

## 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 L. 110-234 were repealed by section 4(a) of Pub.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.

## AMENDMENTS

2014—Subsec. (i). Pub. L. 113-79 amended subsec. (i) generally. Prior to amendment, text read as follows: “There are authorized to be appropriated \$20,000,000 for each fiscal year to carry out the National Training Program.”

2008—Subsec. (b). Pub. L. 110-246, § 7511(c)(17)(A), substituted “the National Institute of Food and Agriculture” for “the Extension Service” in first sentence.

Subsec. (h). Pub. L. 110-246, § 7511(c)(17)(B), substituted “National Institute of Food and Agriculture” for “Extension Service”.

1998—Subsec. (g). Pub. L. 105-185 struck out “section 5881 of this title,” before “and other appropriate research” in introductory provisions.

1996—Subsecs. (f), (g)(11). Pub. L. 104-127 struck out “section 5881 of this title,” before “and other appropriate”.

1991—Subsec. (c)(1). Pub. L. 102-237 substituted “ensure” for “insure”.

## 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)(17) 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.

## SUBCHAPTER II—NATIONAL GENETIC RESOURCES PROGRAM

**§ 5841. Establishment, purpose, and functions of National Genetic Resources Program****(a) In general**

The Secretary of Agriculture shall provide for a National Genetic Resources Program.

**(b) Purpose**

The program is established for the purpose of maintaining and enhancing a program providing for the collection, preservation, and dissemination of genetic material of importance to American food and agriculture production.

**(c) Administration**

The program shall be administered by the Secretary through the Agricultural Research Service.

**(d) Functions**

The Secretary, acting through the program, shall—

- (1) provide for the collection, classification, preservation, and dissemination of genetic material of importance to the food and agriculture sectors of the United States;
- (2) conduct research on the genetic materials collected and on methods for storage and preservation of those materials;
- (3) coordinate the activities of the program with similar activities occurring domestically;
- (4) unless otherwise prohibited by law, have the right to make available on request, without charge and without regard to the country from which the request originates, the genetic material that the program assembles;

(5) expand the types of genetic resources included in the program to develop a comprehensive genetic resources program which includes plants (including silvicultural species), animal, aquatic, insect, microbiological, and other types of genetic resources of importance to food and agriculture, as resources permit; and

(6) engage in such other activities as the Secretary determines appropriate and as the resources of the program permit.

(Pub. L. 101-624, title XVI, § 1632, Nov. 28, 1990, 104 Stat. 3744; Pub. L. 104-127, title VIII, § 832(a), Apr. 4, 1996, 110 Stat. 1168.)

## AMENDMENTS

1996—Subsec. (d)(4). Pub. L. 104-127 added par. (4) and struck out former par. (4) which read as follows: “make available upon request, without charge and without regard to the country from which such request originates, the genetic material which the program assembles;”.

**§ 5842. Appointment and authority of Director****(a) Director**

There shall be at the head of the program an official to be known as the Director of the National Genetic Resources Program who shall be appointed by the Secretary. The Director shall perform such duties as are assigned to the Director by this subchapter and such other duties as the Secretary may prescribe.

**(b) Administrative authority**

In carrying out this subchapter, the Secretary, acting through the Director—

(1) shall be responsible for the overall direction of the program and for the establishment and implementation of general policies respecting the management and operation of activities within the program;

(2) may secure for the program consultation services and advice of persons from the United States and abroad;

(3) may accept voluntary and uncompensated services; and

(4) may perform such other administrative functions as the Secretary determines are needed to effectively carry out this subchapter.

**(c) Duties**

The Director shall—

(1) advise participants on the program activities;

(2) coordinate, review and facilitate the systematic identification and evaluation of, relevant information generated under the program;

(3) promote the effective transfer of the information described in paragraph (2) to the agriculture and food production community and to entities that require such information; and

(4) monitor the effectiveness of the activities described in paragraph (3).

**(d) Biennial reports**

The Director shall prepare and transmit to the Secretary and to the Congress a biennial report containing—

(1) a description of the activities carried out by and through the program and the policies