

AMENDMENT TO H.R. 1402, AS REPORTED
OFFERED BY MR. COMBEST OF TEXAS

Page 4, after line 2, insert the following new subsection:

1 (c) IMPLEMENTATION OF REQUIREMENT.—

2 (1) EXPEDITED IMPLEMENTATION.—The Sec-
3 retary of Agriculture shall comply with subsection
4 (a) as soon as practicable after the date of the en-
5 actment of this Act. The requirement to use the Op-
6 tion 1A described in such subsection shall not be
7 subject to—

8 (A) the notice and hearing requirements of
9 section 8c(3) of the Agricultural Adjustment
10 Act (7 U.S.C. 608c(3)), reenacted with amend-
11 ments by the Agricultural Marketing Agreement
12 Act of 1937, or the notice and comment provi-
13 sions of section 553 of title 5, United States
14 Code;

15 (B) a referendum conducted by the Sec-
16 retary of Agriculture pursuant to subsections
17 (17) or (19) of such section 8c;

18 (C) the Statement of Policy of the Sec-
19 retary of Agriculture effective July 24, 1971
20 (36 Fed. Reg. 13804), relating to notices of

1 proposed rulemaking and public participation in
2 rulemaking; and

3 (D) chapter 35 of title 44, United States
4 Code (commonly known as the “Paperwork Re-
5 duction Act”).

6 (2) EFFECT ON MINIMUM MILK PRICES.—If the
7 Secretary of Agriculture announces minimum prices
8 for milk under Federal milk marketing orders pursu-
9 ant to section 1000.50 of title 7, Code of Federal
10 Regulations, before the date on which the Secretary
11 first complies with subsection (a), the minimum
12 prices so announced before that date shall be the
13 only applicable minimum prices under Federal milk
14 marketing orders for the months for which the
15 prices have been announced.

Page 6, line 17, insert before “Pending” the follow-
ing:

16 (1) MODIFICATION OF ALLOWANCE.—

Page 6, after line 24, insert the following new para-
graphs:

17 (2) EXPEDITED IMPLEMENTATION.—The Sec-
18 retary of Agriculture shall implement the modified
19 formula as soon as practicable after the date of the

1 enactment of this Act. Implementation and use of
2 the modified formula shall not be subject to—

3 (A) the notice and hearing requirements of
4 section 8c(3) of the Agricultural Adjustment
5 Act (7 U.S.C. 608c(3)), reenacted with amend-
6 ments by the Agricultural Marketing Agreement
7 Act of 1937, or the notice and comment provi-
8 sions of section 553 of title 5, United States
9 Code;

10 (B) a referendum conducted by the Sec-
11 retary of Agriculture pursuant to subsections
12 (17) or (19) of such section 8c;

13 (C) the Statement of Policy of the Sec-
14 retary of Agriculture effective July 24, 1971
15 (36 Fed. Reg. 13804), relating to notices of
16 proposed rulemaking and public participation in
17 rulemaking; and

18 (D) chapter 35 of title 44, United States
19 Code (commonly known as the “Paperwork Re-
20 duction Act”).

21 (3) EFFECT ON MINIMUM MILK PRICES.—If the
22 Secretary of Agriculture announces minimum prices
23 for milk under Federal milk marketing orders pursu-
24 ant to section 1000.50 of title 7, Code of Federal
25 Regulations, before the date on which the Secretary

1 first implements the modified formula, the minimum
2 prices so announced before that date shall be the
3 only applicable minimum prices under Federal milk
4 marketing orders for the months for which the
5 prices have been announced.

Page 7, strike lines 10 through 13, and insert the
following:

6 (c) ELIMINATION OF RECOURSE LOAN PROGRAM FOR
7 PROCESSORS.—Section 142 of the Agricultural Market
8 Transition Act (7 U.S.C. 7252) is repealed.

