

**AMENDMENT TO H.R. 2419, AS REPORTED
OFFERED BY MR. DAVIS OF ILLINOIS AND MR.
KIRK OF ILLINOIS**

At the end of subtitle C of title I, add the following
new section:

1 **SEC. 1304. ALTERNATIVE SUGAR PROGRAM IN EVENT OF**
2 **ADVERSE IMPACT OF AMENDMENTS ON EM-**
3 **PLOYMENT IN THE UNITED STATES BY IN-**
4 **DUSTRIES THAT USE SUGAR AS AN INGRE-**
5 **DIENT IN MANUFACTURING FOODS AND BEV-**
6 **ERAGES.**

7 (a) **CONDITION ON EFFECTIVENESS.**—Notwith-
8 standing any other provision of this Act, sections 1301,
9 1303, and 9013 shall not become effective unless the Sec-
10 retary of Agriculture completes the report required by sub-
11 section (b) and makes a finding of no material reduction
12 in employment pursuant to that subsection.

13 (b) **REPORT ON EMPLOYMENT.**—Not later than July
14 1, 2008, the Secretary of Agriculture, in consultation with
15 the Secretary of Commerce and the Secretary of Labor,
16 shall submit to Congress a report on whether the amend-
17 ments made by sections 1301, 1303 and 9013 are likely
18 to contribute to a material reduction in employment in the

1 United States by industries that refine sugar or use sugar
2 as an ingredient in manufacturing foods and beverages.
3 In preparing the report, the Secretary of Agriculture shall
4 consult with affected industries, utilize authoritative
5 sources of employment statistics, and take into account
6 past reports by Federal agencies on the employment ef-
7 fects of the sugar program. In considering such sections,
8 the Secretary of Agriculture shall consider the cumulative
9 impact of all the amendments made by such sections.

10 (c) EFFECT OF FINDING OF MATERIAL REDUC-
11 TION.—If the Secretary of Agriculture believes that the
12 amendments made by sections 1301, 1303 and 9013 are
13 likely to contribute to a material reduction in employment
14 in the United States by industries that refine sugar or
15 use sugar as an ingredient in manufacturing foods and
16 beverages, those amendments shall not become effective
17 and the Secretary shall carry out the sugar program under
18 section 156 of the Federal Agriculture Improvement and
19 Reform Act of 1996 (7 U.S.C. 7272) and the flexible mar-
20 keting allotments program under sections 359a and 395b
21 of the Agricultural Adjustment Act of 1938 (7 U.S.C.
22 1359aa and 1359bb) for the 2008 through 2012 crops of
23 sugarcane and sugar beets under the same terms and con-
24 ditions as required for the 2007 crops.