

SUBCHAPTER III—REPRESENTATION ALLOWANCES, REGULATIONS, GENERAL PROVISIONS, AND AUTHORIZATION FOR APPROPRIATIONS

CODIFICATION

Provisions comprising this section were formerly classified to section 1762(d) of this title prior to redesignation by section 401(3) of Pub. L. 95-501.

**§ 1765h. Representation allowance**

Any Agricultural Trade Officer and the senior representative of the Secretary of Agriculture assigned to a nation under subchapter I of this chapter may, under regulations prescribed by the Secretary of Agriculture, be entitled to receive a representation allowance in an amount determined by considering (1) the extent to which such Agricultural Trade Officer or senior representative can effectively use such funds to further the purposes of this chapter, (2) travel and entertainment expenses customary in the private trade for persons of comparable rank and salary, and (3) customs and practices in the nation where such Agricultural Trade Officer or senior representative is assigned.

(Aug. 28, 1954, ch. 1041, title VI, § 606, as added Pub. L. 95-501, title IV, § 401(2), Oct. 21, 1978, 92 Stat. 1690.)

**§ 1766. Rules and regulations; advance payment for rent and other service; funds for courtesies to foreign representatives**

The Secretary of Agriculture may make rules and regulations necessary to carry out the purposes of this chapter and may cooperate with any Department or agency of the United States Government, State, Territory, or possession or any organization or person. In any foreign country where custom or practice requires payment in advance for rent or other service, such payment may be authorized by the Secretary of Agriculture. Funds available for the purposes of this chapter may be used for extending courtesies to representatives of foreign countries, when so provided in appropriation or other law.

(Aug. 28, 1954, ch. 1041, title VI, § 606A, formerly § 606, 68 Stat. 909; amended Aug. 3, 1956, ch. 950, § 8, 70 Stat. 1034; renumbered § 606A, Pub. L. 95-501, title IV, § 401(2), Oct. 21, 1978, 92 Stat. 1690.)

AMENDMENTS

1956—Act Aug. 3, 1956, inserted sentence relating to availability of funds for extending courtesies to representatives of foreign countries.

**§ 1766a. Presidential regulations**

The President shall prescribe regulations to insure that the official activities of persons assigned abroad under this chapter are carried on (1) consonant with United States foreign policy objectives as defined by the Secretary of State; (2) in accordance with instructions of the Secretary of Agriculture with respect to agricultural matters; and (3) in coordination with other representatives of the United States Government in each country, under the leadership of the Chief of the United States Diplomatic Mission.

(Aug. 28, 1954, ch. 1041, title VI, § 606B, formerly § 602(d), 68 Stat. 909; renumbered Pub. L. 95-501, title IV, § 401(3), Oct. 21, 1978, 92 Stat. 1691.)

**§ 1766b. Language training for families of officers and employees assigned abroad**

Effective October 1, 1976, the Secretary of Agriculture is authorized to provide appropriate orientation and language training to families of officers and employees of the Department of Agriculture in anticipation of an assignment abroad of such officers and employees or while abroad pursuant to this chapter or other authority: *Provided*, That the facilities of the George P. Shultz National Foreign Affairs Training Center or other Government facilities shall be used wherever practicable, and the Secretary may utilize foreign currencies generated under title I of the Food for Peace Act, as amended [7 U.S.C. 1701 et seq.], to carry out the purposes of this section in the foreign nations to which such officers, employees, and families are assigned. There are hereby authorized to be appropriated such sums, not to exceed \$50,000 annually, as may be necessary to carry out the purposes of this section: *Provided*, That for the fiscal year ending September 30, 1977, any appropriations available to the Secretary of Agriculture (not to exceed \$50,000) may be used to carry out the purposes of this section.

(Aug. 28, 1954, ch. 1041, title VI, § 606C, formerly § 602(f), as added Pub. L. 94-449, Oct. 1, 1976, 90 Stat. 1500; renumbered § 606C, and amended Pub. L. 95-501, title IV, § 401(3), (4), Oct. 21, 1978, 92 Stat. 1691; Pub. L. 96-470, title I, § 102(f), Oct. 19, 1980, 94 Stat. 2237; Pub. L. 107-132, § 1(b), Jan. 16, 2002, 115 Stat. 2412; Pub. L. 110-246, title III, § 3001(b)(1)(A), (2)(H), June 18, 2008, 122 Stat. 1820.)

REFERENCES IN TEXT

The Food for Peace Act, as amended, referred to in text, is act July 10, 1954, ch. 469, 68 Stat. 454, which is classified generally to chapter 41 (§1691 et seq.) of this title. Title I of the Act is classified to subchapter II (§1701 et seq.) of chapter 41 of this title. For complete classification of this Act to the Code, see Short Title note set out under section 1691 of this title and Tables.

CODIFICATION

Amendment by section 102(f) of Pub. L. 96-470 was executed to this section which is section 606C of act Aug. 28, 1954, instead of section 602(f) of act Aug. 28, 1954, as directed by section 102(f) of Pub. L. 96-470, as the probable intent of Congress, in view of the renumbering of section 602(f) of act Aug. 28, 1954 as section 606C of act Aug. 28, 1954 by section 401(3) of Pub. L. 95-501.

Provisions comprising this section were formerly classified to section 1762(f) of this title prior to redesignation by section 401(3) of Pub. L. 95-501.

AMENDMENTS

2008—Pub. L. 110-246 substituted “Food for Peace Act” for “Agricultural Trade Development and Assistance Act of 1954”.

2002—Pub. L. 107-132 substituted “George P. Shultz National Foreign Affairs Training Center” for “Foreign Service Institute”.

1980—Pub. L. 96-470 struck out provision requiring the Secretary of Agriculture to submit to the House Committee of Agriculture and the Senate Committee on Agriculture, Nutrition, and Forestry not later than

ninety days after the end of each fiscal year a detailed report showing activities carried out under the authority of this section during such fiscal year.

1978—Pub. L. 95-501, § 401(4), substituted “this section” for “this subsection” in four places. See Codification note above.

#### 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.

#### AVAILABILITY OF FUNDS

Pub. L. 109-97, title VII, § 707, Nov. 10, 2005, 119 Stat. 2150, provided that: “Hereafter, not to exceed \$50,000 in each fiscal year of the funds appropriated by this or any other Appropriations Act to the Department of Agriculture (excluding the Forest Service) shall be available to provide appropriate orientation and language training pursuant to section 606C of the Act of August 28, 1954 (7 U.S.C. 1766b).”

Similar provisions were contained in the following prior appropriation acts:

Pub. L. 108-447, div. A, title VII, § 707, Dec. 8, 2004, 118 Stat. 2839.

Pub. L. 108-199, div. A, title VII, § 707, Jan. 23, 2004, 118 Stat. 32.

Pub. L. 108-7, div. A, title VII, § 707, Feb. 20, 2003, 117 Stat. 38.

Pub. L. 107-76, title VII, § 707, Nov. 28, 2001, 115 Stat. 732.

Pub. L. 106-387, § 1(a) [title VII, § 707], Oct. 28, 2000, 114 Stat. 1549, 1549A-29.

Pub. L. 106-78, title VII, § 707, Oct. 22, 1999, 113 Stat. 1161.

Pub. L. 105-277, div. A, § 101(a) [title VII, § 707], Oct. 21, 1998, 112 Stat. 2681, 2681-26.

Pub. L. 105-86, title VII, § 707, Nov. 18, 1997, 111 Stat. 2105.

Pub. L. 104-180, title VII, § 707, Aug. 6, 1996, 110 Stat. 1597.

Pub. L. 104-37, title VII, § 707, Oct. 21, 1995, 109 Stat. 329.

Pub. L. 103-330, title VII, § 707, Sept. 30, 1994, 108 Stat. 2467.

Pub. L. 103-111, title VII, § 708, Oct. 21, 1993, 107 Stat. 1078.

Pub. L. 102-341, title VII, § 708, Aug. 14, 1992, 106 Stat. 907.

Pub. L. 102-142, title VII, § 710, Oct. 28, 1991, 105 Stat. 912.

Pub. L. 101-506, title VI, § 610, Nov. 5, 1990, 104 Stat. 1347.

Pub. L. 101-161, title VI, § 610, Nov. 21, 1989, 103 Stat. 982.

Pub. L. 100-460, title VI, § 610, Oct. 1, 1988, 102 Stat. 2260.

Pub. L. 100-202, § 101(k) [title VI, § 610], Dec. 22, 1987, 101 Stat. 1329-322, 1329-354.

Pub. L. 99-500, § 101(a) [title VI, § 610], Oct. 18, 1986, 100 Stat. 1783, 1783-28, and Pub. L. 99-591, § 101(a) [title VI, § 610], Oct. 30, 1986, 100 Stat. 3341, 3341-28.

Pub. L. 99-190, § 101(a) [H.R. 3037, title VI, § 610], Dec. 19, 1985, 99 Stat. 1185; Pub. L. 100-202, § 106, Dec. 22, 1987, 101 Stat. 1329-433.

Pub. L. 97-370, title VI, § 610, Dec. 18, 1982, 96 Stat. 1810.

Pub. L. 97-103, title VI, § 610, Dec. 23, 1981, 95 Stat. 1488.

Pub. L. 96-528, title VI, § 610, Dec. 15, 1980, 94 Stat. 3117.

Pub. L. 96-108, title VI, § 609, Nov. 9, 1979, 93 Stat. 841.

Pub. L. 95-448, title VI, § 610, Oct. 11, 1978, 92 Stat. 1093.

Pub. L. 95-97, title VI, § 612, Aug. 12, 1977, 91 Stat. 829.

#### § 1766c. Allowances and benefits

The Secretary of Agriculture may, under such rules and regulations as may be prescribed by

the President or his designee, provide to personnel appointed or assigned by the Secretary of Agriculture under this chapter or other authority allowance and benefits similar to those provided by chapter 9 of title I of the Foreign Service Act of 1980 [22 U.S.C. 4081 et seq.]. Leaves of absence for personnel under this chapter shall be on the same basis as is provided for the Foreign Service of the United States by subchapter I of chapter 63 of title 5.

(Aug. 28, 1954, ch. 1041, title VI, § 606D, formerly § 603, 68 Stat. 909; renumbered § 606D, Pub. L. 95-501, title IV, § 401(3), Oct. 21, 1978, 92 Stat. 1691; amended Pub. L. 96-465, title II, § 2206(b)(2), Oct. 17, 1980, 94 Stat. 2162.)

#### REFERENCES IN TEXT

The Foreign Service Act of 1980, referred to in text, is Pub. L. 96-465, Oct. 17, 1980, 94 Stat. 2071. Chapter 9 of title I of the Act is classified generally to subchapter IX (§ 4081 et seq.) of chapter 52 of Title 22, Foreign Relations and Intercourse. For complete classification of this Act to the Code, see Short Title note set out under section 3901 of Title 22 and Tables.

#### CODIFICATION

“Subchapter I of chapter 63 of title 5” substituted in text for “the Annual and Sick Leave Act of 1951” on authority of Pub. L. 89-554, § 7(b), Sept. 6, 1966, 80 Stat. 631, the first section of which enacted Title 5, Government Organization and Employees.

Section was formerly classified to section 1763 of this title.

#### AMENDMENTS

1980—Pub. L. 96-465 substituted “chapter 9 of title I of the Foreign Service Act of 1980” for “title IX of the Foreign Service Act of 1946”.

#### EFFECTIVE DATE OF 1980 AMENDMENT

Amendment by Pub. L. 96-465 effective Feb. 15, 1981, except as otherwise provided, see section 2403 of Pub. L. 96-465, set out as an Effective Date note under section 3901 of Title 22, Foreign Relations and Intercourse.

#### § 1767. Authorization of appropriations

##### (a) Unexpended balances

For the fiscal year 1955 so much of the Department of State and Department of Agriculture unexpended balances of appropriations, allocations, and other funds employed, held, used, available, or to be made available, in connection with the functions covered by this chapter as the Director of the Office of Management and Budget or the Congress by appropriation or other law shall determine shall be transferred to or established in accounts under the control of the Department of Agriculture, and there are hereby authorized to be established such additional accounts as may be necessary for this purpose.

##### (b) Annual appropriations

There are hereby authorized to be appropriated to the Department of Agriculture such amounts as may be necessary for the purpose of this chapter.

##### (c) Funds for 1955; expenditures

For the fiscal year 1955 funds which become available for the purposes of this chapter may be expended under the provisions of law, including current appropriation Acts, applicable to the