

lence in science, engineering, and economics at the center to promote the purposes described in subsection (a) of this section through the State agricultural experiment station, cooperative extension services, and relevant educational programs of the university.

(2) Grants to land-grant colleges and universities

(A) In general

The sun grant center established for a region shall use the funds that remain available for a fiscal year after expenditures made under paragraph (1) to provide competitive grants to land-grant colleges and universities in the region of the sun grant center to conduct, consistent with the purposes described in subsection (a) of this section, multiinstitutional and multistate—

- (i) research, extension, and educational programs on technology development; and
- (ii) integrated research, extension, and educational programs on technology implementation.

(B) Programs

Of the amount of funds that are used to provide grants for a fiscal year under subparagraph (A), the center shall use—

- (i) not less than 30 percent of the funds to carry out programs described in subparagraph (A)(i); and
- (ii) not less than 30 percent of the funds to carry out programs described in subparagraph (A)(ii).

(3) Indirect costs

A sun grant center may not recover the indirect costs of making grants under paragraph (2) to other land-grant colleges and universities.

(f) Plan

(1) In general

Subject to the availability of funds under subsection (j) of this section, in cooperation with other land-grant colleges and universities and private industry in accordance with paragraph (2), the sun grant centers shall jointly develop and submit to the Secretary, for approval, a plan for addressing at the State and regional levels the bioenergy, biomass, and gasification research priorities of the Department of Agriculture and the Department of Energy for the making of grants under paragraphs (1) and (2) of subsection (e) of this section.

(2) Gasification coordination

(A) In general

In developing the plan under paragraph (1) with respect to gasification research, the sun grant centers identified in paragraphs (1) and (2) of subsection (d) of this section shall coordinate with land grant colleges and universities in their respective regions that have ongoing research activities with respect to the research.

(B) Funding

Funds made available under subsection (d) of this section to the sun grant center identified

in subsection (e)(2) of this section shall be available to carry out planning coordination under paragraph (1) of this subsection.

(g) Grants to other land-grant colleges and universities

(1) Priority for grants

In making grants under subsection (e)(2) of this section, a sun grant center shall give a higher priority to programs that are consistent with the plan approved by the Secretary under subsection (f) of this section.

(2) Term of grants

The term of a grant provided by a sun grant center under subsection (e)(2) of this section shall not exceed 5 years.

(h) Grant information analysis center

The sun grant centers shall maintain a Sun Grant Information Analysis Center at the sun grant center specified in subsection (d)(1) of this section to provide sun grant centers analysis and data management support.

(i) Annual reports

Not later than 90 days after the end of a year for which a sun grant center receives a grant under subsection (d) of this section, the sun grant center shall submit to the Secretary a report that describes the policies, priorities, and operations of the program carried out by the center during the year, including a description of progress made in facilitating the priorities described in subsection (f) of this section.

(j) Authorization of appropriations

(1) In general

There are authorized to be appropriated to carry out this section—

- (A) \$25,000,000 for fiscal year 2005;
- (B) \$50,000,000 for fiscal year 2006; and
- (C) \$75,000,000 for each of fiscal years 2007 through 2010.

(2) Grant information analysis center

Of amounts made available under paragraph (1), not more than \$4,000,000 for each fiscal year shall be made available to carry out subsection (h) of this section.

(Pub. L. 107-171, title IX, §9011, as added Pub. L. 108-199, div. A, title VII, §778(b), Jan. 23, 2004, 118 Stat. 41.)

CHAPTER 108—TREE ASSISTANCE PROGRAM

Sec.	
8201.	Definitions.
8202.	Eligibility.
	(a) Loss.
	(b) Limitation.
8203.	Assistance.
8204.	Limitations on assistance.
	(a) Amount.
	(b) Acres.
	(c) Regulations.
8205.	Authorization of appropriations.

§ 8201. Definitions

In this chapter:

(1) Eligible orchardist

The term “eligible orchardist” means a person that produces annual crops from trees for commercial purposes.

(2) Natural disaster

The term “natural disaster” means plant disease, insect infestation, drought, fire, freeze, flood, earthquake, lightning, and other occurrence, as determined by the Secretary.

(3) Secretary

The term “Secretary” means the Secretary of Agriculture.

(4) Tree

The term “tree” includes a tree, bush, and vine.

(Pub. L. 107–171, title X, § 10201, May 13, 2002, 116 Stat. 490.)

§ 8202. Eligibility**(a) Loss**

Subject to subsection (b) of this section, the Secretary shall provide assistance under section 8203 of this title to eligible orchardists that planted trees for commercial purposes but lost the trees as a result of a natural disaster, as determined by the Secretary.

(b) Limitation

An eligible orchardist shall qualify for assistance under subsection (a) of this section only if the tree mortality of the eligible orchardist, as a result of damaging weather or related condition, exceeds 15 percent (adjusted for normal mortality).

(Pub. L. 107–171, title X, § 10202, May 13, 2002, 116 Stat. 490.)

§ 8203. Assistance

Subject to section 8204 of this title, the assistance provided by the Secretary to eligible orchardists for losses described in section 8202 of this title shall consist of—

- (1) reimbursement of 75 percent of the cost of replanting trees lost due to a natural disaster, as determined by the Secretary, in excess of 15 percent mortality (adjusted for normal mortality); or
- (2) at the option of the Secretary, sufficient seedlings to reestablish a stand.

(Pub. L. 107–171, title X, § 10203, May 13, 2002, 116 Stat. 491.)

§ 8204. Limitations on assistance**(a) Amount**

The total amount of payments that a person shall be entitled to receive under this chapter may not exceed \$75,000, or an equivalent value in tree seedlings.

(b) Acres

The total quantity of acres planted to trees or tree seedlings for which a person shall be entitled to receive payments under this chapter may not exceed 500 acres.

(c) Regulations

The Secretary shall promulgate regulations—

- (1) defining the term “person” for the purposes of this chapter, which shall conform, to the maximum extent practicable, to the regulations defining the term “person” promulgated under section 1308 of this title; and

- (2) promulgating such regulations as the Secretary determines necessary to ensure a fair and reasonable application of the limitation established under this section.

(Pub. L. 107–171, title X, § 10204, May 13, 2002, 116 Stat. 491.)

§ 8205. Authorization of appropriations

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

(Pub. L. 107–171, title X, § 10205, May 13, 2002, 116 Stat. 491.)

CHAPTER 109—ANIMAL HEALTH PROTECTION

Sec.	
8301.	Findings.
8302.	Definitions.
8303.	Restriction on importation or entry. (a) In general. (b) Regulations. (c) Destruction or removal.
8304.	Exportation. (a) In general. (b) Requirements of owners. (c) Certification.
8305.	Interstate movement.
8306.	Seizure, quarantine, and disposal. (a) In general. (b) Extraordinary emergencies. (c) Quarantine, disposal, or other remedial action. (d) Compensation.
8307.	Inspections, seizures, and warrants. (a) Guidelines. (b) Warrantless inspections. (c) Inspections with warrants.
8308.	Detection, control, and eradication of diseases and pests. (a) In general. (b) Compensation.
8309.	Veterinary accreditation program. (a) In general. (b) Consultation. (c) Suspension or revocation of accreditation. (d) Application of penalty provisions.
8310.	Cooperation. (a) In general. (b) Responsibility. (c) Screwworms. (d) Cooperation in program administration. (e) Consultation and coordination with other Federal agencies.
8311.	Reimbursable agreements. (a) Authority to enter into agreements. (b) Funds collected for preclearance. (c) Payment of employees. (d) Late payment penalties.
8312.	Administration and claims. (a) Administration. (b) Tort claims.
8313.	Penalties. (a) Criminal penalties. (b) Civil penalties. (c) Liability for acts of agents. (d) Guidelines for civil penalties.
8314.	Enforcement. (a) Collection of information. (b) Authority of Attorney General. (c) Court jurisdiction.
8315.	Regulations and orders.
8316.	Authorization of appropriations. (a) In general. (b) Transfer of funds.