

## EFFECTIVE DATE OF 2008 AMENDMENT

Amendment by Pub. L. 110-246 effective May 22, 2008, see section 4(b) of Pub. L. 110-246, set out as an Effective Date note under section 8701 of this title.

## EFFECTIVE DATE

Section effective Dec. 22, 1981, see section 1801 of Pub. L. 97-98, set out as a note under section 4301 of this title.

## DAIRY PROGRAM OPERATION REPORT

Pub. L. 97-98, title I, §107, Dec. 22, 1981, 95 Stat. 1220, provided that, not later than Dec. 31, 1982, the Secretary of Agriculture shall submit to Congress a report describing the strengths and weaknesses of existing Federal programs, and the consequences of possible new programs, for controlling or minimizing surpluses of fluid milk and the products thereof.

**§ 1446c-2. Domestic casein industry****(a) Annual availability of surplus stocks of nonfat dry milk; bid basis**

The Commodity Credit Corporation shall provide surplus stocks of nonfat dry milk of not less than 1,000,000 pounds annually to individuals or entities on a bid basis.

**(b) Acceptance of bids at lower than resale price**

The Commodity Credit Corporation may accept bids at lower than the resale price otherwise required by law, in order to promote the strengthening of the domestic casein industry.

**(c) Nonfat dry milk sold to be used only for manufacture of casein**

The Commodity Credit Corporation shall take appropriate action to ensure that the nonfat dry milk sold by the Corporation under this section is used only for the manufacture of casein.

(Pub. L. 99-198, title I, §105, Dec. 23, 1985, 99 Stat. 1367.)

## CODIFICATION

Section was enacted as part of the Food Security Act of 1985, and not as part of the Agricultural Act of 1949 which is classified principally to this chapter. For complete classification of the 1949 Act to the Code, see Short Title note set out under section 1421 of this title and Tables.

## APPLICATION OF SECTION

This section not to affect any liability of any person under section 1446 of this title as in effect before Dec. 23, 1985, see section 108 of Pub. L. 99-198, set out as an Application of 1985 Amendments note under section 1446 of this title.

**§ 1446d. Omitted**

## CODIFICATION

Section, act Oct. 31, 1949, ch. 792, title II, §203, as added May 28, 1956, ch. 327, title VI, §601(a), 70 Stat. 212; amended Nov. 28, 1990, Pub. L. 101-624, title V, §507, 104 Stat. 3441, related to cottonseed and cottonseed oil price support program for 1991 through 1995 crops of upland cotton.

**§ 1446e. Repealed. Pub. L. 104-127, title I, § 141(g), Apr. 4, 1996, 110 Stat. 915**

Section, act Oct. 31, 1949, ch. 792, title II, §204, as added Nov. 28, 1990, Pub. L. 101-624, title I, §101(a), 104 Stat. 3374; amended Nov. 5, 1990, Pub. L. 101-508, title I, §1105(g), 104 Stat. 1388-6; Dec. 13, 1991, Pub. L. 102-237, title I, §§113(10), 127(a), 105 Stat. 1838, 1846; Aug. 10, 1993,

Pub. L. 103-66, title I, §1105(a), 107 Stat. 316; May 6, 1994, Pub. L. 103-247, §1(c), 108 Stat. 618, related to milk price support and milk inventory management program for calendar years 1991 through 1996.

## EFFECTIVE DATE OF REPEAL

Pub. L. 104-127, title I, §141(g), Apr. 4, 1996, 110 Stat. 915, provided that the repeal of this section is effective on the first day of the first month beginning after Apr. 4, 1996.

**§ 1446e-1. Repealed. Pub. L. 104-127, title I, § 145(e), Apr. 4, 1996, 110 Stat. 918**

Section, Pub. L. 101-624, title I, §102, Nov. 28, 1990, 104 Stat. 3378; Pub. L. 102-237, title I, §118(e), Dec. 13, 1991, 105 Stat. 1842, related to milk manufacturing marketing adjustment.

## EFFECTIVE DATE OF REPEAL

Pub. L. 104-127, title I, §145(e), Apr. 4, 1996, 110 Stat. 918, provided that the repeal of this section is effective on the first day of the first month beginning after Apr. 4, 1996.

**§§ 1446f to 1446h. Repealed. Pub. L. 104-127, title I, § 171(b)(2)(H), Apr. 4, 1996, 110 Stat. 938**

Section 1446f, act Oct. 31, 1949, ch. 792, title II, §205, as added Nov. 28, 1990, Pub. L. 101-624, title VII, §701(2), 104 Stat. 3457; amended Nov. 5, 1990, Pub. L. 101-508, title I, §1105(a), 104 Stat. 1388-3; Dec. 13, 1991, Pub. L. 102-237, title I, §110, 105 Stat. 1829; Aug. 10, 1993, Pub. L. 103-66, title I, §1108, 107 Stat. 325, related to loans and payments for oilseeds for 1991 through 1995 marketing years.

Section 1446g, act Oct. 31, 1949, ch. 792, title II, §206, as added Nov. 28, 1990, Pub. L. 101-624, title IX, §901(2), 104 Stat. 3478; amended Nov. 5, 1990, Pub. L. 101-508, title I, §1105(c), 104 Stat. 1388-5; Dec. 13, 1991, Pub. L. 102-237, title I, §111(a), 105 Stat. 1829; Aug. 10, 1993, Pub. L. 103-66, title I, §1107(a), 107 Stat. 324, related to sugar price support for 1991 through 1997 crops.

Section 1446h, act Oct. 31, 1949, ch. 792, title II, §207, as added Nov. 28, 1990, Pub. L. 101-624, title X, §1001, 104 Stat. 3488; amended Nov. 5, 1990, Pub. L. 101-508, title I, §1105(d), 104 Stat. 1388-5; Aug. 10, 1993, Pub. L. 103-66, title I, §1110, 107 Stat. 326, related to honey price support for the 1991 through 1998 crops of honey.

**§ 1446i. Repealed. Pub. L. 103-354, title I, § 119(a)(6), Oct. 13, 1994, 108 Stat. 3208**

Section, act Oct. 31, 1949, ch. 792, title II, §208, as added Nov. 28, 1990, Pub. L. 101-624, title XI, §1126, 104 Stat. 3507, related to disaster payments for 1991 through 1995 crops of peanuts, soybeans, sugar beets, and sugarcane.

## EFFECTIVE DATE OF REPEAL

Repeal effective Oct. 13, 1994, and applicable to provision of crop insurance under Federal Crop Insurance Act (7 U.S.C. 1501 et seq.) beginning with 1995 crop year, with such Act, as in effect on the day before Oct. 13, 1994, to continue to apply with respect to 1994 crop year, see section 120 of Pub. L. 103-354, set out as an Effective Date of 1994 Amendment note under section 1502 of this title.

**§ 1447. Price support levels for other nonbasic agricultural commodities**

The Secretary is authorized to make available through loans, purchases, or other operations price support to producers for any nonbasic agricultural commodity not designated in sections 1446, 1446a, and 1446d<sup>1</sup> of this title at a level not

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

in excess of 90 per centum of the parity price for the commodity.

(Oct. 31, 1949, ch. 792, title III, §301, 63 Stat. 1053; Pub. L. 95-113, title X, §1003(a), Sept. 29, 1977, 91 Stat. 950.)

REFERENCES IN TEXT

Section 1446d of this title, referred to in text, was omitted from the Code.

AMENDMENTS

1977—Pub. L. 95-113 temporarily inserted provisions authorizing Secretary to make price support available for the 1978 through 1981 crops of flaxseed, dry edible beans, gum naval stores, and, in the case of the 1979 through 1981 crops, sugar beets and sugar cane, and for other nonbasic undesignated commodities. See Effective and Termination Dates of 1977 Amendment note below.

EFFECTIVE AND TERMINATION DATES OF 1977 AMENDMENT

Pub. L. 95-113, title X, §1003(a), Sept. 29, 1977, 91 Stat. 950, provided that the amendment made by section 1003(a) is effective only with respect to the 1978 through 1981 crops.

INAPPLICABILITY OF SECTION

Section inapplicable to 2014 through 2018 crops of covered commodities, cotton, and sugar and inapplicable to milk during period beginning Feb. 7, 2014, through Dec. 31, 2018, see section 9092(b)(9) of this title.

Section inapplicable to 2008 through 2012 crops of covered commodities, peanuts, and sugar and inapplicable to milk during period beginning June 18, 2008, through Dec. 31, 2012, see section 8782(b)(9) of this title.

Section inapplicable to 2002 through 2007 crops of covered commodities, peanuts, and sugar and inapplicable to milk during period beginning May 13, 2002, through Dec. 31, 2007, see section 7992(b)(9) of this title.

Section inapplicable to 1996 through 2002 crops of loan commodities, peanuts, and sugar and inapplicable to milk during period beginning Apr. 4, 1996, and ending Dec. 31, 2002, see section 7301(b)(1)(I) of this title.

ELIMINATION OF WOOL AND MOHAIR PROGRAMS

Pub. L. 103-130, §3(c), Nov. 1, 1993, 107 Stat. 1369, provided that: "Effective beginning December 31, 1995, the Secretary of Agriculture may not provide loans or payments for wool or mohair by using the funds of the Commodity Credit Corporation or under the authority of any law."

OTHER PRICE SUPPORT PROGRAMS IN EFFECT ON SEPTEMBER 29, 1977

Pub. L. 95-113, title X, §1003(b), Sept. 29, 1977, 91 Stat. 950, provided that: "The amendment made by this section [amending this section] to the Agricultural Act of 1949 shall not be operative in any manner with respect to any price support program in effect on the date of enactment of this Act [Sept. 29, 1977]."

§ 1448. Price support levels for storable nonbasic agricultural commodities

Without restricting price support to those commodities for which a marketing quota or marketing agreement or order program is in effect, price support shall, insofar as feasible, be made available to producers of any storable nonbasic agricultural commodity for which such a program is in effect and who are complying with such program. The level of such support shall not be in excess of 90 per centum of the parity price of such commodity nor less than the level provided in the following table:

If the supply percentage as of the beginning of the marketing year is: The level of support shall be not less than the following percentage of the parity price:

Table with 2 columns: Supply percentage range and Support level percentage. Rows include: Not more than 102 (90), More than 102 but not more than 104 (89), More than 104 but not more than 106 (88), More than 106 but not more than 108 (87), More than 108 but not more than 110 (86), More than 110 but not more than 112 (85), More than 112 but not more than 114 (84), More than 114 but not more than 116 (83), More than 116 but not more than 118 (82), More than 118 but not more than 120 (81), More than 120 but not more than 122 (80), More than 122 but not more than 124 (79), More than 124 but not more than 126 (78), More than 126 but not more than 128 (77), More than 128 but not more than 130 (76), More than 130 (75).

Provided, That the level of price support may be less than the minimum level provided in the foregoing table if the Secretary, after examination of the availability of funds for mandatory price support programs and consideration of the other factors specified in section 1421(b) of this title, determines that such lower level is desirable and proper.

(Oct. 31, 1949, ch. 792, title III, §302, 63 Stat. 1053.)

INAPPLICABILITY OF SECTION

Section inapplicable to 2014 through 2018 crops of covered commodities, cotton, and sugar and inapplicable to milk during period beginning Feb. 7, 2014, through Dec. 31, 2018, see section 9092(b)(9) of this title.

Section inapplicable to 2008 through 2012 crops of covered commodities, peanuts, and sugar and inapplicable to milk during period beginning June 18, 2008, through Dec. 31, 2012, see section 8782(b)(9) of this title.

Section inapplicable to 2002 through 2007 crops of covered commodities, peanuts, and sugar and inapplicable to milk during period beginning May 13, 2002, through Dec. 31, 2007, see section 7992(b)(9) of this title.

Section inapplicable to 1996 through 2002 crops of loan commodities, peanuts, and sugar and inapplicable to milk during period beginning Apr. 4, 1996, and ending Dec. 31, 2002, see section 7301(b)(1)(I) of this title.

§ 1449. Determination of price support level

In determining the level of price support for any nonbasic agricultural commodity under sections 1447 to 1449 of this title, particular consideration shall be given to the levels at which the prices of competing agricultural commodities are being supported.

(Oct. 31, 1949, ch. 792, title III, §303, 63 Stat. 1053.)

INAPPLICABILITY OF SECTION

Section inapplicable to 2014 through 2018 crops of covered commodities, cotton, and sugar and inapplicable to milk during period beginning Feb. 7, 2014, through Dec. 31, 2018, see section 9092(b)(9) of this title.

Section inapplicable to 2008 through 2012 crops of covered commodities, peanuts, and sugar and inapplicable to milk during period beginning June 18, 2008, through Dec. 31, 2012, see section 8782(b)(9) of this title.

Section inapplicable to 2002 through 2007 crops of covered commodities, peanuts, and sugar and inapplicable to milk during period beginning May 13, 2002, through Dec. 31, 2007, see section 7992(b)(9) of this title.

Section inapplicable to 1996 through 2002 crops of loan commodities, peanuts, and sugar and inapplicable to milk during period beginning Apr. 4, 1996, and ending Dec. 31, 2002, see section 7301(b)(1)(I) of this title.