

ricultural Marketing Act of 1946 which comprises this chapter.

AMENDMENTS

2018—Subsec. (b). Pub. L. 115-334 substituted “2023” for “2018”.

2014—Subsec. (b). Pub. L. 113-79 substituted “2018” for “2012”.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE

Enactment of this section and repeal of Pub. L. 110-234 by Pub. L. 110-246 effective May 22, 2008, the date of enactment of Pub. L. 110-234, see section 4 of Pub. L. 110-246, set out as a note under section 8701 of this title.

DEFINITIONS

“Secretary” as meaning the Secretary of Agriculture, see section 8701 of this title.

Pub. L. 110-234, title X, §10001, May 22, 2008, 122 Stat. 1335, and Pub. L. 110-246, §4(a), title X, §10001, June 18, 2008, 122 Stat. 1664, 2096, provided that: “In this title [enacting this section, former section 1622c, sections 7655a, 7721, and former section 7761 of this title, and section 2104a of Title 16, Conservation, amending sections 608e-1, 1622, 2204g, former 3005, 4606, 5925c, 6104, 6522, 6523, 7715, 7733, 7734, 7751, and 7772 of this title, enacting provisions set out as notes under sections 608c, 1622, and 7701 of this title, and amending provisions set out as a note under section 1621 of this title]:

“(1) SPECIALTY CROP.—The term ‘specialty crop’ has the meaning given the term in section 3 of the Specialty Crops Competitiveness Act of 2004 (7 U.S.C. 1621 note; Public Law 108-465).

“(2) STATE DEPARTMENT OF AGRICULTURE.—The term ‘State department of agriculture’ means the agency, commission, or department of a State government responsible for protecting and promoting agriculture in the State.”

[Pub. L. 110-234 and Pub. L. 110-246 enacted identical provisions. Pub. L. 110-234 was repealed by section 4(a) of Pub. L. 110-246, set out as a note under section 8701 of this title.]

§ 1622c. Repealed. Pub. L. 113-79, title X, § 10002, Feb. 7, 2014, 128 Stat. 940

Section, Pub. L. 110-234, title X, §10403, May 22, 2008, 122 Stat. 1349; Pub. L. 110-246, §4(a), title X, §10403, June 18, 2008, 122 Stat. 1664, 2111, related to a grant program to improve movement of specialty crops.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF REPEAL

Pub. L. 113-79, title X, §10002, Feb. 7, 2014, 128 Stat. 940, provided that: “Effective October 1, 2013, section 10403 of the Food, Conservation, and Energy Act of 2008 (7 U.S.C. 1622c) is repealed.”

§ 1623. Authorization of appropriations; allotments to States

(a) In order to conduct research and service work in connection with the preparation for market, processing, packaging, handling, storing, transporting, distributing, and marketing of agricultural products as authorized by this chapter, there is hereby authorized to be appropriated the following sums:

(1) \$2,500,000 for the fiscal year ending June 30, 1947, and each subsequent fiscal year.

(2) An additional \$2,500,000 for the fiscal year ending June 30, 1948, and each subsequent fiscal year.

(3) An additional \$5,000,000 for the fiscal year ending June 30, 1949, and each subsequent fiscal year.

(4) An additional \$5,000,000 for the fiscal year ending June 30, 1950, and each subsequent fiscal year.

(5) An additional \$5,000,000 for the fiscal year ending June 30, 1951, and each subsequent fiscal year.

(6) In addition to the foregoing, such additional funds beginning with the fiscal year ending June 30, 1952, and thereafter, as the Congress may deem necessary.

Such sums appropriated in pursuance of this chapter shall be in addition to, and not in substitution for, sums appropriated or otherwise made available to the Department of Agriculture.

(b) The Secretary of Agriculture is authorized to make available from such funds such sums as he may deem appropriate for allotment to State departments of agriculture, State bureaus and departments of markets, State agricultural experiment stations, and other appropriate State agencies for cooperative projects in marketing service and in marketing research to effectuate the purposes of this chapter: *Provided*, That no such allotment and no payment under any such allotment shall be made for any fiscal year to any State agency in excess of the amount which such State agency makes available out of its own funds for such research. The funds which State agencies are required to make available in order to qualify for such an allotment shall be in addition to any funds now available to such agencies for marketing services and for marketing research. The allotments authorized under this section shall be made to the agency or agencies best equipped and qualified to conduct the specific project to be undertaken. Such allotments shall be covered by cooperative agreements between the Secretary of Agriculture and the cooperating agency and shall include appropriate provisions for preventing duplication or overlapping of work within the State or States cooperating. Should duplication or overlapping occur subsequent to approval of a cooperative project or allotment of funds, the Secretary of Agriculture is authorized and directed to withhold unexpended balances on such projects notwithstanding the prior approval thereof.

(Aug. 14, 1946, ch. 966, title II, §204, 60 Stat. 1089.)

§ 1623a. Omitted

Editorial Notes

CODIFICATION

Section, Pub. L. 107-76, title VII, §703, Nov. 28, 2001, 115 Stat. 731, which provided that not less than \$1,500,000 of the appropriations of the Department of Agriculture for research and service work authorized by sections 1621 et seq., 3104, and 3105 of this title and chapter 63 of title 31 would be available for contracting in accordance with those laws, was from the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2002, and was not repeated in subsequent appropriation acts. Similar provisions were contained in the following prior appropriation acts:

Pub. L. 106-387, §1(a) [title VII, §703], Oct. 28, 2000, 114 Stat. 1549, 1549A-28.

- Pub. L. 106-78, title VII, § 703, Oct. 22, 1999, 113 Stat. 1160.
- Pub. L. 105-277, div. A, § 101(a) [title VII, § 703], Oct. 21, 1998, 112 Stat. 2681, 2681-25.
- Pub. L. 105-86, title VII, § 703, Nov. 18, 1997, 111 Stat. 2104.
- Pub. L. 104-180, title VII, § 703, Aug. 6, 1996, 110 Stat. 1596.
- Pub. L. 104-37, title VII, § 703, Oct. 21, 1995, 109 Stat. 329.
- Pub. L. 103-330, title VII, § 703, Sept. 30, 1994, 108 Stat. 2466.
- Pub. L. 103-111, title VII, § 703, Oct. 21, 1993, 107 Stat. 1078.
- Pub. L. 102-341, title VII, § 703, Aug. 14, 1992, 106 Stat. 906.
- Pub. L. 102-142, title VII, § 704, Oct. 28, 1991, 105 Stat. 911.
- Pub. L. 101-506, title VI, § 604, Nov. 5, 1990, 104 Stat. 1346.
- Pub. L. 101-161, title VI, § 604, Nov. 21, 1989, 103 Stat. 982.
- Pub. L. 100-460, title VI, § 604, Oct. 1, 1988, 102 Stat. 2259.
- Pub. L. 100-202, § 101(k) [title VI, § 604], Dec. 22, 1987, 101 Stat. 1329-322, 1329-353.
- Pub. L. 99-500, § 101(a) [title VI, § 604], Oct. 18, 1986, 100 Stat. 1783, 1783-27, and Pub. L. 99-591, § 101(a) [title VI, § 604], Oct. 30, 1986, 100 Stat. 3341, 3341-27.
- Pub. L. 99-190, § 101(a) [H.R. 3037, title VI, § 604], Dec. 19, 1985, 99 Stat. 1185; Pub. L. 100-202, § 106, Dec. 22, 1987, 101 Stat. 1329-433.
- Pub. L. 97-370, title VI, § 604, Dec. 18, 1982, 96 Stat. 1810.
- Pub. L. 97-103, title VI, § 604, Dec. 23, 1981, 95 Stat. 1487.
- Pub. L. 96-528, title VI, § 604, Dec. 15, 1980, 94 Stat. 3116.
- Pub. L. 96-108, title VI, § 603, Nov. 9, 1979, 93 Stat. 840.
- Pub. L. 95-448, title VI, § 603, Oct. 11, 1978, 92 Stat. 1092.
- Pub. L. 95-97, title VI, § 603, Aug. 12, 1977, 91 Stat. 828.
- Pub. L. 94-351, title VI, § 603, July 12, 1976, 90 Stat. 868.
- Pub. L. 94-122, title VI, § 605, Oct. 21, 1975, 89 Stat. 667.
- Pub. L. 93-563, title V, § 505, Dec. 31, 1974, 88 Stat. 1842.
- Pub. L. 93-135, title V, § 506, Oct. 24, 1973, 87 Stat. 490.
- Pub. L. 92-399, title V, § 506, Aug. 22, 1972, 86 Stat. 611.
- Pub. L. 92-73, title V, § 506, Aug. 10, 1971, 85 Stat. 201.
- Pub. L. 91-566, title V, § 506, Dec. 22, 1970, 84 Stat. 1496.
- Pub. L. 91-127, title V, § 506, Nov. 26, 1969, 83 Stat. 260.
- Pub. L. 90-463, title V, § 506, Aug. 8, 1968, 82 Stat. 653.
- Pub. L. 90-113, title V, § 506, Oct. 24, 1967, 81 Stat. 335.
- Pub. L. 89-556, title V, § 506, Sept. 7, 1966, 80 Stat. 704.
- Pub. L. 89-316, title V, § 506, Nov. 2, 1965, 79 Stat. 1179.
- Pub. L. 88-573, title V, § 506, Sept. 2, 1964, 78 Stat. 876.
- Pub. L. 88-250, title VI, § 606, Dec. 30, 1963, 77 Stat. 833.
- Pub. L. 87-879, title VI, § 606, Oct. 24, 1962, 76 Stat. 1215.
- Pub. L. 87-112, title V, § 506, July 26, 1961, 75 Stat. 241.
- Pub. L. 86-532, title IV, § 406, June 29, 1960, 74 Stat. 244.
- Pub. L. 86-80, title IV, § 406, July 8, 1959, 73 Stat. 180.
- Pub. L. 85-459, title IV, § 406, June 13, 1958, 72 Stat. 199.
- Pub. L. 85-118, title V, § 506, Aug. 2, 1957, 71 Stat. 340.
- June 4, 1956, ch. 355, title V, § 506, 70 Stat. 241.
- May 23, 1955, ch. 43, title V, § 506, 69 Stat. 63.
- June 29, 1954, ch. 409, title V, § 506, 68 Stat. 319.

§ 1624. Cooperation with Government and State agencies, private research organizations, etc.; rules and regulations

(a) In carrying out the provisions of this chapter, the Secretary of Agriculture may cooperate with other branches of the Government, State agencies, private research organizations, purchasing and consuming organizations, boards of trade, chambers of commerce, other associations

of business or trade organizations, transportation and storage agencies and organizations, or other persons or corporations engaged in the production, transportation, storing, processing, marketing, and distribution of agricultural products whether operating in one or more jurisdictions. The Secretary of Agriculture shall have authority to enter into contracts and agreements under the terms of regulations promulgated by him with States and agencies of States, private firms, institutions, and individuals for the purpose of conducting research and service work, making and compiling reports and surveys, and carrying out other functions relating thereto when in his judgment the services or functions to be performed will be carried out more effectively, more rapidly, or at less cost than if performed by the Department of Agriculture. Contracts under this section may be made for work to be performed within a period not more than four years from the date of any such contract, and advance, progress, or other payments may be made. The provisions of section 3324(a) and (b) of title 31 and section 6101 of title 41 shall not be applicable to contracts or agreements made under the authority of this section. Any unexpended balances of appropriations obligated by contracts as authorized by this section may, notwithstanding the provisions of section 5 of the Act of June 20, 1874, as amended (31 U.S.C., sec. 713), remain upon the books of the Treasury for not more than five fiscal years before being carried to the surplus fund and covered into the Treasury. Any contract made pursuant to this section shall contain requirements making the result of such research and investigations available to the public by such means as the Secretary of Agriculture shall determine.

(b) The Secretary of Agriculture shall promulgate such orders, rules, and regulations as he deems necessary to carry out the provisions of this chapter.

(Aug. 14, 1946, ch. 966, title II, § 205, 60 Stat. 1090; Aug. 30, 1954, ch. 1076, § 1(7), 68 Stat. 966.)

Editorial Notes

REFERENCES IN TEXT

Section 5 of the Act of June 20, 1874, as amended (31 U.S.C. sec. 713), referred to in subsec. (a), was repealed by act July 6, 1949, ch. 299, § 3, 63 Stat. 407.

CODIFICATION

In subsec. (a), "section 3324(a) and (b) of title 31" substituted for reference to section 3648 (31 U.S.C., sec. 529) of the Revised Statutes on authority of Pub. L. 97-258, § 4(b), Sept. 13, 1982, 96 Stat. 1067, the first section of which enacted Title 31, Money and Finance.

In subsec. (a), "section 6101 of title 41" substituted for "section 3709 (41 U.S.C., sec. 5) of the Revised Statutes" on authority of Pub. L. 111-350, § 6(c), Jan. 4, 2011, 124 Stat. 3854, which Act enacted Title 41, Public Contracts.

AMENDMENTS

1954—Subsec. (b). Act Aug. 30, 1954, repealed second sentence requiring Secretary of Agriculture to include in his annual report to Congress a complete statement of research work being performed under contracts or cooperative agreements under this chapter.