

2018—Pub. L. 115-334, §2403(e), inserted section catchline; designated first, third, and fourth sentences as subsecs. (a), (c), and (d), respectively, and inserted headings; in subsec. (a), inserted “, to remain available until expended” before period at end; in subsec. (c), substituted “In implementing this chapter” for “In implementing the provisions of this chapter”; in subsec. (d), substituted “The Commodity Credit Corporation” for “The Corporation”; added subsec. (b); and struck out former second sentence which read as follows: “Such funds shall remain available until expended.”

Pub. L. 115-334, §2403(a)(2)(A), substituted “Secretary” for “Secretary of Agriculture” in third sentence.

EFFECTIVE DATE

Section effective Oct. 1, 1978, see section 406 of Pub. L. 95-334, set out as a note under section 2201 of this title.

§ 2205. Regulations for implementation of provisions

The Secretary is authorized to prescribe such regulations as the Secretary determines necessary to carry out the provisions of this chapter.

(Pub. L. 95-334, title IV, §405, Aug. 4, 1978, 92 Stat. 434; Pub. L. 115-334, title II, §2403(a)(2)(A), Dec. 20, 2018, 132 Stat. 4571.)

AMENDMENTS

2018—Pub. L. 115-334 substituted “The Secretary is” for “The Secretary of Agriculture is”.

EFFECTIVE DATE

Section effective Oct. 1, 1978, see section 406 of Pub. L. 95-334, set out as a note under section 2201 of this title.

§ 2206. Emergency forest restoration program

(a) Definitions

In this section:

(1) Emergency measures

The term “emergency measures” means those measures that—

(A) are necessary to address damage caused by a natural disaster to natural resources on nonindustrial private forest land, and the damage, if not treated—

(i) would impair or endanger the natural resources on the land; and

(ii) would materially affect future use of the land; and

(B) would restore forest health and forest-related resources on the land.

(2) Natural disaster

The term “natural disaster” includes wildfires, hurricanes or excessive winds, drought, ice storms or blizzards, floods, or other resource-impacting events, as determined by the Secretary.

(3) Nonindustrial private forest land

The term “nonindustrial private forest land” means rural land, as determined by the Secretary, that—

(A) has existing tree cover (or had tree cover immediately before the natural disaster and is suitable for growing trees); and

(B) is owned by any nonindustrial private individual, group, association, corporation,

or other private legal entity, that has definitive decision-making authority over the land.

(b) Availability of assistance

The Secretary may make payments to an owner of nonindustrial private forest land who carries out emergency measures to restore the land after the land is damaged by a natural disaster.

(c) Eligibility

To be eligible to receive a payment under subsection (b), an owner must demonstrate to the satisfaction of the Secretary that the nonindustrial private forest land on which the emergency measures are carried out had tree cover immediately before the natural disaster.

(d) Cost share requirement

Payments made under subsection (b) shall not exceed 75 percent of the total cost of the emergency measures carried out by an owner of nonindustrial private forest land.

(e) Authorization of appropriations

There are authorized to be appropriated to the Secretary such funds as may be necessary to carry out this section. Amounts so appropriated shall remain available until expended.

(Pub. L. 95-334, title IV, §407, as added Pub. L. 110-234, title VIII, §8203(a), May 22, 2008, 122 Stat. 1290, and Pub. L. 110-246, §4(a), title VIII, §8203(a), June 18, 2008, 122 Stat. 1664, 2051; amended Pub. L. 115-334, title II, §2403(a)(2)(B), Dec. 20, 2018, 132 Stat. 4571.)

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.

AMENDMENTS

2018—Subsec. (a)(4). Pub. L. 115-334 struck out par. (4). Text read as follows: “The term ‘Secretary’ means the Secretary of Agriculture.”

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 Title 7, Agriculture.

REGULATIONS

Pub. L. 110-234, title VIII, §8203(b), May 22, 2008, 122 Stat. 1291, and Pub. L. 110-246, §4(a), title VIII, §8203(b), June 18, 2008, 122 Stat. 1664, 2052, provided that: “Not later than one year after the date of the enactment of this Act [June 18, 2008], the Secretary of Agriculture shall issue regulations to carry out section 407 of the Agricultural Credit Act of 1978 [16 U.S.C. 2206], as added by subsection (a).”

[Pub. L. 110-234 and Pub. L. 110-246 enacted identical provisions. Pub. L. 110-234 was repealed by section 4(a) of Pub. L. 110-246, set out as a note under section 8701 of Title 7, Agriculture.]

CHAPTER 43—PUBLIC TRANSPORTATION PROGRAMS FOR NATIONAL PARK SYSTEM AREAS

Sec.

2301 to 2306. Omitted, Transferred, or Repealed.