

(b) Penalty

Any person who knowingly violates subsection (a) of this section or the confidentiality terms of an order, as described in section 6804(j)(2) of this title, shall be subject to a fine of not less than \$1,000 nor more than \$10,000 or to imprisonment for not more than 1 year, or both. If the person is an officer or employee of the Department of Agriculture or the PromoFlor Council, the person shall be removed from office.

(c) Additional prohibition

No information obtained under this chapter may be made available to any agency or officer of the Federal Government for any purpose other than the implementation of this chapter or an investigatory or enforcement action necessary for the implementation of this chapter.

(d) Withholding information from Congress prohibited

Nothing in this chapter shall be construed to authorize the withholding of information from Congress.

(Pub. L. 103-190, §11, Dec. 14, 1993, 107 Stat. 2288.)

§ 6811. Authority for Secretary to suspend or terminate order

If the Secretary finds that an order, or any provision of the order, obstructs or does not tend to effectuate the policy of this chapter specified in section 6801(b) of this title, the Secretary shall terminate or suspend the operation of the order or provision under such terms as the Secretary determines are appropriate.

(Pub. L. 103-190, §12, Dec. 14, 1993, 107 Stat. 2289.)

§ 6812. Construction

(a) Termination or suspension not an order

The termination or suspension of an order, or a provision of an order, shall not be considered an order under the meaning of this chapter.

(b) Producer rights

This chapter—

(1) may not be construed to provide for control of production or otherwise limit the right of individual cut flowers and cut greens producers to produce cut flowers and cut greens; and

(2) shall be construed to treat all persons producing cut flowers and cut greens fairly and to implement any order in an equitable manner.

(c) Other programs

Nothing in this chapter may be construed to preempt or supersede any other program relating to cut flowers or cut greens promotion and consumer information organized and operated under the laws of the United States or a State.

(Pub. L. 103-190, §13, Dec. 14, 1993, 107 Stat. 2289.)

§ 6813. Regulations

The Secretary may issue such regulations as are necessary to carry out this chapter and the powers vested in the Secretary by this chapter, including regulations relating to the assessment of late payment charges and interest.

(Pub. L. 103-190, §14, Dec. 14, 1993, 107 Stat. 2289.)

§ 6814. Authorization of appropriations

(a) In general

There are authorized to be appropriated for each fiscal year such sums as are necessary to carry out this chapter.

(b) Administrative expenses

Funds appropriated under subsection (a) of this section may not be used for the payment of the expenses or expenditures of the PromoFlor Council in administering a provision of an order.

(Pub. L. 103-190, §15, Dec. 14, 1993, 107 Stat. 2289.)

CHAPTER 98—DEPARTMENT OF AGRICULTURE REORGANIZATION

Sec.	Purpose.
6901.	Definitions.
6902.	Definitions.
SUBCHAPTER I—GENERAL REORGANIZATION AUTHORITIES	
6911.	Transfer of Department functions to Secretary of Agriculture.
6912.	Authority of Secretary to delegate transferred functions.
6913.	Reductions in number of Department personnel.
6914.	Consolidation of headquarters offices.
6915.	Combination of field offices.
6916.	Improvement of information sharing.
6917.	Reports by Secretary.
6918.	Assistant Secretaries of Agriculture.
6919.	Repealed.
6920.	Office of Energy Policy and New Uses.
SUBCHAPTER II—FARM AND FOREIGN AGRICULTURAL SERVICES	
6931.	Under Secretary of Agriculture for Farm and Foreign Agricultural Services.
6932.	Consolidated Farm Service Agency.
6932a.	Prohibition on closure or relocation of county offices for the Farm Service Agency.
6933.	Office of Risk Management.
6934.	Office of Advocacy and Outreach.
SUBCHAPTER III—RURAL ECONOMIC AND COMMUNITY DEVELOPMENT	
6941.	Under Secretary of Agriculture for Rural Development.
6941a.	Coordinator for Chronically Underserved Rural Areas.
6942.	Rural Utilities Service.
6943.	Rural Housing and Community Development Service.
6944.	Rural Business and Cooperative Development Service.
6945.	Rural Development Disaster Assistance Fund.
SUBCHAPTER IV—FOOD, NUTRITION, AND CONSUMER SERVICES	
6951.	Under Secretary of Agriculture for Food, Nutrition, and Consumer Services.
SUBCHAPTER V—NATURAL RESOURCES AND ENVIRONMENT	
6961.	Under Secretary of Agriculture for Natural Resources and Environment.
6962.	Natural Resources Conservation Service.
6962a.	Cooperative agreements.
6963.	Reorganization of Forest Service.
SUBCHAPTER VI—RESEARCH, EDUCATION, AND ECONOMICS	
6971.	Under Secretary of Agriculture for Research, Education, and Economics.

- Sec.
6972. Program staff.
SUBCHAPTER VII—FOOD SAFETY
6981. Under Secretary of Agriculture for Food Safety.
6982. Conditions for implementation of alterations in the level of additives allowed in animal diets.
- SUBCHAPTER VIII—NATIONAL APPEALS DIVISION
6991. Definitions.
6992. National Appeals Division and Director.
6993. Transfer of functions.
6994. Notice and opportunity for hearing.
6995. Informal hearings.
6996. Right of participants to Division hearing.
6997. Division hearings.
6998. Director review of determinations of hearing officers.
6999. Judicial review.
7000. Implementation of final determinations of Division.
7001. Conforming amendments relating to National Appeals Division.
7002. Authorization of appropriations.
- SUBCHAPTER VIII—A—MARKETING AND REGULATORY PROGRAMS
7005. Under Secretary of Agriculture for Marketing and Regulatory Programs.
- SUBCHAPTER IX—MISCELLANEOUS REORGANIZATION PROVISIONS
7011. Successorship provisions relating to bargaining units and exclusive representatives.
7012. Purchase of American-made equipment and products.
7013. Proposed conforming amendments.
7014. Termination of authority.
- SUBCHAPTER X—FREEDOM TO E-FILE
7031. Electronic filing and retrieval.
7032. Accessing information and filing over the Internet.
7033. Availability of agency information technology funds.
7034. Federal Crop Insurance Corporation and Risk Management Agency.
7035. Confidentiality.

§ 6901. Purpose

The purpose of this chapter is to provide the Secretary of Agriculture with the necessary authority to streamline and reorganize the Department of Agriculture to achieve greater efficiency, effectiveness, and economies in the organization and management of the programs and activities carried out by the Department.

(Pub. L. 103-354, title II, §202, Oct. 13, 1994, 108 Stat. 3209.)

REFERENCES IN TEXT

This chapter, referred to in text, was in the original “this title”, meaning title II of Pub. L. 103-354, Oct. 13, 1994, 108 Stat. 3209, known as the Department of Agriculture Reorganization Act of 1994. For complete classification of title II to the Code, see Short Title note below and Tables.

SHORT TITLE OF 2000 AMENDMENT

Pub. L. 106-222, §1, June 20, 2000, 114 Stat. 353, provided that: “This Act [enacting subchapter X of this chapter] may be cited as the ‘Freedom to E-File Act.’”

SHORT TITLE

Section 1(a) of Pub. L. 103-354 provided that: “This Act [see Tables for classification] may be cited as the

‘Federal Crop Insurance Reform and Department of Agriculture Reorganization Act of 1994.’”

Section 201(a) of title II of Pub. L. 103-354 provided that: “This title [see Tables for classification] may be cited as the ‘Department of Agriculture Reorganization Act of 1994.’”

§ 6902. Definitions

Except where the context requires otherwise, for purposes of this chapter:

(1) Department

The term “Department” means the Department of Agriculture.

(2) National Appeals Division

The term “National Appeals Division” means the National Appeals Division of the Department established under section 6992 of this title.

(3) Secretary

The term “Secretary” means the Secretary of Agriculture.

(4) Function

The term “function” means an administrative, financial, or regulatory activity of an agency, office, officer, or employee of the Department.

(Pub. L. 103-354, title II, §203, Oct. 13, 1994, 108 Stat. 3209.)

REFERENCES IN TEXT

This chapter, referred to in text, was in the original “this title”, meaning title II of Pub. L. 103-354, Oct. 13, 1994, 108 Stat. 3209, known as the Department of Agriculture Reorganization Act of 1994. For complete classification of title II to the Code, see Short Title note set out under section 6901 of this title and Tables.

SUBCHAPTER I—GENERAL REORGANIZATION AUTHORITIES

§ 6911. Transfer of Department functions to Secretary of Agriculture

(a) Transfer of functions

Except as provided in subsection (b) of this section, there are transferred to the Secretary of Agriculture all functions of all agencies, offices, officers, and employees of the Department that are not already vested in the Secretary on October 13, 1994.

(b) Exceptions

Subsection (a) of this section shall not apply to the following functions:

(1) Functions vested by subchapter II of chapter 5 of title 5 in administrative law judges employed by the Department.

(2) Functions vested by the Inspector General Act of 1978 (5 U.S.C. App.) in the Inspector General of the Department.

(3) Functions vested by chapter 9 of title 31 in the Chief Financial Officer of the Department.

(4) Functions vested in the corporations of the Department or the boards of directors and officers of such corporations.

(Pub. L. 103-354, title II, §211, Oct. 13, 1994, 108 Stat. 3209; Pub. L. 104-127, title VII, §722(c), Apr. 4, 1996, 110 Stat. 1115; Pub. L. 107-171, title VI, §6201(d)(3), May 13, 2002, 116 Stat. 419.)