

(B)(i) The Secretary shall terminate such order at the end of the marketing year during which such referendum is conducted, if the Secretary determines that termination of the order is approved or favored by not less than a majority of the producers and importers voting in the referendum and that the producers and importers comprising this majority produce and import more than 50 percent of the volume of honey produced and imported by those voting in the referendum.

(ii) If the Secretary determines that termination of the authority for producers and importers to receive refunds of assessments under section 4608(h)(1) of this title is favored or approved by a majority of the producers and importers voting in such referendum and that the producers and importers comprising this majority produce and import more than 50 percent of the volume of honey produced and imported by those voting in the referendum, then the Secretary shall amend such order as necessary to reflect the vote of producers and importers. Such amendment to the order shall become effective on the date it is issued, but in no case more than 180 days after the conduct of such referendum.

**(c) Honey Board; referendum; request**

The Secretary shall hold a referendum on the request of the Honey Board or when petitioned by 10 per centum or more of the honey producers and importers to determine if the honey producers and importers favor termination or suspension of the order.

**(d) Marketing year; termination or suspension at end of**

The Secretary shall terminate or suspend an order at the end of the marketing year in which a referendum is conducted under subsection (b) or (c) of this section whenever the Secretary determines that such suspension or termination is favored by a majority of those voting in a referendum and that the producers and importers comprising this majority produce and import more than 50 per centum of the volume of honey produced and imported by those voting in the referendum.

(Pub. L. 98-590, §13, Oct. 30, 1984, 98 Stat. 3123; Pub. L. 101-624, title XIX, §1985, Nov. 28, 1990, 104 Stat. 3907.)

AMENDMENTS

1990—Subsec. (b). Pub. L. 101-624, §1985(a), designated existing provisions as par. (1), substituted “Except as otherwise provided in paragraph (2), five” for “Five” and “termination” for “continuation, termination,” and added par. (2).

Subsec. (d). Pub. L. 101-624, §1985(b), substituted “an order” for “such order”, inserted “in which a referendum is conducted under subsection (b) or (c) of this section” after “marketing year”, and struck out “of the order” before “is favored by”.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 4608 of this title.

**CHAPTER 78—AGRICULTURAL PRODUCTIVITY RESEARCH**

**§§ 4701 to 4710. Repealed. Pub. L. 101-624, title XVI, §1620(a), Nov. 28, 1990, 104 Stat. 3734**

Section 4701, Pub. L. 99-198, title XIV, §1461, Dec. 23, 1985, 99 Stat. 1562, provided definitions for chapter.

Section 4702, Pub. L. 99-198, title XIV, §1462, Dec. 23, 1985, 99 Stat. 1563, set forth Congressional findings.

Section 4703, Pub. L. 99-198, title XIV, §1463, Dec. 23, 1985, 99 Stat. 1563, set forth purposes of chapter.

Section 4704, Pub. L. 99-198, title XIV, §1464, Dec. 23, 1985, 99 Stat. 1564, related to information study.

Section 4705, Pub. L. 99-198, title XIV, §1465, Dec. 23, 1985, 99 Stat. 1564, authorized research projects to promote purposes of chapter.

Section 4706, Pub. L. 99-198, title XIV, §1466, Dec. 23, 1985, 99 Stat. 1565, related to coordination of projects.

Section 4707, Pub. L. 99-198, title XIV, §1467, Dec. 23, 1985, 99 Stat. 1565, required reports to Congress.

Section 4708, Pub. L. 99-198, title XIV, §1468, Dec. 23, 1985, 99 Stat. 1565, authorized agreements with other export entities.

Section 4709, Pub. L. 99-198, title XIV, §1469, Dec. 23, 1985, 99 Stat. 1565, related to dissemination of data.

Section 4710, Pub. L. 99-198, title XIV, §1470, Dec. 23, 1985, 99 Stat. 1566, authorized appropriations to carry out chapter.

EFFECTIVE DATE

Pub. L. 99-198, title XIV, subtitle C (§§1461-1471), §1471, Dec. 23, 1985, 99 Stat. 1566, which provided that this chapter was effective Oct. 1, 1985, was repealed by Pub. L. 101-624, title XVI, §1620(a), Nov. 28, 1990, 104 Stat. 3734.

**CHAPTER 79—PORK PROMOTION, RESEARCH, AND CONSUMER INFORMATION**

- Sec. 4801. Congressional findings and declaration of purpose.
- 4802. Definitions.
- 4803. Pork and pork product orders.
- 4804. Notice and hearing.
- 4805. Findings and issuance of orders.
  - (a) Necessary findings.
  - (b) Number of orders in effect at a time.
  - (c) Effective date.
  - (d) Terms and conditions.
- 4806. National Pork Producers Delegate Body.
  - (a) Establishment and appointment.
  - (b) Membership; number of producer members; number of importer members.
  - (c) Voting; quorum; votes necessary for decision.
  - (d) Term of office.
  - (e) Chairman.
  - (f) Compensation.
  - (g) Nomination of members to National Pork Board; annual meeting; majority vote in person to nominate.
  - (h) Duties and functions.
- 4807. Selection of Delegate Body.
  - (a) Nominations.
  - (b) Election; eligibility to vote; notice of election; number of members nominated.
  - (c) Subsequent nominations and elections to be administered by Board; time of election; voting eligibility.
  - (d) Nominating committee; appointment; nomination to fill position for pending election.
- 4808. National Pork Board.
- 4809. Assessments.
  - (a) Collection and remission to Board; persons required to pay.