

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 912 Session of
2003

INTRODUCED BY WAUGH, WENGER, O'PAKE, MADIGAN, KUKOVICH, KITCHEN,
LOGAN, MOWERY, D. WHITE, CORMAN, ERICKSON, DENT, RAFFERTY,
M. WHITE, GREENLEAF, MUSTO, LEMMOND, ARMSTRONG, WONDERLING
AND ROBBINS, SEPTEMBER 16, 2003

REFERRED TO AGRICULTURE AND RURAL AFFAIRS, SEPTEMBER 16, 2003

AN ACT

1 Amending Title 3 (Agriculture) of the Pennsylvania Consolidated
2 Statutes, providing for crop insurance premium payments and
3 for a report by the Department of Agriculture; and making a
4 repeal.

5 The General Assembly of the Commonwealth of Pennsylvania
6 hereby enacts as follows:

7 Section 1. Title 3 of the Pennsylvania Consolidated Statutes
8 is amended by adding a chapter to read:

9 CHAPTER 47

10 CROP INSURANCE

11 Sec.

12 4701. Definitions.

13 4702. Powers and duties of department.

14 4703. Federal crop insurance premiums.

15 4704. Funding.

16 4705. Report.

17 § 4701. Definitions.

18 The following words and phrases when used in this chapter

1 shall have the meanings given to them in this section unless the
2 context clearly indicates otherwise:

3 "Agricultural commodity." Any of the following, transported
4 or intended to be transported in commerce:

5 (1) Agricultural, aquacultural, horticultural,
6 floricultural, viticultural or dairy products.

7 (2) Agricultural crops.

8 (3) Livestock and products of livestock.

9 (4) Poultry and products of poultry.

10 (5) Ranch-raised fur-bearing animals and the products of
11 ranch-raised fur-bearing animals.

12 (6) The products of bee raising.

13 (7) Forestry and forestry products.

14 (8) Any products raised or produced on farms intended
15 for on farm or human consumption and the processed or
16 manufactured products of such products intended for human
17 consumption.

18 "Producer." Any person engaged within this Commonwealth in
19 the business of producing an agricultural commodity or causing
20 agricultural commodities to be produced.

21 § 4702. Powers and duties of department.

22 (a) Administration of chapter.--Subject to the conditions
23 contained in this chapter, the department shall administer this
24 chapter and shall exercise all administrative powers necessary
25 to effectuate the purposes of this chapter, including drafting
26 and entering into agreements necessary to implement this
27 chapter.

28 (b) Drafting and entering agreements.--The department is
29 authorized to draft and enter into agreements with Federal
30 agencies, other Commonwealth agencies and private entities as

1 necessary to implement this chapter.

2 (c) Program development.--The department is authorized to
3 utilize a portion of any funds appropriated by the General
4 Assembly or any funds, contributions or payments which may be
5 made available to the department by another State agency, the
6 Federal Government or any public or private source for the
7 purpose of risk management program development and
8 administration.

9 § 4703. Federal crop insurance premiums.

10 The department may provide payment for Federal crop insurance
11 in an amount up to 10% of the cost of the insurance premiums for
12 producers of agricultural commodities who applied for and
13 received Federal crop insurance for that crop year, in years in
14 which funds are appropriated or made available to the
15 department. If sufficient funds are not available to provide for
16 up to 10% of the cost of the insurance premiums, the department
17 shall prorate the available funds among all the producers of
18 agricultural commodities who applied for and received Federal
19 crop insurance for that crop year.

20 § 4704. Funding.

21 (a) Continuous appropriation.--Money under this chapter is
22 continuously appropriated to the department, and the
23 appropriation shall not lapse at the end of any fiscal year.

24 (b) Use of specific appropriations, contributions and other
25 payments.--The department is authorized to use funds
26 specifically appropriated by the General Assembly for the
27 purposes of this chapter and any funds, contributions or
28 payments which may be made available to the department by
29 another State agency, the Federal Government or any public or
30 private source for the purpose of implementing this chapter.

1 § 4705. Report.

2 The department shall submit annually to the Agriculture and
3 Rural Affairs Committee of the Senate and the Agriculture and
4 Rural Affairs Committee of the House of Representatives a report
5 that provides details of the department's expenditures,
6 including administrative expenditures, under this chapter.

7 Section 2. Section 5102(b) of the act of December 13, 1999
8 (P.L.905, No.57), known as the Drought, Orchard and Nursery
9 Indemnity and Flood Relief Act, is repealed.

10 Section 3. This act shall take effect in 60 days.