

118TH CONGRESS  
1ST SESSION

# S. 322

To amend the Plant Protection Act to establish a fund for spotted wing drosophila research and mitigation.

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## IN THE SENATE OF THE UNITED STATES

FEBRUARY 9, 2023

Mr. PETERS (for himself, Ms. COLLINS, Mr. BRAUN, and Mr. MERKLEY) introduced the following bill; which was read twice and referred to the Committee on Agriculture, Nutrition, and Forestry

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## A BILL

To amend the Plant Protection Act to establish a fund for spotted wing drosophila research and mitigation.

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 “Spotted Wing Abate-  
5 ment Trust Act of 2023” or the “SWAT Act of 2023”.

6 **SEC. 2. FINDINGS.**

7 Congress finds that—

8 (1) the spotted wing drosophila, an invasive  
9 species from East Asia, has caused significant dam-  
10 age to many valuable fruit crops in the United

1 States, including raspberries, blackberries, blue-  
2 berries, strawberries, peaches, plums, and cherries;  
3 and

4 (2) the Department of Agriculture estimates  
5 that spotted wing drosophila account for a combined  
6 20 percent revenue loss across strawberry, blueberry,  
7 raspberry, blackberry, and cherry crops, based on re-  
8 ported yield losses due to that species.

9 **SEC. 3. SPOTTED WING DROSOPHILA RESEARCH AND MITI-**  
10 **GATION.**

11 Subtitle A of the Plant Protection Act (7 U.S.C.  
12 7711 et seq.) is amended by adding at the end the fol-  
13 lowing:

14 **“SEC. 420A. SPOTTED WING DROSOPHILA RESEARCH AND**  
15 **MITIGATION.**

16 “(a) IN GENERAL.—The Administrator of the Ani-  
17 mal and Plant Health Inspection Service (referred to in  
18 this section as the ‘Administrator’) shall establish a fund  
19 within the Department of Agriculture to fund research re-  
20 lating to, and activities to mitigate the negative effects of,  
21 spotted wing drosophila.

22 “(b) ADMINISTRATION OF FUND.—The Adminis-  
23 trator shall—

24 “(1) determine eligible recipients to enter into  
25 cooperative agreements with, or award grants to,

1 using amounts in the fund established under sub-  
2 section (a); and

3 “(2) oversee the activities carried out using  
4 amounts in that fund.

5 “(c) AUTHORIZATION OF APPROPRIATIONS.—There  
6 is authorized to be appropriated for the fund established  
7 under subsection (a) \$6,500,000 for the fiscal year in  
8 which the Spotted Wing Abatement Trust Act of 2023 is  
9 enacted and each of the 4 fiscal years thereafter.”.

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