

110TH CONGRESS
1ST SESSION

S. 828

To amend the Food Security Act of 1985 to require the Secretary of Agriculture to make cost-share payments for on-farm energy production under the environmental quality incentives program.

IN THE SENATE OF THE UNITED STATES

MARCH 8, 2007

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

A BILL

To amend the Food Security Act of 1985 to require the Secretary of Agriculture to make cost-share payments for on-farm energy production under the environmental quality incentives 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. SHORT TITLE.**

4 This Act may be cited as the “On-farm Energy Pro-
5 duction Act of 2007”.

6 **SEC. 2. ENVIRONMENTAL QUALITY INCENTIVES PROGRAM.**

7 (a) PURPOSES.—Section 1240 of the Food Security
8 Act of 1985 (16 U.S.C. 3839aa) is amended—

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

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

5 (3) by adding at the end the following:

6 “(6) assisting producers in accordance with sec-
7 tion 1240J in producing on-farm energy.”.

8 (b) **LIMITATION ON PAYMENTS.**—Section 1240G of
9 the Food Security Act of 1985 (16 U.S.C. 3839aa–7) is
10 amended by inserting “(or \$50,000 in the case of a con-
11 tract entered into under section 1240J)” after “under this
12 chapter”.

13 (c) **ON-FARM ENERGY PRODUCTION.**—Chapter 4 of
14 subtitle D of title XII of the Food Security Act of 1985
15 (16 U.S.C. 3839aa et seq.) is amended by adding at the
16 end the following:

17 **“SEC. 1240J. ON-FARM ENERGY PRODUCTION.**

18 “(a) **IN GENERAL.**—In carrying out the program
19 under this chapter, the Secretary shall promote on-farm
20 energy production by providing cost-share payments to
21 producers that produce energy on the farms of the pro-
22 ducers, including—

23 “(1) solar energy;

24 “(2) wind energy; and

1 “(3) renewable fuel (as that term is defined in
2 section 211(o) of the Clean Air Act (42 U.S.C.
3 7545(o)).

4 “(b) ELIGIBILITY.—In determining whether to pro-
5 vide cost-share payments to producers under this section,
6 the Secretary shall consider—

7 “(1) the amount of on-farm energy produced by
8 the producers as compared to the amount of assist-
9 ance provided to the producers;

10 “(2) whether the producers are actively engaged
11 in farming; and

12 “(3) the degree to which the on-farm energy
13 produced by the producers assists the producers in
14 attaining energy self-sufficiency.”.

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