

(3) Maximum number of grants**(A) First fiscal year of Program**

In the first fiscal year of the Program, the Secretary shall make grants to not more than 5 eligible entities.

(B) Second fiscal year of Program

In the second fiscal year of the Program, the Secretary may make grants to—

- (i) the eligible entities to which grants were made under subparagraph (A); and
- (ii) not more than 10 additional eligible entities.

(4) State limitation**(A) In general**

Subject to subparagraph (B), in the first 3 fiscal years of the Program, the Secretary shall not make a grant under the Program to more than 1 entity in any 1 State.

(B) Collaboration

Nothing in subparagraph (A) precludes a recipient of a grant under the Program from collaborating with any other institution with respect to activities conducted using the grant.

(f) Use of funds

An eligible entity to which a grant is made under the Program may use the grant only for the following purposes (but only to the extent that the use is not described in section 1632a(d) of this title):

- (1) Applied research.
- (2) Consulting services.
- (3) Hiring of employees, at the discretion of the board of directors of the Agriculture Innovation Center of the eligible entity.
- (4) The making of matching grants, each of which shall be in an amount not to exceed \$5,000, to agricultural producers, except that the aggregate amount of all such matching grants made by the eligible entity shall be not more than \$50,000.
- (5) Legal services.
- (6) Any other related cost, as determined by the Secretary.

(g) Research on effects on the agricultural sector**(1) In general**

Of the amount made available under subsection (i) for each fiscal year, the Secretary shall use \$300,000 to support research at a university concerning the effects of projects for value-added agricultural commodities or products on agricultural producers and the commodity markets.

(2) Research elements

Research under paragraph (1) shall systematically examine, using linked, long-term, global projections of the agricultural sector, the potential effects of projects described in subparagraph (A)¹ on—

- (A) demand for agricultural commodities;
- (B) market prices;
- (C) farm income; and
- (D) Federal outlays on commodity programs.

(h) Report to Congress**(1) In general**

Not later than 3 years after the date on which the last of the first 10 grants is made under the Program, the Secretary shall submit to the Committee on Agriculture of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate a report on—

- (A) the effectiveness of the Program in improving and expanding the production of value-added agricultural commodities or products; and
- (B) the effects of the Program on the economic viability of agricultural producers.

(2) Required elements

The report under paragraph (1) shall—

- (A) include a description of the best practices and innovations found at each of the Agriculture Innovation Centers established under the Program; and
- (B) specify the number and type of activities assisted, and the type of assistance provided, under the Program.

(i) Authorization of appropriations

There is authorized to be appropriated to the Secretary to carry out this section \$1,000,000 for each of fiscal years 2014 through 2018.

(Pub. L. 107-171, title VI, § 6402, May 13, 2002, 116 Stat. 426; Pub. L. 110-234, title VI, § 6203, May 22, 2008, 122 Stat. 1207; Pub. L. 110-246, § 4(a), title VI, § 6203, June 18, 2008, 122 Stat. 1664, 1969; Pub. L. 113-79, title VI, § 6204, Feb. 7, 2014, 128 Stat. 857.)

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.

Section was enacted as part of the Farm Security and Rural Investment Act of 2002, and not as part of the Agricultural Marketing Act of 1946 which comprises this chapter.

Section was formerly set out as a note under section 1621 of this title.

AMENDMENTS

2014—Subsec. (i). Pub. L. 113-79 substituted “\$1,000,000 for each of fiscal years 2014 through 2018” for “\$6,000,000 for each of fiscal years 2008 through 2012”.

2008—Subsec. (i). Pub. L. 110-246, § 6203, added subsec. (i) and struck out former subsec. (i). Prior to amendment, text read as follows: “Of the amount made available under section 231(a)(1) of the Agricultural Risk Protection Act of 2000 (7 U.S.C. 1621 note; Public Law 106-224) for each fiscal year, the Secretary shall use to carry out this section—

- “(1) not less than \$3,000,000 for fiscal year 2002; and
- “(2) not less than \$6,000,000 for each of fiscal years 2003 and 2004.”

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.

§ 1632c. Acer access and development program**(a) Grants authorized**

The Secretary of Agriculture may make competitive grants to States, tribal governments,

¹ So in original. Probably should be “paragraph (1)”.

and research institutions to support the efforts of such States, tribal governments, and research institutions to promote the domestic maple syrup industry through the following activities:

- (1) Promotion of research and education related to maple syrup production.
- (2) Promotion of natural resource sustainability in the maple syrup industry.
- (3) Market promotion for maple syrup and maple-sap products.
- (4) Encouragement of owners and operators of privately held land containing species of trees in the genus *Acer*—
 - (A) to initiate or expand maple-sugaring activities on the land; or
 - (B) to voluntarily make the land available, including by lease or other means, for access by the public for maple-sugaring activities.

(b) Application

In submitting an application for a competitive grant under this section, a State, tribal government, or research institution shall include—

- (1) a description of the activities to be supported using the grant funds;
- (2) a description of the benefits that the State, tribal government, or research institution intends to achieve as a result of engaging in such activities; and
- (3) an estimate of the increase in maple-sugaring activities or maple syrup production that the State, tribal government, or research institution anticipates will occur as a result of engaging in such activities.

(c) Rule of construction

Nothing in this section shall be construed so as to preempt a State or tribal government law, including a State or tribal government liability law.

(d) Definition of maple-sugaring

In this section, the term “maple-sugaring” means the collection of sap from any species of tree in the genus *Acer* for the purpose of boiling to produce food.

(e) Regulations

The Secretary of Agriculture shall promulgate such regulations as are necessary to carry out this section.

(f) Authorization of appropriations

There are authorized to be appropriated to carry out this section \$20,000,000 for each of fiscal years 2014 through 2018.

(Pub. L. 113–79, title XII, §12306, Feb. 7, 2014, 128 Stat. 988.)

CODIFICATION

Section was enacted as part of the Agricultural Act of 2014, and not as part of the Agricultural Marketing Act of 1946 which comprises this chapter.

§ 1633. Cooperation with State agencies in administration and enforcement of laws relating to marketing of agricultural products and control or eradication of plant and animal diseases and pests; coordination of administration of Federal and State laws

In order to avoid duplication of functions, facilities, and personnel, and to attain closer co-

ordination and greater effectiveness and economy in administration of Federal and State laws and regulations relating to the marketing of agricultural products and to the control or eradication of plant and animal diseases and pests, the Secretary of Agriculture is authorized, in the administration and enforcement of such Federal laws within his area of responsibility, whenever he deems it feasible and in the public interest, to enter into cooperative arrangements with State departments of agriculture and other State agencies charged with the administration and enforcement of such State laws and regulations and to provide that any such State agency which has adequate facilities, personnel, and procedures, as determined by the Secretary, may assist the Secretary in the administration and enforcement of such Federal laws and regulations to the extent and in the manner he deems appropriate in the public interest.

Further, the Secretary is authorized to coordinate the administration of such Federal laws and regulations with such State laws and regulations wherever feasible. However, nothing herein shall affect the jurisdiction of the Secretary of Agriculture under any Federal law, or any authority to cooperate with State agencies or other agencies or persons under existing provisions of law, or affect any restrictions of law upon such cooperation.

(Pub. L. 87–718, Sept. 28, 1962, 76 Stat. 663.)

CODIFICATION

Section was formerly classified to section 450 of this title prior to editorial reclassification and renumbering as this section.

Section was enacted as Pub. L. 87–718, popularly known as the Talmadge-Aiken Act, and not as part of the Agricultural Marketing Act of 1946 which comprises this chapter.

SUBCHAPTER II—LIVESTOCK MANDATORY REPORTING

PART A—PURPOSE; DEFINITIONS

§ 1635. Purpose

The purpose of this subchapter is to establish a program of information regarding the marketing of cattle, swine, lambs, and products of such livestock that—

- (1) provides information that can be readily understood by producers, packers, and other market participants, including information with respect to the pricing, contracting for purchase, and supply and demand conditions for livestock, livestock production, and livestock products;
- (2) improves the price and supply reporting services of the Department of Agriculture; and
- (3) encourages competition in the marketplace for livestock and livestock products.

(Aug. 14, 1946, ch. 966, title II, §211, as added Pub. L. 106–78, title IX, §911(2), Oct. 22, 1999, 113 Stat. 1188.)

LIVESTOCK MANDATORY REPORTING

Pub. L. 106–78, title IX, Oct. 22, 1999, 113 Stat. 1188, as amended by Pub. L. 108–444, §1, Dec. 3, 2004, 118 Stat. 2635; Pub. L. 109–296, §1(b), Oct. 5, 2006, 120 Stat. 1464; Pub. L. 111–239, §2(a)(2), Sept. 27, 2010, 124 Stat. 2501;