

110TH CONGRESS
2D SESSION

S. 3435

To allow certain participants in the conservation reserve program to participate in the critical feed use program of the Secretary of Agriculture.

IN THE SENATE OF THE UNITED STATES

AUGUST 1, 2008

Mr. DORGAN (for himself, Mr. BAUCUS, Mr. TESTER, and Mr. CONRAD) introduced the following bill; which was read twice and referred to the Committee on Agriculture, Nutrition, and Forestry

A BILL

To allow certain participants in the conservation reserve program to participate in the critical feed use program of the Secretary of Agriculture.

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 “Critical Feed Use Fair-
5 ness Act of 2008”.

6 **SEC. 2. CRITICAL FEED USE PROGRAM FOR CERTAIN CON-**
7 **SERVATION RESERVE PROGRAM PARTICI-**
8 **PANTS.**

9 (a) DEFINITIONS.—In this section:

1 (1) CONSERVATION RESERVE PROGRAM.—The
2 term “conservation reserve program” means the con-
3 servation reserve program established under sub-
4 chapter B of chapter 1 of subtitle D of title XII of
5 the Food Security Act of 1985 (16 U.S.C. 3831 et
6 seq.).

7 (2) CRITICAL FEED USE PROGRAM.—The term
8 “critical feed use program” means the program de-
9 scribed in the notice entitled “Notice of Voluntary
10 Modification of Conservation Reserve Program Con-
11 tract” (73 Fed. Reg. 31053), dated May 30, 2008.

12 (3) SECRETARY.—The term “Secretary” means
13 the Secretary of Agriculture.

14 (b) AUTHORITY.—Notwithstanding any other provi-
15 sion of law, if an owner or operator of land enrolled in
16 the conservation reserve program submits to the Secretary
17 an affidavit stating that the owner or operator attempted
18 or intended to enroll in the critical feed use program prior
19 to July 8, 2008, the Secretary shall modify the conserva-
20 tion reserve program contract of the owner or operator
21 to allow critical feed use (including haying or grazing) of
22 the enrolled land in accordance with the terms and condi-
23 tions of the critical feed use program.

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