

AGRICULTURAL TRADE LAWS

PART I—FOOD ASSISTANCE

SUBPART A. FOOD FOR PEACE ACT AND RELATED STATUTES

1. FOOD FOR PEACE ACT

	Page
Sec. 1. Short title	1-3
Sec. 2. United States policy	1-3
Sec. 3. Food aid to developing countries	1-3

TITLE I—ECONOMIC ASSISTANCE AND FOOD SECURITY

Sec. 101. Economic assistance and food security	1-4
Sec. 102. Agreements regarding eligible countries and private entities	1-4
Sec. 103. Terms and conditions of sales	1-4
Sec. 104. Use of local currency payment	1-5

TITLE II—EMERGENCY AND PRIVATE ASSISTANCE PROGRAMS

Sec. 201. General authority	1-6
Sec. 202. Provision of agricultural commodities	1-7
Sec. 203. Generation and use of currencies by private voluntary organizations and cooperatives	1-9
Sec. 204. Levels of assistance	1-9
Sec. 205. Food Aid Consultative Group	1-10
Sec. 207. Administration	1-11
Sec. 208. Assistance for stockpiling and rapid transportation, delivery, and distribution of shelf-stable prepackaged foods	1-13

TITLE III—FOOD FOR DEVELOPMENT

Sec. 301. Bilateral grant program	1-14
Sec. 302. Eligible countries	1-15
Sec. 303. Grant programs	1-15
Sec. 304. Direct uses or sales of commodities	1-15
Sec. 305. Local currency accounts	1-16
Sec. 306. Use of local currency proceeds	1-16

TITLE IV—GENERAL AUTHORITIES AND REQUIREMENTS

Sec. 401. Commodity determinations	1-18
Sec. 402. Definitions	1-18
Sec. 403. General provisions	1-19
Sec. 404. Agreements	1-21
Sec. 405. Consultation	1-22
Sec. 406. Use of Commodity Credit Corporation	1-22
Sec. 407. Administrative provisions	1-23
Sec. 408. Expiration date	1-27
Sec. 411. Debt forgiveness	1-27
Sec. 412. Authorization of appropriations	1-28
Sec. 413. Coordination of foreign assistance programs	1-29
Sec. 414. Assistance in furtherance of narcotics control objectives of the United States	1-30
Sec. 415. Micronutrient fortification programs	1-30
Sec. 416. Use of certain local currency	1-31

TITLE V—FARMER-TO-FARMER PROGRAM

Sec. 501. John Ogonowski and Doug Bereuter Farmer-to-Farmer Program	1-31
---------------------------------------------------------------------------	------

TITLE VI—ENTERPRISE FOR THE AMERICAS INITIATIVE

Sec. 601. Establishment of the Facility	1-35
Sec. 602. Purpose	1-35
Sec. 603. Eligibility for benefits under the Facility	1-35
Sec. 604. Reduction of certain debt	1-35
Sec. 605. Repayment of principal	1-36
Sec. 606. Interest of new obligations	1-36
Sec. 607. Environmental framework agreements	1-36
Sec. 608. Enterprise for the Americas Environmental Funds	1-37
Sec. 609. Disbursement of Environmental Funds	1-38
Sec. 610. Enterprise for the Americas Board	1-38
Sec. 611. Oversight	1-38
Sec. 612. Eligible activities and grantees	1-38
Sec. 613. Encouraging multilateral debt donations	1-39
Sec. 614. Annual report to Congress	1-39
Sec. 615. Consultations with Congress	1-40
Sec. 616. Sale of qualified debt to eligible countries	1-40
Sec. 617. Sale, reduction, or cancellation of qualified debt to facilitate certain debt swaps	1-41
Sec. 618. Notification to congressional committees	1-42
Sec. 619. Definition of qualified debt	1-42

2. STATUTES RELATED TO FOOD FOR PEACE ACT

a. FOOD FOR PROGRESS	2-1
—Food Security Act of 1985	
b. DONATIONS OF PROCESSED GRAIN FOOD PRODUCTS	2-6
—Act of August 19, 1958	
c. SPECIAL ASSISTANT FOR AGRICULTURAL TRADE AND FOOD ASSISTANCE	2-7
— Food Security Act of 1985	
d. COOPERATOR MARKET DEVELOPMENT PROGRAM	2-7
— Food Security Act of 1985	
— Omnibus Trade and Competitiveness Act of 1988	
e. MINIMUM LEVEL OF FOOD ASSISTANCE	2-8
— Omnibus Trade and Competitiveness Act of 1988	
f. BILL EMERSON HUMANITARIAN TRUST	2-9
— Bill Emerson Humanitarian Trust Act	
g. GLOBAL CROP DIVERSITY TRUST	2-13
— Sec. 3202 of Food, Conservation, and Energy Act of 2008	
h. LOCAL AND REGIONAL FOOD AID PROCUREMENT PROJECTS	2-14
— Sec. 3206 of Food, Conservation, and Energy Act of 2008	
i. MCGOVERN-DOLE INTERNATIONAL FOOD FOR EDUCATION AND CHILD NUTRITION PROGRAM	2-18
— Farm Security and Rural Investment Act of 2002	

SUBPART B. DISPOSAL OF SURPLUS COMMODITIES

1. SECTION 416 OF THE AGRICULTURAL ACT OF 1949	
—(See Sec. 416 of Agricultural Act of 1949 in Agricultural Commodity Laws Vol.)	
2. DONATIONS AND SALES TO POLAND	3-1
— Omnibus Trade and Competitiveness Act of 1988	
— Joint Resolution of October 30, 1986	
3. DONATION FOR MARKET DEVELOPMENT	3-2
— Critical Agricultural Materials Act	

SUBPART C. FOREIGN SALES AND EXCHANGES

1. GENERAL AUTHORITY	4-1
a. WAIVER OF CCC EXPORT SALES RESTRICTIONS	4-1
— Continuing Appropriations Act, FY 1984	
b. CCC Revolving Fund	4-1

—Public Debt Limit — Balanced Budget and Emergency Deficit Control Act of 1985	
c. Joint Resolution of August 11, 1939	4-1
2. SALES OF DAIRY PRODUCTS	4-2
—Agriculture and Food Act of 1956	
—Food Security Act of 1985	
3. BARTER AND EXCHANGE	4-2
a. EXCHANGE FOR CRITICAL AND STRATEGIC MATERIALS	4-3
—Agricultural Act of 1956	
—Act of August 11, 1939	
b. BARTER FOR PETROLEUM AND PETROLEUM PRODUCTS	4-5
—Export Administration Amendments Act of 1985	
c. STRATEGIC PETROLEUM RESERVE	4-6
—Joint Resolution of December 19, 1985	

SUBPART D. SECTION 32 AND RELATED STATUTES

1. SECTION 32 OF P.L. 320, 74TH CONGRESS	5-1
—See Sec. 32 of P.L. 320, 74th Congress, in Agricultural Com- modity Laws Vol.	
2. APPROPRIATION TO SUPPLEMENT SECTION 32 FUNDS	5-1
—Agricultural Act of 1956	
3. LIMITATION OF ADMINISTRATIVE EXPENSES	5-1
—See Sec. 392(b) of Agricultural Adjustment Act of 1938	
4. PROHIBITION ON PURCHASE OF FOREIGN PRODUCED FISHERY PRODUCTS	5-1
—Act of August 11, 1939	

PART II—AGRICULTURAL TRADE AND EXPORT ENHANCEMENT

1. AGRICULTURAL TRADE ACT OF 1978

TITLE I—GENERAL PROVISIONS

Sec. 101. Purpose	6-3
Sec. 102. Definitions	6-3
Sec. 103. Agricultural export promotion strategy	6-4
Sec. 104. Preservation of traditional markets	6-5
Sec. 105. Independence of authorities	6-5
Sec. 106. Implementation of commitments under Uruguay Round Agreements	6-5
Sec. 107. Exporter assistance initiative	6-6

TITLE II—AGRICULTURAL EXPORT PROGRAMS

Subtitle A—Programs

Sec. 201. Direct credit sales program	6-6
Sec. 202. Export credit guarantee program	6-7
Sec. 203. Market access program	6-9
Sec. 204. Barter of agricultural commodities	6-11
Sec. 205. Combination of programs	6-12

Subtitle B—Implementation

Sec. 211. Funding levels	6-12
--------------------------------	------

TITLE III—BARRIERS TO EXPORTS

Sec. 301. Relief from unfair trade practices	6-13
Sec. 302. Equitable treatment of high-value and value-added United States agricultural commodities	6-14

TITLE IV—GENERAL PROVISIONS

Subtitle A—Program Controls

Sec. 401. Program controls for export programs	6-14
Sec. 402. Compliance provisions	6-15
Sec. 403. Departmental administration system	6-15

Subtitle B—Miscellaneous Provisions

Sec. 411. Agricultural embargo protection	6-16
Sec. 412. Development of plans to alleviate adverse impact of embargoes	6-17
Sec. 413. Contracting authority to expand agricultural export markets	6-18
Sec. 414. Trade consultations concerning imports	6-18
Sec. 415. Technical assistance in trade negotiations	6-19
Sec. 416. Limitation on use of certain export promotion programs	6-19
Sec. 417. Trade compensation and assistance programs	6-20

TITLE V—FOREIGN AGRICULTURAL SERVICE

Sec. 502. Administrator of the Foreign Agricultural Service	6-21
Sec. 503. Duties of Foreign Agricultural Service	6-21
Sec. 504. Staff of the Foreign Agricultural Service	6-22
Sec. 505. Authorization of appropriations	6-22

TITLE VI—REPORTS

Sec. 602. Export reporting and contract sanctity	6-22
Sec. 603. Other reports to Congress	6-23

TITLE VII—FOREIGN MARKET DEVELOPMENT COOPERATOR PROGRAM

Sec. 701. Definition of eligible trade organization	6-23
Sec. 702. Foreign market development cooperator program	6-23
Sec. 703. Funding	6-24

2. ASSISTANCE FOR SPECIFIC COMMODITIES	
a. DAIRY EXPORT INCENTIVE PROGRAM	7-1
— Food Security Act of 1985	
b. TECHNICAL ASSISTANCE FOR SPECIALTY CROPS	7-2
— Farm Security and Rural Investment Act of 2002	
3. EMERGING MARKETS	7-3
— Food, Agriculture, Conservation, and Trade Act of 1990	
4. TRADE STRATEGY AND CONSULTATIONS	
a. DEVELOPMENT ASSISTANCE AGREEMENTS	7-8
— Omnibus Trade and Competitiveness Act of 1988	
b. TRADE NEGOTIATIONS POLICY	7-8
— Food Security Act of 1985	
c. GLOBAL MARKET STRATEGY	7-11
— Farm Security and Rural Investment Act of 2002	
5. DEPARTMENT OF AGRICULTURE PERSONNEL	
a. TECHNICAL SUPPORT	7-12
— Agricultural Act of 1970	
b. AGRICULTURAL ATTACHES	7-12
— Agricultural Act of 1954	
c. U.S. AGRICULTURAL TRADE OFFICES	7-14
— Agricultural Act of 1954	
d. AGRICULTURAL AID AND TRADE MISSIONS	7-21

6. CONGRESSIONAL POLICY	
a. TRADE POLICY DECLARATION	7-15
— Food Security Act of 1985	
b. NEGOTIATING OBJECTIVES	7-15
— Omnibus Trade and Competitiveness Act of 1988	
c. AGRICULTURAL COMPETITIVENESS AND TRADE	7-16
— Omnibus Trade and Competitiveness Act of 1988	
d. CONGRESSIONAL CONSULTATION ON BILATERAL AGREEMENTS	7-18
— Agriculture and Food Act of 1981	
e. MULTILATERAL DISCIPLINES ON CREDIT GUARANTEES	7-18
— Federal Agriculture Improvement and Reform Act of 1996	
f. FOREIGN ASSISTANCE PROGRAMS AND AGRICULTURAL TRADE	7-19
— Farm Security and Rural Investment Act of 2002	
7. MISCELLANEOUS	
a. EDWARD R. MADIGAN UNITED STATES AGRICULTURAL EXPORT EXCELLENCE AWARD	7-22
— Federal Agriculture Improvement and Reform Act of 1996	
b. BIOTECHNOLOGY AND AGRICULTURAL TRADE PROGRAM	7-24
— Food, Agriculture, Conservation, and Trade Act of 1990	
c. CONSULTATIVE GROUP TO ELIMINATE THE USE OF CHILD LABOR AND FORCED LABOR IN IMPORTED AGRICULTURAL PRODUCTS	7-25
— Sec. 3205 of Food, Conservation, and Energy Act of 2008	

PART III—IMPORT AND EXPORT CONTROLS AND RELATED MATTERS

SUBPART A. IMPORT CONTROLS (GENERAL AUTHORITY)

1. VOLUNTARY AGREEMENTS	8-3
— Agricultural Act of 1956	
2. IMPORT FEES AND LIMITATIONS—SECTION 22	8-3
— See Sec. 22 of Agricultural Adjustment Act in AGMISC Vol.	

SUBPART B. EMBARGO PROTECTION

1. AMERICAN AGRICULTURAL PROTECTION PROGRAM	8-3
2. TRADE SUSPENSION RESERVES	8-4

PART IV—INDEX

INDEX	9-1
-------------	-----