

a spouse or one or more dependents, the right to receive the payments shall transfer to the surviving spouse or, if there is no surviving spouse, to the estate of the tobacco quota holder.

SEC. 723. TRANSITION PAYMENTS FOR ACTIVE PRODUCERS OF QUOTA TOBACCO.

(a) **TRANSITION PAYMENTS REQUIRED.**—The Secretary shall make transition payments under this section to eligible active producers of quota tobacco.

(b) **ELIGIBILITY.**—To be eligible to receive a transition payment under this section, a person shall submit to the Secretary an application containing such information as the Secretary may require to demonstrate to the satisfaction of the Secretary that the person satisfies the definition of active producer of quota tobacco. The application shall be submitted within such time, in such form, and in such manner as the Secretary may require.

(c) **CURRENT PRODUCTION BASE.**—The Secretary shall establish a production base applicable to each eligible active producer of quota tobacco identified under subsection (b). A producer's production base shall be equal to the quantity, in pounds, of quota tobacco subject to the basic marketing quota marketed or considered planted by the producer under the Agriculture Adjustment Act of 1938 for the marketing year in effect on the date of the enactment of this Act.

(d) **TOTAL PAYMENT AMOUNTS BASED ON 2002 MARKETING YEAR.**—

(1) **CALCULATION OF ANNUAL PAYMENT AMOUNT.**—During fiscal years 2005 through

2009, the Secretary shall make payments to all eligible active producers of quota tobacco identified under subsection (b) in an annual amount equal to the product obtained by multiplying, for each kind of tobacco—

(A) \$0.60 per pound; by
(B) the total national effective marketing quota established under the Agriculture Adjustment Act of 1938 for the 2002 marketing year for that kind of tobacco.

(2) **MARKETING QUOTAS OTHER THAN POUNDAGE QUOTAS.**—For each kind of tobacco for which there is a marketing quota or allotment on an acreage basis, the Secretary shall convert the tobacco farm marketing quotas or allotments established under the Agriculture Adjustment Act of 1938 for the 2002 marketing year for that kind of tobacco to a poundage basis before executing the mathematical equation specified in paragraph (1).

(e) **INDIVIDUAL PAYMENT AMOUNTS.**—The annual payment amount for each eligible active producer of quota tobacco identified under subsection (b) with respect to a kind of tobacco under this section shall bear the same ratio to the amount determined by the Secretary under subsection (d) with respect to that kind of tobacco as the individual production base of that eligible active producer under subsection (c) with respect to that kind of tobacco bears to the total production bases determined under that subsection for all eligible active producers of that kind of tobacco.

(f) **DEATH OF TOBACCO PRODUCER.**—If a tobacco producer who is entitled to payments under this section dies and is survived by a

spouse or one or more dependents, the right to receive the payments shall transfer to the surviving spouse or, if there is no surviving spouse, to the estate of the tobacco producer.

SEC. 724. RESOLUTION OF DISPUTES.

Any dispute regarding the eligibility of a person to receive a payment under this subtitle, or the amount of the payment, shall be resolved by the county committee established under section 8 of the Soil Conservation and Domestic Allotment Act (16 U.S.C. 590h) for the county or other area in which the farming operation of the person is located.

SEC. 725. SOURCE OF FUNDS FOR PAYMENTS.

There is hereby appropriated to the Secretary, from amounts in the general fund of the Treasury, such amounts as the Secretary needs in order to make the payments required by sections 722 and 723, except that such amounts shall not exceed the lesser of—

- (1) amounts received in the Treasury under chapter 52 of the Internal Revenue Code of 1986 (relating to tobacco products and cigarette papers and tubes) during the period beginning on October 1, 2004, and ending on September 30, 2009, or
- (2) \$9,600,000,000.

TITLE VIII—TRADE PROVISIONS

SEC. 801. CEILING FANS.

(a) **IN GENERAL.**—Subchapter II of chapter 99 of the Harmonized Tariff Schedule of the United States is amended by inserting in numerical sequence the following new heading:

9902.84.14	Ceiling fans for permanent installation (provided for in subheading 8414.51.00)	Free	No change	No change	On or before 12/31/2006
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(b) **EFFECTIVE DATE.**—The amendment made by this section applies to goods entered, or withdrawn from warehouse, for consumption on or after the 15th day after the date of enactment of this Act.

SEC. 802. CERTAIN STEAM GENERATORS, AND CERTAIN REACTOR VESSEL HEADS, USED IN NUCLEAR FACILITIES.

(a) **CERTAIN STEAM GENERATORS.**—Heading 9902.84.02 of the Harmonized Tariff Schedule of the United States is amended by striking “12/31/2006” and inserting “12/31/2008”.

(b) **CERTAIN REACTOR VESSEL HEADS.**—Subchapter II of chapter 99 of the Harmonized Tariff Schedule of the United States is amended by inserting in numerical sequence the following new heading:

9902.84.03	Reactor vessel heads for nuclear reactors (provided for in subheading 8401.40.00)	Free	No change	No change	On or before 12/31/2008
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(c) **EFFECTIVE DATE.**—

(1) **SUBSECTION (a).**—The amendment made by subsection (a) shall take effect on the date of the enactment of this Act.

(2) **SUBSECTION (b).**—The amendment made by subsection (b) shall apply to goods entered, or withdrawn from warehouse, for consumption on or after the 15th day after the date of the enactment of this Act.

NOTICE

Incomplete record of House proceedings. Except for concluding business which follows, today's House proceedings will be continued in the next issue of the Record.

LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to:

Ms. KILPATRICK (at the request of Ms. PELOSI) for today on account of personal reasons.

Mr. REYES (at the request of Ms. PELOSI) for today after 5:30 p.m. and the balance of the week on account of a family health matter.

Mr. BEREUTER (at the request of Mr. DELAY) for today after 6:00 p.m. on account of personal business.

BILLS PRESENTED TO THE PRESIDENT

Jeff Trandahl, Clerk of the House reports that on June 16, 2004 he presented to the President of the United States, for his approval, the following bills.

H.R. 1822. To designate the facility of the United States Postal Service located at 3751 West 6th Street in Los Angeles, California, as the “Dosan Ahn Chang Ho Post Office”.

H.R. 2130. To redesignate the facility of the United States Postal Service located at 121 Kinderkamack Road in River Edge, New Jersey, as the “New Bridge Landing Post Office”.

H.R. 2438. To designate the facility of the United States Postal Service located at 115 West Pine Street in Hattiesburg, Mississippi, as the “Major Henry A. Commiskey, Sr. Post Office Building”.

H.R. 3029. To designate the facility of the United States Postal Service located at 255 North Main Street in Jonesboro, Georgia, as the “S. Truett Cathy Post Office Building”.

H.R. 3059. To designate the facility of the United States Postal Service located at 304 West Michigan Street in Stuttgart, Arkansas, as the “Lloyd L. Burke Post Office”.

H.R. 3068. To designate the facility of the United States Postal Service located at 2055 Siesta Drive in Sarasota, Florida, as the

“Brigadier General (AUS-Ret.) John H. McLain Post Office”.

H.R. 3234. To designate the facility of the United States Postal Service located at 14 Chestnut Street in Liberty, New York, as the “Ben R. Gerow Post Office Building”.

H.R. 3300. To designate the facility of the United States Postal Service located at 15500 Pearl Road in Strongsville, Ohio, as the “Walter F. Ehrnfelt, Jr. Post Office Building”.

H.R. 3353. To designate the facility of the United States Postal Service located at 525 Main Street in Tarboro, North Carolina, as the “George Henry White Post Office Building”.

H.R. 3536. To designate the facility of the United States Postal Service located at 210 Main Street in Malden, Illinois, as the “Army Staff Sgt. Lincoln Hollinsaid Malden Post Office”.

H.R. 3537. To designate the facility of the United States Postal Service located at 185 State Street in Manhattan, Illinois, as the “Army Pvt. Shawn Pahnke Manhattan Post Office”.