

116TH CONGRESS  
2D SESSION

# S. 3756

To direct the Secretary of Agriculture to establish a renewable fuel feedstock reimbursement program.

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## IN THE SENATE OF THE UNITED STATES

MAY 19, 2020

Mr. GRASSLEY (for himself and Ms. KLOBUCHAR) introduced the following bill; which was read twice and referred to the Committee on Agriculture, Nutrition, and Forestry

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## A BILL

To direct the Secretary of Agriculture to establish a renewable fuel feedstock reimbursement program.

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 “Renewable Fuel Feed-  
5 stock Reimbursement Act of 2020”.

6 **SEC. 2. RENEWABLE FUEL FEEDSTOCK REIMBURSEMENT**  
7 **PROGRAM.**

8 (a) DEFINITIONS.—In this section:

9 (1) ELIGIBLE ENTITY.—The term “eligible enti-  
10 ty” means an entity that produces renewable fuel

1       used as transportation fuel (as those terms are de-  
2       fined in section 211(o)(1) of the Clean Air Act (42  
3       U.S.C. 7545(o)(1))).

4           (2) ELIGIBLE FEEDSTOCK.—The term “eligible  
5       feedstock” means renewable biomass described in  
6       section 211(o)(1)(I)(i) of the Clean Air Act (42  
7       U.S.C. 7545(o)(1)(I)(i)) that is intended to be used  
8       to produce the renewable fuel described in paragraph  
9       (1).

10          (3) SECRETARY.—The term “Secretary” means  
11       the Secretary of Agriculture.

12          (b) ESTABLISHMENT OF PROGRAM.—Notwith-  
13       standing any other provision of law, the Secretary shall  
14       use such sums as are necessary of the funds of the Com-  
15       modity Credit Corporation to carry out a program to pro-  
16       vide payments to eligible entities to reimburse the eligible  
17       entities for purchases of eligible feedstocks that were made  
18       during the period beginning on January 1, 2020, and end-  
19       ing on March 31, 2020.

20          (c) PAYMENT AMOUNT.—The amount of a payment  
21       under subsection (b) shall be an amount equal to 75 per-  
22       cent of the purchase price of eligible feedstock paid by an  
23       eligible entity.

24          (d) PROOF OF COST.—The Secretary shall determine  
25       the documentation that an eligible entity shall provide to

1 the Secretary to demonstrate the purchase price and quan-  
2 tity of eligible feedstock purchased by the eligible entity  
3 to receive a payment under subsection (b).

4 (e) AGREEMENTS.—To be eligible to receive a pay-  
5 ment under subsection (b), an eligible entity shall enter  
6 into an agreement with the Secretary, as determined by  
7 the Secretary.

8 (f) REPORT.—Not later than 180 days after the date  
9 of enactment of this Act, the Secretary shall submit to  
10 the Committee on Agriculture, Nutrition, and Forestry of  
11 the Senate and the Committee on Agriculture of the  
12 House of Representatives a report on the payments made  
13 under subsection (b), including an identification of each  
14 eligible entity that received a payment and the amount re-  
15 ceived.

16 (g) REGULATIONS.—

17 (1) IN GENERAL.—Not later than 30 days after  
18 the date of enactment of this Act, the Secretary  
19 shall promulgate such regulations as are necessary  
20 to carry out the program established under sub-  
21 section (b).

22 (2) PROCEDURE.—The promulgation of the reg-  
23 ulations and administration of the program estab-  
24 lished under subsection (b) shall be made without re-  
25 gard to—

1 (A) the notice and comment provisions of  
2 section 553 of title 5, United States Code;

3 (B) chapter 35 of title 44, United States  
4 Code (commonly known as the “Paperwork Re-  
5 duction Act”); or

6 (C) the Statement of Policy of the Sec-  
7 retary of Agriculture (36 Fed. Reg. 13804  
8 (July 24, 1971)) relating to notices of proposed  
9 rulemaking and public participation in rule-  
10 making.

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