

110TH CONGRESS
2D SESSION

S. 3251

To amend the Federal Crop Insurance Act and the Trade Act of 1974 to authorize advance payments under the supplemental revenue assistance program.

IN THE SENATE OF THE UNITED STATES

JULY 10 (legislative day, JULY 9), 2008

Mr. THUNE (for himself and Mr. GRASSLEY) introduced the following bill; which was read twice and referred to the Committee on Agriculture, Nutrition, and Forestry

A BILL

To amend the Federal Crop Insurance Act and the Trade Act of 1974 to authorize advance payments under the supplemental revenue assistance program.

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. ADVANCE PAYMENTS FOR SUPPLEMENTAL**
4 **REVENUE ASSISTANCE PROGRAM.**

5 (a) FEDERAL CROP INSURANCE ACT.—Section
6 531(b)(2) of the Federal Crop Insurance Act (7 U.S.C.
7 1531(b)(2)) is amended by adding at the end the fol-
8 lowing:

1 “(C) ADVANCE PAYMENTS.—In carrying
2 out this subsection, the Secretary may, not later
3 than December 31 of the calendar year in
4 which a disaster occurs, make an advance pay-
5 ment in an amount of not less than 50 percent
6 of the payment to be made to the eligible pro-
7 ducers on a farm under subparagraph (A),
8 using projected revenue losses as determined by
9 the Secretary.”.

10 (b) TRADE ACT OF 1974.—Section 901(b)(2) of the
11 Trade Act of 1974 (16 U.S.C. 2497(b)(2)) is amended by
12 adding at the end the following:

13 “(C) ADVANCE PAYMENTS.—In carrying
14 out this subsection, the Secretary may, not later
15 than December 31 of the calendar year in
16 which a disaster occurs, make an advance pay-
17 ment in an amount of not less than 50 percent
18 of the payment to be made to the eligible pro-
19 ducers on a farm under subparagraph (A),
20 using projected revenue losses as determined by
21 the Secretary.”.

22 (c) REGULATIONS.—

23 (1) IN GENERAL.—Not later than November
24 15, 2008, the Secretary of Agriculture shall promul-
25 gate such regulations as are necessary to implement

1 subtitle B of the Federal Crop Insurance Act (7
2 U.S.C. 1531) and title IX of the Trade Act of 1974
3 (19 U.S.C. 2497 et seq.), including amendments
4 made by this Act.

5 (2) PROCEDURE.—The promulgation of the reg-
6 ulations and administration of subtitle B of the Fed-
7 eral Crop Insurance Act (7 U.S.C. 1531) and title
8 IX of the Trade Act of 1974 (19 U.S.C. 2497 et
9 seq.), including amendments made by this Act, shall
10 be made without regard to—

11 (A) the notice and comment provisions of
12 section 553 of title 5, United States Code;

13 (B) the Statement of Policy of the Sec-
14 retary of Agriculture effective July 24, 1971
15 (36 Fed. Reg. 13804), relating to notices of
16 proposed rulemaking and public participation in
17 rulemaking; and

18 (C) chapter 35 of title 44, United States
19 Code (commonly known as the “Paperwork Re-
20 duction Act”).

21 (3) CONGRESSIONAL REVIEW OF AGENCY RULE-
22 MAKING.—In carrying out this subsection, the Sec-
23 retary shall use the authority provided under section
24 808 of title 5, United States Code.

○