

Calendar No. **231**114TH CONGRESS  
1ST SESSION**H. R. 2051**


---

 IN THE SENATE OF THE UNITED STATES

JUNE 10, 2015

Received; read twice and referred to the Committee on Agriculture, Nutrition,  
and Forestry

SEPTEMBER 17, 2015

Reported by Mr. ROBERTS, with an amendment

[Strike out all after the enacting clause and insert the part printed in italic]

---

**AN ACT**

To amend the Agricultural Marketing Act of 1946 to extend the livestock mandatory price reporting requirements, 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 .**

4 This Act may be cited as the “Mandatory Price Re-  
5 porting Act of 2015”.

1 **SEC. 2. EXTENSION OF LIVESTOCK MANDATORY REPORT-**  
2 **ING.**

3 (a) **EXTENSION OF AUTHORITY.**—Section 260 of the  
4 Agricultural Marketing Act of 1946 (7 U.S.C. 1636i) is  
5 amended by striking “September 30, 2015” and inserting  
6 “September 30, 2020”.

7 (b) **EMERGENCY AUTHORITY.**—Section 212(12)(C)  
8 of the Agricultural Marketing Act of 1946 (7 U.S.C.  
9 1635a(12)(C)) is amended by inserting “, including any  
10 day on which any Department employee is on shutdown  
11 or emergency furlough as a result of a lapse in appropria-  
12 tions” after “conduct business”.

13 (c) **CONFORMING AMENDMENT.**—Section 942 of the  
14 Livestock Mandatory Reporting Act of 1999 (7 U.S.C.  
15 1635 note; Public Law 106–78) is amended by striking  
16 “September 30, 2015” and inserting “September 30,  
17 2020”.

18 **SEC. 3. SWINE REPORTING.**

19 (a) **DEFINITIONS.**—Section 231 of the Agricultural  
20 Marketing Act of 1946 (7 U.S.C. 1635i) is amended—

21 (1) by redesignating paragraphs (9) through  
22 (22) as paragraphs (10) through (23), respectively;

23 (2) by inserting after paragraph (8) the fol-  
24 lowing new paragraph:

25 “(9) **NEGOTIATED FORMULA PURCHASE.**—The  
26 term ‘negotiated formula purchase’ means a pur-

1       chase of swine by a packer from a producer under  
2       which—

3               “(A) the pricing mechanism is a formula  
4       price for which the formula is determined by  
5       negotiation on a lot-by-lot basis; and

6               “(B) the swine are scheduled for delivery  
7       to the packer not later than 14 days after the  
8       date on which the formula is negotiated and  
9       swine are committed to the packer.”;

10              (3) in paragraph (12)(A) (as so redesignated),  
11       by inserting “negotiated formula purchase,” after  
12       “pork market formula purchase,”; and

13              (4) in paragraph (23) (as so redesignated)—

14                      (A) in subparagraph (C), by striking  
15       “and” at the end;

16                      (B) by redesignating subparagraph (D) as  
17       subparagraph (E); and

18                      (C) by inserting after subparagraph (C)  
19       the following new subparagraph:

20                              “(D) a negotiated formula purchase; and”.

21       (b) DAILY REPORTING.—Section 232(e) of the Agri-  
22       cultural Marketing Act of 1946 (7 U.S.C. 1635j(e)) is  
23       amended—

24                      (1) in paragraph (1)(D), by striking clause (ii)  
25       and inserting the following new clause:

1           “(ii) PRICE DISTRIBUTIONS.—The in-  
2           formation published by the Secretary  
3           under clause (i) shall include—

4                   “(I) a distribution of net prices  
5                   in the range between and including  
6                   the lowest net price and the highest  
7                   net price reported;

8                   “(II) a delineation of the number  
9                   of barrows and gilts at each reported  
10                  price level or, at the option of the Sec-  
11                  retary, the number of barrows and  
12                  gilts within each of a series of reason-  
13                  able price bands within the range of  
14                  prices; and

15                  “(III) the total number and  
16                  weighted average price of barrows and  
17                  gilts purchased through negotiated  
18                  purchases and negotiated formula  
19                  purchases.”; and

20           (2) in paragraph (3), by adding at the end the  
21           following new subparagraph:

22                   “(C) LATE IN THE DAY REPORT INFORMA-  
23                   TION.—The Secretary shall include in the  
24                   morning report and the afternoon report for the  
25                   following day any information required to be re-

1           ported under subparagraph (A) that is obtained  
2           after the time of the reporting day specified in  
3           such subparagraph.”.

4 **SEC. 4. LAMB REPORTING.**

5           Not later than 180 days after the date of the enact-  
6           ment of this Act, the Secretary of Agriculture shall revise  
7           section 59.300 of title 7, Code of Federal Regulations, so  
8           that—

9           (1) the definition of the term “importer”—

10                   (A) includes only those importers that im-  
11                   ported an average of 1,000 metric tons of lamb  
12                   meat products per year during the immediately  
13                   preceding 4 calendar years; and

14                   (B) may include any person that does not  
15                   meet the requirement referred to in subpara-  
16                   graph (A), if the Secretary determines that the  
17                   person should be considered an importer based  
18                   on their volume of lamb imports; and

19           (2) the definition of the term “packer”—

20                   (A) applies to any entity with 50 percent  
21                   or more ownership in a facility;

22                   (B) includes a federally inspected lamb  
23                   processing plant which slaughtered or processed  
24                   the equivalent of an average of 35,000 head of

1 lambs per year during the immediately pre-  
2 eeding 5 calendar years; and

3 (C) may include any other lamb processing  
4 plant that did not meet the requirement re-  
5 ferred to in subparagraph (B), if the Secretary  
6 determines that the processing plant should be  
7 considered a packer after considering its capac-  
8 ity.

9 **SEC. 5. STUDY ON LIVESTOCK MANDATORY REPORTING.**

10 (a) IN GENERAL.—The Secretary of Agriculture, act-  
11 ing through the Agricultural Marketing Service in con-  
12 junction with the Office of the Chief Economist and in  
13 consultation with cattle, swine, and lamb producers, pack-  
14 ers, and other market participants, shall conduct a study  
15 on the program of information regarding the marketing  
16 of cattle, swine, lambs, and products of such livestock  
17 under subtitle B of the Agricultural Marketing Act of  
18 1946 (7 U.S.C. 1635 et seq.). Such study shall—

19 (1) analyze current marketing practices in the  
20 cattle, swine, and lamb markets;

21 (2) identify legislative or regulatory rec-  
22 ommendations made by cattle, swine, and lamb pro-  
23 ducers, packers, and other market participants to  
24 ensure that information provided under such pro-  
25 gram—

1           (A) can be readily understood by pro-  
2           ducers, packers, and other market participants;

3           (B) reflects current marketing practices;  
4           and

5           (C) is relevant and useful to producers,  
6           packers, and other market participants;

7           (3) analyze the price and supply information re-  
8           porting services of the Department of Agriculture re-  
9           lated to cattle, swine, and lamb; and

10          (4) address any other issues that the Secretary  
11          considers appropriate.

12          (b) REPORT.—Not later than January 1, 2020, the  
13          Secretary of Agriculture shall submit to the Committee on  
14          Agriculture of the House of Representatives and the Com-  
15          mittee on Agriculture, Nutrition, and Forestry of the

1 Senate a report containing the findings of the study con-  
 2 ducted under subsection (a).

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

4 (a) *SHORT TITLE.*—This Act may be cited as the “Ag-  
 5 riculture Reauthorizations Act of 2015”.

6 (b) *TABLE OF CONTENTS.*—The table of contents for  
 7 this Act is as follows:

*Sec. 1. Short title; table of contents.*

*TITLE I—MANDATORY PRICE REPORTING*

*Sec. 101. Extension of livestock mandatory reporting.*

*Sec. 102. Swine reporting.*

*Sec. 103. Lamb reporting.*

*Sec. 104. Study on livestock mandatory reporting.*

*TITLE II—NATIONAL FOREST FOUNDATION ACT REAUTHORIZATION*

*Sec. 201. National Forest Foundation Act reauthorization.*

*TITLE III—UNITED STATES GRAIN STANDARDS ACT  
 REAUTHORIZATION*

*Sec. 301. Reauthorization of United States Grain Standards Act.*

*Sec. 302. Report on disruption in Federal inspection of grain exports.*

*Sec. 303. Report on policy barriers to grain producers.*

8 **TITLE I—MANDATORY PRICE**  
 9 **REPORTING**

10 **SEC. 101. EXTENSION OF LIVESTOCK MANDATORY REPORT-**  
 11 **ING.**

12 (a) *EXTENSION OF AUTHORITY.*—Section 260 of the  
 13 *Agricultural Marketing Act of 1946 (7 U.S.C. 1636i)* is  
 14 *amended by striking “September 30, 2015” and inserting*  
 15 *“September 30, 2020”.*

16 (b) *CONFORMING AMENDMENT.*—Section 942 of the  
 17 *Livestock Mandatory Reporting Act of 1999 (7 U.S.C. 1635*

1 *note; Public Law 106–78) is amended by striking “Sep-*  
2 *tember 30, 2015” and inserting “September 30, 2020”.*

3 **SEC. 102. SWINE REPORTING.**

4 *(a) DEFINITIONS.—Section 231 of the Agricultural*  
5 *Marketing Act of 1946 (7 U.S.C. 1635i) is amended—*

6 *(1) by redesignating paragraphs (9) through (22)*  
7 *as paragraphs (10) through (23), respectively;*

8 *(2) by inserting after paragraph (8) the fol-*  
9 *lowing:*

10 *“(9) NEGOTIATED FORMULA PURCHASE.—The*  
11 *term ‘negotiated formula purchase’ means a swine or*  
12 *pork market formula purchase under which—*

13 *“(A) the formula is determined by negotia-*  
14 *tion on a lot-by-lot basis; and*

15 *“(B) the swine are scheduled for delivery to*  
16 *the packer not later than 14 days after the date*  
17 *on which the formula is negotiated and swine*  
18 *are committed to the packer.”;*

19 *(3) in paragraph (12)(A) (as so redesignated),*  
20 *by inserting “negotiated formula purchase,” after*  
21 *“pork market formula purchase,”; and*

22 *(4) in paragraph (23) (as so redesignated)—*

23 *(A) in subparagraph (C), by striking “and”*  
24 *at the end;*

1                   (B) by redesignating subparagraph (D) as  
2                   subparagraph (E); and

3                   (C) by inserting after subparagraph (C) the  
4                   following:

5                   “(D) a negotiated formula purchase; and”.

6                   (b) *DAILY REPORTING*.—Section 232(c) of the Agricul-  
7                   tural Marketing Act of 1946 (7 U.S.C. 1635j(c)) is amend-  
8                   ed—

9                   (1) in paragraph (1)(D), by striking clause (ii)  
10                  and inserting the following:

11                   “(ii) *PRICE DISTRIBUTIONS*.—The in-  
12                   formation published by the Secretary under  
13                   clause (i) shall include—

14                   “(I) a distribution of net prices in  
15                   the range between and including the  
16                   lowest net price and the highest net  
17                   price reported;

18                   “(II) a delineation of the number  
19                   of barrows and gilts at each reported  
20                   price level or, at the option of the Sec-  
21                   retary, the number of barrows and gilts  
22                   within each of a series of reasonable  
23                   price bands within the range of prices;  
24                   and

1                   “(III) the total number and  
2                   weighted average price of barrows and  
3                   gilts purchased through negotiated pur-  
4                   chases and negotiated formula pur-  
5                   chases.”; and

6                   (2) in paragraph (3), by adding at the end the  
7                   following:

8                   “(C) LATE IN THE DAY REPORT INFORMA-  
9                   TION.—The Secretary shall include in the morn-  
10                  ing report and the afternoon report for the fol-  
11                  lowing day any information required to be re-  
12                  ported under subparagraph (A) that is obtained  
13                  after the time of the reporting day specified in  
14                  that subparagraph.”.

15 **SEC. 103. LAMB REPORTING.**

16                  Not later than 180 days after the date of enactment  
17                  of this Act, the Secretary of Agriculture shall revise section  
18                  59.300 of title 7, Code of Federal Regulations, so that—

19                  (1) the definition of the term “importer”—

20                         (A) includes only those importers that im-  
21                         ported an average of 1,000 metric tons of lamb  
22                         meat products per year during the immediately  
23                         preceding 4 calendar years; and

24                         (B) may include any person that does not  
25                         meet the requirement referred to in subpara-

1 *graph (A), if the Secretary determines that the*  
2 *person should be considered an importer based*  
3 *on their volume of lamb imports; and*

4 *(2) the definition of the term “packer”—*

5 *(A) applies to any entity with 50 percent or*  
6 *more ownership in a facility;*

7 *(B) includes a federally inspected lamb*  
8 *processing plant which slaughtered or processed*  
9 *the equivalent of an average of 35,000 head of*  
10 *lambs per year during the immediately pre-*  
11 *ceding 5 calendar years; and*

12 *(C) may include any other lamb processing*  
13 *plant that does not meet the requirement referred*  
14 *to in subparagraph (B), if the Secretary deter-*  
15 *mines that the processing plant should be consid-*  
16 *ered a packer after considering the capacity of*  
17 *the processing plant.*

18 **SEC. 104. STUDY ON LIVESTOCK MANDATORY REPORTING.**

19 *(a) STUDY REQUIRED.—*

20 *(1) IN GENERAL.—The Secretary of Agriculture,*  
21 *acting through the Agricultural Marketing Service in*  
22 *conjunction with the Office of the Chief Economist*  
23 *and in consultation with cattle, swine, and lamb pro-*  
24 *ducers, packers, and other market participants, shall*  
25 *conduct a study on the program of information re-*

1 *garding the marketing of cattle, swine, lambs, and*  
2 *products of such livestock under subtitle B of the Ag-*  
3 *ricultural Marketing Act of 1946 (7 U.S.C. 1635 et*  
4 *seq.).*

5 (2) *REQUIREMENTS.—The study shall—*

6 (A) *analyze current marketing practices in*  
7 *the cattle, swine, and lamb markets;*

8 (B) *identify legislative or regulatory rec-*  
9 *ommendations made by cattle, swine, and lamb*  
10 *producers, packers, and other market partici-*  
11 *pants to ensure that information provided under*  
12 *the program—*

13 (i) *can be readily understood by pro-*  
14 *ducers, packers, and other market partici-*  
15 *pants;*

16 (ii) *reflects current marketing prac-*  
17 *tices; and*

18 (iii) *is relevant and useful to pro-*  
19 *ducers, packers, and other market partici-*  
20 *pants;*

21 (C) *analyze the price and supply informa-*  
22 *tion reporting services of the Department of Ag-*  
23 *riculture related to cattle, swine, and lamb; and*

24 (D) *address any other issues that the Sec-*  
25 *retary considers appropriate.*



1           (1) *AGENT.*—Section 404 of the National Forest  
2           *Foundation Act (16 U.S.C. 583j-2) is amended—*

3                   (A) *in subsection (a)(4), by inserting “no-*  
4                   *tice or” after “authorized to accept”; and*

5                   (B) *in subsection (b), by striking “under*  
6                   *this paragraph” and inserting “by subsection*  
7                   *(a)(4)”.*

8           (2) *ANNUAL REPORT.*—Section 407(b) of the Na-  
9           *tional Forest Foundation Act (16 U.S.C. 583j-5(b)) is*  
10           *amended by striking the comma after “The Founda-*  
11           *tion shall”.*

12   **TITLE        III—UNITED        STATES**  
13        **GRAIN STANDARDS ACT RE-**  
14        **AUTHORIZATION**

15   **SEC. 301. REAUTHORIZATION OF UNITED STATES GRAIN**  
16        **STANDARDS ACT.**

17        (a) *OFFICIAL INSPECTION AND WEIGHING REQUIRE-*  
18        *MENTS.*—

19           (1) *DISCRETIONARY WAIVER AUTHORITY.*—Sec-  
20           *tion 5(a)(1) of the United States Grain Standards*  
21           *Act (7 U.S.C. 77(a)(1)) is amended in the first pro-*  
22           *viso by striking “may waive the foregoing require-*  
23           *ment in emergency or other circumstances which*  
24           *would not impair the objectives of this Act” and in-*  
25           *serting “shall waive the foregoing requirement in*

1 *emergency or other circumstances that would not im-*  
2 *pair the objectives of this Act whenever the parties to*  
3 *a contract for such shipment mutually agree to the*  
4 *waiver and documentation of such agreement is pro-*  
5 *vided to the Secretary prior to shipment”.*

6 (2) *WEIGHING REQUIREMENTS AT EXPORT ELE-*  
7 *VATORS.—Section 5(a)(2) of the United States Grain*  
8 *Standards Act (7 U.S.C. 77(a)(2)) is amended in the*  
9 *proviso by striking “intracompany shipments of*  
10 *grain into an export elevator by any mode of trans-*  
11 *portation, grain transferred into an export elevator*  
12 *by transportation modes other than barge,” and in-*  
13 *serting “shipments of grain into an export elevator by*  
14 *any mode of transportation”.*

15 (3) *DISRUPTION IN GRAIN INSPECTION OR*  
16 *WEIGHING.—Section 5 of the United States Grain*  
17 *Standards Act (7 U.S.C. 77) is amended by adding*  
18 *at the end the following:*

19 *“(d) DISRUPTION IN GRAIN INSPECTION OR WEIGH-*  
20 *ING.—In the case of a disruption in official grain inspec-*  
21 *tions or weighings, including if the Secretary waives the*  
22 *requirement for official inspection due to an emergency*  
23 *under subsection (a)(1), the Secretary shall—*

1           “(1) *immediately take such actions as are nec-*  
2           *essary to address the disruption and resume inspec-*  
3           *tions or weighings;*

4           “(2) *not later than 24 hours after the start of the*  
5           *disruption in inspection or weighing, submit to the*  
6           *Committee on Agriculture of the House of Representa-*  
7           *tives and the Committee on Agriculture, Nutrition,*  
8           *and Forestry of the Senate a report that describes—*

9                     “(A) *the disruption; and*

10                    “(B) *any actions necessary to address the*  
11                    *concerns of the Secretary relating to the disrup-*  
12                    *tion so that inspections or weighings may re-*  
13                    *sume; and*

14           “(3) *once the initial report in paragraph (2) has*  
15           *been made, provide daily updates until official in-*  
16           *spection or weighing services at the site of disruption*  
17           *have resumed.”.*

18           (b) *OFFICIAL INSPECTION AUTHORITY AND FUND-*  
19           *ING.—*

20                    (1) *DELEGATION OF OFFICIAL INSPECTION AU-*  
21                    *THORITY.—Section 7(e)(2) of the United States Grain*  
22                    *Standards Act (7 U.S.C. 79(e)(2)) is amended—*

23                             (A) *by striking “(2) If the Secretary” and*  
24                             *inserting the following:*

1           “(2) *DELEGATION OF AUTHORITY TO STATE*  
2           *AGENCIES.*—

3           “(A) *IN GENERAL.*—*If the Secretary*”;

4           “(B) *in the first sentence*—

5                 *(i) by striking “and (A)” and insert-*  
6                 *ing “and (i)”;*

7                 *(ii) by striking “or (B)(i)” and insert-*  
8                 *ing “or (ii)(I)”;*

9                 *(iii) by striking “(i)” and inserting*  
10                *“(II)”;* *and*

11                *(iv) by striking “(iii)” and inserting*  
12                *“(III)”;* *and*

13           “(C) *by adding at the end the following:*

14           “(B) *CERTIFICATION.*—

15                 *“(i) IN GENERAL.*—*Every 5 years, the*  
16                 *Secretary shall certify that each State agen-*  
17                 *cy with a delegation of authority is meeting*  
18                 *the criteria described in subsection*  
19                 *(f)(1)(A).*

20                 *“(ii) PROCESS.*—*Not later than 1 year*  
21                 *after the date of enactment of the Agri-*  
22                 *culture Reauthorizations Act of 2015, the*  
23                 *Secretary shall establish a process for cer-*  
24                 *tification under which the Secretary shall—*

1           “(I) publish in the Federal Reg-  
2           ister notice of intent to certify a State  
3           agency and provide a 30-day period  
4           for public comment;

5           “(II) evaluate the public com-  
6           ments received and, in accordance with  
7           paragraph (3), conduct an investiga-  
8           tion to determine whether the State  
9           agency is qualified;

10          “(III) make findings based on the  
11          public comments received and inves-  
12          tigation conducted; and

13          “(IV) publish in the Federal Reg-  
14          ister a notice announcing whether the  
15          certification has been granted and de-  
16          scribing the basis on which the Sec-  
17          retary made the decision.

18          “(C) STATE AGENCY REQUIREMENTS.—

19                 “(i) IN GENERAL.—If a State agency  
20                 that has been delegated authority under this  
21                 paragraph intends to temporarily dis-  
22                 continue official inspection or weighing  
23                 services for any reason, except in the case of  
24                 a major disaster, the State agency shall no-  
25                 tify the Secretary in writing of the inten-

1            *tion of the State agency to do so at least 72*  
2            *hours in advance of the discontinuation*  
3            *date.*

4            “(i) *SECRETARIAL CONSIDERATION.—*  
5            *The Secretary shall consider receipt of a no-*  
6            *tice described in clause (i) as a factor in*  
7            *administering the delegation of authority*  
8            *under this paragraph.”.*

9            (2) *CONSULTATION.—Section 7(f)(1) of the*  
10          *United States Grain Standards Act (7 U.S.C.*  
11          *79(f)(1)) is amended—*

12            (A) *in subparagraph (A)(xi), by striking*  
13            *“and” at the end;*

14            (B) *in subparagraph (B), by striking the*  
15            *period at the end and inserting “; and”; and*

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

17            “(C) *the Secretary—*

18            *“(i) periodically conducts a consulta-*  
19            *tion with the customers of the applicant, in*  
20            *a manner that provides opportunity for*  
21            *protection of the identity of the customer if*  
22            *desired by the customer, to review the per-*  
23            *formance of the applicant with regard to the*  
24            *provision of official inspection services and*  
25            *other requirements of this Act; and*

1                   “(ii) works with the applicant to ad-  
2                   dress any concerns identified during the  
3                   consultation process.”.

4                   (3) *GEOGRAPHIC BOUNDARIES FOR OFFICIAL*  
5                   *AGENCIES.*—

6                   (A) *OFFICIAL INSPECTION AUTHORITY.*—  
7                   Section 7(f)(2) of the United States Grain  
8                   Standards Act (7 U.S.C. 79(f)(2)) is amended by  
9                   striking “the Secretary may” and all that fol-  
10                  lows through the end of the paragraph and in-  
11                  serting the following: “the Secretary shall allow  
12                  a designated official agency to cross boundary  
13                  lines to carry out inspections in another geo-  
14                  graphic area if—

15                  “(A) the current designated official agency  
16                  for that geographic area is unable to provide in-  
17                  spection services in a timely manner;

18                  “(B) a person requesting inspection services  
19                  in that geographic area requests a probe inspec-  
20                  tion on a barge-lot basis; or

21                  “(C) the current official agency for that geo-  
22                  graphic area agrees in writing with the adjacent  
23                  official agency to waive the current geographic  
24                  area restriction at the request of the applicant  
25                  for service.”.

1           (B) *WEIGHING AUTHORITY.*—Section  
2           7A(i)(2) of the United States Grain Standards  
3           Act (7 U.S.C. 79a(i)(2)) is amended by striking  
4           “the Secretary may” and all that follows through  
5           the end of the paragraph and inserting the fol-  
6           lowing: “the Secretary shall allow a designated  
7           official agency to cross boundary lines to carry  
8           out weighing in another geographic area if—

9           “(A) the current designated official agency  
10          for that geographic area is unable to provide  
11          weighing services in a timely manner; or

12          “(B) the current official agency for that geo-  
13          graphic area agrees in writing with the adjacent  
14          official agency to waive the current geographic  
15          area restriction at the request of the applicant  
16          for service.”.

17          (4) *DURATION OF DESIGNATION AUTHORITY.*—  
18          Section 7(g)(1) of the United States Grain Standards  
19          Act (7 U.S.C. 79(g)(1)) is amended by striking “tri-  
20          ennially” and inserting “every 5 years”.

21          (5) *FEEES.*—Section 7(j) of the United States  
22          Grain Standards Act (7 U.S.C. 79(j)(1)) is amend-  
23          ed—

24                  (A) by striking “(j)(1) The Secretary” and  
25                  inserting the following:

1 “(j) FEES.—

2 “(1) INSPECTION FEES.—

3 “(A) IN GENERAL.—*The Secretary*”;

4 (B) in paragraph (1)—

5 (i) the second sentence, by striking

6 “The fees” and inserting the following:

7 “(B) AMOUNT OF FEES.—*The fees*”;

8 (ii) in the third sentence, by striking

9 “Such fees” and inserting the following:

10 “(C) USE OF FEES.—*Fees described in this*

11 *paragraph*”; and

12 (iii) by adding at the end the fol-

13 *lowing*:

14 “(D) EXPORT TONNAGE FEES.—*For an offi-*

15 *cial inspection at an export facility performed*

16 *by the Secretary, the portion of the fees based on*

17 *export tonnage shall be based on the rolling 5-*

18 *year average of export tonnage volumes.*”;

19 (C) by redesignating paragraph (4) as

20 *paragraph (5)*;

21 (D) by inserting after paragraph (3) the fol-

22 *lowing*:

23 “(4) ADJUSTMENT OF FEES.—*In order to main-*

24 *tain an operating reserve of not less than 3 and not*

25 *more than 6 months, the Secretary shall adjust the*

1       *fees described in paragraphs (1) and (2) not less fre-*  
 2       *quently than annually.”; and*

3               *(E) in paragraph (5) (as redesignated by*  
 4               *subparagraph (C)), in the first sentence, by*  
 5               *striking “2015” and inserting “2020”.*

6       *(c) WEIGHING AUTHORITY.—Section 7A of the United*  
 7       *States Grain Standards Act (7 U.S.C. 79a) is amended—*

8               *(1) in subsection (c)(2), in the last sentence, by*  
 9               *striking “subsection (g) of section 7” and inserting*  
 10              *“subsections (e) and (g) of section 7”; and*

11              *(2) in subsection (l)—*

12                      *(A) by striking “(l)(1) The Secretary” and*  
 13                      *inserting the following:*

14              *“(l) FEES.—*

15                      *“(1) WEIGHING FEES.—*

16                              *“(A) IN GENERAL.—The Secretary”;*

17                              *(B) in paragraph (1)—*

18                                      *(i) the second sentence, by striking*  
 19                                      *“The fees” and inserting the following:*

20    *“(B) AMOUNT OF FEES.—The fees”;*

21    *(ii) in the third sentence, by striking*  
 22    *“Such fees” and inserting the following:*

23    *“(C) USE OF FEES.—Fees described in this*  
 24    *paragraph”; and*

1                   (iii) by adding at the end the fol-  
2                   lowing:

3                   “(D) *EXPORT TONNAGE FEES.*—For an offi-  
4                   cial weighing at an export facility performed by  
5                   the Secretary, the portion of the fees based on ex-  
6                   port tonnage shall be based on the rolling 5-year  
7                   average of export tonnage volumes.”;

8                   (C) by redesignating paragraph (3) as  
9                   paragraph (4);

10                  (D) by inserting after paragraph (2) the fol-  
11                  lowing:

12                  “(3) *ADJUSTMENT OF FEES.*—In order to main-  
13                  tain an operating reserve of not less than 3 and not  
14                  more than 6 months, the Secretary shall adjust the  
15                  fees described in paragraphs (1) and (2) not less fre-  
16                  quently than annually.”; and

17                  (E) in paragraph (4) (as redesignated by  
18                  subparagraph (C)), in the first sentence, by  
19                  striking “2015” and inserting “2020”.

20                  (d) *LIMITATION AND ADMINISTRATIVE AND SUPER-*  
21                  *VISORY COSTS.*—Section 7D of the United States Grain  
22                  Standards Act (7 U.S.C. 79d) is amended by striking  
23                  “2015” and inserting “2020”.

24                  (e) *ISSUANCE OF AUTHORIZATION.*—Section 8(b) of  
25                  the United States Grain Standards Act (7 U.S.C. 84(b))

1 *is amended by striking “triennially” and inserting “every*  
2 *5 years”.*

3 (f) *APPROPRIATIONS.—Section 19 of the United States*  
4 *Grain Standards Act (7 U.S.C. 87h) is amended by striking*  
5 *“2015” and inserting “2020”.*

6 (g) *ADVISORY COMMITTEE.—Section 21(e) of the*  
7 *United States Grain Standards Act (7 U.S.C. 87j(e)) is*  
8 *amended by striking “2015” and inserting “2020”.*

9 **SEC. 302. REPORT ON DISRUPTION IN FEDERAL INSPEC-**  
10 **TION OF GRAIN EXPORTS.**

11 *Not later than 180 days after the date of enactment*  
12 *of this Act, the Secretary of Agriculture shall submit to the*  
13 *Committee on Agriculture, Nutrition, and Forestry of the*  
14 *Senate, the Committee on Agriculture of the House of Rep-*  
15 *resentatives, the Subcommittee on Agriculture, Rural Devel-*  
16 *opment, Food and Drug Administration, and Related Agen-*  
17 *cies of the Committee on Appropriations of the Senate, and*  
18 *the Subcommittee on Agriculture, Rural Development, Food*  
19 *and Drug Administration, and Related Agencies of the*  
20 *Committee on Appropriations of the House of Representa-*  
21 *tives a report that describes—*

22 (1) *the specific factors that led to disruption in*  
23 *Federal inspection of grain exports at the Port of*  
24 *Vancouver in the summer of 2014;*



1       *grain, including an analysis of possible inconsis-*  
2       *encies with trade obligations; and*

3               *(2) any actions the Executive Branch is taking*  
4       *to remedy the policy barriers so as to put United*  
5       *States grain producers on equal footing with grain*  
6       *producers in countries imposing the barriers.*



Calendar No. 231

114<sup>TH</sup> CONGRESS  
1<sup>ST</sup> Session

**H. R. 2051**

---

---

**AN ACT**

To amend the Agricultural Marketing Act of 1946 to extend the livestock mandatory price reporting requirements, and for other purposes.

---

---

SEPTEMBER 17, 2015

Reported with an amendment