

## No. 2001-51

## AN ACT

## SB 793

Amending the act of December 13, 1999 (P.L.905, No.57), entitled "An act providing for emergency drought relief, for commercial orchard and fruit tree nursery indemnity, for grants for flood damage and for powers and duties of the Department of Agriculture; establishing the Supplemental Individual Assistance Program; providing for payment of the Commonwealth's share to secure individual assistance from the Federal Government; and making appropriations," further providing for appropriations.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Section 5102(a), (b) and (c) of the act of December 13, 1999 (P.L.905, No.57), known as the Drought, Orchard and Nursery Indemnity and Flood Relief Act, amended June 22, 2000 (P.L.475, No.65), are amended to read:

Section 5102. Appropriations.

(a) Drought relief.—

(1) The sum of \$60,000,000, or as much thereof as may be necessary, is hereby appropriated to the Department of Agriculture to carry out the provisions of Chapter 3.

(2) Any funds not [needed] *encumbered* for the purposes of Chapter 3 shall lapse to the General Fund on December 31, 2000.

(3) *Any funds encumbered but not allocated under Chapter 3 shall be transferred to the department for use under subsection (b).*

(b) Crop insurance.—

(1) The sum of \$5,600,000, or as much as may be necessary, is hereby appropriated to the Department of Agriculture to provide payment for crop insurance in an amount up to 10% of the cost of the insurance premiums and the total amount of all related fees for producers of agricultural commodities [during calendar] *in years [2000 and 2001] in which funds are appropriated or made available to the department.* If sufficient funds are not available to provide for up to 10% of the cost of the insurance premiums and the total amount of all related fees, the [Department of Agriculture] *department shall prorate the available funds among all the producers of agricultural commodities who applied[. Any unused funds] for and received Federal crop insurance for that crop year.*

(2) *Money under this subsection and subsection (a)(3) is continuously appropriated to the department, and the appropriation shall not lapse [into the General Fund on June 30, 2001] at the end of any fiscal year.*

(c) Orchard and nursery indemnity.—The sum of \$2,000,000, or as much thereof as may be necessary, is hereby appropriated to the Department of Agriculture to carry out the provisions of Chapter 5. Any funds not needed for the purposes of Chapter 5 shall lapse to the General Fund on June 30, [2001] 2002.

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Section 2. This act shall take effect immediately.

APPROVED—The 22nd day of June, A.D. 2001.

THOMAS J. RIDGE