

**Editorial Notes**

## AMENDMENTS

1996—Par. (2). Pub. L. 104-127 substituted “any recommendations of the Advisory Board” for “the recommendations of the Joint Council developed under section 3122(f) of this title, the recommendations of the Advisory Board developed under section 3123(g) of this title, and the recommendations of the Technology Board developed under section 3123a(d) of this title”.

1990—Par. (2). Pub. L. 101-624 amended par. (2) generally. Prior to amendment, par. (2) read as follows: “the statements of recommendations of the Joint Council developed pursuant to the provisions of section 3122(d)(2)(G) of this title and the statement of recommendations of the Advisory Board developed pursuant to the provisions of section 3123(f)(2)(E) of this title; and”.

1985—Par. (4). Pub. L. 99-198 struck out par. (4) which provided for inclusion “in the report of January 1, 1984, the Secretary’s needs assessment developed pursuant to the provisions of section 3121(11) of this title”.

1981—Pub. L. 97-98 substituted in provision preceding par. (1) “January 1” for “February 1” and added par. (4).

**Statutory Notes and Related Subsidiaries**

## EFFECTIVE DATE OF 1981 AMENDMENT

Amendment by Pub. L. 97-98 effective Dec. 22, 1981, see section 1801 of Pub. L. 97-98, set out as an Effective Date note under section 4301 of this title.

## EFFECTIVE DATE

Section effective Oct. 1, 1977, see section 1901 of Pub. L. 95-113, set out as an Effective Date of 1977 Amendment note under section 1307 of this title.

## TERMINATION OF REPORTING REQUIREMENTS

For termination, effective May 15, 2000, of provisions of this section relating to submittal to Congress of annual report on agricultural research, extension, and teaching activities, see section 3003 of Pub. L. 104-66, as amended, set out as a note under section 1113 of Title 31, Money and Finance, and page 44 of House Document No. 103-7.

**§ 3125a. National Agricultural Library****(a) Purpose**

The purpose of this section is to consolidate and expand the statutory authority for the operation of the library of the Department of Agriculture established pursuant to section 2201 of this title as the primary agricultural information resource of the United States.

**(b) Establishment**

There is established in the Department of Agriculture the National Agricultural Library to serve as the primary agricultural information resource of the United States.

**(c) Director**

The Secretary shall appoint a Director for the National Agricultural Library who shall be subject to the direction of the Secretary.

**(d) Functions of Director**

The Director may—

(1) acquire, preserve, and manage information and information products and services in all phases of agriculture and allied sciences;

(2) organize agricultural information and information products and services by cataloging, indexing, bibliographical listing, and other appropriate techniques;

(3) provide agricultural information and information products and services to agencies of the Department of Agriculture and the Federal Government, public and private organizations, and individuals, within the United States and internationally;

(4) plan for, coordinate, and evaluate information and library needs related to agricultural research and education;

(5) cooperate with and coordinate efforts among agricultural college and university libraries, in conjunction with private industry and other agricultural library and information centers, toward the development of a comprehensive agricultural library and information network; and

(6) coordinate the development of specialized subject information services among the agricultural and library information communities.

**(e) Library products and services**

The Director may—

(1) make copies of the bibliographies prepared by the National Agricultural Library;

(2) make microforms and other reproductions of books and other library materials in the Department;

(3) provide any other library and information products and services; and

(4) sell those products and services at such prices (not less than the estimated total cost of disseminating the products and services) as the Secretary may determine appropriate.

**(f) Receipts**

Funds received from sales under subsection (e) shall be deposited in the Treasury of the United States to the credit of the applicable appropriation and shall remain available until expended.

**(g) Agreements****(1) In general**

The Director may enter into agreement with, and receive funds from any State, and other political subdivision, organization, business, or individual for the purpose of conducting activities to carry out this section.

**(2) Funds**

Funds received under this subsection for payments for library products and services or other activities shall be deposited to the miscellaneous contributed fund account, and shall remain available until expended.

**(h) Authorization of appropriations**

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

(Pub. L. 95-113, title XIV, §1410A, as added Pub. L. 101-624, title XVI, §1606(a), Nov. 28, 1990, 104 Stat. 3714.)

**Statutory Notes and Related Subsidiaries**

## ENHANCED USE LEASE AUTHORITY PROGRAM

Pub. L. 103-354, title III, §308, as added by Pub. L. 110-234, title VII, §7409, May 22, 2008, 122 Stat. 1252, and Pub. L. 110-246, §4(a), title VII, §7409, June 18, 2008, 122 Stat. 1664, 2014; Pub. L. 113-79, title VII, §§7511, 7605, Feb. 7, 2014, 128 Stat. 901, 912; Pub. L. 115-334, title VII, §7601, Dec. 20, 2018, 132 Stat. 4825, provided that:

“(a) ESTABLISHMENT.—To enhance the use of real property administered by agencies of the Department,

the Secretary may establish a program, in accordance with this section, at the Beltsville Agricultural Research Center of the Agricultural Research Service and the National Agricultural Library to lease nonexcess property of the Center or the Library to any individual or entity, including agencies or instrumentalities of State or local governments.

“(b) REQUIREMENTS.—

“(1) IN GENERAL.—Notwithstanding chapter 5 of subtitle I of title 40, United States Code, the Secretary may lease real property at the Beltsville Agricultural Research Center or the National Agricultural Library in accordance with such terms and conditions as the Secretary may prescribe, if the Secretary determines that the lease—

“(A) is consistent with, and will not adversely affect, the mission of the Department agency administering the property;

“(B) will enhance the use of the property;

“(C) will not permit any portion of Department agency property or any facility of the Department to be used for the public retail or wholesale sale of merchandise or residential development;

“(D) will not permit the construction or modification of facilities financed by non-Federal sources to be used by an agency, except for incidental use; and

“(E) will not include any property or facility required for any Department agency purpose without prior consideration of the needs of the agency.

“(2) TERM.—The term of a lease under this section shall not exceed 30 years.

“(3) CONSIDERATION.—

“(A) IN GENERAL.—Consideration provided for a lease under this section shall be—

“(i) in an amount equal to fair market value, as determined by the Secretary; and

“(ii) in the form of cash.

“(B) USE OF FUNDS.—

“(i) IN GENERAL.—Consideration provided for a lease under this section shall be—

“(I) deposited in a capital asset account to be established by the Secretary; and

“(II) available until expended, without further appropriation, for maintenance, capital revitalization, and improvements of the Department properties and facilities at the Beltsville Agricultural Research Center and National Agricultural Library.

“(ii) BUDGETARY TREATMENT.—For purposes of the budget, the amounts described in clause (i) shall not be treated as a receipt of any Department agency or any other agency leasing property under this section.

“(4) COSTS.—The lessee shall cover all costs associated with a lease under this section, including the cost of—

“(A) the project to be carried out on property or at a facility covered by the lease;

“(B) provision and administration of the lease;

“(C) construction of any needed facilities;

“(D) provision of applicable utilities; and

“(E) any other facility cost normally associated with the operation of a leased facility.

“(5) PROHIBITION OF USE OF APPROPRIATIONS.—The Secretary shall not use any funds made available to the Secretary in an appropriations Act for the construction or operating costs of any space covered by a lease under this section.

“(6) TERMINATION OF AUTHORITY.—This section and the authority provided by this section terminate—

“(A) on September 30, 2023; or

“(B) with respect to any particular leased property, on the date of termination of the lease.

“(c) EFFECT OF OTHER LAWS.—

“(1) UTILIZATION.—Property that is leased pursuant to this section shall not be considered to be unutilized or underutilized for purposes of section 501 of the Stewart B. McKinney Homeless Assistance Act [now the McKinney-Vento Homeless Assistance Act] (42 U.S.C. 11411).

“(2) DISPOSAL.—Property at the Beltsville Agricultural Research Center or the National Agricultural Library that is leased pursuant to this section shall not be considered to be disposed of by sale, lease, rental, excessing, or surplus for purposes of section 523 of Public Law 100-202 (101 Stat. 1329-417).

“(d) ADMINISTRATION.—

“(1) IN GENERAL.—Not later than 90 days after the date of enactment of this section [June 18, 2008], the Secretary shall submit to the Committee on Agriculture of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate a report that describes detailed management objectives and performance measurements by which the Secretary intends to evaluate the success of the program under this section.

“(2) REPORTS.—Not later than September 30, 2021, the Secretary shall submit to the Committee on Agriculture of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate a report describing the implementation of the program under this section, including—

“(A) a copy of each lease entered into pursuant to this section; and

“(B) an assessment by the Secretary of the success of the program using the management objectives and performance measurements developed by the Secretary.”

[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 this title.]

**§ 3125a-1. Agricultural and food law research, legal tools, and information**

**(a) Partnerships**

The Secretary of Agriculture, acting through the National Agricultural Library, shall support the dissemination of objective, scholarly, and authoritative agricultural and food law research, legal tools, and information by entering into cooperative agreements with institutions of higher education (as defined in section 1001 of title 20) that on February 7, 2014, are carrying out objective programs for research, legal tools, and information in agricultural and food law.

**(b) Authorization of appropriations**

There are authorized to be appropriated to carry out this section \$5,000,000 for fiscal year 2014 and each fiscal year thereafter.

(Pub. L. 113-79, title VII, § 7603, Feb. 7, 2014, 128 Stat. 911.)

**Editorial Notes**

**CODIFICATION**

Section was enacted as part of the Agricultural Act of 2014, and not as part of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 which comprises this chapter.

**§ 3125b. National Rural Information Center Clearinghouse**

**(a) Establishment**

The Secretary shall establish, within the National Agricultural Library, in coordination with the National Institute of Food and Agriculture, a National Rural Information Center Clearinghouse (in this section referred to as the “Clearinghouse”) to perform the functions specified in subsection (b).

**(b) Functions**

The Clearinghouse shall provide and distribute information and data to any industry, organiza-