

118TH CONGRESS
1ST SESSION

S. 2134

To amend the Federal Crop Insurance Act to require research and development regarding a policy to insure wine grapes against losses due to smoke exposure, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JUNE 22, 2023

Mr. PADILLA (for himself, Mrs. MURRAY, Mrs. FEINSTEIN, and Mr. WYDEN) introduced the following bill; which was read twice and referred to the Committee on Agriculture, Nutrition, and Forestry

A BILL

To amend the Federal Crop Insurance Act to require research and development regarding a policy to insure wine grapes against losses due to smoke exposure, 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 “Smoke Exposure Crop
5 Insurance Act of 2023”.

1 **SEC. 2. POLICY TO INSURE WINE GRAPES AGAINST LOSSES**
2 **DUE TO SMOKE EXPOSURE.**

3 Section 522(c) of the Federal Crop Insurance Act (7
4 U.S.C. 1522(c)) is amended by adding at the end the fol-
5 lowing:

6 “(20) WINE GRAPES.—

7 “(A) IN GENERAL.—Not later than 1 year
8 after the date of enactment of this paragraph,
9 the Corporation shall carry out research and
10 development, or offer to enter into 1 or more
11 contracts with 1 or more qualified persons to
12 carry out research and development, regarding
13 a policy to insure wine grapes (including wine
14 grapes produced in the States of California, Or-
15 egon, and Washington) against losses due to
16 wildfire smoke exposure.

17 “(B) AVAILABILITY OF POLICY.—Notwith-
18 standing the second sentence of section
19 508(a)(1), and section 508(a)(2), not later than
20 18 months after the date of enactment of this
21 paragraph, the Corporation shall make available
22 a policy described in subparagraph (A) if the
23 requirements of section 508(h) are met with re-
24 spect to that policy.

25 “(C) REPORT.—Not later than 2 years
26 after the date of enactment of this paragraph,

1 the Corporation shall submit to the Committees
2 on Appropriations and Agriculture of the House
3 of Representatives and the Committees on Ap-
4 propriations and Agriculture, Nutrition, and
5 Forestry of the Senate a report that includes—

6 “(i) the results of the research carried
7 out under subparagraph (A);

8 “(ii) a description of the policy made
9 available under subparagraph (B); and

10 “(iii) an evaluation of the feasibility of
11 a policy that allows producers to claim an
12 indemnity through post-harvest, post-
13 vinification testing, if such testing dem-
14 onstrates smoke damage that was not de-
15 tectable prior to harvest.”.

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