

Act of 1937, referred to in subsec. (e)(3)(E), is title I of act May 12, 1933, ch. 25, 48 Stat. 31, as amended, which is classified generally to chapter 26 (§601 et seq.) of Title 7, Agriculture. For complete classification of this Act to the Code, see Short Title note set out under section 601 of Title 7 and Tables.

#### CODIFICATION

Section was enacted as part of the Federal Agriculture Improvement and Reform Act of 1996, and not as part of the Soil and Water Resources Conservation Act of 1977 which comprises this chapter.

### § 2006. Reports to Congress

#### (a) Appraisal, program, and detailed statement of policy when Congress convenes

(1) At the time Congress convenes in 1980, 1987, 1996, and 2006, the President shall transmit to the Speaker of the House of Representatives and the President of the Senate the appraisal developed under section 2004 of this title and completed prior to the end of the previous year.

(2) At the time Congress convenes in 1980, 1988, 1998, and 2008, the President shall transmit to the Speaker of the House of Representatives and the President of the Senate the initial program or updated program developed under section 2005 of this title and completed prior to the end of the previous year, together with a detailed statement of policy regarding soil and water conservation activities of the United States Department of Agriculture.

#### (b) Annual report accompanying budget covering program effectiveness

The Secretary, during budget preparation for fiscal year 1982 and annually thereafter during the period this chapter is in effect, shall prepare and transmit to the Congress, through the President, a report to accompany the budget which evaluates the program's effectiveness in attaining the purposes of this chapter. The report, prepared in concise summary form with appropriate detailed appendices, shall contain pertinent data from the current resource appraisal required to be prepared by section 2004 of this title, shall set forth the progress in implementing the program required to be developed by section 2005 of this title, and shall contain appropriate measurements of pertinent costs and benefits. The evaluation shall assess the balance between economic factors and environmental quality factors. The report shall also indicate plans for implementing action and recommendations for new legislation where warranted.

(Pub. L. 95-192, §7, Nov. 18, 1977, 91 Stat. 1410; Pub. L. 99-198, title XII, §1252(c), Dec. 23, 1985, 99 Stat. 1516.)

#### AMENDMENTS

1985—Subsec. (a). Pub. L. 99-198, §1252(c)(1), added subsec. (a) and struck out former subsec. (a) which read as follows: "On the first day Congress convenes in 1980 and at each five-year interval thereafter during the period this chapter is in effect the President shall transmit to the Speaker of the House of Representatives and the President of the Senate, the appraisal and the program as required by sections 2004 and 2005 of this title, together with a detailed statement of policy regarding soil and water conservation activities of the United States Department of Agriculture."

Subsecs. (b), (c). Pub. L. 99-198, §1252(c)(2), (3), struck out subsec. (b) which provided for an annual report of

program and policy achievement, and redesignated subsec. (c) as (b).

#### SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 2003 of this title.

### § 2007. Authorization of appropriations

There are authorized to be appropriated such funds as may be necessary to carry out the purposes of this chapter.

(Pub. L. 95-192, §8, Nov. 18, 1977, 91 Stat. 1411.)

### § 2008. Utilization of available information and data

In the implementation of this chapter, the Secretary shall utilize information and data available from other Federal, State, and local governments, and private organizations and he shall coordinate his actions with the resource appraisal and planning efforts of other Federal agencies and avoid unnecessary duplication and overlap of planning and program efforts.

(Pub. L. 95-192, §9, Nov. 18, 1977, 91 Stat. 1411.)

#### TRANSFER OF FUNCTIONS

For transfer of certain enforcement functions of Secretary or other official in Department of Agriculture under this chapter to Federal Inspector, Office of Federal Inspector for the Alaska Natural Gas Transportation System, and subsequent transfer to Secretary of Energy, see note set out under section 2002 of this title.

### § 2009. Termination of program

The provisions of this chapter shall terminate on December 31, 2008.

(Pub. L. 95-192, §10, Nov. 18, 1977, 91 Stat. 1411; Pub. L. 99-198, title XII, §1252(d), Dec. 23, 1985, 99 Stat. 1517.)

#### AMENDMENTS

1985—Pub. L. 99-198 substituted "2008" for "1985".

## CHAPTER 41—COOPERATIVE FORESTRY ASSISTANCE

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2101.	Findings, purpose, and policy. <ul style="list-style-type: none"> <li>(a) Findings.</li> <li>(b) Purpose.</li> <li>(c) Policy.</li> <li>(d) Construction.</li> </ul>
2102.	Rural forestry assistance. <ul style="list-style-type: none"> <li>(a) Assistance to forest landowners and others.</li> <li>(b) State forestry assistance.</li> <li>(c) Implementation.</li> <li>(d) Authorization of appropriations.</li> </ul>
2103.	Forestry incentives program. <ul style="list-style-type: none"> <li>(a) Development and implementation; statement of purposes.</li> <li>(b) "Private forest land" defined.</li> <li>(c) Eligibility of landowners for cost sharing; exception; limitation on approval of cost sharing.</li> <li>(d) Administration.</li> <li>(e) Individual forest management plans as basis for agreements between landowners and Secretary; preparation of plans.</li> <li>(f) Cost sharing for implementation of appropriate forestry practices and measures set forth in agreement; apportionment; maximum amount.</li> </ul>

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	(g) Prerequisites for distribution of funds available for cost sharing.	2106a.	Emergency reforestation assistance. (a) In general. (b) Form of assistance. (c) Conditions. (d) Definitions. (e) Retroactive assistance.
	(h) Use of advertising and bid procedure in determining lands to be covered by agreements; prerequisites.	2106b.	Use of money collected from States for fire suppression assistance.
	(i) Applicability of other Federal authorities in implementation of provisions.	2107.	Financial, technical, and related assistance to States. (a) Development of State organizations for protection and management of non-Federal forest lands; scope of assistance; request by officials. (b) Assembly, analysis, display, and reporting of State forest resources data, resources planning, etc.; scope of assistance; other statutory provisions unaffected. (c) Technology implementation program; scope of program; availability of funds; use of forest resources planning committees. (d) Authorization of appropriations.
2103a.	Forest Stewardship Program. (a) Establishment. (b) Goal. (c) "Nonindustrial private forest lands" defined. (d) Implementation. (e) Eligibility. (f) Duties of owners. (g) Stewardship recognition. (h) Authorization of appropriations.	2108.	Consolidation of payments. (a) Request by State; excluded funds. (b) State forest resources programs as basis. (c) Amount of payments. (d) Certification requirement by State forester or equivalent State official for Federal payment. (e) Administration of consolidated payments program not to adversely affect, etc., other programs. (f) Total annual amount of financial assistance to participating State; financial assistance for special projects not to be included in determining base amount.
2103b.	Stewardship Incentive Program. (a) Establishment. (b) Eligibility. (c) Reimbursement of eligible activities. (d) Recapture. (e) Distribution. (f) Authorization of appropriations.	2109.	General provisions. (a) Cooperative and coordinating requirements for implementation of programs, etc. (b) Availability of appropriations. (c) Consultation requirements for implementation of programs, etc. (d) Definitions. (e) Rules and regulations. (f) Granting, etc., authorities. (g) Construction of statutory provisions. (h) Additional assistance.
2103c.	Forest Legacy Program. (a) Establishment and purpose. (b) State and regional forest legacy programs. (c) Interests in land. (d) Implementation. (e) Eligibility. (f) Application. (g) State consent. (h) Forest management activities. (i) Duties of owners. (j) Compensation and cost sharing. (k) Easements. (l) Optional State grants. (m) Appropriation.	2110.	Statement of limitation.
2104.	Forest health protection. (a) In general. (b) Activities. (c) Consent of entity. (d) Contribution by entity. (e) Allotments to other agencies. (f) Limitation on use of appropriations. (g) Partnerships. (h) Authorization of appropriations. (i) Integrated pest management.	2111.	Other Federal programs. (a) Repeal of statutory authorities. (b) Force and effect of contracts and cooperative and other agreements under cooperative forestry programs executed under authority of repealed statutes. (c) Availability of funds appropriated under authority of repealed statutes for cooperative forestry assistance programs.
2105.	Urban and community forestry assistance. (a) Findings. (b) Purposes. (c) General authority. (d) Program of education and technical assistance. (e) Procurement of plant materials. (f) Challenge cost-share program. (g) Forestry Advisory Council. (h) Definitions. (i) Authorization of appropriations.	2112.	Cooperative national forest products marketing program. (a) Findings and purposes. (b) Program authority. (c) Limitations. (d) Authorization for appropriations. (e) Program report.
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- (c) Existing mechanisms.
- (d) Land grant universities.

## CHAPTER REFERRED TO IN OTHER SECTIONS

This chapter is referred to in sections 1606, 1650, 2106a of this title; title 7 section 6614.

**§ 2101. Findings, purpose, and policy****(a) Findings**

Congress finds that—

(1) most of the productive forest land of the United States is in private, State, and local governmental ownership, and the capacity of the United States to produce renewable forest resources is significantly dependent on such non-Federal forest lands;

(2) adequate supplies of timber and other forest resources are essential to the United States, and adequate supplies are dependent on efficient methods for establishing, managing, and harvesting trees and processing, marketing, and using wood and wood products;

(3) nearly one-half of the wood supply of the United States comes from nonindustrial private timberlands and such percentage could rise with expanded assistance programs;

(4) managed forest lands provide habitats for fish and wildlife, as well as aesthetics, outdoor recreation opportunities, and other forest resources;

(5) the soil, water, and air quality of the United States can be maintained and improved through good stewardship of privately held forest resources;

(6) insects and diseases affecting trees occur and sometimes create emergency conditions on all land, whether Federal or non-Federal, and efforts to prevent and control such insects and diseases often require coordinated action by both Federal and non-Federal land managers;

(7) fires in rural areas threaten human lives, property, forests and other resources, and Federal-State cooperation in forest fire protection has proven effective and valuable;

(8) trees and forests are of great environmental and economic value to urban areas;

(9) managed forests contribute to improving the quality, quantity, and timing of water yields that are of broad benefit to society;

(10) over half the forest lands of the United States are in need of some type of conservation treatment;

(11) forest landowners are being faced with increased pressure to convert their forest land to development and other purposes;

(12) increased population pressures and user demands are being placed on private, as well as public, landholders to provide a wide variety of products and services, including fish and wildlife habitat, aesthetic quality, and recreational opportunities;

(13) stewardship of privately held forest resources requires a long-term commitment that can be fostered through local, State, and Federal governmental actions;

(14) the Department of Agriculture, through the coordinated efforts of its agencies with forestry responsibilities, cooperating with other Federal agencies, State foresters, and

State political subdivisions, has the expertise and experience to assist private landowners in achieving individual goals and public benefits regarding forestry;

(15) the products and services resulting from nonindustrial private forest land stewardship provide income and employment that contribute to the economic health and diversity of rural communities;<sup>1</sup>

(16) sustainable agroforestry systems and tree planting in semiarid lands can improve environmental quality and maintain farm yields and income; and<sup>1</sup>

(18)<sup>2</sup> the same forest resource supply, protection, and management issues that exist in the United States are also present on an international scale, and the forest and rangeland renewable resources of the world are threatened by deforestation due to conversion to agriculture of lands better suited to other purposes, over-grazing, over-harvesting, and other causes which pose a direct adverse threat to people, the global environment, and the world economy.<sup>1</sup>

**(b) Purpose**

It is the purpose of this chapter to authorize the Secretary of Agriculture (hereafter in this chapter referred to as the "Secretary"), with respect to non-Federal forest lands in the United States, and forest lands in foreign countries, of the United States, to assist in—

(1) the establishment of a coordinated and cooperative Federal, State, and local forest stewardship program for management of the non-Federal forest lands;

(2) the encouragement of the production of timber;

(3) the prevention and control of insects and diseases affecting trees and forests;

(4) the prevention and control of rural fires;

(5) the efficient utilization of wood and wood residues, including the recycling of wood fiber;

(6) the improvement and maintenance of fish and wildlife habitat;

(7) the planning and conduct of urban forestry programs;

(8) broadening existing forest management, fire protection, and insect and disease protection programs on non-Federal forest lands to meet the multiple use objectives of landowners in an environmentally sensitive manner;

(9) providing opportunities to private landowners to protect ecologically valuable and threatened non-Federal forest lands; and

(10) strengthening educational, technical, and financial assistance programs that provide assistance to owners of non-Federal forest lands in the United States, and forest lands in foreign countries.<sup>3</sup>

**(c) Policy**

It is the policy of Congress that it is in the national interest for the Secretary to work through and in cooperation with State foresters, or equivalent State officials, nongovernmental organizations, and the private sector in imple-

<sup>1</sup> See 1990 Amendment note below.

<sup>2</sup> So in original. Probably should be "(17)".

<sup>3</sup> So in original.