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§ 8701. Declaration of policy

(a) Purpose

The purpose of this chapter is to authorize the establishment of an orderly program for developing, financing, and carrying out an effective, continuous, and coordinated program of research, education, and promotion, including funds for marketing and market research activities, that is designed to—

- (1) strengthen the position of the concrete masonry products industry in the domestic marketplace;
- (2) maintain, develop, and expand markets and uses for concrete masonry products in the domestic marketplace; and
- (3) promote the use of concrete masonry products in construction and building.

(b) Limitation

Nothing in this chapter may be construed to provide for the control of production or otherwise limit the right of any person to manufacture concrete masonry products.

(Pub. L. 115–254, div. E, §1302, Oct. 5, 2018, 132 Stat. 3469.)

SHORT TITLE

Pub. L. 115–254, div. E, §1301, Oct. 5, 2018, 132 Stat. 3469, provided that: “This division [enacting this chapter] may be cited as the ‘Concrete Masonry Products Research, Education, and Promotion Act of 2018’.”

§ 8702. Definitions

For the purposes of this chapter:

(1) Block machine

The term “block machine” means a piece of equipment that utilizes vibration and compaction to form concrete masonry products.

(2) Board

The term “Board” means the Concrete Masonry Products Board established under section 8704 of this title.

(3) Cavity

The term “cavity” means the open space in the mold of a block machine capable of forming a single concrete masonry unit having nominal plan dimensions of 8 inches by 16 inches.

(4) Concrete masonry products

The term “concrete masonry products” refers to a broader class of products, including concrete masonry units as well as hardscape products such as concrete pavers and segmental retaining wall units, manufactured on a block machine using dry-cast concrete.

(5) Concrete masonry unit

The term “concrete masonry unit”—

(A) means a concrete masonry product that is a manmade masonry unit having an actual width of 3 inches or greater and manufactured from dry-cast concrete using a block machine; and

(B) includes concrete block and related concrete units used in masonry applications.

(6) Conflict of interest

The term “conflict of interest” means, with respect to a member or employee of the Board, a situation in which such member or employee has a direct or indirect financial or other interest in a person that performs a service for, or enters into a contract with, for anything of economic value.

(7) Department

The term “Department” means the Department of Commerce.

(8) Dry-cast concrete

The term “dry-cast concrete” means a composite material that is composed essentially of aggregates embedded in a binding medium composed of a mixture of cementitious materials (including hydraulic cement, pozzolans, or other cementitious materials) and water of such a consistency to maintain its shape after forming in a block machine.

(9) Education

The term “education” means programs that will educate or communicate the benefits of concrete masonry products in safe and environmentally sustainable development, advancements in concrete masonry product technology and development, and other information and programs designed to generate increased demand for commercial, residential, multifamily, and institutional projects using concrete masonry products and to generally enhance the image of concrete masonry products.

(10) Machine cavities

The term “machine cavities” means the cavities with which a block machine could be equipped.

(11) Machine cavities in operation

The term “machine cavities in operation” means those machine cavities associated with a block machine that have produced concrete masonry units within the last 6 months of the date set for determining eligibility and is fully operable and capable of producing concrete masonry units.

(12) Manufacturer

The term “manufacturer” means any person engaged in the manufacturing of commercial concrete masonry products in the United States.

(13) Masonry unit

The term “masonry unit” means a non-combustible building product intended to be laid by hand or joined using mortar, grout, surface bonding, post-tensioning or some combination of these methods.

(14) Order

The term “order” means an order issued under section 8703 of this title.