

119TH CONGRESS
2^D SESSION

S. _____

To direct the Secretary of Agriculture to publish, on an annual basis, an assessment of United States dependency on the exportation of agricultural commodities to adversarial countries, and for other purposes.

IN THE SENATE OF THE UNITED STATES

Mr. RICKETTS introduced the following bill; which was read twice and referred to the Committee on _____

A BILL

To direct the Secretary of Agriculture to publish, on an annual basis, an assessment of United States dependency on the exportation of agricultural commodities to adversarial countries, 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 “Moving Away from
5 Risk to Key Export Targets Act of 2026” or the “MAR-
6 KET Act of 2026”.

1 **SEC. 2. AGRICULTURAL COMMODITIES EXPORT ASSESS-**
2 **MENTS AND REPORTS.**

3 (a) DEFINITIONS.—In this section:

4 (1) COVERED EXPORT.—

5 (A) IN GENERAL.—The term “covered ex-
6 port” means any agricultural commodity ex-
7 ported by the United States.

8 (B) INCLUSIONS.—The term “covered ex-
9 port” includes—

10 (i) soybeans;

11 (ii) corn;

12 (iii) beef;

13 (iv) chicken;

14 (v) pork;

15 (vi) tree nuts;

16 (vii) sorghum;

17 (viii) cotton; and

18 (ix) dairy.

19 (2) FOREIGN ADVERSARY.—The term “foreign
20 adversary” means—

21 (A) any foreign adversary (as defined in
22 section 8(c) of the Secure and Trusted Commu-
23 nications Networks Act of 2019 (47 U.S.C.
24 1607(c))); and

25 (B) any foreign country identified by the
26 Secretary pursuant to subsection (d).

1 (3) NONADVERSARIAL.—The term “nonadver-
2 sarial”, with respect to a foreign country or a mar-
3 ket, means, respectively—

4 (A) that the foreign country is not a for-
5 eign adversary; and

6 (B) that the market is located outside the
7 jurisdiction of a foreign adversary.

8 (4) SECRETARY.—The term “Secretary” means
9 the Secretary of Agriculture.

10 (b) ANNUAL ASSESSMENT AND REPORT.—On an an-
11 nual basis, the Secretary, in coordination with the United
12 States Trade Representative, shall submit to the Com-
13 mittee on Agriculture, Nutrition, and Forestry of the Sen-
14 ate and the Committee on Agriculture of the House of
15 Representatives a report that—

16 (1) identifies risks and vulnerabilities with re-
17 spect to the existing access of the United States to
18 covered export markets of foreign adversaries that
19 pose a risk of exploiting such a market; and

20 (2) contains an assessment of alternative mar-
21 kets to the markets described in paragraph (1).

22 (c) CONTENTS.—Each report under subsection (b)
23 shall—

24 (1) address the current and potential market
25 access for each covered export that could be at risk

1 of exploitation by a foreign adversary in the event of
2 a trade disruption or military conflict;

3 (2) contain recommendations of the Secretary,
4 in coordination with the United States Trade Rep-
5 resentative, the Secretary of Commerce, and the
6 Secretary of State, to reduce the dependency of the
7 United States on markets of foreign adversaries for
8 covered exports;

9 (3) identify alternative markets for increasing
10 covered exports to nonadversarial countries; and

11 (4)(A) describe, monitor changes over time in,
12 and otherwise address potential risks posed by for-
13 eign adversaries to covered exports in nonadversarial
14 markets; and

15 (B) contain recommendations for—

16 (i) methods to address the risks described
17 in subparagraph (A); and

18 (ii) the presence and activities of the
19 United States, unrelated to covered exports, in
20 nonadversarial countries for the purpose of un-
21 derstanding how covered export market and
22 nonmarket presence and activities may limit or
23 constrain the United States with respect to cov-
24 ered exports and related market access.

1 (d) IDENTIFICATION OF FOREIGN ADVERSARIES.—

2 At the discretion of the Secretary, for purposes of inclu-
3 sion in an assessment under this section, the Secretary
4 may identify as a foreign adversary any foreign country
5 that the Secretary determines has engaged in a long-term
6 pattern, or 1 or more serious instances, of conduct signifi-
7 cantly adverse to—

8 (1) the national security of the United States;

9 or

10 (2) the security and safety of residents of the
11 United States.

12 (e) COLLECTION, DISTRIBUTION, AND PROTECTION
13 OF INFORMATION.—

14 (1) VOLUNTARY BASIS.—The Secretary may
15 collect information as part of an assessment under
16 this section, subject to the condition that any such
17 collection from a private entity shall be conducted on
18 a voluntary basis.

19 (2) AGGREGATE DATA.—The Secretary, an offi-
20 cer or employee of the Department of Agriculture
21 (or any agency thereof), or any other person shall
22 not disclose to the public any information provided
23 by a private entity for purposes of an assessment
24 under this section, unless the information has been
25 transformed into a statistical or aggregate form that

1 does not allow the identification of the person that
2 supplied any particular information.

3 (3) CONFIDENTIALITY.—The Secretary shall
4 ensure that no report submitted under this section
5 includes any information that is a trade secret or
6 confidential information subject to—

7 (A) section 552(b)(4) of title 5, United
8 States Code; or

9 (B) section 1905 of title 18, United States
10 Code.

11 (4) IMMUNITY FROM DISCLOSURE.—Informa-
12 tion provided to the Secretary as part of an assess-
13 ment under this section—

14 (A) shall be considered to be specifically
15 exempted from disclosure under section
16 552(b)(3) of title 5, United States Code; and

17 (B) shall not be used by the Secretary for
18 any purpose other than to carry out this sec-
19 tion.

20 (f) TERMINATION OF REPORT.—The Secretary shall
21 terminate the preparation and submission of the report
22 under this section on making a determination that all rel-
23 evant covered export markets have become sufficiently di-
24 versified.