

**§ 582a-5. Apportionments, advice, criteria, etc.**

Apportionments among participating States shall be determined by the Secretary after consultation with the council appointed under section 582a-4 of this title. In making such apportionments, consideration shall be given to pertinent factors including non-Federal expenditures for forestry research by State-certified eligible institutions, areas of non-Federal commercial forest land, and the volume of timber cut annually. Three per centum of such funds as may be appropriated shall be made available to the Secretary for administration of this subchapter. These administrative funds may be used for transportation of scientists who are not officers or employees of the United States to research meetings convened for purposes of assessing research opportunities or research planning.

(Pub. L. 87-788, § 6, Oct. 10, 1962, 76 Stat. 807; Pub. L. 97-98, title XIV, § 1441(c), Dec. 22, 1981, 95 Stat. 1320.)

**Editorial Notes**

## AMENDMENTS

1981—Pub. L. 97-98 substituted provisions directing the Secretary to make apportionments among participating States only after consultation with the council appointed under section 582a-4 of this title, enumerating the factors to be considered in making apportionments, and authorizing the expenditure of funds to transport scientists to research meetings for provisions which had authorized the Secretary to prescribe necessary rules and regulations, to furnish necessary advice and assistance, and to appoint an advisory committee. See section 582a-4 of this title.

**Statutory Notes and Related Subsidiaries**

## EFFECTIVE DATE OF 1981 AMENDMENT

Amendment by Pub. L. 97-98 effective Dec. 22, 1981, see section 1801 of Pub. L. 97-98, set out as an Effective Date note under section 4301 of Title 7, Agriculture.

**§ 582a-6. Scope of forestry research**

The term “forestry research” as used in this subchapter shall include investigations relating to: (1) Reforestation and management of land for the production of crops of timber and other related products of the forest; (2) management of forest and related watershed lands to improve conditions of waterflow and to protect resources against floods and erosion; (3) management of forest and related rangeland for production of forage for domestic livestock and game and improvement of food and habitat for wildlife; (4) management of forest lands for outdoor recreation; (5) protection of forest land and resources against fire, insects, diseases, or other destructive agents; (6) utilization of wood and other forest products; (7) development of sound policies for the management of forest lands and the harvesting and marketing of forest products; and (8) such other studies as may be necessary to obtain the fullest and most effective use of forest resources.

(Pub. L. 87-788, § 7, Oct. 10, 1962, 76 Stat. 807.)

**§ 582a-7. “State” defined**

The term “State” as used in this subchapter shall include Puerto Rico, the Virgin Islands, and Guam.

(Pub. L. 87-788, § 8, Oct. 10, 1962, 76 Stat. 807; Pub. L. 92-318, title V, § 506(j), June 23, 1972, 86 Stat. 351.)

**Editorial Notes**

## AMENDMENTS

1972—Pub. L. 92-318 inserted reference to Virgin Islands and Guam.

**Statutory Notes and Related Subsidiaries**

## EFFECTIVE DATE OF 1972 AMENDMENT

Amendment by Pub. L. 92-318 effective after June 30, 1970, see section 506(n) of Pub. L. 92-318, set out as an Effective Date note under section 326a of Title 7, Agriculture.

**§ 582a-8. Competitive forestry, natural resources, and environmental grants program****(a) Establishment**

The Secretary of Agriculture (hereafter referred to in this section as the “Secretary”) shall establish a competitive forestry, natural resources, and environmental grant program to award grants for the conduct of research or forest restoration as described in subsection (c).

**(b) Eligible entities**

To be eligible to receive a grant under subsection (a), an entity shall—

(1) be a State agricultural experiment station, a college or university, a research institution or organization, a Federal agency, a private organization, or a corporation that has a demonstrable capacity to conduct forestry, natural resources, and environmental research as determined by the Secretary; and

(2) prepare and submit to the Secretary, an application at such time, in such manner, and containing such information as the Secretary shall require, including the proposed use of the amounts that may be received under a grant.

**(c) Priorities****(1) Research**

In awarding the initial grants under subsection (a) the Secretary shall give priority to applicants who will use such grants for research concerning—

(A) the biology of forest organisms, including physiology, genetic mechanisms, and biotechnology;

(B) ecosystem function and management, including forest ecosystem research, biodiversity, forest productivity, pest management, water resources, and alternative silvicultural systems;

(C) wood as a raw material, including forest products and harvesting;

(D) human forest interactions, including outdoor recreation, public policy formulation, economics, sociology, and administrative behavior;

(E) international trade, competition, and cooperation related to forest products;

(F) alternative native crops, products, and services that can be produced from renewable natural resources associated with privately held forest lands;

(G) viable economic production and marketing systems for alternative natural resource products and services;

(H) economic and environmental benefits of various conservation practices on forest lands;

(I) genetic tree improvement; and  
(J) market expansion.

**(2) Forest restoration**

Grants may be used to support programs that restore forest tree species native to American forests that may have suffered severe levels of mortality caused by non-native insects, plant pathogens, or others pests.

**(A) Required component of forest restoration strategy**

To receive a grant under this subsection, an eligible institution shall demonstrate that it offers a program with a forest restoration strategy that incorporates not less than one of the following components:

- (i) Collection and conservation of native tree genetic material.
- (ii) Production of propagules of native trees in numbers large enough for landscape scale restoration.
- (iii) Site preparation of former of native tree habitat.
- (iv) Planting of native tree seedlings.
- (v) Post-planting maintenance of native trees.

**(B) Award of grants**

The Secretary shall award competitive grants under this subsection based on the degree to which the applicant addresses the following criteria:

- (i) Risk posed to the forests of that State by non-native pests, as measured by such factors as the number of such pests present in the State.
- (ii) The proportion of the State's forest composed of species vulnerable to non-native pests present in the United States.
- (iii) The pests' rate of spread via natural or human-assisted means.

**(d) Facilities and equipment**

**(1) Authority**

Grants made under this section may be used to update research facilities and equipment available to facilitate the conduct of state-of-the-art research in forestry, natural resources, and the environment.

**(2) Priorities and criteria**

The Secretary, in consultation with the Cooperative Forestry Research Council appointed under section 582a-4(b) of this title, may develop criteria and priorities for the awarding of grants for use under paragraph (1).

**(e) Recommendations**

The Secretary shall request the Cooperative Forestry Research Council referred to in subsection (d)(2) to provide recommendations regarding grant priorities.

**(f) Term**

The Secretary may make grants under this section for periods of not to exceed 5 years.

**(g) Authorization of appropriations**

There are authorized to be appropriated such sums as may be necessary to carry out this section.

(Pub. L. 101-624, title XII, §1232, Nov. 28, 1990, 104 Stat. 3543; Pub. L. 115-334, title VIII, §8708, Dec. 20, 2018, 132 Stat. 4882.)

**Editorial Notes**

**CODIFICATION**

Section was enacted as part of the Forest Stewardship Act of 1990 and as part of the Food, Agriculture, Conservation, and Trade Act of 1990, and not as part of the McIntire-Stennis Act of 1962 which comprises this subchapter.

**AMENDMENTS**

2018—Subsec. (a). Pub. L. 115-334, §8708(1), inserted “or forest restoration” after “research”.

Subsec. (c). Pub. L. 115-334, §8708(2), amended subsec. (c) generally. Prior to amendment, subsec. (c) related to applicant priority based on use of grants for certain research areas.

**SUBCHAPTER IV—SUSTAINED-YIELD  
FOREST MANAGEMENT**

**§ 583. Establishment of sustained-yield units to stabilize forest industries, employment, communities and taxable wealth**

In order to promote the stability of forest industries, of employment, of communities, and of taxable forest wealth, through continuous supplies of timber; in order to provide for a continuous and ample supply of forest products; and in order to secure the benefits of forests in maintenance of water supply, regulation of stream flow, prevention of soil erosion, amelioration of climate, and preservation of wildlife, the Secretary of Agriculture and the Secretary of the Interior are severally authorized to establish by formal declaration, when in their respective judgments such action would be in the public interest, cooperative sustained-yield units which shall consist of federally owned or administered forest land under the jurisdiction of the Secretary establishing the unit and, in addition thereto, land which reasonably may be expected to be made the subject of one or more of the cooperative agreements with private landowners authorized by section 583a of this title.

(Mar. 29, 1944, ch. 146, §1, 58 Stat. 132.)

**§ 583a. Cooperative agreements with private owners; privileges of private owners; recordation of agreements**

The Secretary of Agriculture, with respect to forest land under his jurisdiction, and the Secretary of the Interior, with respect to forest land under his jurisdiction, are severally authorized, for the purposes specified in section 583 of this title, to enter into cooperative agreements with private owners of forest land within a cooperative sustained-yield unit, established pursuant to said section, providing for the coordinated management of such private forest land and of federally owned or administered forest lands within the sustained-yield unit involved. Each cooperative agreement may give the cooperating private landowner the privilege of purchasing without competitive bidding at prices not less than their appraised value, subject to periodic readjustments of stumpage rates and to such other conditions and requirements