

and to prevent and restrain any person from violating, an order or regulation issued under this subchapter.

**(c) Referral to Attorney General**

A civil action authorized to be brought under this section shall be referred to the Attorney General for appropriate action.

(Pub. L. 104-127, title V, §578, Apr. 4, 1996, 110 Stat. 1082.)

**§ 7488. Investigations and power to subpoena**

**(a) Investigations**

The Secretary may make such investigations as the Secretary considers necessary—

- (1) for the effective administration of this subchapter; and
- (2) to determine whether any person subject to this subchapter has engaged, or is about to engage, in an act that constitutes or will constitute a violation of this subchapter or of an order or regulation issued under this subchapter.

**(b) Oaths, affirmations, and subpoenas**

For the purpose of an 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 records may be required from any place in the United States.

**(c) Aid of courts**

**(1) Request**

In the case of contumacy by, or refusal to obey a subpoena issued to, any person, the Secretary may request 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 requiring the attendance and testimony of the person and the production of records.

**(2) Enforcement order of the court**

The court may issue an enforcement order requiring the person to appear before the Secretary to produce records or to give testimony concerning the matter under investigation.

**(3) Contempt**

A failure to obey an enforcement order of the court under paragraph (2) may be punished by the court as a contempt of the court.

**(4) Process**

Process in a case under this subsection 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. 104-127, title V, §579, Apr. 4, 1996, 110 Stat. 1083.)

**§ 7489. Relation to other programs**

Nothing in this subchapter preempts or supercedes any other program relating to popcorn promotion organized and operated under the laws of the United States or any State.

(Pub. L. 104-127, title V, §580, Apr. 4, 1996, 110 Stat. 1083.)

**§ 7490. Regulations**

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

(Pub. L. 104-127, title V, §581, Apr. 4, 1996, 110 Stat. 1083.)

**§ 7491. Authorization of appropriations**

There are authorized to be appropriated such sums as are necessary to carry out this subchapter. Amounts made available under this section or otherwise made available to the Department, and amounts made available under any other marketing or promotion order, may not be used to pay any administrative expense of the Board.

(Pub. L. 104-127, title V, §582, Apr. 4, 1996, 110 Stat. 1083.)

**CHAPTER 102—EMERGENCY FOOD ASSISTANCE**

Sec.	
7501.	Definitions.
7502.	Availability of CCC commodities.
7503.	State plan.
7504.	Initial processing costs.
7505.	Federal and State responsibilities.
7506.	Assurances; anticipated use.
7507.	State and local supplementation of commodities.
7508.	Authorization and appropriations.
7509.	Relationship to other programs.
7510.	Commodities not income.
7511.	Prohibition against certain State charges.
7511a.	Emergency food program infrastructure grants.
7512.	Regulations.
7513.	Finality of determinations.
7514.	Incorporation of additional commodities.
7515.	Allotment and delivery of commodities.
7516.	Settlement and adjustment of claims.
7517.	The Gus Schumacher nutrition incentive program.
7518.	Micro-grants for food security.

**Editorial Notes**

**CODIFICATION**

This chapter is comprised principally of title II (§§201-215) of Pub. L. 98-8, Mar. 24, 1983, 97 Stat. 35, as amended. Title II of Pub. L. 98-8 was formerly set out as a note under section 612c of this title. Section 203 of title II of Pub. L. 98-8, which related to processing agreements, was repealed by Pub. L. 99-198, title XV, §1567(c), Dec. 23, 1985, 99 Stat. 1592. Section 207 of title II of Pub. L. 98-8 amended section 4(c) of the Agriculture and Consumer Protection Act of 1973, Pub. L. 93-86, set out as a note under section 612c of this title. Section 212 of title II of Pub. L. 98-8, which provided for termination of title II of Pub. L. 98-8 on Sept. 30, 2002, was repealed by Pub. L. 104-193, title VIII, §871(e)(4), Aug. 22, 1996, 110 Stat. 2345.

**§ 7501. Definitions**

In this chapter:

**(1) Additional commodities**

The term “additional commodities” means commodities made available under section 7515 of this title in addition to the commodities made available under sections 7502 and 7507 of this title.

**(2) Average monthly number of unemployed persons**

The term “average monthly number of unemployed persons” means the average month-