

105<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

**H. R. 4647**

---

**AN ACT**

To amend the Agricultural Trade Act of 1978 to require the President to report to Congress on any selective embargo on agricultural commodities, to provide a termination date for the embargo, to provide greater assurances for contract sanctity, and for other purposes.

105<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# **H. R. 4647**

---

## **AN ACT**

To amend the Agricultural Trade Act of 1978 to require the President to report to Congress on any selective embargo on agricultural commodities, to provide a termination date for the embargo, to provide greater assurances for contract sanctity, 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.**

4       This Act may be cited as the “Selective Agricultural  
5 Embargoes Act of 1998”.

6 **SEC. 2. REPORTING ON SELECTIVE EMBARGOES.**

7       The Agricultural Trade Act of 1978 (7 U.S.C. 5711  
8 et seq.) is amended by adding at the end of title VI:

9 **“SEC. 604. REPORTING ON SELECTIVE EMBARGOES.**

10       “(a) REPORT.—If the President takes any action,  
11 pursuant to statutory authority, to embargo the export  
12 under an export sales contract (as defined in subsection  
13 (e)) of an agricultural commodity to a country that is not  
14 part of an embargo on all exports to the country, not later  
15 than 5 days after imposing the embargo, the President  
16 shall submit a report to Congress that sets forth in detail  
17 the reasons for the embargo and specifies the proposed  
18 period during which the embargo will be effective.

19       “(b) APPROVAL OF EMBARGO.—If a joint resolution  
20 approving the embargo becomes law during the 100-day  
21 period beginning on the date of receipt of the report pro-  
22 vided for in subsection (a), the embargo shall terminate  
23 on the earlier of—

24               “(1) a date determined by the President; or

1           “(2) the date that is 1 year after the date of  
2           enactment of the joint resolution approving the em-  
3           bargo.

4           “(c) DISAPPROVAL OF EMBARGO.—If a joint resolu-  
5           tion disapproving the embargo becomes law during the  
6           100-day period referred to in subsection (b), the embargo  
7           shall terminate on the expiration of the 100-day period.

8           “(d) EXCEPTION.—Notwithstanding any other provi-  
9           sion of this section, an embargo may take effect and con-  
10          tinue in effect during any period in which the United  
11          States is in a state of war declared by Congress or na-  
12          tional emergency, requiring such action, declared by the  
13          President.

14          “(e) DEFINITIONS.—As used in this section—

15                 “(1) the term ‘agricultural commodity’ includes  
16                 plant nutrient materials;

17                 “(2) the term ‘under an export sales contract’  
18                 means under an export sales contract entered into  
19                 before the President has transmitted to Congress no-  
20                 tice of the proposed embargo; and

21                 “(3) the term ‘embargo’ includes any prohibi-  
22                 tion or curtailment.”.

1 **SEC. 3. ADDITION OF PLANT NUTRIENT MATERIALS TO**  
2 **PROTECTION OF CONTRACT SANCTITY.**

3 Section 602(c) of the Agricultural Trade Act of 1978  
4 (7 U.S.C. 5712(e)) is amended by inserting “(including  
5 plant nutrient materials)” after “agricultural commodity”  
6 each place it appears.

Passed the House of Representatives October 5,  
1998.

Attest:

*Clerk.*