

Subsec. (b)(2)(B)(i). Pub. L. 110-246, §3201(2)(B)(i), substituted “2012” for “2007” in two places, substituted “(c)(1)” for “(c)(2)”, and struck out “and” at end.

Pub. L. 110-246, §3001(b)(1)(A), (2)(E), substituted “Food for Peace Act” for “Agricultural Trade Development and Assistance Act of 1954”.

Subsec. (b)(2)(B)(ii), (iii). Pub. L. 110-246, §3201(2)(B)(ii), (iii), substituted “; or” for period at end of cl. (ii) and added cl. (iii).

Subsec. (c). Pub. L. 110-246, §3201(3), added par. (1), redesignated former pars. (3) to (5) as (2) to (4), respectively, and struck out former pars. (1) and (2) which related to, in par. (1), release of eligible commodities to provide emergency assistance to developing countries under title II of the Agricultural Trade Development and Assistance Act of 1954, and, in par. (2), release of eligible commodities to provide emergency food assistance to developing countries at such time as the domestic supply of such commodities had been so limited that quantities of them could not have been made available for disposition under the Act.

Subsec. (d). Pub. L. 110-246, §3201(4), substituted “Management of trust” for “Management of eligible commodities” in subsec. heading, added par. (1), designated existing provisions as par. (2), inserted par. heading, redesignated former pars. (1) to (3) as subpars. (A) to (C), respectively, of par. (2), and added par. (3).

Subsecs. (e)(1), (f)(2)(A). Pub. L. 110-246, §3001(b)(1)(A), (2)(E), substituted “Food for Peace Act” for “Agricultural Trade Development and Assistance Act of 1954”.

Subsec. (h). Pub. L. 110-246, §3201(5), substituted “2012” for “2007” in pars. (1) and (2).

2002—Subsec. (b)(2)(B)(i). Pub. L. 107-171 substituted “2007” for “2002” in two places.

Subsec. (h). Pub. L. 107-171 substituted “2007” for “2002” in pars. (1) and (2).

1998—Pub. L. 105-385, §212(b)(3)(A), substituted “trust” for “reserve” in section catchline.

Subsec. (a). Pub. L. 105-385, §212(b)(3)(B), substituted “trust” for “reserve” in two places.

Subsec. (b). Pub. L. 105-385, §212(a)(1)(A), (b)(3)(C)(i), in heading inserted “or funds” after “Commodities” and substituted “trust” for “reserve”.

Subsec. (b)(1). Pub. L. 105-385, §212(b)(3)(B), substituted “trust” for “reserve” in introductory provisions.

Subsec. (b)(1)(B). Pub. L. 105-385, §212(b)(3)(C)(ii), substituted “trust,” for “reserve.”

Subsec. (b)(1)(C). Pub. L. 105-385, §212(b)(3)(B), substituted “trust” for “reserve”.

Subsec. (b)(1)(D). Pub. L. 105-385, §212(a)(1)(B), added subpar. (D).

Subsec. (b)(2). Pub. L. 105-385, §212(b)(3)(C)(iii), substituted “trust” for “reserve” in heading.

Subsec. (b)(2)(A). Pub. L. 105-385, §212(b)(3)(B), substituted “trust” for “reserve” in introductory provisions.

Subsec. (b)(2)(B). Pub. L. 105-385, §212(a)(1)(C), added subpar. (B) and struck out heading and text of former subpar. (B). Text read as follows: “Any use of funds to acquire eligible commodities through purchases from producers or in the market to replenish the reserve must be authorized in an appropriations Act.”

Subsec. (c)(1)(B). Pub. L. 105-385, §212(b)(3)(B), substituted “trust” for “reserve” in introductory provisions.

Subsec. (c)(2). Pub. L. 105-385, §212(a)(2), (b)(3)(B), designated existing provisions as subpar. (A), inserted heading, substituted “trust” for “reserve”, and added subpar. (B).

Subsecs. (c)(3), (d)(1), (2). Pub. L. 105-385, §212(b)(3)(B), substituted “trust” for “reserve”.

Subsec. (d)(3). Pub. L. 105-385, §212(a)(3), added par. (3).

Subsec. (e). Pub. L. 105-385, §212(b)(3)(B), (D), substituted “trust” for “reserve” in heading and introductory provisions.

Subsec. (f)(2). Pub. L. 105-385, §212(a)(4)(A), inserted “of trust” after “Reimbursement” in heading.

Subsec. (f)(2)(A). Pub. L. 105-385, §212(a)(4)(B), inserted before period at end “and the funds shall be available to replenish the trust under subsection (b)”.

Subsecs. (f)(2)(B)(ii), (h)(1), (2). Pub. L. 105-385, §212(b)(3)(B), substituted “trust” for “reserve”.

#### 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

Pub. L. 96-494, title III, §303, Dec. 3, 1980, 94 Stat. 2580, provided that title III of Pub. L. 96-494 (enacting former section 1736f-1 of this title and provisions formerly set out as a note under that section) became effective on Dec. 3, 1980, prior to the general amendment of title III of Pub. L. 96-494 by Pub. L. 104-127, §225(a).

#### SHORT TITLE

Pub. L. 96-494, title III, §301, as added by Pub. L. 104-127, title II, §225(a), Apr. 4, 1996, 110 Stat. 959, and amended by Pub. L. 105-385, title II, §212(b)(2), Nov. 13, 1998, 112 Stat. 3466, provided that: “This title [enacting this section] may be cited as the ‘Bill Emerson Humanitarian Trust Act.’”

A prior section 301 of title III of Pub. L. 96-494 provided that title III (enacting former section 1736f-1 of this title and provisions set out as a note under that section) could be cited as the “Food Security Wheat Reserve Act of 1980”, prior to the general amendment of title III of Pub. L. 96-494 by Pub. L. 104-127, §225(a).

#### § 1736g. Coordination of foreign assistance programs

To the maximum extent practicable, assistance for a foreign country under subchapter III-A shall be coordinated and integrated with United States development assistance objectives and programs for that country and with the overall development strategy of that country. Special emphasis should be placed on, and funds devoted to, activities that will increase the nutritional impact of programs of assistance under subchapter III-A, and child survival programs and projects, in least developed countries by improving the design and implementation of such programs and projects.

(July 10, 1954, ch. 469, title IV, §413, as added Pub. L. 96-53, title II, §210, Aug. 14, 1979, 93 Stat. 370; amended Pub. L. 101-624, title XV, §1512, Nov. 28, 1990, 104 Stat. 3656; Pub. L. 104-127, title II, §221, Apr. 4, 1996, 110 Stat. 958; Pub. L. 110-246, title III, §3022, June 18, 2008, 122 Stat. 1829; Pub. L. 113-79, title III, §3015, Feb. 7, 2014, 128 Stat. 778.)

#### AMENDMENTS

2014—Pub. L. 113-79 struck out subsec. (a) designation and heading before “To the maximum” and struck out subsec. (b) which required a report to Congress regarding efforts to improve procurement planning not later than 90 days after June 18, 2008.

2008—Pub. L. 110-246 designated existing provisions as subsec. (a), inserted heading, and added subsec. (b).

1996—Pub. L. 104-127 substituted “subchapter III-A” for “this chapter” in two places.

1990—Pub. L. 101-624 amended section generally, substituting present provisions for provisions requiring, to maximum extent practicable, availability of commodities on multiyear basis.

#### 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 OF 1990 AMENDMENT

Amendment by Pub. L. 101-624 effective Jan. 1, 1991, see section 1513 of Pub. L. 101-624, set out as a note under section 1691 of this title.

## EFFECTIVE DATE

Section effective Oct. 1, 1979, see section 512(a) of Pub. L. 96-53, set out as an Effective Date of 1979 Amendment note under section 2151 of Title 22, Foreign Relations and Intercourse.

### § 1736g-1. Assistance in furtherance of narcotics control objectives of United States

#### (a) Substantial injury

Local currencies that are made available for use under this chapter may not be used to finance the production for export of agricultural commodities (or products thereof) that would compete in the world market with similar agricultural commodities (or products thereof) produced in the United States, if such competition would cause substantial injury to the United States producers, as determined by the President.

#### (b) Exception for narcotics control

Notwithstanding subsection (a), the President may provide assistance under this chapter, including assistance through the use of local currencies generated by the sale of commodities under such chapter, for economic development activities undertaken in an eligible country that is a major illicit drug producing country (as defined in section 2291(i)(2)<sup>1</sup> of title 22), for the purpose of reducing the dependence of the economy of such country on the production of crops from which narcotic and psychotropic drugs are derived.

(July 10, 1954, ch. 469, title IV, § 414, as added Pub. L. 101-624, title XV, § 1512, Nov. 28, 1990, 104 Stat. 3656.)

## EFFECTIVE DATE

Section effective Jan. 1, 1991, see section 1513 of Pub. L. 101-624, set out as an Effective Date of 1990 Amendment note under section 1691 of this title.

### § 1736g-2. Micronutrient fortification programs

#### (a) In general

##### (1) Programs

Not later than September 30, 2008, the Administrator, in consultation with the Secretary, shall establish micronutrient fortification programs.

##### (2) Purpose

The purpose of a program shall be to—

(A) assist developing countries in correcting micronutrient dietary deficiencies among segments of the populations of the countries; and

(B) assess and apply technologies and systems to improve and ensure the quality, shelf life, bioavailability, and safety of fortified food aid agricultural commodities, and products of those agricultural commodities.

#### (b) Fortification

Under a program, grains and other commodities made available to a developing country se-

lected to participate in a program may be fortified with 1 or more micronutrients (such as vitamin A, iron, iodine, and folic acid) with respect to which a substantial portion of the population in the country is deficient. The commodity may be fortified in the United States or in the developing country.

#### (c) Termination of authority

The authority to carry out programs established under this section shall terminate on September 30, 2023.

(July 10, 1954, ch. 469, title IV, § 415, as added Pub. L. 104-127, title II, § 222, Apr. 4, 1996, 110 Stat. 958; amended Pub. L. 107-171, title III, § 3013, May 13, 2002, 116 Stat. 284; Pub. L. 110-246, title III, § 3023, June 18, 2008, 122 Stat. 1830; Pub. L. 113-79, title III, § 3013, Feb. 7, 2014, 128 Stat. 777; Pub. L. 115-334, title III, § 3115, Dec. 20, 2018, 132 Stat. 4607.)

## CODIFICATION

The authorities provided by each provision of, and each amendment made by, Pub. L. 110-246, as in effect on Sept. 30, 2012, to continue, and the Secretary of Agriculture to carry out the authorities, until the later of Sept. 30, 2013, or the date specified in the provision of, or amendment made by, Pub. L. 110-246, see section 701(a) of Pub. L. 112-240, set out in a 1-Year Extension of Agricultural Programs note under section 8701 of this title.

## AMENDMENTS

2018—Subsec. (c). Pub. L. 115-334 substituted “2023” for “2018”.

2014—Subsec. (a)(2)(B). Pub. L. 113-79, § 3013(a), struck out “, using recommendations included in the report entitled ‘Micronutrient Compliance Review of Fortified Public Law 480 Commodities’, published in October 2001, with implementation by independent entities with proven experience and expertise in food aid commodity quality enhancements” before period at end.

Subsec. (c). Pub. L. 113-79, § 3013(b), substituted “2018” for “2012”.

2008—Subsec. (a)(1). Pub. L. 110-246, § 3023(1)(A), substituted “2008” for “2003”.

Subsec. (a)(2). Pub. L. 110-246, § 3023(1)(B), in subpar. (A), inserted “and” at end, added subpar. (B), and struck out former subpars. (B) and (C) which read as follows:

“(B) encourage the development of technologies for the fortification of grains and other commodities that are readily transferable to developing countries; and

“(C) assess and apply technologies and systems to improve and ensure the quality, shelf life, bioavailability, and safety of fortified food aid commodities, and products of those commodities, that are provided to developing countries, by using the same mechanism that was used to assess the micronutrient fortification program in the report entitled ‘Micronutrient Compliance Review of Fortified P.L. 480 Commodities’, published October 2001 with funds from the Bureau for Humanitarian Response of the United States Agency for International Development.”

Subsecs. (b) to (d). Pub. L. 110-246, § 3023(2), (3), redesignated subsecs. (c) and (d) as (b) and (c), respectively, in subsec. (c), substituted “2012” for “2007”, and struck out former subsec. (b). Prior to amendment, text read as follows: “From among the countries eligible for assistance under this chapter, the Secretary may select not more than 5 developing countries to participate in a program under this section.”

2002—Pub. L. 107-171, § 3013(1), substituted “programs” for “pilot program” in section catchline.

Subsec. (a). Pub. L. 107-171, § 3013(2), designated first sentence as par. (1), inserted heading, and substituted “Not later than September 30, 2003, the Administrator,

<sup>1</sup> So in original. Probably should be section “2291(e)(2)”.