

Subsec. (h). Pub. L. 110-246, § 7102(a)(3), substituted “2012” for “2007”.

2002—Subsec. (b)(1). Pub. L. 107-171, § 7209(a)(1), substituted “31 members” for “30 members”.

Subsec. (b)(3)(R) to (EE). Pub. L. 107-171, § 7209(a)(2), added subpar. (R) and redesignated former subpars. (R) to (DD) as (S) to (EE), respectively.

Subsec. (c)(1). Pub. L. 107-171, § 7209(a)(3), substituted “Secretary, land-grant colleges and universities, and the Committee on Agriculture of the House of Representatives, the Committee on Agriculture, Nutrition, and Forestry of the Senate, the Subcommittee on Agriculture, Rural Development, Food and Drug Administration and Related Agencies of the Committee on Appropriations of the House of Representatives, and the Subcommittee on Agriculture, Rural Development and Related Agencies of the Committee on Appropriations of the Senate” for “Secretary and land-grant colleges and universities”.

Subsec. (d)(1). Pub. L. 107-171, § 7209(a)(4), inserted “consult with any appropriate agencies of the Department of Agriculture and” after “The Advisory Board shall”.

Subsec. (h). Pub. L. 107-171, § 7133, substituted “2007” for “2002”.

1998—Subsec. (b)(7). Pub. L. 105-185, § 222(a), added par. (7).

Subsec. (d). Pub. L. 105-185, § 222(b), designated existing provisions as par. (1), inserted heading, and added par. (2).

Subsecs. (g), (h). Pub. L. 105-185, § 222(c), added subsec. (g) and redesignated former subsec. (g) as (h).

1996—Pub. L. 104-127 amended section generally, substituting present provisions for provisions which established National Agricultural Research and Extension Users Advisory Board and provided for membership, chairperson and vice-chairperson, meetings, panels of the Board, responsibilities of the Board, reports by the Board, and a report by the Secretary of Agriculture on manner in which recommendations of Board had been incorporated into programs of Department of Agriculture.

1995—Subsec. (g)(1). Pub. L. 104-66, § 1012(f), inserted “may provide” before “a written report” in first sentence.

Subsec. (g)(2), (3). Pub. L. 104-66, § 1011(t), redesignated par. (3) as (2) and struck out former par. (2) which required Advisory Board to submit to the President and congressional committees a report containing appraisal by Board of President’s proposed budget for food and agricultural sciences and recommendations of Secretary.

1991—Subsec. (e). Pub. L. 102-237, § 402(2)(A), substituted “Government” for “government”.

Subsec. (g)(1). Pub. L. 102-237, § 402(2)(B), substituted “federally” for “Federally”.

1990—Pub. L. 101-624 amended section generally, substituting present provisions for provisions which established National Agricultural Research and Extension Users Advisory Board to expire on Sept. 30, 1990, authorized membership of Board at 25 representatives, provided for selection of chairman and vice-chairman, provided for meetings at least once during each three month period, authorized establishment of panels to assist Board in meeting its responsibilities, and outlined general and specific responsibilities of Board, including the submission of reports.

1985—Subsec. (a). Pub. L. 99-198, § 1406(a), substituted “1990” for “1985”.

Subsec. (f)(2)(G). Pub. L. 99-198, § 1406(b), added subpar. (G).

1981—Subsec. (a). Pub. L. 97-98, § 1408(a), substituted “that expires September 30, 1985” for “of five years”.

Subsec. (b). Pub. L. 97-98, § 1408(b), in provision preceding par. (1) substituted “twenty-five” for “twenty-one” and inserted “to serve staggered terms” and in par. (1) substituted “eight” for “four” and “agricultural, forestry, and aquacultural products, from various geographical regions” for “agricultural commodities, forest products, and aquacultural products”.

Subsec. (f)(2)(E). Pub. L. 97-98, § 1408(c)(1), substituted “July 1” for “October 1”.

Subsec. (f)(2)(F). Pub. L. 97-98, § 1408(c)(2), substituted “February 20 of” for “March 1 of”.

#### CHANGE OF NAME

Subcommittee on Agriculture, Rural Development, and Related Agencies of the Committee on Appropriations of the Senate changed to Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies of the Committee on Appropriations of the Senate.

#### EFFECTIVE DATE OF 2008 AMENDMENT

Amendment 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, except as otherwise provided, see section 4 of Pub. L. 110-246, set out as an Effective Date note under section 8701 of this title.

Amendment by section 7511(c)(8) of Pub. L. 110-246 effective Oct. 1, 2009, see section 7511(c) of Pub. L. 110-246, set out as a note under section 1522 of this title.

#### EFFECTIVE DATE OF 1981 AMENDMENT

Amendment by Pub. L. 97-98 effective Dec. 22, 1981, see section 1801 of Pub. L. 97-98, set out as an Effective Date note under section 4301 of this title.

#### EFFECT OF 2008 AMENDMENT ON TERMS

Pub. L. 110-234, title VII, § 7102(b), May 22, 2008, 122 Stat. 1215, and Pub. L. 110-246, § 4(a), title VII, § 7102(b), June 18, 2008, 122 Stat. 1664, 1976, provided that: “Nothing in this section [amending this section] or any amendment made by this section affects the term of any member of the National Agricultural Research, Extension, Education, and Economics Advisory Board serving as of the date of enactment of this Act [June 18, 2008].”

[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.]

### § 3123a. Specialty crop committee

#### (a) Establishment

##### (1) In general

Not later than 90 days after December 21, 2004, the executive committee of the Advisory Board shall establish, and appoint the initial members of, a permanent specialty crops committee that will be responsible for studying the scope and effectiveness of research, extension, and economics programs affecting the specialty crop industry.

##### (2) Citrus disease subcommittee

###### (A) In general

Not later than 45 days after February 7, 2014, the Secretary shall establish within the specialty crops committee, and appoint the initial members of, a citrus disease subcommittee to carry out the responsibilities of the subcommittee described in subsection (g) in accordance with subsection (j)(3) of section 7632 of this title.

###### (B) Composition

The citrus disease subcommittee shall be composed of 9 members, each of whom is a domestic producer of citrus in a State, represented as follows:

- (i) Three of such members shall represent Arizona or California.

(ii) Five of such members shall represent Florida.

(iii) One of such members shall represent Texas.

**(C) Membership**

The Secretary may appoint individuals who are not members of the specialty crops committee or the Advisory Board established under section 3123 of this title as members of the citrus disease subcommittee<sup>1</sup>

**(D) Termination**

The subcommittee established under subparagraph (A) shall terminate on September 30, 2018.

**(E) Federal Advisory Committee Act**

The subcommittee established under subparagraph (A) shall be covered by the exemption to section 9(c) of the Federal Advisory Committee Act (5 U.S.C. App.) applicable to the Advisory Board under section 3123(f) of this title.

**(b) Members**

**(1) Eligibility**

Individuals who are not members of the Advisory Board may be appointed as members of the specialty crops committee.

**(2) Service**

Members of the specialty crops committee shall serve at the discretion of the executive committee.

**(3) Diversity**

Membership of the specialty crops committee shall reflect diversity in the specialty crops represented.

**(c) Annual committee report**

Not later than 180 days after the establishment of the specialty crops committee, and annually thereafter, the specialty crops committee shall submit to the Advisory Board a report containing the findings of its study under subsection (a). The specialty crops committee shall include in each report recommendations regarding the following:

(1) Programs designed to improve the efficiency, productivity, and profitability of specialty crop production in the United States.

(2) Research, extension, and teaching programs designed to improve competitiveness in the specialty crop industry, including programs that would—

(A) enhance the quality and shelf-life of fresh fruits and vegetables, including their taste and appearance;

(B) develop new crop protection tools and expand the applicability and cost-effectiveness of integrated pest management;

(C) prevent the introduction of foreign invasive pests and diseases;

(D) develop new products and new uses of specialty crops, including improving the quality and taste of processed specialty crops;

(E) develop new and improved marketing tools for specialty crops;

(F) enhance food safety regarding specialty crops;

(G) improve the remote sensing and the mechanization of production practices; and

(H) enhance irrigation techniques used in specialty crop production.

(3) Analyses of changes in macroeconomic conditions, technologies, and policies on specialty crop production and consumption, with particular focus on the effect of those changes on the financial stability of producers.

(4) Development of data that provide applied information useful to specialty crop growers, their associations, and other interested beneficiaries in evaluating that industry from a regional and national perspective.

(5) Analysis of the alignment of specialty crops committee recommendations with grants awarded through the specialty crop research initiative established under section 7632 of this title.

**(d) Consultation with specialty crop industry**

In studying the scope and effectiveness of programs under subsection (a), the specialty crops committee shall consult on an ongoing basis with diverse sectors of the specialty crop industry.

**(e) Consideration by Secretary**

In preparing the annual budget recommendations for the Department of Agriculture, the Secretary shall take into consideration those findings and recommendations contained in the most-recent report of the specialty crops committee that are adopted by the Advisory Board.

**(f) Annual report by Secretary**

In the budget material submitted to Congress by the Secretary in connection with the budget submitted pursuant to section 1105 of title 31 for a fiscal year, the Secretary shall include a report describing how the Secretary addressed each recommendation of the specialty crops committee described in subsection (e).

**(g) Citrus disease subcommittee duties**

For the purposes of subsection (j) of section 7632 of this title, the citrus disease subcommittee shall—

(1) advise the Secretary on citrus research, extension, and development needs;

(2) propose, by a favorable vote of two-thirds of the members of the subcommittee, a research and extension agenda and annual budgets for the funds made available to carry out such subsection;

(3) evaluate and review ongoing research and extension funded under the emergency citrus disease research and extension program (as defined in such subsection);

(4) establish, by a favorable vote of two-thirds of the members of the subcommittee, annual priorities for the award of grants under such subsection;

(5) provide the Secretary any comments on grants awarded under such subsection during the previous fiscal year; and

(6) engage in regular consultation and collaboration with the Department and other institutional, governmental, and private persons conducting scientific research on, and exten-

<sup>1</sup> So in original. Probably should be followed by a period.

sion activities related to, the causes or treatments of citrus diseases and pests, both domestic and invasive, for purposes of—

(A) maximizing the effectiveness of research and extension projects funded under the citrus disease research and extension program;

(B) hastening the development of useful treatments;

(C) avoiding duplicative and wasteful expenditures; and

(D) providing the Secretary with such information and advice as the Secretary may request.

(Pub. L. 95-113, title XIV, §1408A, as added Pub. L. 108-465, title III, §303, Dec. 21, 2004, 118 Stat. 3885; amended Pub. L. 110-234, title VII, §7103, May 22, 2008, 122 Stat. 1215; Pub. L. 110-246, §4(a), title VII, §7103, June 18, 2008, 122 Stat. 1664, 1976; Pub. L. 113-79, title VII, §7103, Feb. 7, 2014, 128 Stat. 864.)

#### REFERENCES IN TEXT

Section 9 of the Federal Advisory Committee Act, referred to in subsec. (a)(2)(E), is section 9 of Pub. L. 92-463, which is set out in the Appendix to Title 5, Government Organization and Employees.

#### CODIFICATION

Pub. L. 110-234 and Pub. L. 110-246 made identical amendments to this section. The amendments by Pub. L. 110-234 were repealed by section 4(a) of Pub. L. 110-246.

#### PRIOR PROVISIONS

A prior section 3123a, Pub. L. 95-113, title XIV, §1408A, as added Pub. L. 101-624, title XVI, §1605(a), Nov. 28, 1990, 104 Stat. 3711; amended Pub. L. 102-237, title IV, §402(3), (4), Dec. 13, 1991, 105 Stat. 1863, related to establishment of Agricultural Science and Technology Review Board, prior to repeal by Pub. L. 104-127, title VIII, §853(a), Apr. 4, 1996, 110 Stat. 1172.

#### AMENDMENTS

2014—Subsec. (a). Pub. L. 113-79, §7103(a), designated existing provisions as par. (1), inserted heading, and added par. (2).

Subsec. (b). Pub. L. 113-79, §7103(b), designated first sentence of existing provisions as par. (1) and second sentence as par. (2), inserted headings, and added par. (3).

Subsec. (c)(1). Pub. L. 113-79, §7103(c)(1), substituted “Programs” for “Measures”.

Subsec. (c)(2). Pub. L. 113-79, §7103(c)(4)(A), substituted “Research, extension, and teaching programs designed to improve competitiveness in the specialty crop industry, including programs that would” for “Programs that would” in introductory provisions.

Pub. L. 113-79, §7103(c)(2), (3), redesignated par. (3) as (2) and struck out former par. (2) which read as follows: “Measures designed to improve competitiveness in research, extension, and economics programs affecting the specialty crop industry.”

Subsec. (c)(2)(D). Pub. L. 113-79, §7103(c)(4)(B), inserted “, including improving the quality and taste of processed specialty crops” before semicolon at end.

Subsec. (c)(2)(G). Pub. L. 113-79, §7103(c)(4)(C), inserted “the remote sensing and the” before “mechanization”.

Subsec. (c)(3), (4). Pub. L. 113-79, §7103(c)(3), redesignated pars. (4) and (5) as (3) and (4), respectively.

Subsec. (c)(5). Pub. L. 113-79, §7103(c)(5), added par. (5). Former par. (5) redesignated (4).

Subsecs. (d), (e). Pub. L. 113-79, §7103(d)(1), (2), added subsec. (d) and redesignated former subsec. (d) as (e).

Subsec. (f). Pub. L. 113-79, §7103(d)(1), (3), redesignated subsec. (e) as (f) and substituted “subsection (e)” for “subsection (d)”.

Subsec. (g). Pub. L. 113-79, §7103(e), added subsec. (g). 2008—Subsec. (c)(4), (5). Pub. L. 110-246, §7103, added pars. (4) and (5).

#### EFFECTIVE DATE OF 2008 AMENDMENT

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

### § 3123b. Renewable energy committee

#### (a) Initial members

Not later than 90 days after the date of enactment of this section, the executive committee of the Advisory Board shall establish and appoint the initial members of a permanent renewable energy committee.

#### (b) Duties

The permanent renewable energy committee shall study the scope and effectiveness of research, extension, and economics programs affecting the renewable energy industry.

#### (c) Nonadvisory Board members

##### (1) In general

An individual who is not a member of the Advisory Board may be appointed as a member of the renewable energy committee.

##### (2) Service

A member of the renewable energy committee shall serve at the discretion of the executive committee.

#### (d) Report by renewable energy committee

Not later than 180 days after the date of establishment of the renewable energy committee, and annually thereafter, the renewable energy committee shall submit to the Advisory Board a report that contains the findings and any recommendations of the renewable energy committee with respect to the study conducted under subsection (b).

#### (e) Consultation

In carrying out the duties described in subsection (b), the renewable energy committee shall consult with the Biomass Research and Development Technical Advisory Committee established under section 8605<sup>1</sup> of this title.

#### (f) Matters to be considered in budget recommendation

In preparing the annual budget recommendations for the Department, the Secretary shall take into consideration those findings and recommendations contained in the most recent report of the renewable energy committee under subsection (d) that are developed by the Advisory Committee.

#### (g) Report by the Secretary

In the budget material submitted to Congress by the Secretary in connection with the budget submitted pursuant to section 1105 of title 31 for a fiscal year, the Secretary shall include a report that describes the ways in which the Secretary addressed each recommendation of the renewable energy committee described in subsection (f).

<sup>1</sup> See References in Text note below.