

## PART B—IMPLEMENTATION

**§ 5641. Funding levels****(a) Direct credit programs**

The Commodity Credit Corporation may make available for each fiscal year such funds of the Commodity Credit Corporation as it determines necessary to carry out any direct credit program established under section 5621 of this title.

**(b) Export credit guarantee program**

The Commodity Credit Corporation shall make available for each fiscal year \$5,500,000,000 of credit guarantees under section 5622(a) of this title.

(Pub. L. 95-501, title II, §211, as added Pub. L. 101-624, title XV, §1531, Nov. 28, 1990, 104 Stat. 3677; amended Pub. L. 103-66, title I, §1302(a), Aug. 10, 1993, 107 Stat. 330; Pub. L. 104-127, title II, §§243(b), 244(a)(2)(B), (c), Apr. 4, 1996, 110 Stat. 967, 968; Pub. L. 107-171, title III, §§3102(d), 3103, May 13, 2002, 116 Stat. 289; Pub. L. 110-246, title III, §§3101(b), 3102(b), June 18, 2008, 122 Stat. 1831, 1832; Pub. L. 113-79, title III, §§3101(b), 3102, Feb. 7, 2014, 128 Stat. 779; Pub. L. 115-334, title III, §3201(b)(1)(A), Dec. 20, 2018, 132 Stat. 4616.)

**Editorial Notes**

## AMENDMENTS

2018—Subsec. (c). Pub. L. 115-334 struck out subsec. (c) which related to funding for market access programs under section 5623 of this title and program priorities.

2014—Subsec. (b). Pub. L. 113-79, §3101(b), amended subsec. (b) generally. Prior to amendment, subsec (b) related to credit guarantees under section 5622(a) of this title for fiscal years 1996 to 2012.

Subsec. (c)(1)(A). Pub. L. 113-79, §3102, substituted “2018” for “2012”.

2008—Subsec. (b). Pub. L. 110-246, §3101(b), added subsec. (b) and struck out former subsec. (b) which related to amount available for export credit guarantees for each of fiscal years 1996 through 2007 and limitation on amount of any origination fee.

Subsec. (c)(1)(A). Pub. L. 110-246, §3102(b), substituted “2008 through 2012” for “2006 and 2007”.

2002—Subsec. (b)(1). Pub. L. 107-171, §3102(d), substituted “2007” for “2002”.

Subsec. (c). Pub. L. 107-171, §3103, designated existing provisions as par. (1), inserted heading, redesignated former pars. (1) and (2) as subpars. (A) and (B), respectively, of par. (1), added subpar. (A) and struck out former subpar. (A) relating to funds available for market access activities authorized to be carried out by the Commodity Credit Corporation for fiscal years 1991 through 2002, and added par. (2).

1996—Subsec. (b). Pub. L. 104-127, §243(b), added subsec. (b) and struck out former subsec. (b) which authorized short and intermediate term export credit guarantees for each of fiscal years 1991 through 1995 and further provided for limitation on origination fees for short-term guarantees.

Subsec. (c). Pub. L. 104-127, §244(a)(2)(B)(i), (ii), substituted “Market access programs” for “Marketing promotion programs” in heading and “market access activities” for “market promotion activities” in introductory provisions.

Subsec. (c)(1). Pub. L. 104-127, §244(c), struck out “and” after “1993,” and substituted “through 1995, and not more than \$90,000,000 for each of fiscal years 1996 through 2002,” for “through 1997,”.

Pub. L. 104-127, §244(a)(2)(B)(iii), substituted “market access program” for “market development program”.

Subsec. (c)(2). Pub. L. 104-127, §244(a)(2)(B)(iv), substituted “market access program” for “marketing promotion program”.

1993—Subsec. (c)(1). Pub. L. 103-66 substituted “through 1993, and not less than \$110,000,000 for each of the fiscal years 1994 through 1997,” for “through 1995”.

**Statutory Notes and Related Subsidiaries**

## EFFECTIVE DATE OF 2008 AMENDMENT

Amendment by Pub. L. 110-246 effective May 22, 2008, see section 4(b) of Pub. L. 110-246, set out as an Effective Date note under section 8701 of this title.

## EFFECTIVE DATE OF 1996 AMENDMENT

Pub. L. 104-127, title II, §244(c), Apr. 4, 1996, 110 Stat. 968, provided that the amendment made by section 244(c) is effective Oct. 1, 1995.

## SUBCHAPTER III—BARRIERS TO EXPORTS

**§ 5651. Repealed. Pub. L. 110-246, title III, § 3103(a), June 18, 2008, 122 Stat. 1832**

Section, Pub. L. 95-501, title III, §301, as added Pub. L. 101-624, title XV, §1531, Nov. 28, 1990, 104 Stat. 3678; amended Pub. L. 102-237, title III, §311, Dec. 13, 1991, 105 Stat. 1856; Pub. L. 102-511, title VII, §709(b), Oct. 24, 1992, 106 Stat. 3352; Pub. L. 103-465, title IV, §411(a)(3), (4), Dec. 8, 1994, 108 Stat. 4963; Pub. L. 104-127, title II, §245, Apr. 4, 1996, 110 Stat. 968; Pub. L. 107-171, title III, §3104(a), May 13, 2002, 116 Stat. 290, related to an export enhancement program and cash bonuses to exporters, users, and processors.

**Statutory Notes and Related Subsidiaries**

## EFFECTIVE DATE OF REPEAL

Repeal effective May 22, 2008, see section 4(b) of Pub. L. 110-246, set out as an Effective Date note under section 8701 of this title.

**§ 5652. Relief from unfair trade practices****(a) Use of programs****(1) In general**

The Secretary may, for each article described in paragraph (2), make available some or all of the commercial export promotion programs of the Department of Agriculture and the Commodity Credit Corporation to help mitigate or offset the effects of the unfair trade practice serving as the basis for the proceeding described in paragraph (2).

**(2) Commodities specified**

Paragraph (1) shall apply in the case of articles for which the United States has instituted, under any international trade agreement, any dispute settlement proceeding based on an unfair trade practice if such proceeding has been prevented from progressing to a decision by the refusal of the party maintaining the unfair trade practice to permit the proceeding to progress.

**(b) Consultations required**

For any article described in subsection (a)(2), the Secretary shall—

(1) promptly consult with representatives of the industry producing such articles and other allied groups or individuals regarding specific actions or the development of an integrated marketing strategy utilizing some or all of the commercial export programs of the Department of Agriculture and the Commodity Credit Corporation to help mitigate or offset the effects of the unfair trade practice identified in subsection (a)(2); and