

(b) Duties

The Secretary shall—

(1) annually compile the information contained in reports prepared under subsection (a) of this section—

(A) on a country by country basis; and

(B) on a commodity by commodity basis for exports of United States agricultural commodities including fruits, vegetables, legumes, popcorn and ducks, as determined appropriate by the Secretary, the export of which is hampered by an unfair trade practice. Where practicable, the report shall include a comparison of the average prices and costs of production for such commodities in the United States and in the importing countries for the previous crop year;

(2) in consultation with the agricultural technical advisory committees established under section 2155(c) of title 19, include in the compilation a priority ranking of those trade barriers identified in subsection (a) of this section by commodity group;

(3) include in the compilation a list of actions undertaken to reduce or eliminate such trade barriers; and

(4) not later than January 15 of each year, make the compilation available to Congress, the agricultural policy advisory committee, and other interested parties.

(c) Meeting

The Secretary and the United States Trade Representative shall convene a meeting, at least once each year, of the Agricultural Policy Advisory Committee and the agricultural technical advisory committees to develop specific recommendations for actions to be taken by the Federal Government and private industry to—

(1) reduce or eliminate trade barriers or distortions identified in the annual reports required to be submitted under subsections (a) and (b) of this section; and

(2) expand United States agricultural export opportunities identified in such annual reports.

(Aug. 28, 1954, ch. 1041, title I, § 108, as added Nov. 28, 1990, Pub. L. 101-624, title XV, § 1532, 104 Stat. 3689; amended Dec. 13, 1991, Pub. L. 102-237, title III, §§ 316-318, 105 Stat. 1856, 1857.)

AMENDMENTS

1991—Pub. L. 102-237, § 316, made technical amendment to directory language of Pub. L. 101-624, § 1532, which enacted this section, resulting in no change in text.

Subsec. (b)(1)(B). Pub. L. 102-237, § 317, substituted a semicolon for period at end.

Subsec. (b)(4). Pub. L. 102-237, § 318, struck out “the trade assistance office authorized under section 504 of the Agricultural Trade Act of 1978 (as amended by section 201),” after “available to Congress.”

§ 1749. Attaché educational program

The Administrator of the Foreign Agricultural Service shall establish a program within the Service that directs attachés of the Service who are reassigned from abroad to the United States, and other personnel of the Service, to visit and consult with producers and exporters of agricultural commodities and products and State offi-

cial throughout the United States concerning various methods to increase exports of United States agricultural commodities and products.

(Aug. 28, 1954, ch. 1041, title I, § 109, as added Nov. 28, 1990, Pub. L. 101-624, title XV, § 1532, 104 Stat. 3690; amended Dec. 13, 1991, Pub. L. 102-237, title III, § 316, 105 Stat. 1856.)

AMENDMENTS

1991—Pub. L. 102-237, § 316, made technical amendment to directory language of Pub. L. 101-624, § 1532, which enacted this section, resulting in no change in text.

CHAPTER 43—FOREIGN MARKET DEVELOPMENT

SUBCHAPTER I—GENERAL PROVISIONS; AGRICULTURAL COUNSELORS AND AGRICULTURAL ATTACHÉS

- Sec. 1761. Foreign markets; collection of information.
- 1762. Personnel.
 - (a) Appointment.
 - (b) Titles; rank and privileges; appointments of Agricultural Counselors.
 - (c) Attachment to diplomatic missions.
 - (d) Assignment to United States.
- 1763. Transferred.
- 1764. Reports and dispatches.
 - (a) Availability to Department of State and interested Government agencies.
 - (b) Office space, equipment, and administrative and clerical services.
 - (c) Agency services, personnel, and facilities.
- 1765. Foreign service appropriations; applicability.

SUBCHAPTER II—UNITED STATES AGRICULTURAL TRADE OFFICES

- 1765a. Agricultural Trade Offices.
 - (a) Establishment.
 - (b) Administration.
 - (c) Appointment and compensation of officers.
 - (d) Transmittal of information.
 - (e) Office functions and activities.
 - (f) Personnel; employment of local nationals.
 - (g) Conflicts of interest.
 - (h) Diplomatic privileges and immunities.

- 1765b. Functions.
- 1765b-1. Omitted.
- 1765c. Performance of functions in foreign localities.
- 1765d. Acquisition of property.
- 1765e. Location of offices.
- 1765f. Availability of agency services, personnel, and facilities.
- 1765g. Availability of reports and dispatches.

SUBCHAPTER III—REPRESENTATION ALLOWANCES, REGULATIONS, GENERAL PROVISIONS, AND AUTHORIZATION FOR APPROPRIATIONS

- 1765h. Representation allowance.
- 1766. Rules and regulations; advance payment for rent and other service; funds for courtesies to foreign representatives.
- 1766a. Presidential regulations.
- 1766b. Language training for families of officers and employees assigned abroad.
- 1766c. Allowances and benefits.
- 1767. Authorization of appropriations.
 - (a) Unexpended balances.
 - (b) Annual appropriations.
 - (c) Funds for 1955; expenditures.

- Sec.
1768. Foreign Operations Administration unaf-
fected.
1769. "Agricultural commodity" defined.

**SUBCHAPTER I—GENERAL PROVISIONS;
AGRICULTURAL COUNSELORS AND AGRICULTURAL ATTACHÉS**

SUBCHAPTER REFERRED TO IN OTHER SECTIONS

This subchapter is referred to in sections 1765a, 1765h of this title.

§ 1761. Foreign markets; collection of information

For the purpose of encouraging and promoting the marketing of agricultural commodities of the United States and assisting American farmers, processors, distributors, and exporters to adjust their operations and practices to meet world conditions, the Secretary of Agriculture shall acquire information regarding the competition and demand for United States agricultural commodities, the marketing and distribution of such commodities in foreign countries and shall be responsible for the interpretation and dissemination of such information in the United States and shall make investigations abroad regarding the factors affecting and influencing the export of United States agricultural commodities, and shall conduct abroad any other activities including the demonstration of standards of quality for American agricultural commodities for which the Department of Agriculture now has or in the future may have such standards, as he deems necessary. Nothing contained herein shall be construed as prohibiting the Department of Agriculture from conducting abroad any activity for which authority now exists.

(Aug. 28, 1954, ch. 1041, title VI, § 601, 68 Stat. 908; Oct. 21, 1978, Pub. L. 95-501, title III, § 301(3), 92 Stat. 1688.)

AMENDMENTS

1978—Pub. L. 95-501 substituted "agricultural commodities" for "agricultural products" in four places and substituted "such commodities" for "said products".

WORLD LIVESTOCK MARKET PRICE INFORMATION

Pub. L. 101-624, title XV, § 1545, Nov. 28, 1990, 104 Stat. 3695, provided that:

"(a) **DEVELOPMENT OF METHODOLOGY.**—The Secretary of Agriculture shall develop appropriate methodology for determining the world price of livestock and livestock products and shall gather and analyze appropriate price and cost of production information concerning such products in foreign countries for the purpose of price discovery and to aid in the sale of livestock and livestock products in foreign export markets.

"(b) **PUBLICATION OF INFORMATION.**—Not later than 240 days after the date of enactment of this Act [Nov. 28, 1990], and periodically thereafter, the Secretary of Agriculture shall publish the information gathered under subsection (a)."

IMPLEMENTATION OF 1978 AMENDMENT; REGULATIONS

Section 601 of Pub. L. 95-501, which required Secretary of Agriculture to implement provisions of Pub. L. 95-501 as expeditiously as possible, was omitted and a new section 601 of Pub. L. 95-501 added as part of the complete revision of Pub. L. 95-501 by Pub. L. 101-624, title XV, § 1531, Nov. 28, 1990, 104 Stat. 3668. See chapter 87 (§ 5601 et seq.) of this title.

§ 1762. Personnel

(a) Appointment

To effectuate the carrying out of the purposes of this subchapter, the Secretary of Agriculture is authorized to appoint such personnel as he determines to be necessary and, with the concurrence of the Secretary of State, to assign such personnel to service abroad.

(b) Titles; rank and privileges; appointments of Agricultural Counselors

Officers or employees assigned or appointed to posts abroad under this subchapter shall have the designation of Agricultural Counselor, Agricultural Attaché, or such other titles or designations that shall be agreed to by the Secretary of State and the Secretary of Agriculture, and shall be accorded the same rank and privileges as those of other counselors or attachés in United States embassies. An Agricultural Counselor shall be appointed in any nation—

(1) to which a substantial number of governments with which the United States competes directly for agricultural markets in such nation assign agricultural representatives with the diplomatic status of counselor or its equivalent; or

(2) in which—

(A) the potential is great for long-term expansion of a market for United States agricultural commodities, and

(B) competition with other nations for existing and potential agricultural markets is extremely intense.

Not less than ten Agricultural Counselors shall be appointed within three years after October 21, 1978.

(c) Attachment to diplomatic missions

Upon the request of the Secretary of Agriculture, the Secretary of State shall regularly and officially attach the officers or employees of the United States Department of Agriculture to the diplomatic mission of the United States in the country in which such officers or employees are to be assigned by the Secretary of Agriculture, and shall obtain for them diplomatic privileges and immunities equivalent to those enjoyed by Foreign Service personnel of comparable rank and salary.

(d) Assignment to United States

Any officer or employee appointed and assigned to a post abroad pursuant to this subchapter may, in the discretion of the Secretary of Agriculture, be assigned for duty in the continental United States, without regard to the civil service laws (and without reduction in grade if an appropriate position at the employee's grade is not available in any agency of the Department of Agriculture), for a period of not more than three years: *Provided*, That the total number of such employees assigned for duty in the continental United States under this provision shall not exceed fifteen at any one time: *Provided further*, That this Act shall not increase the number of persons employed at grade GS-16, GS-17, or GS-18.

(Aug. 28, 1954, ch. 1041, title VI, § 602(a)–(d), formerly § 602(a)–(c), (e), 68 Stat. 908, 909; amended