TITLE 7—AGRICULTURE

Chap. ...Sec.
1. Commodity Exchanges ...1
2. Cotton Standards ...51
3. Grain Standards ...71
4. Naval Stores ...91
5. Importation of Adulterated Seeds [Repealed] ...111
6. Insecticides and Environmental Pesticide Control ...121
6A. National Laboratory Accreditation ...138
7. Insect Pests Generally [Repealed, Omitted, or Transferred] ...141
7A. Golden Nematode [Repealed] ...150
7B. Plant Pests [Repealed] ...150aa
8. Nursery Stock and Other Plants and Plant Products [Repealed, Omitted, or Transferred] ...151
8A. Rubber and Other Critical Agricultural Materials ...171
9. Packers and Stockyards ...181
10. Warehouses ...241
11. Honeybees ...281
12. Associations of Agricultural Products Producers ...291
13. Agricultural and Mechanical Colleges ...301
14. Agricultural Experiment Stations ...361
15. Bureau of Animal Industry ...391
16. Bureau of Dairy Industry ...401
17. Miscellaneous Matters ...411
18. Cooperative Marketing ...451
19. Cotton Statistics and Estimates ...471
20. Dumping or Destruction of Interstate Produce ...491
20A. Perishable Agricultural Commodities ...499a
21. Tobacco Statistics ...501
21A. Tobacco Inspection ...511
21B. Tobacco Control [Repealed] ...515
21C. Tobacco Reform ...518
22. Agricultural Marketing [Omitted or Transferred] ...521
23. Foreign Agricultural Service [Repealed] ...541
24. Perishable Agricultural Commodities [Transferred to Chapter 20A] ...551
25. Export Standards for Apples ...581
25A. Export Standards for Grapes and Plums ...591
26. Agricultural Adjustment ...601
26A. Agricultural Marketing Agreements ...671
27. Cotton Marketing [Repealed or Omitted] ...701
28. Tobacco Industry [Repealed] ...751
29. Potato Act of 1935 [Repealed] ...801
30. Anti-Hog-Cholera Serum and Hog-Cholera Virus ...851
31. Rural Electrification and Telephone Service ...901
31A. Telemedicine and Distance Learning Services in Rural Areas ...950aaa
32. Peanut Statistics ...951
33. Farm Tenancy ...1000
34. Sugar Production and Control [Omitted or Repealed] ...1100
35. Agricultural Adjustment Act of 1938 ...1281
35A. Price Support of Agricultural Commodities ...1421
36. Crop Insurance ...1501
37. Seeds ...1551
38. Distribution and Marketing of Agricultural Products ...1621
39. Stabilization of International Wheat Market ...1641
40. Halogeton Glomeratus Control [Repealed] ...1651
41. Food for Peace ...1691
42. Agricultural Commodity Set-Aside ...1741
43. Foreign Market Development ...1761
44. Wool Program [Repealed] ...1781
45. Soil Bank Program ...1801
46. Surplus Disposal of Agricultural Commodities ...1851
47. Interchange of Department of Agriculture and State Employees [Repealed] ...1881
48. Humane Methods of Livestock Slaughter ...1901
49. Consultation on Agricultural Programs ...1911
50. Agricultural Credit ...1921
51. Supplemental Nutrition Assistance Program ...2011
52. Farm Labor Contractor Registration [Repealed] ...2041
53. Cotton Research and Promotion ...2101
54. Transportation, Sale, and Handling of Certain Animals ...2131
55. Department of Agriculture ...2201
55A. Department of Agriculture Advisory Committees ...2281
56. Unfair Trade Practices Affecting Producers of Agricultural Products ...2301
57. Plant Variety Protection ...2321
58. Potato Research and Promotion ...2611
59. Rural Fire Protection, Development, and Small Farm Research and Education ...2651
60. Egg Research and Consumer Information ...2701
61. Noxious Weeds ...2801
62. Beef Research and Information ...2901
63. Farmer-to-Consumer Direct Marketing ...3001
64. Agricultural Research, Extension, and Teaching ...3101
65. Wheat and Wheat Foods Research and Nutrition Education ...3401
66. Agricultural Foreign Investment Disclosure ...3501
67. Implementation of International Sugar Agreement, 1977 ...3601
68. Agricultural Subterminal Facilities ...3701
69. Swine Health Protection ...3801
70. Animal Cancer Research ...3901
71. Agricultural Trade Suspension Adjustment ...4001
72. National Agricultural Cost of Production Standards Review Board [Omitted] ...4101
73. Farmland Protection Policy ...4201
74. Floral Research and Consumer Information ...4301
75. International Carriage of Perishable Foodstuffs ...4401
76. Dairy Research and Promotion ...4501
77. Honey Research, Promotion, and Consumer Information ...4601
78. Agricultural Productivity Research [Repealed] ...4701
79. Pork Promotion, Research, and Consumer Information ...4801
80. Watermelon Research and Promotion ...4901
81. National Commission on Agriculture and Rural Development Policy [Omitted] ...5001
82. State Agricultural Loan Mediation Programs ...5101
83. Agricultural Competitiveness and Trade ...5201
84. National Nutrition Monitoring and Related Research ...5301
85. Administration of Environmental Programs ...5401
86. Water Quality Research, Education, and Coordination ...5501
87. Export Promotion ...5601
88. Research ...5801
89. Pecan Promotion and Research ...6001
90. Mushroom Promotion, Research, and Consumer Information ...6101
91. Lime Promotion, Research, and Consumer Information ...6201
92. Soybean Promotion, Research, and Consumer Information ...6301
93. Processor-Funded Milk Promotion Program ...6401
94. Organic Certification ...6501
95. Rural Revitalization Through Forestry ...6601
96. Global Climate Change ...6701
97. Fresh Cut Flowers and Fresh Cut Greens Promotion and Information ...6801
98. Department of Agriculture Reorganization ...6901
99. Sheep Promotion, Research, and Information ...7101
100. Agricultural Market Transition ...7201
101. Agricultural Promotion ...7401
102. Emergency Food Assistance ...7501
103. Agricultural Research, Extension, and Education Reform ...7601
104. Plant Protection ...7701
105. Hass Avocado Promotion, Research, and Information ...7801
106. Commodity Programs ...7901
107. Renewable Energy Research and Development ...8101
108. Tree Assistance Program ...8201
109. Animal Health Protection ...8301
110. Enhancing Controls on Dangerous Biological Agents and Toxins ...8401
111. Brown Tree Snake Control and Eradication ...8501
112. Biomass Research and Development [Repealed] ...8601
113. Agricultural Commodity Support Programs ...8701
114. Agricultural Security ...8901
CHAPTER 83—AGRICULTURAL COMPETITIVENESS AND TRADE

SUBCHAPTER I—FINDINGS, POLICY, AND PURPOSE
Sec.
5201. Findings.
5202. Policy.
5203. Purpose.

SUBCHAPTER II—AGRICULTURAL TRADE INITIATIVES

Part A—General Provisions
5211, 5212. Repealed.
5213. Joint development assistance agreements with certain trading partners.
5214. Reorganization evaluation.
5215, 5216. Repealed.

Part B—Foreign Agricultural Service
5231 to 5233. Repealed.
5234. Cooperator organizations.
5235. Authorization of additional appropriations.
§ 5201. Findings

Congress finds that—

(1) United States agricultural exports have declined by more than 36 percent since 1981, from $43,800,000,000 in 1981 to $27,900,000,000 in 1987;
(2) the United States share of the world market for agricultural commodities and products has dropped by 20 percent during the last 6 years;
(3) for the first time in 15 years, the United States incurred monthly agricultural trade deficits in 1986;
(4) the loss of $1,000,000,000 in United States agricultural exports causes the loss of 35,000 agricultural jobs and the loss of 60,000 nonagricultural jobs;
(5) the loss of agricultural exports threatens family farms and the economic well-being of rural communities in the United States;
(6) factors contributing to the loss of United States agricultural exports include changes in world agricultural markets such as—
   (A) the addition of new exporting nations;
   (B) innovations in agricultural technology;
   (C) increased use of export subsidies designed to lower the price of commodities on the world market;
   (D) the existence of barriers to agricultural trade;
   (E) the slowdown in the growth of world food demand in the 1980’s due to cyclical economic factors, including currency fluctuations and a debt-related slowdown in the economic growth of agricultural markets in certain developing countries; and
   (F) the rapid buildup of surplus stocks as a consequence of favorable weather for agricultural production during the 1980’s;
(7) increasing the volume and value of exports is important to the financial well-being of the farm sector in the United States and to increasing farm income in the United States;
(8) in order to increase agricultural exports and improve prices for farmers and ranchers in the United States, it is necessary that all agricultural export programs of the United States be used in an expeditious manner, including programs established under the Food for Peace Act (7 U.S.C. 1691 et seq.), the Commodity Credit Corporation Charter Act (15 U.S.C. 714 et seq.), and section 416 of the Agricultural Act of 1949 (7 U.S.C. 1431);
(9) greater use should be made by the Secretary of Agriculture of the authorities established under section 4 1 of the Food for Peace Act of 1966 (7 U.S.C. 1707a), the Food for Peace Act (7 U.S.C. 1691 et seq.), section 416 of the Agricultural Act of 1949 (7 U.S.C. 1431), and the Commodity Credit Corporation Charter Act (15 U.S.C. 714 et seq.) to provide intermediate credit financing and other assistance for the establishment of facilities in importing countries to—
   (A) improve the handling, marketing, processing, storage, and distribution of imported agricultural commodities and products; and
   (B) increase livestock production to enhance the demand for United States feed grains;
(10) food aid and export assistance programs in developing countries stimulate economic activity which causes incomes to rise, and, as incomes rise, diets improve and the demand for and ability to purchase food increases;
(11) private voluntary organizations and cooperatives are important and successful partners in our food aid and development programs; and
(12) in addition to meeting humanitarian needs, food aid used in sales and barter programs by private voluntary organizations and cooperatives—
(A) provides communities with health care, credit systems, and tools for development; and
(B) establishes the infrastructure that is essential to the expansion of markets for United States
agricultural commodities and products.

Footnotes
1 See References in Text note below.


References in Text
The Food for Peace Act, referred to in pars. (8) and (9), is act July 10, 1954, ch. 469, 68 Stat. 454, which is classified
generally to chapter 41 (§ 1691 et seq.) of this title. For complete classification of this Act to the Code, see Short Title
note set out under section 1691 of this title and Tables.

The Commodity Credit Corporation Charter Act, referred to in pars. (8) and (9), is act June 29, 1948, ch. 704, 62 Stat.
1070, as amended, which is classified generally to subchapter II (§ 714 et seq.) of chapter 15 of Title 15, Commerce
and Trade. For complete classification of this Act to the Code, see Short Title note set out under section 714 of Title
15 and Tables.

Section 4 of the Food for Peace Act of 1966 (7 U.S.C. 1707a), referred to in par. (9), was repealed by Pub. L. 101–624,

Amendments
2008—Pars. (8), (9). Pub. L. 110–246 substituted “Food for Peace Act” for “Agricultural Trade Development and
Assistance Act of 1954”.

Effective Date of 2008 Amendment
Date note under section 8701 of this title.

Short Title
Section 4001 of title IV of Pub. L. 100–418 provided that: “This title [enacting this chapter, section 2112 of Title
16, Conservation, and sections 1401, 1402, and 1403 of Title 21, Food and Drugs, amending sections 608c, 608e–1,
626, 1704, 1707a, 1726, 1736a, 1736s, 1736t, 1736v, 1736x, 1736bb, and 1736bb–3 to 1736bb–6 of this title, section
713a–14 of Title 15, Commerce and Trade, and section 620 of Title 21, and enacting provisions set out as notes under
sections 624, 1431, 1446, 1691, and 1736t of this title and section 1401 of Title 21] may be cited as the ‘Agricultural
Competitiveness and Trade Act of 1988’.”

§ 5202. Policy
It is the policy of the United States—
(1) to provide, through all possible means, agricultural commodities and products for export at
competitive prices, with full assurance of quality and reliability of supply;
(2) to support the principle of free trade and the promotion of fair trade in agricultural commodities
and products;
(3) to support fully the negotiating objectives set forth in section 2901 (b) of title 19 to eliminate or
reduce substantially constraints on fair and open trade in agricultural commodities and products;
(4) to use statutory authority to counter unfair foreign trade practices and to use all available means,
including export promotion programs, and, if necessary, restrictions on United States imports of
agricultural commodities and products, in order to encourage fair and open trade; and
(5) to provide for increased representation of United States agricultural trade interests in the
formulation of national fiscal and monetary policy affecting trade.

§ 5203. Purpose

It is the purpose of this chapter—

(1) to increase the effectiveness of the Department of Agriculture in agricultural trade policy formulation and implementation and in assisting United States agricultural producers to participate in international agricultural trade, by strengthening the operations of the Department of Agriculture; and

(2) to improve the competitiveness of United States agricultural commodities and products in the world market.

Part A—General Provisions


Section 5212, Pub. L. 100–418, title IV, § 4202, Aug. 23, 1988, 102 Stat. 1391, directed Secretary of Agriculture to provide technical services to United States Trade Representative on matters concerning agricultural trade. See section 5675 of this title.

§ 5213. Joint development assistance agreements with certain trading partners

(a) Development of plan

With respect to any country that has a substantial positive trade balance with the United States, the Secretary of Agriculture, in consultation with the Secretary of State and (through the Secretary of State) representatives of such country, may develop an appropriate plan under which that country would purchase United States agricultural commodities or products for use in development activities in developing countries. In developing such plan, the Secretary of Agriculture shall take into consideration the agricultural economy of such country, the nature and extent of such country’s programs to assist developing countries, and other relevant factors. The Secretary of Agriculture shall submit each such plan to the President as soon as practicable.

(b) Agreement

The President may enter into an agreement with any country that has a positive trade balance with the United States under which that country would purchase United States agricultural commodities or products for use in agreed-on development activities in developing countries.


§ 5214. Reorganization evaluation

The Secretary of Agriculture shall evaluate the reorganization proposal recommended by the National Commission on Agricultural Trade and Export Policy and other proposals to improve management of international trade activities of the Department of Agriculture. To assist the Secretary in the evaluation, the Secretary shall appoint a private sector advisory committee of not less than 4 members, who shall be appointed from among individuals representing farm and commodity organizations, market development cooperators, and agribusiness. Not later than April 30, 1989, the Secretary shall report the findings of the evaluation to Congress, together with the views and recommendations of the private sector advisory committee.

(Pub. L. 100–418, title IV, § 4204, Aug. 23, 1988, 102 Stat. 1392.)


Section 5215, Pub. L. 100–418, title IV, § 4205, Aug. 23, 1988, 102 Stat. 1392, authorized Secretary of Agriculture to contract with individuals for services to be performed outside United States. See section 5673 of this title.
Section 5216, Pub. L. 100–418, title IV, § 4206, Aug. 23, 1988, 102 Stat. 1392, provided for establishment of a trade assistance office within Foreign Agricultural Service.
Part B—Foreign Agricultural Service


Section 5232, Pub. L. 100–418, title IV, § 4212, Aug. 23, 1988, 102 Stat. 1394, provided for an agricultural attache educational program. See section 1749 of this title.


§ 5234. Cooperator organizations

(a) Sense of Congress

It is the sense of Congress that the foreign market development cooperator program of the Service, and the activities of individual foreign market cooperator organizations, have been among the most successful and cost-effective means to expand United States agricultural exports. Congress affirms its support for the program and the activities of the cooperator organizations. The Administrator and the private sector should work together to ensure that the program, and the activities of cooperator organizations, are expanded in the future.

(b) Commodities for cooperator organizations

The Secretary of Agriculture may make available to cooperator organizations agricultural commodities owned by the Commodity Credit Corporation, for use by such cooperators in projects designed to expand markets for United States agricultural commodities and products.

(c) Relation to funds

Commodities made available to cooperator organizations under this section shall be in addition to, and not in lieu of, funds appropriated for market development activities of such cooperator organizations.

(d) Conflicts of interest

The Secretary shall take appropriate action to prevent conflicts of interest among cooperator organizations participating in the cooperator program.

(e) Evaluation

It is the sense of Congress that the Secretary should establish a consistent, objective means for the evaluation of cooperator programs.


§ 5235. Authorization of additional appropriations

There are authorized to be appropriated for the Service, in addition to any sums otherwise authorized to be appropriated by any provision of law other than this section, $20,000,000 for each of the fiscal years 1988, 1989, and 1990 for market development activities, including—

1 expansion of the agricultural attache service;
2 expansion of international trade policy activities of the Service;
3 enhancement of the Service worldwide market information system;
4 increasing the number of trade shows and exhibitions conducted by the Service and upgrading the quality of United States representation at trade shows and exhibitions; and
(5) developing markets for value-added beef, pork, and poultry products.

(Pub. L. 100–418, title IV, § 4215, Aug. 23, 1988, 102 Stat. 1395.)