

114TH CONGRESS
2D SESSION

H. R. 6481

To promote and enhance urban agricultural production and agricultural research in urban areas, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 8, 2016

Ms. KAPTUR (for herself, Mr. YOUNG of Alaska, Mr. CONYERS, Ms. MOORE, Ms. PINGREE, and Mr. RYAN of Ohio) introduced the following bill; which was referred to the Committee on Agriculture

A BILL

To promote and enhance urban agricultural production and agricultural research in urban areas, 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; TABLE OF CONTENTS.**

4 (a) **SHORT TITLE.**—This Act may be cited as the
5 “Urban Agriculture Production Act of 2016”.

6 (b) **TABLE OF CONTENTS.**—The table of contents of
7 this Act is as follows:

Sec. 1. Short title; table of contents.

Sec. 2. Definitions.

Sec. 3. Findings.

Sec. 4. Urban agriculture outreach program.

Sec. 5. Covering urban farmers and ranchers under Office of Advocacy and Outreach.

Sec. 6. Urban agriculture research initiative.

Sec. 7. Agriculture programs.

Sec. 8. Improving agricultural reporting.

Sec. 9. Study and report.

1 **SEC. 2. DEFINITIONS.**

2 In this Act:

3 (1) SECRETARY.—The term “Secretary” means
4 the Secretary of Agriculture.

5 (2) URBAN AGRICULTURE.—The term “urban
6 agriculture” means the production of food and non-
7 food plants and animal husbandry in an urban area
8 and may include household, school, and community
9 gardens, food bank production sites, urban farms,
10 hoop houses, chicken coops and beehives, aqua-
11 culture, hydroponics and aquaponics facilities, and
12 rooftop, vertical, and indoor farms.

13 (3) URBAN AREA.—The term “urban area”
14 means an area within a Metropolitan Statistical
15 Area (as defined by the Office of Management and
16 Budget).

17 **SEC. 3. FINDINGS.**

18 Congress finds the following:

19 (1) Dramatic economic, demographic, and land
20 use changes have created pockets of land suitable for
21 production agriculture in urban areas.

22 (2) Advances in agricultural practices and tech-
23 nologies make production agriculture possible in

1 urban areas that were previously cordoned off from
2 agricultural production.

3 (3) There is a disconnect between daily urban
4 life, health outcomes, and food production that
5 urban agriculture can help address.

6 (4) According to the Economic Research Serv-
7 ice of the Department of Agriculture, direct sales of
8 agricultural products have grown to \$1,200,000,000
9 with 89 percent of all such sales coming from farms
10 in urban areas.

11 (5) It is imperative to ensure that advances in
12 urban agriculture be available as a viable option to
13 help meet the food production needs of the future.

14 **SEC. 4. URBAN AGRICULTURE OUTREACH PROGRAM.**

15 (a) GRANTS AUTHORIZED.—The Secretary shall es-
16 tablish an urban agriculture outreach program under
17 which the Secretary shall award grants on a competitive
18 basis to eligible entities to support outreach activities for
19 any of the following:

20 (1) Infrastructure, including production and
21 distribution systems, to support urban agriculture.

22 (2) Land acquisition and land conversion to
23 support urban agriculture, including in and around
24 a brownfield, vacant lot, or other underutilized tract
25 of land.

1 (3) Education and training to enhance urban
2 agriculture.

3 (4) Technical and financial assistance to farm-
4 ers or ranchers in urban areas for—

5 (A) the aggregation of the farmer’s or
6 rancher’s products and supplies for purposes of
7 transportation to market; and

8 (B) managing urban agriculture farm op-
9 erations.

10 (5) Other activities that support urban agri-
11 culture, as determined by the Secretary.

12 (b) TERM OF GRANT.—

13 (1) IN GENERAL.—The term of a grant award-
14 ed under this section shall be not less than one year.

15 (2) RENEWALS.—A grant awarded under this
16 section may be renewed at the discretion of the Sec-
17 retary.

18 (c) PRIORITY.—In awarding grants under this sec-
19 tion, the Secretary shall give a preference to an eligible
20 entity seeking a grant for outreach activities to be carried
21 out in a historically underserved community.

22 (d) DEFINITIONS.—In this section:

23 (1) ELIGIBLE ENTITY.—The term “eligible enti-
24 ty” means—

25 (A) a community organization;

1 (B) a nonprofit organization;

2 (C) a historically underserved community;

3 (D) a municipality;

4 (E) a local educational agency (as defined
5 in section 8101 of the Elementary and Sec-
6 ondary Education Act of 1965 (20 U.S.C.
7 7801));

8 (F) an institution of higher education (as
9 defined in section 101(a) of the Higher Edu-
10 cation Act of 1965. (20 U.S.C. 1001(a)); or

11 (G) any other entity as determined appro-
12 priate by the Secretary.

13 (2) HISTORICALLY UNDERSERVED FARMERS OR
14 RANCHERS.—The term “historically underserved
15 farmers or ranchers” means—

16 (A) beginning farmers or ranchers;

17 (B) limited resource beginning farmers or
18 ranchers (as defined by the Secretary);

19 (C) socially disadvantaged farmers or
20 ranchers (as such term is defined in section
21 2501(e) of the Food, Agriculture, Conservation,
22 and Trade Act of 1990 (7 U.S.C. 2279(e)); and

23 (D) farmers or ranchers who engage in
24 urban agriculture.

1 (3) HISTORICALLY UNDERSERVED COMMU-
2 NITY.—The term “historically underserved commu-
3 nity” means a community—

4 (A) comprised of vulnerable populations,
5 such as historically underserved farmers or
6 ranchers, the economically disadvantaged, racial
7 and ethnic minorities, the uninsured, low-in-
8 come children, the elderly, the homeless, and in-
9 dividuals with chronic health conditions, includ-
10 ing severe mental illness;

11 (B) with a high rate of obesity and obesity-
12 related disease; or

13 (C) with few or no grocery stores or other
14 retail food establishments.

15 (4) UNDERUTILIZED TRACT OF LAND.—The
16 term “underutilized tract of land” means a tract of
17 land that is not utilized fully, including a tract of
18 land—

19 (A) that is undeveloped, or where only a
20 percentage of the land is developed;

21 (B) in the case of public land, land with
22 low or decreasing public use; or

23 (C) with unused recreation facilities.

24 (5) VACANT LOT.—The term “vacant lot”
25 means a tract of land without buildings.

1 (e) AUTHORIZATION OF APPROPRIATIONS.—There
2 are authorized to be appropriated to carry out this section
3 \$50,000,000 for fiscal year 2018 and each fiscal year
4 thereafter.

5 **SEC. 5. COVERING URBAN FARMERS AND RANCHERS**
6 **UNDER OFFICE OF ADVOCACY AND OUT-**
7 **REACH.**

8 Section 226B of the Department of Agriculture Reor-
9 ganization Act of 1994 (7 U.S.C. 6934) is amended—

10 (1) in subsection (a), by adding at the end the
11 following new paragraphs:

12 “(4) URBAN AGRICULTURE.—The term ‘urban
13 agriculture’ has the meaning given the term in sec-
14 tion 2 of the Urban Agriculture Production Act of
15 2016.

16 “(5) URBAN FARMER OR RANCHER.—The term
17 ‘urban farmer or rancher’ means a farmer or ranch-
18 er who engages in urban agriculture (as such term
19 is defined in section 2 of the Urban Agriculture Pro-
20 duction Act of 2016).”;

21 (2) in subsection (b)(1)(B)—

22 (A) by redesignating clauses (ii) and (iii)
23 as clauses (iii) and (iv), respectively; and

24 (B) by inserting after clause (i) the fol-
25 lowing new clause:

1 “(ii) urban farmers or ranchers;”;

2 (3) in subsection (c)—

3 (A) in the matter preceding paragraph (1),
4 by striking “and socially disadvantaged farmers
5 or ranchers” and inserting “socially disadvan-
6 taged farmers or ranchers, and urban farmers
7 or ranchers”;

8 (B) in paragraph (1), by striking “or so-
9 cially disadvantaged” and inserting “socially
10 disadvantaged, or urban”;

11 (C) in paragraph (5), by striking “and so-
12 cially disadvantaged farmers or ranchers” and
13 inserting “socially disadvantaged farmers or
14 ranchers, and urban farmers or ranchers”; and

15 (D) in paragraph (6), by inserting “di-
16 rectly” after “programs”;

17 (4) by redesignating subsection (f) as sub-
18 section (g); and

19 (5) by inserting after subsection (e) the fol-
20 lowing new subsection:

21 “(f) URBAN FARMERS AND RANCHERS GROUP.—

22 “(1) ESTABLISHMENT.—The Secretary shall es-
23 tablish within the Office the Urban Farmers and
24 Ranchers Group.

25 “(2) MEMBERSHIP.—

1 “(A) IN GENERAL.—The Urban Farmers
2 and Ranchers Group shall be composed of—

3 “(i) seven employees of the Depart-
4 ment of Agriculture, each of whom shall
5 represent a distinct mission area of the
6 Department; and

7 “(ii) such other officers or employees
8 of the United States as the Secretary de-
9 termines are necessary.

10 “(B) PAY.—Officers and employees of the
11 United States shall not receive additional com-
12 pensation for service as a member of the Group.

13 “(3) DUTIES.—The Urban Farmers and
14 Ranchers Group shall—

15 “(A) establish and administer the urban
16 agriculture outreach program established under
17 section 3 of the Urban Agriculture Production
18 Act of 2016;

19 “(B) establish and administer an informa-
20 tion clearinghouse on urban agriculture;

21 “(C) consult with public and private
22 groups, including research institutions and
23 urban botanical gardens, on how to enhance
24 urban agriculture; and

1 “(D) provide technical assistance to urban
2 farmers and ranchers to assist such farmers
3 and ranchers—

4 “(i) in identifying appropriate land,
5 space, or buildings for lease or purchase;

6 “(ii) in preparing loan applications,
7 identifying appropriate funding sources,
8 and by connecting such farmers and ranch-
9 ers with loan officers and other appro-
10 priate personnel;

11 “(iii) in connecting to the network of
12 farmers’ markets throughout the United
13 States;

14 “(iv) in forming partnerships with
15 grocers;

16 “(v) in diversifying the marketing
17 plans of the farmers’ or ranchers’ products
18 by encouraging the formation of commu-
19 nity-supported agriculture groups and di-
20 rect wholesale opportunities;

21 “(vi) in using unconventional farming
22 practices, such as greenhouses, raised
23 beds, hydroponics, aeroponics, aquaculture,
24 vertical farming, and hoop houses;

1 “(vii) in understanding and applying
2 plant science, soil science, engineering, ma-
3 terial and energy science, and computer
4 control systems;

5 “(viii) by providing for business devel-
6 opment, organizing appropriate structure,
7 and management activities, including pro-
8 fessional development activities;

9 “(ix) with understanding and navi-
10 gating municipal laws, regulations, ordi-
11 nances, and policies with respect to obtain-
12 ing permits, zoning, water access, licences,
13 and registration, and with registering the
14 farming business of such farmers or ranch-
15 ers and satisfying any legal requirements
16 applicable to such registration; and

17 “(x) in establishing relationships with
18 a wide range of field partners and in find-
19 ing resources to assist such farmers or
20 ranchers achieve efficient and viable food
21 production.”.

22 **SEC. 6. URBAN AGRICULTURE RESEARCH INITIATIVE.**

23 (a) IN GENERAL.—The Secretary shall award grants,
24 on a competitive basis, for scientific and community-based
25 participatory research on—

- 1 (1) promoting and enhancing urban agriculture;
- 2 (2) improving production efficiency and profit-
- 3 ability of urban agriculture production;
- 4 (3) marketing urban agriculture innovations
- 5 and technologies;
- 6 (4) methods to protect crops and agricultural
- 7 products in urban areas from pests and disease;
- 8 (5) methods to enhance food safety related to
- 9 urban agriculture production;
- 10 (6) methods to encourage advancements in ma-
- 11 terial and energy science and engineering; and
- 12 (7) other research areas the Secretary deter-
- 13 mines are appropriate.

14 (b) PRIORITY.—In awarding grants under this sec-

15 tion, the Secretary shall give a preference to an eligible

16 entity seeking a grant for outreach activities to be carried

17 out in a historically underserved community (as such term

18 is defined in section 4(d)).

19 (c) REPORT TO CONGRESS.—Not later than one year

20 after the date of the enactment of this Act, the Secretary

21 shall submit to the Committee on Agriculture of the House

22 of Representatives and the Committee on Agriculture, Nu-

23 trition, and Forestry of the Senate, and make publicly

24 available on the website of the Department of Agriculture,

1 a report summarizing the research conducted under sub-
2 section (a).

3 (d) FUNDING.—Of the funds of the Commodity Cred-
4 it Corporation, the Secretary shall make available to carry
5 out this section \$50,000,000 for each of fiscal years 2018
6 through 2022.

7 **SEC. 7. AGRICULTURE PROGRAMS.**

8 (a) FARMERS' MARKET LOAN AND LOAN GUARAN-
9 TEES.—The Farmer-to-Consumer Direct Marketing Act
10 of 1976 (7 U.S.C. 3001 et seq.) is amended—

11 (1) by redesignating section 7 as section 8; and

12 (2) by inserting after section 6 the following
13 new section:

14 **“SEC. 7. FARMERS' MARKET LOANS AND LOAN GUARAN-**
15 **TEES.**

16 “(a) ESTABLISHMENT.—The Secretary, acting
17 through the Administrator of the Farm Service Agency,
18 shall carry out a program to make loans and loan guaran-
19 tees to eligible entities for projects or activities to estab-
20 lish, expand, and promote direct producer-to-consumer
21 marketing and assist in the development of local food busi-
22 ness enterprises, including—

23 “(1) projects for the construction of new farm-
24 ers' markets;

1 “(2) projects for the improvement or rehabilita-
2 tion of existing farmers’ markets;

3 “(3) projects for the acquisition of equipment
4 for farmers’ markets and other infrastructure needs;

5 “(4) projects for the purchase, acquisition, and
6 rehabilitation of land or property for use as a farm-
7 ers’ market;

8 “(5) activities carried out through agri-tourism
9 initiatives;

10 “(6) marketing and advertising activities;

11 “(7) transportation and delivery activities;

12 “(8) education and outreach and activities to
13 encourage urban farmers’ markets participation in
14 Federal and State food and nutrition assistance pro-
15 grams;

16 “(9) business development and management ac-
17 tivities, including professional development activities;

18 “(10) projects that create incentives for local
19 governments to, with respect to underserved commu-
20 nities—

21 “(A) remove zoning restrictions for farm-
22 ers’ markets in such communities;

23 “(B) simplify the permit process for such
24 farmers’ markets; and

1 “(C) otherwise encourage the establish-
2 ment of such urban farmers’ markets in such
3 communities or at locations frequented by mem-
4 bers of such communities; and

5 “(11) projects, including planning and feasi-
6 bility initiatives, for the expansion or establishment
7 of farmers’ markets designed to increase sales in
8 areas not easily accessible through traditional trans-
9 portation activities.

10 “(b) APPLICATION.—An eligible entity seeking a loan
11 or loan guarantee under this section shall submit to the
12 Secretary an application at such time and in such manner
13 and containing such information as the Secretary may re-
14 quire, including documentation demonstrating the finan-
15 cial need of the entity.

16 “(c) ELIGIBLE ENTITIES.—An entity shall be eligible
17 to receive a loan or loan guarantee under this section if
18 the entity is—

19 “(1) an agricultural cooperative or other agri-
20 cultural business entity or a producer network or as-
21 sociation, including a community supported agri-
22 culture network or association;

23 “(2) a local government;

24 “(3) a nonprofit corporation;

25 “(4) a public benefit corporation;

1 “(5) an economic development corporation;
2 “(6) a regional farmers’ market authority; or
3 “(7) such other entity as the Secretary may
4 designate.

5 “(d) PRIORITY.—In providing loans or loan guaran-
6 tees under this section, priority shall be given to applica-
7 tions that include projects or activities that benefit under-
8 served communities, including communities that—

9 “(1) are located in—

10 “(A) an urban area (as defined in section
11 2 of the Urban Agriculture Production Act of
12 2016); or

13 “(B) an area of concentrated poverty with
14 limited access to fresh locally or regionally
15 grown foods; and

16 “(2) have not received benefits pursuant to a
17 loan or loan guarantee in the recent past.

18 “(e) LOAN INTEREST RATE; DURATION.—

19 “(1) INTEREST RATE.—The interest rate on a
20 loan under this section (other than a loan guarantee
21 under this section) shall be as determined by the
22 Secretary, acting through the Administrator of the
23 Farm Service Agency, but not less than such rate as
24 determined by the Secretary of the Treasury taking
25 into consideration the current average market yield

1 on outstanding marketable obligations of the United
2 States with remaining periods to maturity com-
3 parable to the maturities of such loan, as determined
4 by the Secretary of the Treasury on the date the
5 loan is made.

6 “(2) DURATION.—The interest rate for each
7 loan under this section shall remain in effect for the
8 term of the loan.

9 “(f) CONDITION.—As a condition of receiving a loan
10 or loan guarantee under this section, a recipient of such
11 a loan or loan guarantee shall certify that the recipient
12 will reserve, for the sale of locally produced food products
13 (as determined by the Secretary) produced by farmers,
14 ranchers, or aquaculture, mariculture, or fisheries opera-
15 tors, or by associations of farmers, ranchers, or those op-
16 erators, not less than 50 percent of the floor area of a
17 farmers’ market—

18 “(1) that is operated or facilitated by the recipi-
19 ent; and

20 “(2) with respect to which loan funds will be
21 used.

22 “(g) FUNDING.—Of the funds of the Commodity
23 Credit Corporation, the Secretary shall use to carry out
24 this section \$15,000,000 for each of fiscal years 2017
25 through 2022.”.

1 (b) EXPANSION OF THE FARMERS' MARKET PRO-
2 MOTION PROGRAM.—Subsection (g) of section 6 of the
3 Farmer-to-Consumer Direct Marketing Act of 1976 (7
4 U.S.C. 3005) is amended—

5 (1) in paragraph (1)—

6 (A) in subparagraph (C), by striking
7 “and” at the end;

8 (B) in subparagraph (D), by striking
9 “2018.” and inserting “2017; and”; and

10 (C) by adding at the end the following new
11 subparagraph:

12 “(E) \$35,000,000 for each of fiscal years
13 2018 through 2022.”; and

14 (2) in paragraph (5)—

15 (A) in the heading, by inserting “TECH-
16 NICAL ASSISTANCE AND” before “ADMINISTRA-
17 TIVE EXPENSES”; and

18 (B) by inserting “to provide technical as-
19 sistance or” before “for administrative ex-
20 penses”.

21 (c) EXTENSION OF AND ADDITIONAL FUNDING FOR
22 SENIORS FARMERS' MARKET NUTRITION PROGRAM.—

23 (1) EXTENSION OF PROGRAM.—Section 4402(a)
24 of the Farm Security and Rural Investment Act of

1 2002 (7 U.S.C. 3007(a)) is amended to read as fol-
2 lows:

3 “(a) FUNDING.—Of the funds of the Commodity
4 Credit Corporation, the Secretary shall make available to
5 carry out and expand a seniors farmers’ market nutrition
6 program \$100,000,000 for each of fiscal years 2018
7 through 2022.”.

8 (2) PURPOSES.—Section 4402(b)(1) of the
9 Farm Security and Rural Investment Act of 2002 (7
10 U.S.C. 3007(b)(1)) is amended—

11 (A) by inserting “, minimally processed”
12 after “unprepared”; and

13 (B) by striking “and herbs” and inserting
14 “herbs, and other locally produced farm prod-
15 ucts, as the Secretary considers appropriate,”.

16 (3) ADMINISTRATIVE COSTS; UNEXPENDED
17 FUNDS.—Section 4402 of the Farm Security and
18 Rural Investment Act of 2002 (7 U.S.C. 3007) is
19 amended by adding at the end the following:

20 “(g) UNEXPENDED FUNDS.—To the extent the funds
21 made available under subsection (a) for a fiscal year are
22 not expended in that fiscal year, the Secretary shall use
23 such funds in a subsequent fiscal year for the same pur-
24 pose.

1 “(h) PRIORITIES.—In providing funds made available
2 under this section, the Secretary shall give priority to
3 farmers’ markets that have an operational seniors farm-
4 ers’ market program and to seniors farmers’ markets pro-
5 grams in historically underserved communities as defined
6 in section 4(d) of the Urban Agriculture Production Act
7 of 2016.

8 “(i) MINIMALLY PROCESSED DEFINED.—In this sec-
9 tion, the term ‘minimally processed’ means, with respect
10 to a product, processing that does not fundamentally alter
11 such product.”.

12 (d) COMMUNITY FOOD PROJECTS.—Section 25 of the
13 Food and Nutrition Act of 2008 (7 U.S.C. 2034) is
14 amended—

15 (1) by amending subsection (a)(1) to read as
16 follows:

17 “(1) COMMUNITY FOOD PROJECT.—The term
18 ‘community food project’ means a community-based
19 project that is designed—

20 “(A) to—

21 “(i) meet the food needs of low-in-
22 come individuals through food distribution,
23 community outreach to assist in participa-
24 tion in nutrition programs that receive

1 Federal funding, or improving access to
2 food as part of a comprehensive service;

3 “(ii) increase the self-reliance of com-
4 munities in providing for the food needs of
5 the communities; and

6 “(iii) promote comprehensive re-
7 sponses to local food, food access, farm,
8 and nutrition issues; or

9 “(B) to meet specific State, local, or neigh-
10 borhood food and agricultural needs, including
11 needs relating to—

12 “(i) equipment necessary for the effi-
13 cient operation of a project;

14 “(ii) planning for long-term solutions;
15 or

16 “(iii) the creation of innovative mar-
17 keting activities that mutually benefit agri-
18 cultural producers and low-income con-
19 sumers.”; and

20 (2) in subsection (b)(2)(C), by striking
21 “\$9,000,000” and inserting “\$10,000,000”.

22 (e) COMMUNITY FACILITIES DIRECT LOAN AND
23 GRANT PROGRAM.—With respect to the community facili-
24 ties direct loan and grant program, the Secretary shall in-

1 clude urban farmers or ranchers as eligible entities for
2 purposes of—

3 (1) loans under subpart A of part 1942 of title
4 7, Code of Federal Regulations; and

5 (2) grants under subpart B of part 3570 of
6 title 7, Code of Federal Regulations.

7 **SEC. 8. IMPROVING AGRICULTURAL REPORTING.**

8 (a) **EVALUATION OF FARMERS' MARKETS IN CENSUS**
9 **OF AGRICULTURE.**—Section 2(a) of the Census of Agri-
10 culture Act of 1997 (7 U.S.C. 2204g(a)) is amended by
11 adding at the end the following new paragraph:

12 “(3) **INCLUSION OF FARMERS' MARKETS.**—Ef-
13 fective beginning with the first census of agriculture
14 conducted after the date of the enactment of this
15 paragraph, the Secretary shall include as part of
16 each census of agriculture—

17 “(A) an evaluation of the state of farmers’
18 markets in the United States, including infor-
19 mation regarding the size, location, operational
20 capacity, and geographic dispersion of farmers’
21 markets and types of food products sold (both
22 in terms of product diversity and sales loca-
23 tions) through farmers’ markets; and

24 “(B) an analysis of the economic impact of
25 farmers’ markets, including the success of Fed-

1 eral programs in promoting and supporting
2 farmers' markets.'".

3 (b) COORDINATED ANNUAL REPORT ON FARMERS'
4 MARKETS.—Beginning on the date that is 90 days after
5 the date of the enactment of this Act and each year there-
6 after, the Secretary shall submit to Congress and publish
7 on the website of the Department of Agriculture a report
8 on the status of farmers' markets in the United States.
9 Such report shall include with respect to farmers' markets
10 in the United States for each year, the following informa-
11 tion:

12 (1) The number of farmers' markets.

13 (2) The number of farmers' markets established
14 during such year except that for the first year a re-
15 port is submitted under this section, the report shall
16 include the number of farmers' markets for the five
17 years immediately preceding the first reporting year.

18 (3) The economic value of an average farmers'
19 market.

20 (4) The type of governmental assistance pro-
21 vided to farmers' markets.

22 (5) The products that are typically sold at
23 farmers' markets.

1 (6) The number of farmers' markets that ac-
2 cept as a form of payment benefits distributed
3 through—

4 (A) the supplemental nutrition assistance
5 program established under the Food and Nutri-
6 tion Act of 2008 (7 U.S.C. 2011 et seq.);

7 (B) the seniors farmers' market nutrition
8 program established under section 4402 of the
9 Farm Security and Rural Investment Act of
10 2002 (7 U.S.C. 3007);

11 (C) the special supplemental nutrition pro-
12 gram for women, infants, and children estab-
13 lished under section 17 of the Child Nutrition
14 Act of 1966 (42 U.S.C. 1786); and

15 (D) any other Federal or State nutrition
16 assistance program as determined appropriate
17 by the Secretary.

18 (7) The methods through which farmers' mar-
19 kets process the forms of payment described in para-
20 graph (6).

21 (8) The average income of a farmers' market
22 operator.

23 (9) The average profit of a farmers' market op-
24 erator.

1 (10) The average expenses incurred by a farm-
2 ers' market operator.

3 (11) Other occupations of operators of farmers'
4 markets.

5 (12) The percentage of food sold or offered for
6 sale at farmers' markets that is locally produced.

7 (13) Any other information related to farmers'
8 markets in the United States that the Secretary de-
9 termines is important to promote and enhance the
10 use of farmers' markets in the United States.

11 (c) REPORT ON STATUS OF AGRICULTURAL PRODUC-
12 TION IN AND AROUND URBAN AREAS.—Not later than
13 one year after the date of the enactment of this Act and
14 not later than 90 days after the end of each fiscal year
15 thereafter, the Secretary shall submit a report to Congress
16 (and make such report publicly available electronically) on
17 the status of urban agriculture. The report shall include—

18 (1) with respect to urban agriculture, informa-
19 tion on—

20 (A) the percentage and economic value of
21 urban agriculture production;

22 (B) the most popular type of agricultural
23 activity in which individuals are engaged in
24 such production;

1 (C) the most recent best practices for such
2 production;

3 (D) the type of agricultural products mar-
4 keted and sold through such production; and

5 (E) the progress made toward strength-
6 ening local food systems in carrying out such
7 production;

8 (2) an analysis of local government regulations,
9 including zoning, that have supported or could sup-
10 port sustainable urban agriculture; and

11 (3) recommendations on how to further urban
12 agriculture.

13 (d) PERFORMANCE GOALS.—The Secretary shall in-
14 corporate promoting and enhancing urban agriculture into
15 the Department of Agriculture performance goals estab-
16 lished in the agency performance plan under section 1115
17 of title 31, United States Code, and updated in accordance
18 with section 1116 of such title.

19 **SEC. 9. STUDY AND REPORT.**

20 (a) STUDY.—Not later than 90 days after the date
21 of the enactment of this Act, the Secretary and the Sec-
22 retary of Energy shall enter into an agreement with the
23 National Academy of Sciences to conduct a study of tech-
24 nologies to advance urban agricultural including tech-

1 nologies that increase input efficiency, reduce costs, and
2 ensure food safety.

3 (b) REPORT.—Not later than one year after the com-
4 pletion of the study required under subsection (a), the Sec-
5 retary shall submit a report to Congress summarizing the
6 findings of such study.

○