

1243, and Pub. L. 110-246, §4(a), title VII, §7311(a), June 18, 2008, 122 Stat. 1664, 2004; amended Pub. L. 112-240, title VII, §701(e)(2), Jan. 2, 2013, 126 Stat. 2364; Pub. L. 113-79, title VII, §§7128(b)(3)(B), 7306, Feb. 7, 2014, 128 Stat. 879, 888.)

REFERENCES IN TEXT

The date of enactment of this section, referred to in subsec. (k)(4), is the date of enactment of Pub. L. 110-246, which was approved June 18, 2008.

CODIFICATION

Pub. L. 110-234 and Pub. L. 110-246 enacted identical sections. Pub. L. 110-234 was repealed by section 4(a) of Pub. L. 110-246.

AMENDMENTS

2014—Subsec. (a). Pub. L. 113-79, §7306(1), added pars. (1) and (4) and redesignated former pars. (1) and (2) as (2) and (3), respectively.

Subsec. (b)(1). Pub. L. 113-79, §7306(2)(A), substituted “genomics, and other methods” for “and genomics” in introductory provisions.

Subsec. (b)(3). Pub. L. 113-79, §7306(2)(B), inserted “handling and processing,” after “production efficiency.”

Subsec. (c). Pub. L. 113-79, §7306(3), substituted “this section” for “the Initiative” in introductory provisions.

Subsec. (d). Pub. L. 113-79, §7306(4), added subsec. (d) and struck out former subsec. (d). Prior to amendment, text read as follows: “In carrying out this section, the Secretary shall award grants on a competitive basis.”

Subsec. (e). Pub. L. 113-79, §7306(6), added subsec. (e). Former subsec. (e) redesignated (g).

Subsec. (e)(3), (4). Pub. L. 113-79, §7128(b)(3)(B), redesignated par. (4) as (3) and struck out former par. (3). Prior to amendment, text read as follows: “The Secretary shall require the recipient of a grant under this section to provide funds or in-kind support from non-Federal sources in an amount that is at least equal to the amount provided by the Federal Government.”

Subsec. (f). Pub. L. 113-79, §7306(6), added subsec. (f). Former subsec. (f) redesignated (h).

Subsec. (g). Pub. L. 113-79, §7306(5), redesignated subsec. (e) as (g). Former subsec. (g) redesignated (i).

Subsec. (g)(1). Pub. L. 113-79, §7306(7)(A), added par. (1) and struck out former par. (1). Prior to amendment, text read as follows: “With respect to grants awarded under subsection (d), the Secretary shall—

“(A) seek and accept proposals for grants;

“(B) determine the relevance and merit of proposals through a system of peer and merit review in accordance with section 7613 of this title; and

“(C) award grants on the basis of merit, quality, and relevance.”

Subsec. (g)(3). Pub. L. 113-79, §7306(7)(B), substituted “the Initiative” for “this section”.

Subsec. (h). Pub. L. 113-79, §7306(8), substituted “the Initiative” for “this section” in introductory provisions.

Pub. L. 113-79, §7306(5), redesignated subsec. (f) as (h). Former subsec. (h) redesignated (k).

Subsec. (i). Pub. L. 113-79, §7306(5), redesignated subsec. (g) as (i).

Subsec. (j). Pub. L. 113-79, §7306(10), added subsec. (j).

Subsec. (k). Pub. L. 113-79, §7306(5), redesignated subsec. (h) as (k).

Subsec. (k)(1). Pub. L. 113-79, §7306(9)(A), struck out “for fiscal years 2008 through 2012” after “funding” in par. heading, designated existing provisions as subpar. (A), inserted subpar. heading, and added subpars. (B) to (D).

Subsec. (k)(2). Pub. L. 113-79, §7306(9)(B), substituted “2014 through 2018” for “2008 through 2012” in heading and text.

2013—Subsec. (h)(1). Pub. L. 112-240, §701(e)(2)(A), substituted “Mandatory funding for fiscal years 2008 through 2012” for “In general” in heading.

Subsec. (h)(2). Pub. L. 112-240, §701(e)(2)(B), inserted “for fiscal years 2008 through 2012” after “appropriations” in heading.

Subsec. (h)(3) to (5). Pub. L. 112-240, §701(e)(2)(C), (D), added par. (3) and redesignated former pars. (3) and (4) as (4) and (5), respectively.

EFFECTIVE DATE OF 2013 AMENDMENT

Amendment by Pub. L. 112-240 effective Sept. 30, 2012, see section 701(j) of Pub. L. 112-240, set out in a 1-Year Extension of Agricultural Programs note under section 8701 of this title.

EFFECTIVE DATE

Enactment of this section and repeal of Pub. L. 110-234 by Pub. L. 110-246 effective May 22, 2008, the date of enactment of Pub. L. 110-234, see section 4 of Pub. L. 110-246, set out as a note under section 8701 of this title.

COORDINATION OF PROJECTS AND ACTIVITIES

Pub. L. 110-234, title VII, §7311(b), May 22, 2008, 122 Stat. 1245, and Pub. L. 110-246, §4(a), title VII, §7311(b), June 18, 2008, 122 Stat. 1664, 2006, provided that: “In carrying out the amendment made by this section [enacting this section], the Secretary [of Agriculture] shall ensure that the Division Chief of the applicable Research, Education, and Extension Office established under section 251 of the Department of Agriculture Reorganization Act of 1994 (7 U.S.C. 6971) coordinates projects and activities under this section to ensure, to the maximum extent practicable, that unnecessary duplication of effort is eliminated or minimized.”

[Pub. L. 110-234 and Pub. L. 110-246 enacted identical provisions. Pub. L. 110-234 was repealed by section 4(a) of Pub. L. 110-246, set out as a note under section 8701 of this title.]

§ 7633. Food and agriculture service learning program

(a) In general

Subject to the availability of appropriations under subsection (e), the Secretary, acting through the Director of the National Institute of Food and Agriculture, and working in consultation with other appropriate Federal agencies that oversee national service programs, shall administer a competitively awarded food and agriculture service learning grant program (referred to in this section as the “Program”) to increase knowledge of agriculture and improve the nutritional health of children.

(b) Purposes

The purposes of the Program are—

(1) to increase capacity for food, garden, and nutrition education within host organizations or entities and school cafeterias and in the classroom;

(2) to complement and build on the efforts of the farm to school programs implemented under section 18(g) of the Richard B. Russell National School Lunch Act (42 U.S.C. 1769(g));

(3) to complement efforts by the Department and school food authorities to implement the school lunch program established under the Richard B. Russell National School Lunch Act (42 U.S.C. 1751 et seq.) and the school breakfast program established by section 1773 of title 42;

(4) to carry out activities that advance the nutritional health of children and nutrition education in elementary schools and secondary schools (as those terms are defined in section 7801 of title 20); and

(5) to foster higher levels of community engagement and support the expansion of national service and volunteer opportunities.

(c) Grants

(1) In general

In carrying out the Program, the Director of the National Institute of Food and Agriculture shall make competitive grants to eligible entities that carry out the purposes described in paragraphs (1) through (5) of subsection (b).

(2) Priorities

In making grants under this section, the Secretary may consider projects that are carried out by entities that—

- (A) have a proven track record in carrying out the purposes described in subsection (b);
- (B) work in underserved rural and urban communities;
- (C) teach and engage children in experiential learning about agriculture, gardening, nutrition, cooking, and where food comes from; and
- (D) facilitate a connection between elementary schools and secondary schools and agricultural producers in the local and regional area.

(d) Accountability

(1) In general

The Secretary may require a partner organization or other qualified entity to collect and report any data on the activities carried out under the Program, as determined by the Secretary.

(2) Evaluation

The Secretary shall—

- (A) conduct regular evaluations of the activities carried out under the Program; and
- (B) submit to the Committee on Agriculture of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate a report that includes a description of the results of each evaluation conducted under subparagraph (A).

(e) Funding

(1) Authorization of appropriations

There is authorized to be appropriated to carry out the Program \$25,000,000, to remain available until expended.

(2) Administration

Paragraphs (4), (7), (8), and (11)(B) of subsection (b) of section 450i of this title shall apply with respect to the making of a competitive grant under this section.

(3) Maintenance of effort

Funds made available under paragraph (1) shall be used only to supplement, not to supplant, the amount of Federal funding otherwise expended for nutrition, research, and extension programs of the Department.

(Pub. L. 105-185, title IV, §413, as added Pub. L. 113-79, title IV, §4209, Feb. 7, 2014, 128 Stat. 829; amended Pub. L. 114-95, title IX, §9215(g), Dec. 10, 2015, 129 Stat. 2166.)

REFERENCES IN TEXT

The Richard B. Russell National School Lunch Act, referred to in subsec. (b)(3), is act June 4, 1946, ch. 281,

60 Stat. 230, which is classified generally to chapter 13 (§1751 et seq.) of Title 42, The Public Health and Welfare. For complete classification of this Act to the Code, see Short Title note set out under section 1751 of Title 42 and Tables.

AMENDMENTS

2015—Subsec. (b)(4). Pub. L. 114-95 made technical amendment to reference in original act which appears in text as reference to section 7801 of title 20.

EFFECTIVE DATE OF 2015 AMENDMENT

Amendment by Pub. L. 114-95 effective Dec. 10, 2015, except with respect to certain noncompetitive programs and competitive programs, see section 5 of Pub. L. 114-95, set out as a note under section 6301 of Title 20, Education.

SUBCHAPTER III—MISCELLANEOUS PROVISIONS

PART A—MISCELLANEOUS

§ 7641. Patent Culture Collection fees

(1) Retention

All funds collected by the Agricultural Research Service of the Department of Agriculture in connection with the acceptance of microorganisms for deposit in, or the distribution of microorganisms from, the Patent Culture Collection maintained and operated by the Agricultural Research Service shall be credited to the appropriation supporting the maintenance and operation of the Patent Culture Collection.

(2) Use

The collected funds shall be available to the Agricultural Research Service, without further appropriation or fiscal-year limitation, to carry out its responsibilities under law (including international treaties) with respect to the Patent Culture Collection.

(Pub. L. 105-185, title VI, §601(c), June 23, 1998, 112 Stat. 585.)

§ 7642. Food Animal Residue Avoidance Database program

(a) Continuation of program

The Secretary of Agriculture shall continue operation of the Food Animal Residue Avoidance Database program (referred to in this section as the “FARAD program”) through contracts, grants, or cooperative agreements with appropriate colleges or universities.

(b) Activities

In carrying out the FARAD program, the Secretary shall—

- (1) provide livestock producers, extension specialists, scientists, and veterinarians with information to prevent drug, pesticide, and environmental contaminant residues in food animal products;
- (2) maintain up-to-date information concerning—

(A) withdrawal times on FDA-approved food animal drugs and appropriate withdrawal intervals for drugs used in food animals in the United States, as established under section 360b(a) of title 21;

(B) official tolerances for drugs and pesticides in tissues, eggs, and milk;