

the United States district court for the district in which such person is located.

(Pub. L. 101-624, title XXI, §2121, Nov. 28, 1990, 104 Stat. 3950; Pub. L. 102-237, title X, §1001(9), Dec. 13, 1991, 105 Stat. 1894.)

#### AMENDMENTS

1991—Subsec. (b). Pub. L. 102-237 substituted “district court for the district” for “District Court for the District”.

### § 6521. Administration

#### (a) Regulations

Not later than 540 days after November 28, 1990, the Secretary shall issue proposed regulations to carry out this chapter.

#### (b) Assistance to State

##### (1) Technical and other assistance

The Secretary shall provide technical, administrative, and Extension Service assistance to assist States in the implementation of an organic certification program under this chapter.

##### (2) Financial assistance

The Secretary may provide financial assistance to any State that implements an organic certification program under this chapter.

(Pub. L. 101-624, title XXI, §2122, Nov. 28, 1990, 104 Stat. 3951.)

### § 6522. Authorization of appropriations

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

(Pub. L. 101-624, title XXI, §2123, Nov. 28, 1990, 104 Stat. 3951.)

## CHAPTER 95—RURAL REVITALIZATION THROUGH FORESTRY

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### SUBCHAPTER I—FORESTRY RURAL REVITALIZATION

#### § 6601. Forestry rural revitalization

##### (a) Establishment of economic development and global marketing program

The Secretary of Agriculture, acting through the Extension Service and the Cooperative Extension System, and in consultation with the Forest Service, shall establish and implement educational programs and provide technical assistance to assist businesses, industries, and policymakers to create jobs, raise incomes, and increase public revenues in manners consistent with environmental concerns.

##### (b) Activities

Each program established under subsection (a) of this section shall—

- (1) transfer technologies to natural resource-based industries in the United States to make such industries more efficient, productive, and competitive;
- (2) assist businesses to identify global marketing opportunities, conduct business on an international basis, and market themselves more effectively; and
- (3) train local leaders in strategic community economic development.

##### (c) Types of programs

The Secretary of Agriculture shall establish specific programs under subsection (a) of this section to—

- (1) deliver educational services focused on community economic analysis, economic diversification, economic impact analysis, retention and expansion of existing commodity and noncommodity industries, amenity resource and tourism development, and entrepreneurship focusing on forest lands and rural communities;
- (2) use Cooperative Extension System databases and analytical tools to help communities diversify their economic bases, add value locally to raw forest product materials, and retain revenues by helping to develop local businesses and industries to supply forest products locally; and
- (3) use the full resources of the Cooperative Extension Service, including land-grant universities and county offices, to promote economic development that is sustainable and environmentally sound.

(Pub. L. 101-624, title XXIII, §2371, Nov. 28, 1990, 104 Stat. 4045.)

#### SHORT TITLE

Section 2372 of Pub. L. 101-624 provided that: “This chapter [chapter 2 (§§2372-2379) of subtitle G of title

XXIII of Pub. L. 101-624, enacting subchapter II (§ 6611 et seq.) of this chapter] may be cited as the 'National Forest-Dependent Rural Communities Economic Diversification Act of 1990'."

#### SUBCHAPTER II—NATIONAL FOREST-DEPENDENT RURAL COMMUNITIES

### § 6611. Findings and purposes

#### (a) Findings

The Congress finds that—

(1) the economic well-being of rural America is vital to our national growth and prosperity;

(2) the economic well-being of many rural communities depends upon the goods and services that are derived from national forests;

(3) the economies of many of these communities suffer from a lack of industrial and business diversity;

(4) this lack of diversity is particularly serious in communities whose economies are predominantly dependent on timber and recreation resources and where management decisions made on the national forests by Federal and private organizations may disrupt the supply of those resources;

(5) the Forest Service has expertise and resources that could be directed to promote modernization and economic diversification of existing industries and services based on forest resources;

(6) the Forest Service has the technical expertise to provide leadership, in cooperation with other governmental agencies and the private sector, to assist rural communities dependent upon national forest resources to upgrade existing industries and diversify by developing new economic activity in non-forest-related industries; and

(7) technical assistance, training, education, and other assistance provided by the Department of Agriculture can be targeted to provide immediate help to those rural communities in greatest need.

#### (b) Purposes

The purposes of this subchapter are—

(1) to provide assistance to rural communities that are located in or near national forests and that are economically dependent upon forest resources or are likely to be economically disadvantaged by Federal or private sector land management practices;

(2) to aid in diversifying such communities' economic bases; and

(3) to improve the economic, social, and environmental well-being of rural America.

(Pub. L. 101-624, title XXIII, § 2373, Nov. 28, 1990, 104 Stat. 4046.)

### § 6612. Definitions

As used in this subchapter:

(1) The term "action team" means a rural forestry and economic diversification action team established by the Secretary pursuant to section 6613(b) of this title.

(2) The term "economically disadvantaged" means economic hardship due to the loss of jobs or income (labor or proprietor) derived from forestry, the wood products industry, or related commercial enterprises such as recreation and tourism in the national forest.

(3) The term "rural community" means—

(A) any town, township, municipality, or other similar unit of general purpose local government, or any area represented by a not-for-profit corporation or institution organized under State or Federal law to promote broad based economic development, or unit of general purpose local government, as approved by the Secretary, that has a population of not more than 10,000 individuals, is located within a county in which at least 15 percent of the total primary and secondary labor and proprietor income is derived from forestry, wood products, and forest-related industries such as recreation, forage production, and tourism and that is located within the boundary, or within 100 miles of the boundary, of a national forest; or

(B) any county that is not contained within a Metropolitan Statistical Area as defined by the United States Office of Management and Budget, in which at least 15 percent of the total primary and secondary labor and proprietor income is derived from forestry, wood products, and forest-related industries such as recreation, forage production, and tourism and that is located within the boundary, or within 100 miles of the boundary, of a national forest.

(4) The term "Secretary" means the Secretary of Agriculture.

(Pub. L. 101-624, title XXIII, § 2374, Nov. 28, 1990, 104 Stat. 4046; Pub. L. 103-115, Oct. 26, 1993, 107 Stat. 1117.)

#### AMENDMENTS

1993—Par. (3). Pub. L. 103-115 amended par. (3) generally. Prior to amendment, par. (3) read as follows: "The term 'rural community' means—

"(A) any town, township, municipality, or other similar unit of general purpose local government having a population of not more than 10,000 individuals (according to the latest decennial census) that is located in a county where at least 15 percent of the total primary and secondary labor and proprietor income is derived from forestry, wood products, and forest-related industries such as recreation and tourism; or

"(B) any county or similar unit of general purpose local government having a population of not more than 22,550 individuals (according to the latest decennial census) in which at least 15 percent of the total primary and secondary labor and proprietor income is derived from forestry, wood products, and forest-related industries such as recreation and tourism, that is located within the boundary, or within 100 miles of the boundary, of a national forest."

### § 6613. Rural forestry and economic diversification action teams

#### (a) Requests for assistance

Economically disadvantaged rural communities may request assistance from the Secretary in identifying opportunities that will promote economic improvement and diversification and revitalization.

#### (b) Establishment

Upon request, the Secretary may establish rural forestry and economic diversification action teams to prepare an action plan to provide technical assistance to economically disadvan-

taged communities. The action plan shall identify opportunities to promote economic diversification and enhance local economies now dependent upon national forest resources. The action team may also identify opportunities to use value-added products and services derived from national forest resources.

**(c) Organization**

The Secretary shall design and organize any action team established pursuant to subsection (b) of this section to meet the unique needs of the requesting rural community. Each action team shall be directed by an employee of the Forest Service and may include personnel from other agencies within the Department of Agriculture, from other Federal and State departments and agencies, and from the private sector.

**(d) Cooperation**

In preparing action plans, the Secretary may cooperate with State and local governments, universities, private companies, individuals, and nonprofit organizations for procurement of services determined necessary or desirable.

**(e) Eligibility**

The Secretary shall ensure that no substantially similar geographical or defined local area in a State receives a grant for technical assistance to an economically disadvantaged community under this subchapter and a grant for assistance under a designated rural development program during any continuous five-year period.

**(f) Approval**

After reviewing requests under this section for financial and economic feasibility and viability, the Secretary shall approve and implement in accordance with section 6614 of this title those action plans that will achieve the purposes of this subchapter.

**(g) “Designated rural development program” defined**

In this section, the term “designated rural development program” means a program carried out under section 1924(b), 1926(a), or 1932(e) of this title for which funds are available at any time during the fiscal year.

(Pub. L. 101-624, title XXIII, § 2375, Nov. 28, 1990, 104 Stat. 4047; Pub. L. 104-127, title VII, § 753(b)(1), Apr. 4, 1996, 110 Stat. 1131.)

AMENDMENTS

1996—Subsec. (e). Pub. L. 104-127, § 753(b)(1)(A), struck out “, as defined in section 2008(b)(2) of this title,” before “during any”.

Subsec. (g). Pub. L. 104-127, § 753(b)(1)(B), added subsec. (g).

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 6612 of this title.

**§ 6614. Action plan implementation**

**(a) In general**

Action plans shall be implemented, insofar as practicable, to upgrade existing industries to use forest resources more efficiently and to expand the economic base of rural communities so as to alleviate or reduce their dependence on national forest resources.

**(b) Assistance**

To implement action plans, the Secretary may make grants and enter into cooperative agreements and contracts to provide necessary technical and related assistance. Such grants, cooperative agreements, and contracts may be with the affected rural community, State and local governments, universities, corporations, and other persons.

**(c) Limitation**

The Federal contribution to the overall implementation of an action plan shall not exceed 80 percent of the total cost of the plan, including administrative and other costs. In calculating the Federal contribution, the Secretary shall take into account the fair market value of equipment, personnel, and services provided.

**(d) Available authority**

The Secretary may use the Secretary’s authority under the Cooperative Forestry Assistance Act of 1978 (16 U.S.C. 2101 et seq.) and other Federal, State, and local governmental authorities in implementing action plans.

**(e) Consistency with forest plans**

The implementation of action plans shall be consistent with land and resource management plans.

(Pub. L. 101-624, title XXIII, § 2376, Nov. 28, 1990, 104 Stat. 4048.)

REFERENCES IN TEXT

The Cooperative Forestry Assistance Act of 1978, referred to in subsec. (d), is Pub. L. 95-313, July 1, 1978, 92 Stat. 365, as amended, which is classified principally to chapter 41 (§ 2101 et seq.) of Title 16, Conservation. For complete classification of this Act to the Code, see Short Title note set out under section 2101 of Title 16 and Tables.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 6613 of this title.

**§ 6615. Training and education**

**(a) Programs**

In furtherance of an action plan, the Secretary may use the Extension Service and other appropriate agencies of the Department of Agriculture to develop and conduct education programs that assist businesses, elected or appointed officials, and individuals in rural communities to deal with the effects of a transition from being economically disadvantaged to economic diversification. These programs may include—

- (1) community economic analysis and strategic planning;
- (2) methods for improving and retooling enterprises now dependent on national forest resources;
- (3) methods for expanding enterprises and creating new economic opportunities by emphasizing economic opportunities in other industries or services not dependent on national forest resources; and
- (4) assistance in the evaluation, counseling, and enhancement of vocational skills, training in basic and remedial literacy skills, assistance in job seeking skills, and training in starting or operating a business enterprise.

**(b) Existing educational and training programs**

Insofar as practicable, the Secretary shall use existing Federal, State, and private education resources in carrying out these programs.

(Pub. L. 101-624, title XXIII, §2377, Nov. 28, 1990, 104 Stat. 4048.)

**§ 6616. Loans to economically disadvantaged rural communities**

**(a) In general**

The Secretary, under such terms and conditions as the Secretary shall establish, may make loans to economically disadvantaged rural communities for the purposes of securing technical assistance and services to aid in the development and implementation of action plans, including planning for—

- (1) improving existing facilities in the community that may generate employment or revenue;
- (2) expanding existing infrastructure, facilities, and services to capitalize on opportunities to diversify economies now dependent on national forest resources; and
- (3) supporting the development of new industries or commercial ventures unrelated to national forest resources.

**(b) Interest rates**

The interest rates on a loan made pursuant to this section shall be as determined by the Secretary, but not in excess of the current average market yield on outstanding marketable obligations of the United States with remaining periods to maturity comparable to the maturity of such loan, plus not to exceed 1 percent, as determined by the Secretary, and rounded to the nearest one-eighth of 1 percent.

(Pub. L. 101-624, title XXIII, §2378, Nov. 28, 1990, 104 Stat. 4048.)

**§ 6617. Authorization of appropriations and spending authority**

**(a) Authorization of appropriations**

Except as provided in subsection (b) of this section, there are authorized to be appropriated—

- (1) an amount not to exceed 5 percent of the sum of—
  - (A) the sums received by the Secretary from sales of timber and other products of the forests; and
  - (B) user fees paid in connection with the use of forest lands; and
- (2) such additional sums as may be necessary to carry out the purposes of this subchapter.

**(b) Limitation on authorization**

Subsection (a) of this section shall not in any way affect payments to the States pursuant to section 500 of title 16.

**(c) Spending authority**

Any spending authority (as defined in section 651 of title 2) provided in this subchapter shall be effective for any fiscal year only to such extent or in such amounts as are provided in appropriation Acts.

(Pub. L. 101-624, title XXIII, §2379, Nov. 28, 1990, 104 Stat. 4049.)

**CHAPTER 96—GLOBAL CLIMATE CHANGE**

Sec.	
6701.	Global Climate Change Program. <ul style="list-style-type: none"> <li>(a) Establishment.</li> <li>(b) General duties.</li> <li>(c) Specific responsibilities.</li> </ul>
6702.	Study of global climate change, agriculture, and forestry. <ul style="list-style-type: none"> <li>(a) Crops.</li> <li>(b) Forests.</li> <li>(c) Reports.</li> </ul>
6703.	Repealed.
6704.	Office of International Forestry. <ul style="list-style-type: none"> <li>(a) Establishment.</li> <li>(b) Deputy Chief designation.</li> <li>(c) Duties.</li> <li>(d) Authorization of appropriations.</li> </ul>
6705.	Line item.
6706.	Institutes of Tropical Forestry.
6707.	Urban forestry demonstration projects.
6708.	Biomass energy demonstration projects.
6709.	Interagency cooperation to maximize biomass growth.
6710.	Authorization of appropriations.

**§ 6701. Global Climate Change Program**

**(a) Establishment**

For the purpose of having within the Department of Agriculture a focal point for coordinating all issues of climate change, the Secretary of Agriculture (hereafter in this chapter referred to as the “Secretary”) shall establish a Global Climate Change Program (hereafter in this section referred to as the “Program”). The Secretary shall designate a director of the Program who shall be responsible to the Secretary for carrying out the duties specified in subsections (b) and (c) of this section.

**(b) General duties**

The Director shall—

- (1) coordinate policy analysis, long range planning, research, and response strategies relating to climate change issues;
- (2) provide liaison with other Federal agencies, through the Office of Science and Technology Policy, regarding issues of climate change;
- (3) inform the Department of scientific developments and policy issues relating to the effects of climate change on agriculture and forestry, including broader issues that affect the impact of climate change on the farms and forests of the United States;
- (4) recommend to the Secretary alternative courses of action with which to respond to such scientific developments and policy issues; and
- (5) ensure that recognition of the potential for climate change is fully integrated into the research, planning, and decision-making processes of the Department.

**(c) Specific responsibilities**

The Director shall—

- (1) coordinate the global climate change studies required by section 6702 of this title;
- (2) provide, through such other agencies as the Secretary determines appropriate, competitive grants for research in climatology relating to the potential impact of climate change on agriculture;
- (3) coordinate the participation of the Department in interagency climate-related activities;