

1 ENERGY

2 **NOTE: Not all of the provisions listed in the summary of the energy provisions on pages**
 3 **143-144 of the Administration's Farm Bill proposal are included in the legislative language**
 4 **herein. These provisions have been placed in other legislative proposals as follows:**

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- 6 **1. The legislation authorizing a biomass reserve to the Conservation Reserve Program**
 7 **(CRP) has been included with the other amendments to the CRP in the**
 8 **Conservation provisions.**
 - 9 **2. The legislation reauthorizing the Renewable Energy Systems and Energy Efficiency**
 10 **Improvements grants, loan, and loan guarantee programs and providing the**
 11 **estimated \$2.17 billion program level for cellulosic ethanol loan guarantees and the**
 12 **\$500 million for grants are contained in Rural Development provisions.**
 - 13 **3. The legislation revising the Biomass Research and Development Act of 2000 and**
 14 **providing the \$150 million for grants focusing on cellulosic ethanol production are**
 15 **contained in Rural Development provisions.**
 - 16 **4. The legislation creating the Bioproducts Research Initiative and providing \$500**
 17 **million in grants to increase the cost-effectiveness of bioenergy are contained in**
 18 **Research provisions.**
 - 19 **5. The legislation providing \$150 million to research by the Forest Service in ways to**
 20 **better utilize woody biomass for the production of bioenergy are contained in**
 21 **Forestry provisions.**
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23 Sec.9001.Federal procurement of biobased products

24 Sec.9002.Biodiesel fuel education program.

25 Sec.9003.Cellulosic bioenergy program.

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1 **SEC. 9001. FEDERAL PROCUREMENT OF BIOBASED PRODUCTS.**

2 (a) DEFINITION OF BIOBASED PRODUCT.—Section 9001(2) of the Farm Security
3 and Rural Investment Act of 2002 (7 U.S.C. 8101(2)) is amended to read as follows:

4 “(2) BIOBASED PRODUCT.—The term ‘biobased product’ means a product
5 determined by the Secretary to be a commercial or industrial product (other than food or
6 feed) that is-

7 “(A) composed, in whole or in significant part, of biological products,
8 including renewable domestic agricultural materials (including plant, animal, and
9 marine materials), or forestry materials; or

10 “(B) a material used to create such products (such as chemical building
11 blocks).

12 (b) FUNDING.—Section 9002(k)(2) of the Farm Security and Rural Investment Act of
13 2002 (7 U.S.C. 8102(k)(2)) is amended—

14 (1) in the paragraph heading, by striking “FOR TESTING OF BIOBASED
15 PRODUCTS”;

16 (2) by striking subparagraph (A) and inserting the following:

17 “(A) IN GENERAL.—For each of fiscal years 2008 through 2012, the
18 Secretary shall use \$1,800,000 of the funds of the Commodity Credit Corporation
19 to support—

20 “(i) testing of biobased products including environmental and
21 performance testing to provide public information to carry out this section;

1 “(ii) designation of items for procurement;

2 “(iii) the provision of assistance to other Federal agencies to carry
3 out the program established under this section; and

4 “(iv) auditing and overseeing of biobased product manufacturers to
5 ensure that the claims of the manufacturers regarding the biobased
6 products of the manufacturers are valid and that criteria are met for using
7 the label authorized by subsection (h).”; and

8 (3) in subparagraph (B), by striking “subparagraph (A)” and inserting

9 “subparagraph (A)(i)”.

10 **SEC. 9002. BIODIESEL FUEL EDUCATION PROGRAM.**

11 Section 9004(d) of the Farm Security and Rural Investment Act of 2002 (7 U.S.C.
12 8104(d)) is amended by striking “2007” and inserting “2012”.

13 **SEC. 9003. CELLULOSIC BIOENERGY PROGRAM.**

14 Section 9010 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8108) is
15 amended—

16 (1) by striking the section enumerator and heading and inserting the following:

17 **“SEC. 9010. CELLULOSIC BIOENERGY PROGRAM.”;**

18 (2) in subsection (a)-

19 (A) by striking paragraph (1) and inserting the following:

20 “(1) BIOENERGY.-The term ‘bioenergy’ means fuel grade ethanol made from an
21 eligible commodity.”;

1 (B) by striking paragraph (2);

2 (C) by striking paragraph (3) and inserting the following:

3 “(2) ELIGIBLE COMMODITY.—The term ‘eligible commodity’ means—

4 “(A) a cellulosic commodity (such as hybrid poplar and switch grass); and

5 “(B) waste products from the production of agricultural commodities
6 (including sugarcane, sugar beets, and speciality crops (as defined in section 3 of
7 the Specialty Crops Competitiveness Act of 2004 (7 U.S.C. 1621 note; Public
8 Law 108-465)));

9 “(C) unprocessed sugarcane and sugar beets; and

10 “(D) other agricultural commodities and products, as determined by the
11 Secretary.”; and

12 (D) by redesignating paragraph (4) as paragraph (3);

13 (3) in subsection (b)-

14 (A) in paragraph (1), by striking “CONTINUATION.—” and all that
15 follows through “Secretary makes” and inserting “IN GENERAL.—The
16 Secretary shall make”;

17 (B) in paragraph (3),

18 (i) by striking “(A) IN GENERAL.-“; and

19 (ii) by striking subparagraphs (B) and (C); and

20 (C) by striking paragraph (6) and inserting the following:

1 “(6) LIMITATION.-The Secretary may limit the amount of payments that may be
2 received by an individual eligible producer under this section.”; and

3 (4) in subsection (c)—

4 (A) in paragraph (1), by striking “and” at the end;

5 (B) in paragraph (2), by striking the period at the end and inserting “;
6 and”; and

7 (C) by adding at the end the following:

8 “(3) \$25,000,000 for each of fiscal years 2009 through 2012.”.