

vision for prior crops, see section 1171 of Pub. L. 101-624, set out as a note under section 1421 of this title.

PART B—MARKETING QUOTAS

SUBPART I—MARKETING QUOTAS—TOBACCO

§§ 1311 to 1314-1. Repealed. Pub. L. 108-357, title VI, § 611(a), Oct. 22, 2004, 118 Stat. 1522

Section 1311, act Feb. 16, 1938, ch. 30, title III, § 311, 52 Stat. 45, set forth legislative findings.

Section 1312, acts Feb. 16, 1938, ch. 30, title III, § 312, 52 Stat. 46; Mar. 26, 1938, ch. 54, 52 Stat. 120; Aug. 7, 1939, ch. 562, 563, 53 Stat. 1261; June 13, 1940, ch. 360, §§ 2, 3, 54 Stat. 392; Nov. 22, 1940, ch. 914, §§ 2, 5, 54 Stat. 1209, 1210; Feb. 28, 1942, ch. 123, 56 Stat. 121; July 3, 1948, ch. 827, title II, § 208, 62 Stat. 1257; Aug. 9, 1955, ch. 639, 69 Stat. 557; June 22, 1956, ch. 427, 70 Stat. 330; Pub. L. 99-272, title I, § 1104(a), Apr. 7, 1986, 100 Stat. 89, related to national tobacco marketing quotas.

Section 1313, acts Feb. 16, 1938, ch. 30, title III, § 313, 52 Stat. 47; Apr. 7, 1938, ch. 107, § 5, 52 Stat. 202; May 31, 1938, ch. 292, § 2, 52 Stat. 586; Aug. 7, 1939, ch. 564, 53 Stat. 1261; June 13, 1940, ch. 360, § 4, 54 Stat. 392; Feb. 6, 1942, ch. 44, § 1, 56 Stat. 51; Apr. 29, 1943, ch. 80, 57 Stat. 69; Oct. 17, 1951, ch. 511, 65 Stat. 422; Mar. 31, 1955, ch. 21, §§ 3, 4, 69 Stat. 24; Aug. 11, 1955, ch. 789, 69 Stat. 670; Aug. 11, 1955, ch. 799, 69 Stat. 684; Pub. L. 85-489, § 1, July 2, 1958, 72 Stat. 291; Feb. 16, 1938, ch. 30, title III, § 378(d), as added Pub. L. 85-835, title V, § 501, Aug. 28, 1958, 72 Stat. 995; Pub. L. 89-12, § 2, Apr. 16, 1965, 79 Stat. 72; Pub. L. 90-106, Oct. 12, 1967, 81 Stat. 275, related to apportionment of national marketing quotas.

Section 1314, acts Feb. 16, 1938, ch. 30, title III, § 314, 52 Stat. 48; Aug. 7, 1939, ch. 565, 53 Stat. 1262; June 13, 1940, ch. 360, § 5, 54 Stat. 393; Feb. 19, 1946, ch. 31, § 2, 60 Stat. 21; June 22, 1954, ch. 339, 68 Stat. 270; Mar. 31, 1955, ch. 21, § 5, 69 Stat. 24; Pub. L. 97-218, title I, § 103, title II, § 206(a), July 20, 1982, 96 Stat. 201, 206, related to penalties for marketing of tobacco which is in excess of quotas or not eligible for price supports.

Section 1314-1, act Feb. 16, 1938, ch. 30, title III, § 314A, as added Pub. L. 97-218, title III, § 306, July 20, 1982, 96 Stat. 215, related to limitation on sale of tobacco floor sweepings.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF REPEAL

Repeal applicable to the 2005 and subsequent crops of tobacco, see section 643 of Pub. L. 108-357, set out as an Effective Date note under section 518 of this title.

SAVINGS PROVISION

Repeal not to affect the liability of any person under this subpart with respect to the 2004 or an earlier crop of tobacco, see section 614 of Pub. L. 108-357, set out as a note under section 515 of this title.

§ 1314a. Repealed. Pub. L. 90-51, § 2, July 7, 1967, 81 Stat. 121

Section, act Feb. 16, 1938, ch. 30, title III, § 315, as added Aug. 21, 1958, Pub. L. 85-705, 72 Stat. 703, provided for a referendum among producers of type 21 (Virginia) fire-cured tobacco and type 37 Virginia sun-cured tobacco on the question of a single combined tobacco acreage allotment and provided for establishment and subsequent increases and decreases in allotments.

§§ 1314b to 1314j. Repealed. Pub. L. 108-357, title VI, § 611(a), Oct. 22, 2004, 118 Stat. 1522

Section 1314b, act Feb. 16, 1938, ch. 30, title III, § 316, as added Pub. L. 87-200, Sept. 6, 1961, 75 Stat. 469; amended Pub. L. 87-530, July 10, 1962, 76 Stat. 151; Pub. L. 87-824, Oct. 15, 1962, 76 Stat. 947; Pub. L. 88-68, July 19, 1963, 77 Stat. 81; Pub. L. 88-80, July 30, 1963, 77 Stat.

114; Pub. L. 88-469, §§ 1, 2, Aug. 20, 1964, 78 Stat. 581; Pub. L. 89-29, May 27, 1965, 79 Stat. 118; Pub. L. 89-321, title VII, § 703, Nov. 3, 1965, 79 Stat. 1210; Pub. L. 89-471, June 24, 1966, 80 Stat. 220; Pub. L. 90-6, Mar. 29, 1967, 81 Stat. 6; Pub. L. 90-52, July 7, 1967, 81 Stat. 121; Pub. L. 90-559, § 1(1), Oct. 11, 1968, 82 Stat. 996; Pub. L. 91-284, §§ 1-4, June 19, 1970, 84 Stat. 314; Pub. L. 92-311, June 6, 1972, 86 Stat. 215; Pub. L. 93-80, Aug. 1, 1973, 87 Stat. 178; Pub. L. 93-464, Oct. 24, 1974, 88 Stat. 1416; Pub. L. 94-445, Oct. 1, 1976, 90 Stat. 1489; Pub. L. 95-54, June 25, 1977, 91 Stat. 250; Pub. L. 97-218, title II, § 201, July 20, 1982, 96 Stat. 201; Pub. L. 98-180, title II, § 205(a), 206, Nov. 29, 1983, 97 Stat. 1145, 1147; Pub. L. 100-203, title I, § 1112(a), Dec. 22, 1987, 101 Stat. 1330-7; Pub. L. 101-134, § 2(b), Oct. 30, 1989, 103 Stat. 781; Pub. L. 106-78, title VIII, § 803(c)(6)(A), (B), Oct. 22, 1999, 113 Stat. 1177, 1178; Pub. L. 107-171, title I, § 1611(a), May 13, 2002, 116 Stat. 218, related to lease or sale of acreage allotments.

Section 1314b-1, act Feb. 16, 1938, ch. 30, title III, § 316A, as added Pub. L. 97-218, title II, § 202, July 20, 1982, 96 Stat. 205; amended Pub. L. 98-180, title II, § 207(a), Nov. 29, 1983, 97 Stat. 1148, related to mandatory sale of certain Flue-cured tobacco acreage allotments and marketing quotas.

Section 1314b-2, act Feb. 16, 1938, ch. 30, title III, § 316B, as added Pub. L. 97-218, title III, § 302, July 20, 1982, 96 Stat. 210; amended Pub. L. 98-180, title II, § 207(b), Nov. 29, 1983, 97 Stat. 1148, related to mandatory sale of certain Burley tobacco acreage allotments and marketing quotas.

Section 1314c, act Feb. 16, 1938, ch. 30, title III, § 317, as added Pub. L. 89-12, § 1, Apr. 16, 1965, 79 Stat. 66; amended Pub. L. 91-284, § 5, June 19, 1970, 84 Stat. 314; Pub. L. 97-218, title II, §§ 203, 205(a), 206(b), July 20, 1982, 96 Stat. 205-207; Pub. L. 98-180, title II, §§ 205(b), 208-210, Nov. 29, 1983, 97 Stat. 1147-1149; Pub. L. 99-182, § 4, Dec. 13, 1985, 99 Stat. 1173; Pub. L. 99-241, § 1, Jan. 30, 1986, 100 Stat. 3; Pub. L. 99-272, title I, § 1103(b), 1104(c), 1105(a)(1), Apr. 7, 1986, 100 Stat. 86, 89, 90; Pub. L. 100-203, title I, § 1112(b), Dec. 22, 1987, 101 Stat. 1330-8; Pub. L. 101-134, § 2(a)(2), Oct. 30, 1989, 103 Stat. 781; Pub. L. 103-66, title I, § 1106(d)(2), Aug. 10, 1993, 107 Stat. 323; Pub. L. 103-437, § 4(a)(5), Nov. 2, 1994, 108 Stat. 4581, related to acreage-poundage quotas.

Section 1314d, act Feb. 16, 1938, ch. 30, title III, § 318, as added Pub. L. 90-51, § 1, July 7, 1967, 81 Stat. 120; amended Pub. L. 90-387, July 5, 1968, 82 Stat. 293; Pub. L. 92-144, Oct. 23, 1971, 85 Stat. 393; Pub. L. 98-180, title II, § 212(a), Nov. 29, 1983, 97 Stat. 1149; Pub. L. 102-566, § 1, Oct. 28, 1992, 106 Stat. 4269; Pub. L. 106-224, title II, § 204(b)(8), June 20, 2000, 114 Stat. 402, related to transfers involving fire-cured, dark air-cured, and Virginia sun-cured tobacco.

Section 1314e, act Feb. 16, 1938, ch. 30, title III, § 319, as added Pub. L. 92-10, § 1, Apr. 14, 1971, 85 Stat. 23; amended Pub. L. 97-218, title III, § 303(b)-(j), July 20, 1982, 96 Stat. 211-214; Pub. L. 98-59, § 2, July 25, 1983, 97 Stat. 296; Pub. L. 98-180, title II, § 211, Nov. 29, 1983, 97 Stat. 1149; Pub. L. 99-241, § 2, Jan. 30, 1986, 100 Stat. 3; Pub. L. 99-272, title I, §§ 1103(c), 1104(b), (d), 1105(a)(2), 1107, Apr. 7, 1986, 100 Stat. 86, 89-91; Pub. L. 100-387, title III, § 304(a)(1), Aug. 11, 1988, 102 Stat. 948; Pub. L. 101-134, § 2(a)(1), Oct. 30, 1989, 103 Stat. 781; Pub. L. 101-577, § 2(a), (b), (d), (e), Nov. 15, 1990, 104 Stat. 2856, 2857; Pub. L. 102-237, title I, § 116(1), Dec. 13, 1991, 105 Stat. 1840; Pub. L. 103-66, title I, § 1106(d)(1), Aug. 10, 1993, 107 Stat. 323; Pub. L. 106-78, title VII, § 755(a), Oct. 22, 1999, 113 Stat. 1170; Pub. L. 106-224, title II, § 204(b)(9)-(12), June 20, 2000, 114 Stat. 403; Pub. L. 108-7, div. A, title VII, § 765(a), Feb. 20, 2003, 117 Stat. 47, related to farm poundage quotas for certain kinds of tobacco.

Section 1314f, act Feb. 16, 1938, ch. 30, title III, § 320, as added Pub. L. 93-411, Sept. 3, 1974, 88 Stat. 1089; amended Pub. L. 95-592, § 17, Nov. 4, 1978, 92 Stat. 2534; Pub. L. 97-98, title XI, § 1108, Dec. 22, 1981, 95 Stat. 1266; Pub. L. 97-218, title II, § 204, July 20, 1982, 96 Stat. 206, related to nonquota tobacco subject to quota.

Section 1314g, act Feb. 16, 1938, ch. 30, title III, § 320A, as added Pub. L. 99-272, title I, § 1103(d), Apr. 7, 1986, 100 Stat. 88, related to submission of purchase intentions by cigarette manufacturers.

Section 1314h, act Feb. 16, 1938, ch. 30, title III, §320B, as added Pub. L. 99-272, title I, §1106(a), Apr. 7, 1986, 100 Stat. 90; amended Pub. L. 108-357, title VI, §613, Oct. 22, 2004, 118 Stat. 1524, related to purchase requirements and penalty for failure to meet them.

Section 1314i, act Feb. 16, 1938, ch. 30, title III, §320C, as added Pub. L. 103-66, title I, §1106(a), Aug. 10, 1993, 107 Stat. 318; amended Pub. L. 103-465, title IV, §422(a), Dec. 8, 1994, 108 Stat. 4964, related to quantity of tobacco grown in the United States that is required to be used by a cigarette manufacturer.

Section 1314j, act Feb. 16, 1938, ch. 30, title III, §320D, as added Pub. L. 106-47, §1, Aug. 13, 1999, 113 Stat. 228, and Pub. L. 106-78, title VII, §755(b), Oct. 22, 1999, 113 Stat. 1170; amended Pub. L. 106-113, div. B, §1000(a)(5) [title II, §211], Nov. 29, 1999, 113 Stat. 1536, 1501A-295, related to release of tobacco production and marketing information.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF REPEAL

Repeal applicable to the 2005 and subsequent crops of tobacco, see section 643 of Pub. L. 108-357, set out as an Effective Date note under section 518 of this title.

SAVINGS PROVISION

Repeal not to affect the liability of any person under this subpart with respect to the 2004 or an earlier crop of tobacco, see section 614 of Pub. L. 108-357, set out as a note under section 515 of this title.

TOBACCO DEFINITION AND INCREASE OF MARKETING QUOTAS AND ACREAGE ALLOTMENTS TO MEET DEMAND UNAFFECTED BY ACREAGE-POUNDAGE MARKETING QUOTAS AND PRICE SUPPORT PROVISIONS

Pub. L. 89-12, §4, Apr. 16, 1965, 79 Stat. 72, which provided that nothing in the Act could be construed as affecting the authority or responsibility of the Secretary of Agriculture under former sections 1301(b)(15) or 1313(i) of this title with respect to providing that different types of tobacco were to be treated as different kinds of tobacco, or with respect to increasing allotments or quotas for farms producing certain types of tobacco, was repealed by Pub. L. 108-357, title VI, §§611(n), 643, Oct. 22, 2004, 118 Stat. 1523, 1536, applicable to the 2005 and subsequent crops of tobacco.

§ 1315. Repealed. Pub. L. 108-357, title VI, § 611(o), Oct. 22, 2004, 118 Stat. 1523

Section, acts July 12, 1952, ch. 709, 66 Stat. 597; Mar. 31, 1955, ch. 21, §2, 69 Stat. 24, related to additional Burley tobacco acreage allotments.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF REPEAL

Repeal applicable to the 2005 and subsequent crops of tobacco, see section 643 of Pub. L. 108-357, set out as an Effective Date note under section 518 of this title.

SAVINGS PROVISION

Repeal not to affect the liability of any person under this section with respect to the 2004 or an earlier crop of tobacco, see section 614 of Pub. L. 108-357, set out as a note under section 515 of this title.

§ 1316. Repealed. Pub. L. 108-357, title VI, § 611(p), Oct. 22, 2004, 118 Stat. 1523

Section, Pub. L. 89-321, title VII, §703, Nov. 3, 1965, 79 Stat. 1210; Pub. L. 91-284, §6, June 19, 1970, 84 Stat. 314; Pub. L. 97-218, title II, §205(b), July 20, 1982, 96 Stat. 206, related to transfer of allotments subsequent to 1965.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF REPEAL

Repeal applicable to the 2005 and subsequent crops of tobacco, see section 643 of Pub. L. 108-357, set out as an Effective Date note under section 518 of this title.

SAVINGS PROVISION

Repeal not to affect the liability of any person under this section with respect to the 2004 or an earlier crop of tobacco, see section 614 of Pub. L. 108-357, set out as a note under section 515 of this title.

SUBPART II—ACREAGE ALLOTMENTS—CORN

Editorial Notes

AMENDMENTS

1954—Act Aug. 28, 1954, ch. 1041, title III, §303, 68 Stat. 902, substituted “Acreage Allotments—Corn” for “Marketing Quotas—Corn” in subpart II heading.

§ 1321. Legislative finding of effect on interstate and foreign commerce and necessity of regulation

Corn is a basic source of food for the Nation, and corn produced in the commercial corn-producing area moves almost wholly in interstate and foreign commerce in the form of corn, livestock, and livestock products.

Abnormally excessive and abnormally deficient supplies of corn acutely and directly affect, burden, and obstruct interstate and foreign commerce in corn, livestock, and livestock products. When abnormally excessive supplies exist, transportation facilities in interstate and foreign commerce are overtaxed, and the handling and processing facilities through which the flow of interstate and foreign commerce in corn, livestock, and livestock products is directed become acutely congested. Abnormally deficient supplies result in substantial decreases in livestock production and in an inadequate flow of livestock and livestock products in interstate and foreign commerce, with the consequence of unreasonably high prices to consumers.

Violent fluctuations from year to year in the available supply of corn disrupt the balance between the supply of livestock and livestock products moving in interstate and foreign commerce and the supply of corn available for feeding. When available supplies of corn are excessive, corn prices are low and farmers overexpand livestock production in order to find outlets for corn. Such expansion, together with the relative scarcity and high price of corn, forces farmers to market abnormally excessive supplies of livestock in interstate commerce at sacrifice prices, endangering the financial stability of producers, and overtaxing handling and processing facilities through which the flow of interstate and foreign commerce in livestock and livestock products is directed. Such excessive marketings deplete livestock on farms, and livestock marketed in interstate and foreign commerce consequently becomes abnormally low, with resultant high prices to consumers and danger to the financial stability of persons engaged in transporting, handling, and processing livestock in interstate and foreign commerce. These high prices in turn result in another overexpansion of livestock production.