

AMENDMENTS ADOPTED TO THE  
AGRICULTURE APPROPRIATIONS BILL  
FOR FY 2014

Full Committee Markup  
House Appropriations Committee  
Thursday, June 13, 2013

#1

Lowey  
adopted voice  
vote

**AMENDMENT OFFERED BY REP. LOWEY TO THE AGRICULTURE AND RURAL  
DEVELOPMENT APPROPRIATIONS BILL**

At the appropriate place in the report, insert the following:

*“Artificial Pancreas.* — The Committee applauds the FDA for its final guidance for artificial pancreas device systems, released in November 2012, which provides clear and reasonable guidance for research and premarket review of such systems, which could transform the lives of those living with type 1 diabetes. The Committee urges the FDA to ensure that the flexible, science-based approach reflected in its guidance is implemented consistently in the IDE and PMA review process to ensure that safety and effectiveness of innovative systems can be tested without delay and improved devices can become available to those with type 1 diabetes in the near future.

*Compounding of Sterile Injectable Prescription Drugs.*—The Committee urges the Food and Drug Administration to use its existing authority to closely inspect and supervise large-scale compounding and repackaging of sterile injectable drugs and biological products, especially those administered into areas where there is tempered immunity.

*Food Additive Petition.*—The Committee understands that a Food Additive Petition has been submitted to the agency regarding the fortification of corn masa flour with folic acid to prevent neural tube defects such as spina bifida. The Committee encourages the agency to consider this petition expeditiously and, if further data or information is needed from the petitioners, to request it in a timely fashion to ensure that the petition is not unduly delayed.

*Pediatric Device Consortia Program.*—The Committee is pleased with the success of the Pediatric Device Consortia Grant Program, authorized under Section 305 of Public Law 110-85. The program funds consortia to assist innovators in developing medical and surgical devices designed for the unique needs of children, needs that often go unmet by devices currently available on the market. The consortia funded by this program have assisted in the development of over 219 pediatric device ideas since its inception. The Committee urges the FDA’s continued support of this important program.”

# 2

Wolf  
Adopted voice  
Vote

**AMENDMENT TO AGRICULTURE AND RURAL  
DEVELOPMENT APPROPRIATIONS BILL  
OFFERED BY MR. WOLF OF VIRGINIA**

At the appropriate place in the bill, insert the following new section:

1       SEC. \_\_\_\_\_. (a)(1) Of the funds made available in title  
2 I under the item "Agricultural Programs-Production,  
3 Processing and Marketing-Office of the Secretary",  
4 \$1,000,000 shall be available to conduct an assessment  
5 of the existing (as of the date of the enactment of this  
6 Act) and prospective scope of domestic hunger and food  
7 insecurity in accordance with this section.

8       (2) The Secretary of Agriculture shall select, through  
9 a competitive process, and enter into an agreement with  
10 an independent, private-sector entity that is an organiza-  
11 tion described in section 501(c)(3) of the Internal Revenue  
12 Code of 1986 and exempt from tax under section 501(a)  
13 of such Code, that has recognized credentials and exper-  
14 tise in domestic hunger affairs to—

15               (A) conduct the assessment required under sub-  
16 section (a); and

1 (B) provide technical expertise to the National  
2 Commission on Hunger established under subsection  
3 (b).

4 (3) Not later than 180 days after the date of the en-  
5 actment of this Act, the entity selected in accordance with  
6 paragraph (2) shall submit to the President and Congress  
7 and make publicly available a report containing the assess-  
8 ment required under this subsection and any policy rec-  
9 ommendations that such entity considers appropriate.

10 (b)(1) There is established a commission to be known  
11 as the “National Commission on Hunger” (in this section  
12 referred to as the “Commission”).

13 (2) The Commission shall—

14 (A) provide policy recommendations to Congress  
15 and the Secretary to more effectively use existing (as  
16 of the date of the enactment of this Act) programs  
17 and funds of the Department of Agriculture to com-  
18 bat domestic hunger and food insecurity; and

19 (B) develop innovative recommendations to en-  
20 courage public-private partnerships, faith-based sec-  
21 tor engagement, and community initiatives to reduce  
22 the need for government nutrition assistance pro-  
23 grams, while protecting the safety net for the most  
24 vulnerable members of society.

1       (3) The Commission shall be composed of 10 mem-  
2 bers, of whom—

3           (A) 3 members shall be appointed by the  
4 Speaker of the House of Representatives;

5           (B) 2 members shall be appointed by the minor-  
6 ity leader of the House of Representatives;

7           (C) 3 members shall be appointed by the major-  
8 ity leader of the Senate; and

9           (D) 2 members shall be appointed by the mi-  
10 nority leader of the Senate.



#5

adopted  
voice vote

**AMENDMENT TO AGRICULTURE AND RURAL  
DEVELOPMENT APPROPRIATIONS BILL  
OFFERED BY MR. CULBERSON OF TEXAS**

Insert at the appropriate place the following:

- 1        SEC. \_\_\_\_ . None of the funds made available by this
- 2 Act may be used to eliminate or reduce funding for a pro-
- 3 gram, project or activity as proposed in the President's
- 4 budget request for a fiscal year until such proposed change
- 5 is subsequently enacted in an appropriation Act, or unless
- 6 such change is made pursuant to the reprogramming or
- 7 transfer provisions of this Act.



Kaptur #1

adopted voice  
vote

#6

**AMENDMENT TO AGRICULTURE AND RURAL  
DEVELOPMENT APPROPRIATIONS BILL  
OFFERED BY MS. KAPTUR OF OHIO**

In the Committee Report, on page 23, strike the 2nd  
sentence under the heading "Program Levels".



Womack

adopted  
29-17

#7

**AMENDMENT TO AGRICULTURE AND RURAL  
DEVELOPMENT APPROPRIATIONS BILL  
OFFERED BY MR. WOMACK OF ARKANSAS**

At the end of the bill (before the spending reduction account), insert the following:

1       SEC. \_\_\_\_\_. None of the funds made available by this  
2 or any other Act may be used to write, prepare, or publish  
3 a final rule or an interim final rule in furtherance of, or  
4 otherwise to implement, "Implementation of Regulations  
5 Required Under Title XI, of the Food, Conservation and  
6 Energy Act of 2008; Conduct in Violation of the Act" (75  
7 Fed. Reg. 35338 (June 22, 2010)) unless the combined  
8 annual cost to the economy of such rules does not exceed  
9 \$100,000,000: *Provided*, That none of the funds made  
10 available by this or any other Act may be used to publish  
11 a final or interim final rule in furtherance of, or to other-  
12 wise implement, proposed sections 201.2(l), 201.2(t),  
13 201.2(u), 201.3(e), 201.210, 201.211, 201.213, or  
14 201.214 of "Implementation of Regulations Required  
15 Under Title XI of the Food, Conservation and Energy Act  
16 of 2008; Conduct in Violation of the Act" (75 Fed. Reg.  
17 35338 (June 22, 2010)).





#8

adopted  
Vote Vote

**Kingston Amendment #1**

**Amendment to Agriculture and Rural Development Appropriations Bill**

*Insert on page 26 of the Report*

*Reducing Foodborne Illnesses.*— The Committee notes that the current poultry slaughter inspection system has been in place since 1957. On January 27, 2012, USDA proposed a science-based rule that would begin to replace this outdated approach, and replace it with one that is based on pathogen reduction and control. USDA inspectors would monitor establishment process controls in removing diseased birds, ensure compliance with Hazard Analysis Critical Control Point plans and Sanitation Standard Operating Procedures, conduct ante mortem inspection, and collect samples for pathogen testing. On-line inspectors will still conduct carcass-by-carcass inspection to ensure that diseased carcasses are condemned by establishment workers according to regulatory requirements. The Committee believes that implementation of this system, that has been tested over ten years, will lead to a reduction of pathogens in poultry and a corresponding reduction in foodborne illnesses, hospitalizations, and deaths. The Committee urges the Department to finalize this rule.

SIMPSON

adopted  
voice vote

# 11

**AMENDMENT TO AGRICULTURE AND RURAL  
DEVELOPMENT APPROPRIATIONS BILL  
OFFERED BY MR. SIMPSON OF IDAHO**

At the appropriate place, insert the following new section:

1       SEC. \_\_\_\_\_. None of the funds made available by  
2 this Act may be used to exclude or restrict the eligibility  
3 of any variety of fresh, whole, or cut vegetables, except  
4 for vegetables with added sugars, fats, or oils, from being  
5 provided as supplemental foods under the special supple-  
6 mental nutrition program for women, infants, and children  
7 under section 17 of the Child Nutrition Act of 1966 (42  
8 U.S.C. 1786).



Kingston Amendment # 7

adopted by  
division 23-20

#12

**AMENDMENT TO AGRICULTURE AND RURAL  
DEVELOPMENT APPROPRIATIONS BILL  
OFFERED BY MR. KINGSTON OF GEORGIA**

At the end of the bill (before the short title), insert  
the following:

1       SEC. \_\_\_\_\_. (a) None of the funds made available  
2 by this Act may be used to pay more than 75 percent of  
3 the salary of any senior Department of Agriculture official  
4 during the period beginning on July 1, 2014, and ending  
5 on September 30, 2014, unless as of July 1, 2014, the  
6 percentage of improper payments for the school lunch pro-  
7 gram under the Richard B. Russell National School Lunch  
8 Act (42 U.S.C. 1751 et seq.) and the school breakfast pro-  
9 gram under section 4 of the Child Nutrition Act of 1966  
10 (42 U.S.C. 1773) has been reduced by at least 25 percent.

11       (b) For purposes of this section, the term "senior De-  
12 partment of Agriculture official" means the Secretary of  
13 Agriculture, the Deputy Secretary of Agriculture, and any  
14 Under Secretary, Assistant Secretary or Administrator of  
15 the Department of Agriculture, Food and Nutrition Serv-  
16 ice.



#14

adopted  
27-21

**AMENDMENT TO AGRICULTURE AND RURAL  
DEVELOPMENT APPROPRIATIONS BILL  
OFFERED BY MR. CULBERSON OF TEXAS**

Page 74, after line 13, insert the following:

1        SEC. 739A. No State is eligible to receive any of the  
2 funds provided by this Act unless it is in full compliance  
3 with section 6(~~f~~) of the Food and Nutrition Act of 2008  
4 (7 U.S.C. 2015(~~f~~)). Further, none of the funds provided  
5 by this Act may be used to promote WIC or SNAP bene-  
6 fits to individuals who are ineligible to receive benefits  
7 pursuant to section 6(~~f~~) of the Food and Nutrition Act  
8 of 2008 (7 U.S.C. 2015(~~f~~)).

☒

Lee

Adopted  
voice vote

#15

**AMENDMENT TO AGRICULTURE AND RURAL  
DEVELOPMENT APPROPRIATIONS BILL  
OFFERED BY MS. LEE OF CALIFORNIA**

At the end of the bill (before the spending reduction account), insert the following:

- 1        SEC. \_\_\_\_ . It is the sense of Congress that Congress
- 2        should not pass any legislation which authorizes spending
- 3        cuts that would increase hunger in the United States.



#16

Fortenberry

adopted  
voice vote

**AMENDMENT TO AGRICULTURE AND RURAL  
DEVELOPMENT APPROPRIATIONS BILL  
OFFERED BY MR. FORTENBERRY OF NEBRASKA**

At the end of the bill (before the spending reduction account), insert the following:

- 1        SEC. 7 \_\_\_\_ . None of the funds made available by this
- 2 Act may be used to reclassify, for purposes of title V of
- 3 the Housing Act of 1949 and as a result of data received
- 4 from or after the 2010 decennial census, any area classi-
- 5 fied as "rural" or a "rural area" as of June 1, 2013.



Yoder

#17

adopted  
31-17

**AMENDMENT TO AGRICULTURE AND RURAL  
DEVELOPMENT APPROPRIATIONS BILL  
OFFERED BY MR. YODER OF KANSAS**

At the end of the bill (before the short title), insert  
the following:

1        SEC. \_\_\_\_\_. None of the funds made available by this  
2 Act may be used to promulgate rules, regulations, orders,  
3 interpretive guidance, or general statements of policy re-  
4 garding the extraterritorial application of the swaps provi-  
5 sions of the Commodity Exchange Act (7 U.S.C. 1) pursu-  
6 ant to section 722(d) of the Dodd-Frank Wall Street Re-  
7 form and Consumer Protection Act (12 U.S.C. 5301) un-  
8 less the rules, regulations, orders, interpretive guidance,  
9 or general statements of policy are subject to the notice  
10 and comment procedures of section 553 of title 5, United  
11 States Code, and are promulgated jointly by the Securities  
12 and Exchange Commission and the Commodity Futures  
13 Trading Commission.



#20

Moran  
adopted  
voice vote

**AMENDMENT TO AGRICULTURE AND RURAL  
DEVELOPMENT APPROPRIATIONS BILL  
OFFERED BY MR. MORAN OF VIRGINIA AND MR.  
YOUNG OF FLORIDA**

After the last general provision, insert the following  
new section:

- 1       SEC. \_\_\_\_\_. None of the funds made available in this  
2 Act may be used to pay the salaries or expenses of per-  
3 sonnel to—
- 4           (1) inspect horses under section 3 of the Fed-  
5 eral Meat Inspection Act (21 U.S.C. 603);
- 6           (2) inspect horses under section 903 of the  
7 Federal Agriculture Improvement and Reform Act of  
8 1996 (7 U.S.C. 1901 note; Public Law 104-127); or
- 9           (3) implement or enforce section 352.19 of title  
10       9, Code of Federal Regulations.

