCE PROGRAMS.***

22 (a) *IN GENERAL.*—In providing nonemergency assist-
23 *ance under title II of the Agricultural Trade Development*
24 *and Assistance Act of 1954 (7 U.S.C. 1721 et seq.), the Ad-*

1 *ministrator of the United States Agency for International*
2 *Development shall ensure that—*

3 *(1) in planning, decisionmaking, and implemen-*
4 *tation in providing such assistance, the Adminis-*
5 *trator takes into consideration local input and par-*
6 *ticipation directly and through United States and in-*
7 *igenous private and voluntary organizations;*

8 *(2) each of the nonemergency activities described*
9 *in paragraphs (2) through (6) of section 201 of such*
10 *Act (7 U.S.C. 1721), including programs that provide*
11 *assistance to people of any age group who are other-*
12 *wise unable to meet their basic food needs (including*
13 *feeding programs for the disabled, orphaned, elderly,*
14 *sick and dying), are carried out; and*

15 *(3) greater flexibility is provided for program*
16 *and evaluation plans so that such assistance may be*
17 *developed to meet local needs, as provided for in sec-*
18 *tion 202(f) of such Act (7 U.S.C. 1722(f)).*

19 *(b) OTHER REQUIREMENTS.—In providing assistance*
20 *under the Agriculture Trade Development and Assistance*
21 *Act of 1954, the Secretary of Agriculture and the Adminis-*
22 *trator of United States Agency for International Develop-*
23 *ment shall ensure that commodities are provided in a man-*
24 *ner that is consistent with sections 403 (a) and (b) of such*
25 *Act (7 U.S.C. 1733 (a) and (b)).*

1 ***Subtitle B—Bill Emerson***
 2 ***Humanitarian Trust Act of 1998***

3 **SEC. 211. SHORT TITLE.**

4 *This subtitle may be cited as the “Bill Emerson Hu-*
 5 *manitarian Trust Act of 1998”.*

6 **SEC. 212. BILL EMERSON HUMANITARIAN TRUST ACT.**

7 *(a) IN GENERAL.—Section 302 of the Agricultural Act*
 8 *of 1980 (7 U.S.C. 1736f–1) is amended—*

9 *(1) in subsection (b)—*

10 *(A) in the subsection heading, by inserting*
 11 *“OR FUNDS” after “COMMODITIES”;*

12 *(B) in paragraph (1)—*

13 *(i) in subparagraph (B), by striking*
 14 *“and” at the end;*

15 *(ii) in subparagraph (C), by striking*
 16 *the period at the end and inserting “; and”;*
 17 *and*

18 *(iii) by adding at the end the follow-*
 19 *ing:*

20 *“(D) funds made available under para-*
 21 *graph (2)(B) which shall be used solely to replen-*
 22 *ish commodities in the trust.”; and*

23 *(C) in paragraph (2) by striking subpara-*
 24 *graph (B) and inserting the following:*

1 “(B) *FUNDS.*—Any funds used to acquire
 2 eligible commodities through purchases from pro-
 3 ducers or in the market to replenish the trust
 4 shall be derived—

5 “(i) with respect to fiscal years 2000
 6 through 2002 from funds made available to
 7 carry out the Agricultural Trade Develop-
 8 ment and Assistance Act of 1954 (7 U.S.C.
 9 1691 et seq.) that are used to repay or reim-
 10 burse the Commodity Credit Corporation
 11 for the release of eligible commodities under
 12 subsections (c)(2) and (f)(2), except that, of
 13 such funds, not more than \$20,000,000 may
 14 be expended for this purpose in each of the
 15 fiscal years 2000 through 2002; and

16 “(ii) from funds authorized for that
 17 use by an appropriations Act.”;

18 (2) in subsection (c)(2)—

19 (A) by striking “ASSISTANCE.—Notwith-
 20 standing” and inserting the following: “ASSIST-
 21 ANCE.—

22 “(A) *IN GENERAL.*—Notwithstanding”; and

23 (B) by adding at the end the following:

24 “(B) *LIMITATION.*—The Secretary may re-
 25 lease eligible commodities under subparagraph

1 (A) *only to the extent such release is consistent*
 2 *with maintaining the long-term value of the*
 3 *trust.”;*

4 (3) *in subsection (d)—*

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

7 (B) *in paragraph (2), by striking the period*
 8 *at the end and inserting “; and”; and*

9 (C) *by adding at the end the following:*

10 “(3) *subject to the need for release of commodities*
 11 *from the trust under subsection (c)(1), for the man-*
 12 *agement of the trust to preserve the value of the trust*
 13 *through acquisitions under subsection (b)(2).”; and*

14 (4) *in subsection (f)—*

15 (A) *in paragraph (2), by inserting “OF THE*
 16 *TRUST” after “REIMBURSEMENT” in the heading;*
 17 *and*

18 (B) *in paragraph (2)(A), by inserting “and*
 19 *the funds shall be available to replenish the trust*
 20 *under subsection (b)” before the end period.*

21 (b) *CONFORMING AMENDMENTS.—*

22 (1) *Title III of the Agricultural Act of 1980 (7*
 23 *U.S.C. 1736f–1 et seq.) is amended by striking the*
 24 *title heading and inserting the following:*

1 **“TITLE III—BILL EMERSON**
 2 **HUMANITARIAN TRUST”.**

3 (2) *Section 301 of the Agricultural Act of 1980*
 4 (7 U.S.C. 1736f–1 note) *is amended to read as fol-*
 5 *lows:*

6 **“SEC. 301. SHORT TITLE.**

7 *“This title may be cited as the ‘Bill Emerson Humani-*
 8 *tarian Trust Act’.”.*

9 (3) *Section 302 of the Agricultural Act of 1980*
 10 (7 U.S.C. 1736f–1) *is amended—*

11 (A) *in the section heading, by striking “RE-*
 12 *SERVE” and inserting “TRUST”;*

13 (B) *by striking “reserve” each place it ap-*
 14 *pears (other than in subparagraphs (A) and (B)*
 15 *of subsection (b)(1)) and inserting “trust”;*

16 (C) *in subsection (b)—*

17 (i) *in the subsection heading, by strik-*
 18 *ing “RESERVE” and inserting “TRUST”;*

19 (ii) *in paragraph (1)(B), by striking*
 20 *“reserve,” and inserting “trust,”; and*

21 (iii) *in the paragraph heading of para-*
 22 *graph (2), by striking “RESERVE” and in-*
 23 *serting “TRUST”; and*

1 (D) in the subsection heading of subsection
 2 (e), by striking “RESERVE” and inserting
 3 “TRUST”.

4 (4) Section 208(d)(2) of the Agricultural Trade
 5 Suspension Adjustment Act of 1980 (7 U.S.C.
 6 4001(d)(2)) is amended by striking “Food Security
 7 Commodity Reserve Act of 1996” and inserting “Bill
 8 Emerson Humanitarian Trust Act (7 U.S.C. 1736f–
 9 1 et seq.)”.

10 (5) Section 901b(b)(3) of the Merchant Marine
 11 Act, 1936 (46 U.S.C. App. 1241f(b)(3)), is amended
 12 by striking “Food Security Wheat Reserve Act of 1980
 13 (7 U.S.C. 1736f–1)” and inserting “Bill Emerson
 14 Humanitarian Trust Act (7 U.S.C. 1736f–1 et seq.)”.

15 **TITLE III—MISCELLANEOUS** 16 **PROVISIONS**

17 **SEC. 301. REPORT.**

18 Not later than 6 months after the date of enactment
 19 of this Act, the Administrator of the United States Agency
 20 for International Development, in consultation with the
 21 heads of other appropriate agencies, shall prepare and sub-
 22 mit to Congress a report on how the Agency plans to imple-
 23 ment sections 101, 102, 103, 105, and 201 of this Act, the
 24 steps that have been taken toward such implementation,
 25 and an estimate of all amounts expended or to be expended

- 1 *on related activities during the current and previous 4 fis-*
- 2 *cal years.*

Attest:

Secretary.

105TH CONGRESS
2D SESSION

H. R. 4283

AMENDMENT