

112TH CONGRESS  
1ST SESSION

# H. R. 1385

To repeal the sugar price support program and marketing allotments for sugar, and for other purposes.

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IN THE HOUSE OF REPRESENTATIVES

APRIL 6, 2011

Mr. PITTS (for himself and Mr. DAVIS of Illinois) introduced the following bill;  
which was referred to the Committee on Agriculture

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## A BILL

To repeal the sugar price support program and marketing allotments for sugar, and for other purposes.

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 “Free Market Sugar  
5 Act”.

6 **SEC. 2. REPEAL OF SUGAR PRICE SUPPORT PROGRAM AND**

7 **MARKETING ALLOTMENTS FOR SUGAR.**

8 (a) SUGAR PROGRAM.—

1           (1) REPEAL.—Section 156 of the Federal Agri-  
2           culture Improvement and Reform Act of 1996 (7  
3           U.S.C. 7272) is repealed.

4           (2) RELATED FEEDSTOCK FLEXIBILITY PRO-  
5           GRAM FOR BIOENERGY PRODUCERS.—Section 9010  
6           of the Farm Security and Rural Investment Act of  
7           2002 (7 U.S.C. 8110) is repealed.

8           (b) MARKETING ALLOTMENTS FOR SUGAR.—

9           (1) REPEAL.—Part VII of subtitle B of title III  
10          of the Agricultural Adjustment Act of 1938 (7  
11          U.S.C. 1359aa–1359ll), except section 359k (7  
12          U.S.C. 1359kk), is repealed.

13          (2) CONFORMING AMENDMENT.—Section 359k  
14          of the Agricultural Adjustment Act of 1938 (7  
15          U.S.C. 1359kk) is amended to read as follows:

16       **“SEC. 359k. ADMINISTRATION OF TARIFF RATE QUOTAS.**

17       “(a) ESTABLISHMENT.—Except as provided in sub-  
18       section (c) and notwithstanding any other provision of law,  
19       the Secretary shall establish the tariff-rate quotas for raw  
20       cane sugar and refined sugars for a quota year at the level  
21       necessary to ensure—

22               “(1) a robust and competitive sugar processing  
23               industry in the United States; and

24               “(2) an adequate supply of sugar at reasonable  
25               prices in the United States.

1       “(b) FACTORS.—In determining the tariff-rate  
2 quotas necessary to satisfy the requirements of para-  
3 graphs (1) and (2) of subsection (a), the Secretary shall  
4 consider the following:

5           “(1) The quantity and quality of sugar that will  
6 be subject to human consumption in the United  
7 States during the quota year.

8           “(2) The quantity and quality of sugar that will  
9 be available from the domestic processing of sugar-  
10 cane, sugar beets, and in-process beet sugar.

11          “(3) The quantity of sugar that would provide  
12 for reasonable carryover stocks.

13          “(4) The quantity of sugar that will be avail-  
14 able from carry-over stocks for human consumption  
15 in the United States during the quota year.

16          “(5) United States obligations under inter-  
17 national trade agreements that have been approved  
18 by Congress.

19       “(c) EXCEPTION.—Subsection (a) shall not apply to  
20 specialty sugar.”.

21       (c) PERMANENT PRICE SUPPORT LEVELS FOR DES-  
22 IGNATED NONBASIC AGRICULTURAL COMMODITIES.—

23           (1) REPEAL.—Section 201(a) of the Agricul-  
24 tural Act of 1949 (7 U.S.C. 1446(a)) is amended by

1 striking “milk, sugar beets, and sugarcane” and in-  
2 sserting “and milk”.

3 (2) CONFORMING AMENDMENT.—Section 301  
4 of the Agricultural Act of 1949 (7 U.S.C. 1447) is  
5 amended by inserting “(other than sugar beets and  
6 sugarcane)” after “any nonbasic agricultural com-  
7 modity”.

8 (d) STORAGE FACILITY LOANS.—Section 1402 of the  
9 Farm Security and Rural Investment Act of 2002 (7  
10 U.S.C. 7971) is repealed.

11 (e) STORAGE PAYMENTS.—Section 167 of the Fed-  
12 eral Agriculture Improvement and Reform Act of 1996 (7  
13 U.S.C. 7287) is repealed.

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