

§ 5624. Barter of agricultural commodities**(a) In general**

The Secretary or the Commodity Credit Corporation may provide eligible commodities in barter for foreign products under such terms and conditions as the Secretary or the Corporation shall prescribe.

(b) Eligible commodities

Unless otherwise specified, eligible commodities shall include—

(1) agricultural commodities acquired by the Commodity Credit Corporation through price support operations; and

(2) agricultural commodities acquired by the Secretary or the Commodity Credit Corporation in the normal course of business and available for disposition.

(c) Barter by exporters of agricultural commodities**(1) Purpose**

The Secretary or the Commodity Credit Corporation shall encourage exporters of agricultural commodities to barter such commodities for foreign products—

(A) to acquire such foreign products needed by such exporters; and

(B) to develop, maintain, or expand foreign markets for United States agricultural exports.

(2) Eligible activities

The Secretary or the Commodity Credit Corporation may provide eligible commodities to exporters to assist such exporters in barter transactions.

(3) Technical assistance

The Secretary or the Commodity Credit Corporation shall provide technical advice and assistance relating to the barter of agricultural commodities to any United States exporter who requests such advice or assistance.

(d) Transfer of foreign products to other Government agencies

The Secretary or the Commodity Credit Corporation may transfer any foreign products that the Secretary or such Corporation obtains through barter activities to other Government agencies if the Corporation receives assurances that it will receive full reimbursement from the agency within the same fiscal year in which such transfer occurs.

(e) Corporation authority not limited

Nothing contained in this section shall limit the authority of the Commodity Credit Corporation to acquire, hold, or dispose of such foreign materials as such Corporation determines appropriate in carrying out the functions and protecting the assets of the Corporation.

(f) Prohibited activities

The Secretary or the Commodity Credit Corporation shall take reasonable precautions to prevent the misuse of eligible commodities in a barter or exchange program, including activities that—

(1) displace or interfere with commercial sales of United States agricultural commodities that otherwise might be made;

(2) unduly disrupt world prices of agricultural commodities or the normal patterns of commercial trade with recipient countries; or

(3) permit the resale or transshipment of eligible commodities to countries other than the intended recipient country.

(Pub. L. 95-501, title II, § 204, as added Pub. L. 101-624, title XV, § 1531, Nov. 28, 1990, 104 Stat. 3676; amended Pub. L. 102-237, title III, § 320, Dec. 13, 1991, 105 Stat. 1857.)

Editorial Notes

AMENDMENTS

1991—Subsec. (d). Pub. L. 102-237 amended heading and substituted “Government” for “government” in text.

§ 5625. Combination of programs

The Commodity Credit Corporation may carry out a program under which commercial export credit guarantees available under section 5622 of this title are combined with direct credits from the Commodity Credit Corporation under section 5621 of this title to reduce the effective rate of interest on export sales of agricultural commodities.

(Pub. L. 95-501, title II, § 205, as added Pub. L. 101-624, title XV, § 1531, Nov. 28, 1990, 104 Stat. 3677.)

PART B—IMPLEMENTATION

§ 5641. Funding levels**(a) Direct credit programs**

The Commodity Credit Corporation may make available for each fiscal year such funds of the Commodity Credit Corporation as it determines necessary to carry out any direct credit program established under section 5621 of this title.

(b) Export credit guarantee program

The Commodity Credit Corporation shall make available for each fiscal year \$5,500,000,000 of credit guarantees under section 5622(a) of this title.

(Pub. L. 95-501, title II, § 211, as added Pub. L. 101-624, title XV, § 1531, Nov. 28, 1990, 104 Stat. 3677; amended Pub. L. 103-66, title I, § 1302(a), Aug. 10, 1993, 107 Stat. 330; Pub. L. 104-127, title II, §§ 243(b), 244(a)(2)(B), (c), Apr. 4, 1996, 110 Stat. 967, 968; Pub. L. 107-171, title III, §§ 3102(d), 3103, May 13, 2002, 116 Stat. 289; Pub. L. 110-246, title III, §§ 3101(b), 3102(b), June 18, 2008, 122 Stat. 1831, 1832; Pub. L. 113-79, title III, §§ 3101(b), 3102, Feb. 7, 2014, 128 Stat. 779; Pub. L. 115-334, title III, § 3201(b)(1)(A), Dec. 20, 2018, 132 Stat. 4616.)

Editorial Notes

AMENDMENTS

2018—Subsec. (c). Pub. L. 115-334 struck out subsec. (c) which related to funding for market access programs under section 5623 of this title and program priorities.

2014—Subsec. (b). Pub. L. 113-79, § 3101(b), amended subsec. (b) generally. Prior to amendment, subsec (b) related to credit guarantees under section 5622(a) of this title for fiscal years 1996 to 2012.

Subsec. (c)(1)(A). Pub. L. 113-79, § 3102, substituted “2018” for “2012”.