

Pass v/v

**AMENDMENT TO H.R. 1947**  
**OFFERED BY MR. GOODLATTE**

In section 1461(a), relating to rulemaking procedure, strike “without regard to” in the matter preceding paragraph (1), insert “without regard to” after both “(1)” and “(2)”, and, in paragraph (3), strike “the notice and comment provisions of” and insert “subject to subsection (b), pursuant to”.

In section 1461, strike subsection (b) relating to congressional review of agency rulemaking, and insert the following new subsection:

- 1 (b) SPECIAL RULEMAKING REQUIREMENTS.—
- 2 (1) INTERIM RULES REQUIRED FOR STABILIZA-
- 3 TION PROGRAM.—
- 4 (A) IN GENERAL.—With respect to the sta-
- 5 bilization program, the Secretary shall promul-
- 6 gate interim rules no later than nine months
- 7 after the date of the enactment of this Act
- 8 under the authority provided in subparagraph
- 9 (B) of section 553(b) of title 5, United States
- 10 Code.

1 (B) INTERIM DETERMINATION.—The in-  
2 terim rules required for the stabilization pro-  
3 gram shall include an interim determination by  
4 the Secretary regarding the impacts of the sta-  
5 bilization program on—

6 (i) the dairy product value chain, in-  
7 cluding impacts on producers, processors,  
8 domestic customers, export customers, ac-  
9 tual market growth and potential market  
10 growth, farms of different sizes, and dif-  
11 ferent regions and States;

12 (ii) the competitiveness of the United  
13 States dairy industry in international mar-  
14 kets;

15 (iii) domestic or international Govern-  
16 ment-funded nutrition programs;

17 (iv) consumers; and

18 (v) competition in domestic dairy mar-  
19 kets.

20 (C) EFFECTIVE DATE.—The interim rules  
21 required for the stabilization program shall be  
22 effective on publication.

23 (2) INTERIM RULES AUTHORIZED FOR MARGIN  
24 PROTECTION PROGRAM.—With respect to the margin  
25 protection program, the Secretary may promulgate

1 interim rules under the authority provided in sub-  
2 paragraph (B) of section 553(b) of title 5, United  
3 States Code, if the Secretary determines such in-  
4 terim rules to be needed. Any such interim rules for  
5 the margin protection program shall be effective on  
6 publication.

7 (3) FINAL RULES.—

8 (A) IN GENERAL.—With respect to the  
9 margin protection program and stabilization  
10 program, the Secretary shall promulgate final  
11 rules, with an opportunity for public notice and  
12 comment, no later than 21 months after the  
13 date of the enactment of this Act.

14 (B) FINAL DETERMINATION.—The final  
15 rules required for the stabilization program  
16 shall include a final determination by the Sec-  
17 retary of the impacts of the stabilization pro-  
18 gram on each of the items specified in para-  
19 graph (1)(B).

In section 1601(c)(2), relating to rulemaking proce-  
dure, strike “without regard to” in the matter preceding  
subparagraph (A), insert “without regard to” after both  
“(B)” and “(C)” and strike subparagraph (A) and insert  
the following new subparagraph:

1 (A) pursuant to section 553 of title 5,  
2 United States Code, including by interim rules  
3 effective on publication under the authority pro-  
4 vided in subparagraph (B) of subsection (b) of  
5 such section if the Secretary determines such  
6 interim rules to be needed and final rules, with  
7 an opportunity for notice and comment, no  
8 later than 21 months after the date of the en-  
9 actment of this Act;

In section 1601(c), strike paragraph (3) relating to congressional review of agency rulemaking.

In the section 1246 of the Food Security Act of 1985, to be added by section 2608, strike paragraph (2) of subsection (b) and strike subsection (c) and insert the following new paragraph (2):

10 “(2) shall be made pursuant to section 553 of  
11 title 5, United States Code, including by interim  
12 rules effective on publication under the authority  
13 provided in subparagraph (B) of subsection (b) of  
14 such section if the Secretary determines such in-  
15 terim rules to be needed and final rules, with an op-  
16 portunity for notice and comment, no later than 21  
17 months after the date of the enactment of the Fed-

1 eral Agriculture Reform and Risk Management Act  
2 of 2013.”.



