

118TH CONGRESS
2D SESSION

H. R. 10045

To direct the Secretary of Agriculture to make emergency assistance payments to agricultural producers to mitigate high input costs and low commodity prices during crop year 2024.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 25, 2024

Mr. KELLY of Mississippi (for himself, Mr. BISHOP of Georgia, Ms. LETLOW, Mr. ALLEN, Mr. GUEST, Mr. ROGERS of Alabama, Mr. MOORE of Alabama, Mr. AUSTIN SCOTT of Georgia, Mr. BACON, Mr. CRAWFORD, Mr. CARL, Mr. ROSE, Mr. VICENTE GONZALEZ of Texas, Mr. MURPHY, Mr. ELLZEY, Mr. NEHLS, Mr. STRONG, Mr. FINSTAD, Mr. ROUZER, Mr. ADERHOLT, Mr. FLEISCHMANN, Mrs. FISCHBACH, Mr. EZELL, Mr. BALDERSON, Mr. TONY GONZALES of Texas, Mr. CUELLAR, Mr. MCCAUL, Ms. DE LA CRUZ, Mr. HIGGINS of Louisiana, Mr. COLLINS, Mr. FALLON, Mr. SESSIONS, Mr. JACKSON of Texas, Mr. KUSTOFF, Mr. FEENSTRA, Mr. CARTER of Texas, Mr. LUCAS, Mr. PFLUGER, Mr. PALMER, Mr. CISCOMANI, Mr. CARTER of Georgia, Mr. BABIN, Mr. BAIRD, Mr. WEBER of Texas, Mr. GOODEN of Texas, Ms. GREENE of Georgia, Mr. VEASEY, Mr. MORAN, and Mr. RULLI) introduced the following bill; which was referred to the Committee on Agriculture, and in addition to the Committee on the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To direct the Secretary of Agriculture to make emergency assistance payments to agricultural producers to mitigate high input costs and low commodity prices during crop year 2024.

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 “Farmer Assistance and
5 Revenue Mitigation Act of 2024”.

6 **SEC. 2. EMERGENCY ASSISTANCE PAYMENTS TO CERTAIN**
7 **AGRICULTURAL PRODUCERS.**

8 (a) ECONOMIC ASSISTANCE PAYMENTS.—

9 (1) IN GENERAL.—With respect to the 2024
10 crop year, if the Secretary determines that the ex-
11 pected gross return per acre for an eligible com-
12 modity determined under paragraph (2) is less than
13 the expected cost of production per acre for such eli-
14 gible commodity determined under paragraph (3),
15 the Secretary shall, not later than 90 days after the
16 date of the enactment of this section, make 1-time
17 economic assistance payments to each producer of
18 such commodity during such crop year.

19 (2) EXPECTED GROSS RETURN PER ACRE.—
20 The expected gross return per acre for an eligible
21 commodity shall be—

22 (A) in the case of corn, soybeans, wheat,
23 cotton, rice, sorghum, oats, and barley, equal to
24 the product obtained by multiplying—

1 (i) the projected average farm price
2 for the 2024–2025 marketing year in the
3 most recent World Agricultural Supply and
4 Demand Estimates published by the World
5 Agricultural Outlook Board; by

6 (ii) the national average harvested
7 yield per acre for the applicable eligible
8 commodity for the most recent 10 years, as
9 determined by the Secretary; and

10 (B) in the case of each eligible commodity
11 not specified in subparagraph (A), a com-
12 parable estimate of gross returns, as deter-
13 mined by the Secretary.

14 (3) EXPECTED COST OF PRODUCTION PER
15 ACRE.—The expected cost of production per acre for
16 an eligible commodity shall be—

17 (A) in the case of corn, soybeans, wheat,
18 cotton, rice, sorghum, oats, and barley, the
19 total costs listed for the 2024 crop year with re-
20 spect to such commodity in the most recent
21 data product “Cost-of-production forecasts for
22 major U.S. field crops” published by the Eco-
23 nomic Research Service of the Department of
24 Agriculture; and

1 (B) in the case of each eligible commodity
2 not specified in subparagraph (A), a com-
3 parable estimate of total production costs, as
4 determined by the Secretary.

5 (4) PAYMENT AMOUNT.—

6 (A) IN GENERAL.—The amount of an eco-
7 nomic assistance payment to a producer for an
8 eligible commodity under paragraph (1) shall be
9 equal to 60 percent of the amount equal to—

10 (i) the economic loss for the eligible
11 commodity; multiplied by

12 (ii) the eligible acres of such eligible
13 commodity on the farm.

14 (B) ECONOMIC LOSS.—For purposes of
15 paragraph (1), the economic loss for an eligible
16 commodity shall be equal to—

17 (i) the expected cost of production per
18 acre for the eligible commodity, as deter-
19 mined under paragraph (3); minus

20 (ii) the expected gross return per acre
21 for the eligible commodity, as determined
22 under paragraph (2).

23 (C) ELIGIBLE ACRES.—For purposes of
24 paragraph (1), the eligible acres of an eligible
25 commodity on a farm shall be equal to—

1 (i) the acreage planted on the farm to
2 the eligible commodity for harvest, grazing,
3 haying, silage, or other similar purposes
4 for the 2024 crop year; plus

5 (ii) the amount equal to 50 percent of
6 the acreage on the farm that were pre-
7 vented from planting during the 2024 crop
8 year to such eligible commodity because of
9 drought, flood, or other natural disaster, or
10 other condition beyond the control of the
11 producers on the farm, as determined by
12 the Secretary.

13 (b) ADMINISTRATION.—

14 (1) IN GENERAL.—Except as provided in para-
15 graph (2), sections 1001, 1001A, 1001B, 1001C,
16 and 1001D of the Food Security Act of 1985 (7
17 U.S.C. 1308; 1308–1; 1308–2; 1308–3; 1308–3a)
18 shall apply with respect to assistance provided under
19 this section.

20 (2) EXCEPTION.—The total amount of pay-
21 ments received directly or indirectly by a person or
22 legal entity (except a joint venture or general part-
23 nership) under this section may not exceed—

24 (A) \$175,000, if less than 75 percent of
25 the average gross income of the person or legal

1 entity for the 2020, 2021, and 2022 tax years
2 is derived from farming, ranching, or
3 silviculture activities; and

4 (B) \$350,000, if equal to or greater than
5 75 percent of the average gross income of the
6 person or legal entity for the 2020, 2021, and
7 2022 tax years is derived from farming, ranch-
8 ing, or silviculture activities.

9 (c) FUNDING.—

10 (1) IN GENERAL.—The Secretary shall use the
11 funds, facilities, and authorities of the Commodity
12 Credit Corporation in carrying out this section.

13 (2) EMERGENCY DESIGNATION.—Each amount
14 provided by this Act is designated by the Congress
15 as being for an emergency requirement pursuant to
16 section 251(b)(2)(A)(i) of the Balanced Budget and
17 Emergency Deficit Control Act of 1985.

18 (3) BUDGETARY EFFECTS.—

19 (A) STATUTORY PAYGO SCORECARDS.—
20 The budgetary effects of this Act shall not be
21 entered on either PAYGO scorecard maintained
22 pursuant to section 4(d) of the Statutory Pay-
23 As-You-Go Act of 2010 (2 U.S.C. 933(d)).

24 (B) SENATE PAYGO SCORECARDS.—The
25 budgetary effects of this Act shall not be en-

1 tered on any PAYGO scorecard maintained for
2 purposes of section 4106 of H. Con. Res. 71
3 (115th Congress).

4 (d) DEFINITIONS.—In this section:

5 (1) AGRICULTURAL ACT OF 2014 TERMS.—The
6 terms “covered commodity”, “extra long staple cot-
7 ton”, “producer”, and “seed cotton” have the mean-
8 ings given the terms, respectively, in section 1111 of
9 the Agricultural Act of 2014 (7 U.S.C. 9011).

10 (2) COTTON.—The term “cotton” includes
11 extra long staple cotton and seed cotton.

12 (3) DEFINITIONS OF LEGAL ENTITY AND PER-
13 SON.—The terms “legal entity” and “person” have
14 the meaning given those terms in section 1001(a) of
15 the Food Security Act of 1985 (7 U.S.C. 1308(a)).

16 (4) ELIGIBLE COMMODITY.—The term “eligible
17 commodity” means a covered commodity and cotton.

18 (5) RICE.—The term “rice” includes medium
19 grain and long grain rice.

20 (6) SECRETARY.—The term “Secretary” means
21 the Secretary of Agriculture.

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