

(Pub. L. 110-234, title XIV, §14218, May 22, 2008, 122 Stat. 1482; Pub. L. 110-246, §4(a), title XIV, §14218, June 18, 2008, 122 Stat. 1664, 2244.)

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 L. 110-234 was repealed by section 4(a) of Pub.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

Section was enacted as part of the Food, Conservation, and Energy Act of 2008, and not as part of the Department of Agriculture Reorganization Act of 1994, which in part comprises this chapter.

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.

§ 6942. Rural Utilities Service

(a) Establishment required

The Secretary shall establish and maintain within the Department the Rural Utilities Service and assign to the Service such functions as the Secretary considers appropriate.

(b) Administrator

(1) Appointment

The Rural Utilities Service shall be headed by an Administrator who shall be appointed by the President.

(2) Omitted

(c) Functions

The Secretary shall carry out through the Rural Utilities Service the following functions that are under the jurisdiction of the Department:

(1) Electric and telephone loan programs and water and waste facility activities authorized by law, including—

- (A) the Rural Electrification Act of 1936 (7 U.S.C. 901 et seq.); and
- (B) section 1926-1¹ of this title; and

(2) Water and waste facility programs and activities authorized by law, including—

- (A) sections 1926, 1926a, 1926b,¹ and 1926c of this title, the provisions of sections 1929 and 1929a of this title relating to assets, terms, and conditions of water and sewer programs, section 1932(b) of this title, and section 1013a of this title; and
- (B) section 2324 of the Food, Agriculture, Conservation, and Trade Act of 1990¹ (7 U.S.C. 1926 note).

(Pub. L. 103-354, title II, §232, Oct. 13, 1994, 108 Stat. 3219; Pub. L. 104-127, title VII, §747(b)(2), Apr. 4, 1996, 110 Stat. 1128; Pub. L. 112-166, §2(a)(2), Aug. 10, 2012, 126 Stat. 1283.)

REFERENCES IN TEXT

The Rural Electrification Act of 1936, referred to in subsec. (c)(1)(A), is act May 20, 1936, ch. 432, 49 Stat. 1363, as amended, which is classified generally to chapter 31 (§901 et seq.) of this title. For complete classification of this Act to the Code, see section 901 of this title and Tables.

Section 1926-1 of this title, referred to in subsec. (c)(1)(B), was repealed by Pub. L. 104-127, title VII, §702, Apr. 4, 1996, 110 Stat. 1108.

¹ See References in Text note below.

Section 1926b of this title, referred to in subsec. (c)(2)(A), was repealed by Pub. L. 104-127, title VII, §743, Apr. 4, 1996, 110 Stat. 1125.

Section 2324 of the Food, Agriculture, Conservation, and Trade Act of 1990, referred to in subsec. (c)(2)(B), is section 2324 of Pub. L. 101-624, which was set out as a note under section 1926 of this title prior to repeal by Pub. L. 104-127, title VII, §703, Apr. 4, 1996, 110 Stat. 1108.

CODIFICATION

Section is comprised of section 232 of Pub. L. 103-354. Subsec. (b)(2), formerly (b)(3), of section 232 of Pub. L. 103-354 amended section 5315 of Title 5, Government Organization and Employees.

AMENDMENTS

2012—Subsec. (b)(1). Pub. L. 112-166, §2(a)(2)(A), struck out “, by and with the advice and consent of the Senate” before period at end.

Subsec. (b)(2). Pub. L. 112-166, §2(a)(2)(B), (C), which directed that subsec. (b)(1) of this section be amended by striking out par. (2) and redesignating par. (3) as (2), was executed by making the amendment to subsec. (b) of this section, to reflect the probable intent of Congress. See Codification note above. Prior to amendment, text of par. (2) read as follows: “Any official who is serving as Administrator of the Rural Electrification Administration on October 13, 1994, and who was appointed by the President, by and with the advice and consent of the Senate—

“(A) may be considered to be serving in the successor position established under paragraph (1); and

“(B) shall not be required to be reappointed to that position by reason of the enactment of this Act.”

1996—Subsec. (c)(2)(A). Pub. L. 104-127 substituted “section 1932(b)” for “section 1932(b)(2)”.

EFFECTIVE DATE OF 2012 AMENDMENT

Amendment by Pub. L. 112-166 effective 60 days after Aug. 10, 2012, and applicable to appointments made on and after that effective date, including any nomination pending in the Senate on that date, see section 6(a) of Pub. L. 112-166, set out as a note under section 113 of Title 6, Domestic Security.

§ 6943. Rural Housing and Community Development Service

(a) Establishment authorized

Notwithstanding any other provision of law, the Secretary is authorized to establish and maintain within the Department the Rural Housing and Community Development Service and to assign to the Service such functions as the Secretary considers appropriate.

(b) Functions

If the Secretary establishes the Rural Housing and Community Development Service under subsection (a), the Secretary is authorized to assign to the Service jurisdiction over the following:

(1) Programs and activities under title V of the Housing Act of 1949 (42 U.S.C. 1471 et seq.).

(2) Programs and activities that relate to rural community lending programs, including programs authorized by section 2008d of this title.

(Pub. L. 103-354, title II, §233, Oct. 13, 1994, 108 Stat. 3219; Pub. L. 104-127, title VII, §§747(b)(3), 753(b)(2), Apr. 4, 1996, 110 Stat. 1128, 1131.)

REFERENCES IN TEXT

The Housing Act of 1949, referred to in subsec. (b)(1), is act July 15, 1949, ch. 338, 63 Stat. 413, as amended. Title V of the Act is classified generally to subchapter