

118TH CONGRESS
2D SESSION

H. R. 8055

To amend the Federal Crop Insurance Act to establish a minimum rate of reimbursement for administrative and operating expenses with respect to crop insurance contracts covering specialty crops and to restore the annual inflation adjustment with respect to the general reimbursement rate for administrative and operating expenses.

IN THE HOUSE OF REPRESENTATIVES

APRIL 17, 2024

Mr. AUSTIN SCOTT of Georgia (for himself, Mr. MANN, and Mr. PANETTA) introduced the following bill; which was referred to the Committee on Agriculture

A BILL

To amend the Federal Crop Insurance Act to establish a minimum rate of reimbursement for administrative and operating expenses with respect to crop insurance contracts covering specialty crops and to restore the annual inflation adjustment with respect to the general reimbursement rate for administrative and operating expenses.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Ensuring Access to
3 Risk Management Act of 2024”.

4 **SEC. 2. REIMBURSEMENT FOR ADMINISTRATIVE AND OP-**
5 **ERATING EXPENSES WITH RESPECT TO SPE-**
6 **CIALTY CROPS CONTRACTS.**

7 Section 508(k) of the Federal Crop Insurance Act (7
8 U.S.C. 1508(k)) is amended by adding at the end of the
9 following:

10 “(10) SPECIALTY CROPS.—

11 “(A) MINIMUM REIMBURSEMENT.—Begin-
12 ning with the 2022 reinsurance year and for
13 each reinsurance year thereafter, the rate of re-
14 imbursement to approved insurance providers
15 and agents for administrative and operating ex-
16 penses with respect to crop insurance contracts
17 covering agricultural commodities described in
18 section 101 of title I of the Specialty Crops
19 Competitiveness Act of 2004 (7 U.S.C. 1621
20 note) shall be equal to or greater than the per-
21 cent that is the greater of the following:

22 “(i) 17 percent of the premium used
23 to define loss ratio.

24 “(ii) The percent of the premium used
25 to define loss ratio that is otherwise appli-
26 cable for the reinsurance year under the

1 terms of the Standard Reinsurance Agree-
2 ment in effect for the reinsurance year.

3 “(B) OTHER CONTRACTS.—In carrying out
4 subparagraph (A), the Corporation shall not re-
5 duce, with respect to any reinsurance year, the
6 amount or the rate of reimbursement to ap-
7 proved insurance providers and agents under
8 the Standard Reinsurance Agreement described
9 in clause (ii) of such subparagraph for adminis-
10 trative and operating expenses with respect to
11 contracts covering agricultural commodities
12 that are not subject to such subparagraph as
13 compared to what the amount or the rate of
14 such reimbursement would be had this para-
15 graph not been enacted.

16 “(C) ADMINISTRATION.—The requirements
17 of this paragraph and the adjustments made
18 pursuant to this paragraph shall not be consid-
19 ered a renegotiation under paragraph (8)(A).

20 “(11) ADJUSTMENT.—

21 “(A) IN GENERAL.—Beginning with the
22 2024 reinsurance year and for each reinsurance
23 year thereafter, the Corporation shall increase
24 the total administrative and operating expense
25 reimbursements otherwise required under the

1 Standard Reinsurance Agreement described in
2 paragraph (10)(A)(ii) in order to account for
3 inflation in a manner that is consistent with the
4 increases provided with respect to the 2011
5 through 2015 reinsurance years under the en-
6 closure, included in the Risk Management
7 Agency’s Bulletin, MGR–10–007, dated June
8 30, 2010.

9 “(B) ADMINISTRATION.—The increase de-
10 scribed in subparagraph (A) shall—

11 “(i) apply with respect to all contracts
12 covering agricultural commodities that
13 were subject to an increase during the pe-
14 riod of the 2011 through 2015 reinsurance
15 years under the enclosure described in
16 such subparagraph;

17 “(ii) not be considered a renegotiation
18 under paragraph (8); and

19 “(iii) from one reinsurance year to an
20 immediately following reinsurance year,
21 not exceed the applicable annual percent-
22 age increase in the Consumer Price Index
23 for All Urban Consumers.”.

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