

## EFFECTIVE DATE OF 1990 AMENDMENT

Amendment by Pub. L. 101-624 effective Jan. 1, 1991, see section 1513 of Pub. L. 101-624, set out as a note under section 1691 of this title.

## EFFECTIVE DATE OF 1979 AMENDMENT

Amendment by Pub. L. 96-53 effective Oct. 1, 1979, see section 512(a) of Pub. L. 96-53, set out as a note under section 2151 of Title 22, Foreign Relations and Inter-course.

## EFFECTIVE DATE OF 1966 AMENDMENT

Amendment by Pub. L. 89-808 effective Jan. 1, 1967, see section 5 of Pub. L. 89-808, set out as a note under section 1691 of this title.

**§ 1735. Consultation**

The Secretary and the Administrator shall cooperate and consult in the implementation of this chapter.

(July 10, 1954, ch. 469, title IV, §405, as added Pub. L. 86-341, title I, §14, Sept. 21, 1959, 73 Stat. 610; amended Pub. L. 87-703, title II, §201(4), Sept. 27, 1962, 76 Stat. 611; Pub. L. 89-808, §2(E), Nov. 11, 1966, 80 Stat. 1536; Pub. L. 101-624, title XV, §1512, Nov. 28, 1990, 104 Stat. 3650.)

## AMENDMENTS

1990—Pub. L. 101-624 amended section generally, substituting present provisions for provisions requiring funds and authority under this chapter be used to assist friendly countries determined to increase their self-reliance in food production and managing population growth.

1966—Pub. L. 89-808 substituted provisions respecting self-help in meeting food requirements and in resolving problems relative to population growth for provisions respecting entry into agreements for participation in supply and assistance program on a proportionate and equitable basis.

1962—Pub. L. 87-703 substituted “In the case of such agreements, the Secretary may enter into agreements with other friendly and historic supplying nations” for “In entering into such agreements, the Secretary shall endeavor to reach agreement with other exporting nations”.

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**§ 1736. Use of Commodity Credit Corporation****(a) In general**

The Commodity Credit Corporation may acquire and make available such agricultural commodities as necessary to carry out agreements under this chapter.

**(b) Included expenses**

With respect to commodities made available under subchapters III and III-A, the Commodity Credit Corporation may pay—

- (1) the cost of acquiring such commodities;
- (2) the costs associated with packaging, enrichment, preservation, and fortification of such commodities, including the costs of carrying out section 1736g-2 of this title;

(3) the processing, transportation, handling, and other incidental costs up to the time of the delivery of such commodities free on board vessels in United States ports;

(4) the vessel freight charges from United States ports or designated Canadian transshipment ports, as determined by the Secretary, to designated ports of entry abroad;

(5) the costs associated with transporting such commodities from United States ports to designated points of entry abroad in the case—

(A) of landlocked countries;

(B) of ports that cannot be used effectively because of natural or other disturbances;

(C) of the unavailability of carriers to a specific country; or

(D) of substantial savings in costs or time that may be effected by the utilization of points of entry other than ports;

(6) in the case of commodities for urgent and extraordinary relief requirements (including pre-positioned commodities) the transportation costs incurred in moving the commodities from designated points of entry or ports of entry abroad to storage and distribution sites and associated storage and distribution costs; and

(7) the charges for general average contributions arising out of the ocean transport of commodities transferred pursuant thereto.

**(c) Commodity Credit Corporation**

The funds, facilities, and authorities of the Commodity Credit Corporation may be used to carry out this chapter.

**(d) Availability of funds**

Funds shall be available under this chapter only to the extent provided in advance in appropriation Acts.

(July 10, 1954, ch. 469, title IV, §406, as added Pub. L. 86-341, title I, §14, Sept. 21, 1959, 73 Stat. 610; amended Pub. L. 87-703, title II, §201(5), Sept. 27, 1962, 76 Stat. 611; Pub. L. 89-808, §2(E), Nov. 11, 1966, 80 Stat. 1536; Pub. L. 94-161, title II, §214, Dec. 20, 1975, 89 Stat. 855; Pub. L. 101-508, title I, §1204(b)(2), Nov. 5, 1990, 104 Stat. 1388-11; Pub. L. 101-624, title XV, §1512, Nov. 28, 1990, 104 Stat. 3650; Pub. L. 102-237, title III, §323, Dec. 13, 1991, 105 Stat. 1857; Pub. L. 104-127, title II, §215, Apr. 4, 1996, 110 Stat. 956; Pub. L. 110-246, title III, §§3014(b)(1), 3016, June 18, 2008, 122 Stat. 1826, 1827.)

## AMENDMENTS

2008—Subsec. (a). Pub. L. 110-246, §3014(b)(1), struck out “(that have been determined to be available under section 1731(a) of this title)” after “commodities”.

Subsec. (b)(2). Pub. L. 110-246, §3016, inserted “, including the costs of carrying out section 1736g-2 of this title” before semicolon at end.

1996—Subsec. (a). Pub. L. 104-127, §215(1), substituted “may” for “shall” after “Corporation”.

Subsec. (b). Pub. L. 104-127, §215(2)(A), in introductory provisions, substituted “subchapters III and III-A” for “this chapter”.

Subsec. (b)(4). Pub. L. 104-127, §215(2)(B), added par. (4) and struck out former par. (4) which read as follows: “the ocean freight charges from United States ports to designated ports of entry abroad;”.

1991—Subsec. (b)(5)(D). Pub. L. 102-237 substituted “time” for “items”.

1990—Pub. L. 101-624 amended section generally, substituting present provisions for provisions authorizing