

1 Purpose: To modify an amendment relating to the wetland conservation program.

2
3

4 S. _____

5 To provide for the reform and continuation of agricultural and
6 other programs of the Department of Agriculture through fiscal
7 year 2023, and for other purposes.

8 Referred to the Committee on _____ and ordered to be
9 printed

10 Ordered to lie on the table and to be printed

11 AMENDMENTS INTENDED TO BE PROPOSED BY _____ to the
12 amendment (No. 03) proposed by Mr. HOEVEN

13 Viz:

14 Beginning on page 1 of the amendment, strike line 9 and all that follows through page 2, line 2
15 and insert the following:

16 “(2) DUTY OF THE SECRETARY.—No person shall become ineligible under paragraph (1) if
17 the Secretary determines that an exemption under section 1222(b) applies to that person.”.

18 On page 2 of the amendment, strike lines 4 through 9 and insert the following:

19 (a) Identification of Minimal Effect Exemptions.—Section 1222(d) of the Food Security Act
20 of 1985 (16 U.S.C. 3822(d)) is amended—

21 (1) in the first sentence, by striking “For purposes” and inserting the following:

22 “(1) IN GENERAL.—For purposes”; and

23 (2) in paragraph (1) (as so designated)—

24 (A) in the first sentence, by inserting “not later than 1 year after the date of
25 enactment of the Agriculture Improvement Act of 2018, in accordance with paragraph
26 (2),” before “the Secretary”; and

27 (B) in the second sentence, by striking “The Secretary” and inserting the following:

28 “(2) REQUIREMENTS.—The Secretary shall carry out paragraph (1)—

29 “(A) in compliance with applicable Federal environmental laws, including the
30 National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.);

31 “(B) in accordance with subsections (d) and (e) of section 12.31 of title 7, Code of
32 Federal Regulations (as in effect on the date of enactment of the Agriculture
33 Improvement Act of 2018); and

34 “(C) in consultation with—

1 “(i) State technical committees established under section 1261(a);

2 “(ii) State wildlife and water resource agencies;

3 “(iii) the Director of the United States Fish and Wildlife Service; and

4 “(iv) State Committees of the Farm Service Agency

5 (v) agricultural commodity organizations.

6 “(3) TRAINING OF EMPLOYEES.—The Secretary”.

7 On page 2 of the amendment, strike lines 10 through 22 and insert the following:

8 (b) Mitigation Banking.—Section 1222(k)(1) of the Food Security Act of 1985 (16 U.S.C.

9 3822(k)(1)) is amended by striking subparagraph (B) and inserting the following:

10 “(B) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated

11 to the Secretary to carry out this paragraph \$5,000,000 for each of fiscal years 2019

12 through 2023.”.