

**(b) Subpoenas, oaths, and affirmations**

For the purpose of any investigation under subsection (a), the Secretary may administer oaths and affirmations, subpoena witnesses, compel the attendance of witnesses, take evidence, and require the production of any records that are relevant to the inquiry. The attendance of witnesses and the production of any such records may be required from any place in the United States.

**(c) Aid of courts**

In the case of contumacy by, or refusal to obey a subpoena issued to, any person, the Secretary may invoke the aid of any court of the United States within the jurisdiction of which the investigation or proceeding is carried on, or where the person resides or carries on business, in order to require the attendance and testimony of the person or the production of records. The court may issue an order requiring the person to appear before the Secretary to produce records or to give testimony regarding the matter under investigation.

**(d) Contempt**

Any failure to obey the order of the court may be punished by the court as a contempt of the court.

**(e) Process**

Process in any case under this section may be served in the judicial district in which the person resides or carries on business or wherever the person may be found.

(Pub. L. 103-407, § 9, Oct. 22, 1994, 108 Stat. 4226.)

**§ 7109. Administrative provisions**

**(a) Construction**

Nothing in this chapter preempts or supercedes any other program relating to sheep promotion, research, or information organized and operated under the laws of the United States or any State.

**(b) Amendments to orders**

The provisions of this chapter applicable to an order shall be applicable to amendments to the order, except that the Secretary is not required to conduct a referendum on a proposed amendment to an order.

(Pub. L. 103-407, § 10, Oct. 22, 1994, 108 Stat. 4226.)

**§ 7110. Regulations**

The Secretary may issue such regulations as are necessary to carry out this chapter.

(Pub. L. 103-407, § 11, Oct. 22, 1994, 108 Stat. 4226.)

**§ 7111. Authorization of appropriations**

**(a) In general**

There are authorized to be appropriated for each fiscal year such sums as are necessary to carry out this chapter.

**(b) Administrative expenses**

Funds appropriated under subsection (a) shall not be available for payment of the expenses or expenditures of the Board in administering any provision of any order issued under this chapter.

(Pub. L. 103-407, § 12, Oct. 22, 1994, 108 Stat. 4226.)

**CHAPTER 100—AGRICULTURAL MARKET TRANSITION**

**SUBCHAPTER I—SHORT TITLE, PURPOSE, AND DEFINITIONS**

- Sec. 7201. Short title and purpose.
- 7202. Definitions.

**SUBCHAPTER II—PRODUCTION FLEXIBILITY CONTRACTS**

- 7211. Authorization for use of production flexibility contracts.
- 7212. Elements of contracts.
- 7213. Amounts available for contract payments.
- 7214. Determination of contract payments under contracts.
- 7215. Applicability of payment limitations.
- 7216. Violations of contract.
- 7217. Transfer or change of interest in lands subject to contract.
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**SUBCHAPTER III—NONRECOURSE MARKETING ASSISTANCE LOANS AND LOAN DEFICIENCY PAYMENTS**

- 7231. Availability of nonrecourse marketing assistance loans.
- 7232. Loan rates for marketing assistance loans.
- 7233. Term of loans.
- 7234. Repayment of loans.
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- 7236a. Special competitive provisions for extra long staple cotton.
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**SUBCHAPTER IV—OTHER COMMODITIES**

**PART A—DAIRY**

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- 7253. Consolidation and reform of Federal milk marketing orders.
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7311. Establishment.  
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## SUBCHAPTER I—SHORT TITLE, PURPOSE, AND DEFINITIONS

## § 7201. Short title and purpose

## (a) Short title

This chapter may be cited as the “Agricultural Market Transition Act”.

## (b) Purpose

It is the purpose of this chapter—

(1) to authorize the use of binding production flexibility contracts between the United States and agricultural producers to support farming certainty and flexibility while ensuring continued compliance with farm conservation and wetland protection requirements;

(2) to make nonrecourse marketing assistance loans and loan deficiency payments available for certain crops;

(3) to improve the operation of farm programs for milk, peanuts, and sugar; and

(4) to establish a commission to undertake a comprehensive review of past and future production agriculture in the United States.

(Pub. L. 104-127, title I, §101, Apr. 4, 1996, 110 Stat. 896.)

## REFERENCES IN TEXT

This chapter, referred to in text, was in the original “this title”, meaning title I of Pub. L. 104-127, Apr. 4, 1996, 110 Stat. 896, which enacted this chapter and section 6933 of this title, amended sections 1308, 1308-1, 1308-3, 1358-1, 1358b, 1358c, 1359a, 1373, 1441, 1445j, 1508, 1516, 4504, 6401, 6402, 6413, 6414, and 6932 of this title and sections 713a-14, 714b, 714i, and 714k of Title 15, Commerce and Trade, repealed sections 1426, 1433f, 1441-2, 1444-2, 1444f, 1445b-3a, 1445c-3, 1445h, 1446e to 1446h, and 1519 of this title, enacted provisions set out as notes under sections 1373, 1446e, 1446e-1, and 1508 of this title, and repealed provisions set out as a note under section 1421 of this title. For complete classification of title I to the Code, see Tables.

## SHORT TITLE OF 1998 AMENDMENT

Pub. L. 105-228, §1, Aug. 12, 1998, 112 Stat. 1516, provided that: “This Act [amending section 7212 of this title] may be cited as the ‘Emergency Farm Financial Relief Act’.”

## SHORT TITLE

Pub. L. 104-127, §1(a), Apr. 4, 1996, 110 Stat. 888, provided that: “This Act [see Tables for classification]

may be cited as the ‘Federal Agriculture Improvement and Reform Act of 1996’.”

## SEVERABILITY

Pub. L. 104-127, title IX, §928, Apr. 4, 1996, 110 Stat. 1197, provided that: “If any provision of this Act [see Short Title note above] or the application thereof to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of this Act that can be given effect without regard to the invalid provision or application, and to this end the provisions of this Act are severable.”

## § 7202. Definitions

In this chapter:

## (1) Agricultural Act of 1949

Except in section 7301 of this title, the term “Agricultural Act of 1949” means the Agricultural Act of 1949 (7 U.S.C. 1421 et seq.), as in effect prior to the suspensions under section 7301(b)(1) of this title.

## (2) Considered planted

The term “considered planted” means acreage that is considered planted under title V of the Agricultural Act of 1949 (7 U.S.C. 1461 et seq.) and such other acreage as the Secretary considers fair and equitable.

## (3) Contract

The terms “contract” and “production flexibility contract” mean a production flexibility contract entered into under section 7211 of this title.

## (4) Contract acreage

The term “contract acreage” means 1 or more crop acreage bases established for contract commodities under title V of the Agricultural Act of 1949 (7 U.S.C. 1461 et seq.) that would have been in effect for the 1996 crop (but for suspension under section 7301(b)(1) of this title).

## (5) Contract commodity

The term “contract commodity” means wheat, corn, grain sorghum, barley, oats, upland cotton, and rice.

## (6) Contract payment

The term “contract payment” means a payment made under this subchapter<sup>1</sup> pursuant to a contract.

## (7) Department

The term “Department” means the Department of Agriculture.

## (8) Extra long staple cotton

The term “extra long staple cotton” means cotton that—

(A) is produced from pure strain varieties of the *Barbadense* species or any hybrid thereof, or other similar types of extra long staple cotton, designated by the Secretary, having characteristics needed for various end uses for which United States upland cotton is not suitable and grown in irrigated cotton-growing regions of the United States designated by the Secretary or other areas designated by the Secretary as suitable for the production of the varieties or types; and

<sup>1</sup> So in original. Probably should be “chapter”.