

**(b) Proposal****(1) In general**

The Secretary, in consultation with the agriculture committees and subcommittees, shall propose a reorganization of international trade functions for imports and exports of the Department of Agriculture.

**(2) Considerations**

In producing the proposal under this section, the Secretary shall—

(A) in recognition of the importance of agricultural exports to the farm economy and the economy as a whole, include a plan for the establishment of an Under Secretary of Agriculture for Trade and Foreign Agricultural Affairs;

(B) take into consideration how the Under Secretary described in subparagraph (A) would serve as a multiagency coordinator of sanitary and phytosanitary issues and nontariff trade barriers in agriculture with respect to imports and exports of agricultural products; and

(C) take into consideration all implications of a reorganization described in paragraph (1) on domestic programs and operations of the Department of Agriculture.

**(3) Report**

Not later than 180 days after February 7, 2014, and before the reorganization described in paragraph (1) can take effect, the Secretary shall submit to the agriculture committees and subcommittees a report that—

(A) includes the results of the proposal under this section; and

(B) provides a notice of the reorganization plan.

**(4) Implementation**

Not later than 1 year after the date of the submission of the report under paragraph (3), the Secretary shall implement a reorganization of international trade functions for imports and exports of the Department of Agriculture, including the establishment of an Under Secretary of Agriculture for Trade and Foreign Agricultural Affairs.

**(c) Confirmation required**

The position of Under Secretary of Agriculture for Trade and Foreign Agricultural Affairs established under subsection (b)(2)(A) shall be appointed by the President, by and with the advice and consent of the Senate.

(Pub. L. 113–79, title III, §3208, Feb. 7, 2014, 128 Stat. 781.)

## CODIFICATION

Section was enacted as part of the Agricultural Act of 2014, and not as part of the Department of Agriculture Reorganization Act of 1994, which in part comprises this chapter.

## DEFINITION OF “SECRETARY”

“Secretary” means the Secretary of Agriculture, see section 9001 of this title.

## SUBCHAPTER III—RURAL ECONOMIC AND COMMUNITY DEVELOPMENT

**§ 6941. Under Secretary of Agriculture for Rural Development****(a) Authorization**

The Secretary is authorized to establish in the Department the position of Under Secretary of Agriculture for Rural Development.

**(b) Confirmation required**

If the Secretary establishes the position of Under Secretary of Agriculture for Rural Development authorized under subsection (a), the Under Secretary shall be appointed by the President, by and with the advice and consent of the Senate.

**(c) Functions of Under Secretary****(1) Principal functions**

Upon establishment, the Secretary shall delegate to the Under Secretary of Agriculture for Rural Development those functions under the jurisdiction of the Department that are related to rural economic and community development.

**(2) Additional functions**

The Under Secretary of Agriculture for Rural Development shall perform such other functions as may be required by law or prescribed by the Secretary.

**(d) Succession**

Any official who is serving as Under Secretary of Agriculture for Small Community and Rural Development on October 13, 1994, and who was appointed by the President, by and with the advice and consent of the Senate, shall not be required to be reappointed under subsection (b) to the successor position authorized under subsection (a) if the Secretary establishes the position, and the official occupies the new position, within 180 days after October 13, 1994 (or such later date set by the Secretary if litigation delays rapid succession).

**(e) Loan approval authority**

Approval authority for loans and loan guarantees in connection with the electric and telephone loan and loan guarantee programs authorized by the Rural Electrification Act of 1936 (7 U.S.C. 901 et seq.) shall not be transferred to, or conditioned on review of, a State director or other employee whose primary duty is not the review and approval of such loans or the provision of assistance to such borrowers.

(Pub. L. 103–354, title II, §231, Oct. 13, 1994, 108 Stat. 3218; Pub. L. 104–127, title VII, §794(a), Apr. 4, 1996, 110 Stat. 1155.)

## REFERENCES IN TEXT

The Rural Electrification Act of 1936, referred to in subsec. (e), 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.

## CODIFICATION

Section is comprised of section 231 of Pub. L. 103–354. Subsec. (f) of section 231 of Pub. L. 103–354 amended sec-

tion 5314 of Title 5, Government Organization and Employees, and repealed sections 2006f and 2211b of this title.

#### AMENDMENTS

1996—Pub. L. 104-127 struck out “Economic and Community” after “Under Secretary of Agriculture for Rural”, wherever appearing in section catchline and subsecs. (a) to (c).

### § 6941a. Coordinator for Chronically Underserved Rural Areas

#### (a) Establishment

The Secretary of Agriculture shall establish a Coordinator for Chronically Underserved Rural Areas (in this section referred to as the “Coordinator”), to be located in the Rural Development Mission Area.

#### (b) Mission

The mission of the Coordinator shall be to direct Department of Agriculture resources to high need, high poverty rural areas.

#### (c) Duties

The Coordinator shall consult with other offices in directing technical assistance, strategic regional planning, at the State and local level, for developing rural economic development that leverages the resources of State and local governments and non-profit and community development organizations.

#### (d) Authorization of appropriations

There are authorized to be appropriated to the Secretary such sums as necessary to carry out this section for fiscal years 2008 through 2012.

(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 1926-1<sup>1</sup> of this title; and

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

(A) sections 1926, 1926a, 1926b,<sup>1</sup> 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 1990<sup>1</sup> (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.

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

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