

(c) Administration**(1) In general**

Commodities made available for each fiscal year under this section shall be delivered at reasonable intervals to States based on the grants calculated under subsection (a) of this section, or reallocated under subsection (b) of this section, before December 31 of the following fiscal year.

(2) Entitlement

Each State shall be entitled to receive the value of additional commodities determined under subsection (a) of this section.

(d) Maintenance of effort

If a State uses its own funds to provide commodities or services to organizations receiving funds or services under this section, such State shall not diminish the level of support it provides to such organizations.

(Pub. L. 98-8, title II, §214, as added Pub. L. 100-435, title I, §104, Sept. 19, 1988, 102 Stat. 1648; amended Pub. L. 101-624, title XVII, §1772(g), (h)(1), Nov. 28, 1990, 104 Stat. 3809; Pub. L. 104-127, title IV, §403(c), Apr. 4, 1996, 110 Stat. 1029; Pub. L. 104-193, title VIII, §871(d), Aug. 22, 1996, 110 Stat. 2345.)

AMENDMENTS

1996—Subsec. (a). Pub. L. 104-193, §871(d)(1), (2), redesignated subsec. (f) as (a) and struck out former subsec. (a) which provided for purpose of section.

Pub. L. 104-127, §403(c)(1), substituted “2002” for “1995”.

Subsec. (b). Pub. L. 104-193, §871(d)(1)–(3), redesignated subsec. (g) as (b), substituted “subsection (a) of this section,” for “subsection (f) of this section or subsection (j) of this section if applicable,” and “subsection (a) of this section” for “subsection (f) of this section”, and struck out former subsec. (b) which provided definitions for section.

Subsec. (c). Pub. L. 104-193, §871(d)(4), added subsec. (c) and struck out heading and text of former subsec. (c). Text read as follows: “Subject to subsections (e) and (f) of this section, or subsection (j) of this section if applicable, purchases under this section shall be made by the Secretary at such times and under such conditions as the Secretary determines appropriate within each fiscal year. All such commodities purchased for each such fiscal year shall be delivered at reasonable intervals to States based on the allotments calculated under subsection (f) of this section, or reallocated under subsection (g) of this section, or calculated under subsection (j) of this section if applicable, before the end of such fiscal year. Each State shall be entitled to receive that value of additional commodities that results from the application of the formula set forth in this section to the total value of additional commodities.”

Pub. L. 104-193, §871(d)(1), (2), redesignated subsec. (h) as (c) and struck out former subsec. (c) which authorized Secretary to purchase additional commodities to supplement commodities otherwise provided under program authorized by this chapter.

Subsec. (d). Pub. L. 104-193, §871(d)(5), struck out “or reduce the amount of funds available for other nutrition programs in the State in each fiscal year” after “such organizations”.

Pub. L. 104-193, §871(d)(1), (2), redesignated subsec. (i) as (d) and struck out former subsec. (d) which provided for types and varieties of commodities which could be purchased under this section.

Subsec. (e). Pub. L. 104-193, §871(d)(1), struck out subsec. (e) which appropriated amounts through fiscal year 2002 for purchase of additional commodities under this section.

Pub. L. 104-127, §403(c)(2), substituted “2002” for “1995” in two places.

Subsecs. (f) to (i). Pub. L. 104-193, §871(d)(2), redesignated subsecs. (f) to (i) as (a) to (d), respectively.

Subsec. (j). Pub. L. 104-193, §871(d)(1), struck out subsec. (j) which authorized Secretary to promulgate new formula for allocation of additional commodities to States.

1990—Subsec. (a). Pub. L. 101-624, §1772(g)(1), substituted “fiscal years 1991 through 1995” for “fiscal years 1989 and 1990”.

Subsec. (e). Pub. L. 101-624, §1772(g)(2), added subsec. (e) and struck out heading and text of former subsec. (e). Text read as follows: “During each of the fiscal years 1989 and 1990, the Secretary shall spend \$120,000,000 to purchase, process, and distribute additional commodities under this section.”

Subsec. (k). Pub. L. 101-624, §1772(h)(1), struck out heading and text of subsec. (k). Text read as follows: “There are authorized to be appropriated such sums as may be necessary to carry out this section.”

EFFECTIVE DATE OF 1996 AMENDMENT

Section 871(h) of Pub. L. 104-193 provided that: “The amendments made by subsection (d) [amending this section] shall become effective on October 1, 1996.”

EFFECTIVE DATE OF 1990 AMENDMENT

Amendment by section 1772(g) of Pub. L. 101-624 effective Oct. 1, 1990, and amendment by section 1772(h)(1) of Pub. L. 101-624 effective Nov. 28, 1990, see section 1781(b)(1), (2) of Pub. L. 101-624, set out as a note under section 2012 of this title.

EFFECTIVE DATE

Section to be effective and implemented on Oct. 1, 1988, see section 701(a) of Pub. L. 100-435, set out as an Effective Date of 1988 Amendment note under section 2012 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 2036, 7501, 7512, 7514 of this title.

§ 7516. Settlement and adjustment of claims**(a) In general**

The Secretary or a designee of the Secretary shall have the authority to—

- (1) determine the amount of, settle, and adjust any claim arising under this chapter; and
- (2) waive such a claim if the Secretary determines that to do so will serve the purposes of this chapter.

(b) Litigation

Nothing contained in this section shall be construed to diminish the authority of the Attorney General of the United States under section 516 of title 28 to conduct litigation on behalf of the United States.

(Pub. L. 98-8, title II, §215, as added Pub. L. 102-237, title IX, §922(b), Dec. 13, 1991, 105 Stat. 1888.)

EFFECTIVE DATE

Section effective and to be implemented no later than Feb. 1, 1992, see section 1101(d)(1) of Pub. L. 102-237, set out as an Effective Date of 1991 Amendment note under section 1421 of this title.

CHAPTER 103—AGRICULTURAL RESEARCH, EXTENSION, AND EDUCATION REFORM

Sec.

7601. Definitions.

SUBCHAPTER I—PRIORITIES, SCOPE, REVIEW, AND COORDINATION OF AGRICULTURAL RE- SEARCH, EXTENSION, AND EDUCATION

7611. Standards for Federal funding of agricultural research, extension, and education.

(a) In general.

(b) Application.

7612. Priority setting process.

(a) Establishment.

(b) Responsibilities of Secretary.

(c) Responsibilities of 1862, 1890, and 1994 Institutions.

(d) Management principles.

7613. Relevance and merit of agricultural research, extension, and education funded by the Department.

(a) Review of Cooperative State Research, Education, and Extension Service.

(b) Advisory Board review.

(c) Requests for proposals.

(d) Scientific peer review of agricultural research.

(e) Merit review.

SUBCHAPTER II—NEW AGRICULTURAL RE- SEARCH, EXTENSION, AND EDUCATION INITIA- TIVES

7621. Initiative for Future Agriculture and Food Systems.

(a) Treasury account.

(b) Funding.

(c) Purposes.

(d) Eligible grantees.

(e) Special considerations.

(f) Administration.

7622. Partnerships for high-value agricultural product quality research.

(a) “Eligible partnership” defined.

(b) Establishment of partnerships by grant.

(c) Criteria for an eligible partnership.

(d) Types of research and extension activities.

(e) Elements of grant making process.

(f) Limitation on use of grant funds.

(g) Authorization of appropriations.

7623. Precision agriculture.

(a) Definitions.

(b) Grants authorized.

(c) Purposes of projects.

(d) Grant priorities.

(e) Matching funds.

(f) Reservation of funds for education and information dissemination projects.

(g) Precision agriculture partnerships.

(h) Limitation regarding facilities.

(i) Authorization of appropriations.

7624. Biobased products.

(a) “Biobased product” defined.

(b) Coordination of biobased product activities.

(c) Cooperative agreements for biobased products.

(d) Eligible partners.

(e) Pilot project.

(f) Source of funds.

(g) Sale of developed products.

(h) Authorization of appropriations.

7625. Thomas Jefferson Initiative for Crop Diversification.

(a) Initiative required.

(b) Research and education efforts.

(c) Purposes.

(d) Establishment of initiative.

(e) Regional emphasis.

(f) Eligible grantee.

(g) Administration.

(h) Authorization of appropriations.

7626. Integrated research, education, and extension competitive grants program.

(a) Purpose.

(b) Competitive grants authorized.

(c) Criteria for grants.

(d) Matching of funds.

(e) Authorization of appropriations.

7627. Coordinated program of research, extension, and education to improve viability of small and medium size dairy, livestock, and poultry operations.

(a) Program authorized.

(b) Components.

(c) Administration.

7628. Support for research regarding diseases of wheat and barley caused by *Fusarium graminearum*.

(a) Research grant authorized.

(b) Research components.

(c) Communications networks.

(d) Management.

(e) Authorization of appropriations.

SUBCHAPTER III—MISCELLANEOUS PROVISIONS

PART A—MISCELLANEOUS

7641. Patent Culture Collection fees.

7642. Food Animal Residue Avoidance Database program.

(a) Continuation of program.

(b) Activities.

(c) Contract, grants, and cooperative agreements.

(d) Indirect costs.

PART B—GENERAL

7651. Nutrient composition data.

(a) In general.

(b) Report.

7652. Role of Secretary regarding food and agricultural sciences research and extension.

7653. Office of Pest Management Policy.

(a) Purpose.

(b) Establishment of Office; principal responsibilities.

(c) Interagency coordination.

(d) Outreach.

(e) Director.

(f) Authorization of appropriations.

7654. Food Safety Research Information Office and national conference.

(a) Food Safety Research Information Office.

(b) National Conference; annual workshops.

(c) Food safety report.

Safe food handling education.

7655. Designation of Crisis Management Team within Department.

(a) Designation of Crisis Management Team.

(b) Duties of Crisis Management Team.

(c) Role in prioritizing certain research.

(d) Cooperative agreements.

PART C—STUDIES

7671. Evaluation and assessment of agricultural research, extension, and education programs.

(a) Evaluation.

(b) Contract.

(c) Guidelines for performance measurement.

7672. Study of federally funded agricultural research, extension, and education.