

“(A) amounts appropriated to the Secretary for deposit to the Fund, of which not more than 4 percent shall be available to the Secretary and the National Fish and Wildlife Foundation to defray the costs of administering this chapter and evaluating wildlife conservation and appreciation projects; and

“(B) amounts received as donations from the National Fish and Wildlife Foundation or other private entities or persons for deposit to the Fund.”

Subsec. (g)(3), (4). Pub. L. 103-375, §6(6)(B), struck out pars. (3) and (4) which read as follows:

“(3) The Secretary may accept and use donations from the National Fish and Wildlife Foundation and other private entities or persons for purposes of assisting States under this section.

“(4) Of the total amount provided from the Fund to assist a State in carrying out a wildlife conservation and appreciation project under subsection (a) of this section, at least 50 percent shall have been donated to the Fund by the National Fish and Wildlife Foundation.”

Subsec. (h). Pub. L. 103-375, §6(7), substituted “1998” for “1995” and struck out before period at end “to match the amount of contributions made to the Fund by the National Fish and Wildlife Foundation”.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 3743 of this title.

CHAPTER 58—ERODIBLE LAND AND WETLAND CONSERVATION AND RESERVE PROGRAM

SUBCHAPTER I—DEFINITIONS

Sec.

3801. Definitions.

SUBCHAPTER II—HIGHLY ERODIBLE LAND CONSERVATION

3811. Program ineligibility.

3812. Exemptions.

(a) Persons eligible for program benefits in connection with production or reduced production of crops on certain lands; eligibility based upon compliance with conservation plan by January 1, 1995; minimization of documentation.

(b) Persons eligible for program benefits in connection with production of certain planted crops or production of crops on highly erodible land.

(c) Ineligibility for loans and payments under section 3811.

(d) Program ineligibility inapplicable to pre-December 23, 1985, section 3811 loans.

(e) Limitations on ineligibility for tenants.

(f) Graduated sanctions.

(g) Preparation or revision of conservation plan.

(h) Noncommercial production of agricultural commodities.

3812a. Development and implementation of conservation plans and conservation systems.

(a) Technical requirements.

(b) Measurement of erosion reduction.

(c) Residue measurement.

(d) Certification of compliance.

(e) Technical assistance.

(f) Encouragement of on-farm research.

3813. Soil surveys.

3814. Notice and investigation of possible compliance deficiencies.

(a) In general.

(b) Corrective action.

(c) Review.

SUBCHAPTER III—WETLAND CONSERVATION

3821. Program ineligibility.

Sec.

(a) Production on converted wetland.

(b) Ineligibility for certain loans and payments.

(c) Wetland conversion.

(d) Prior loans.

3822. Delineation of wetlands; exemptions.

(a) Delineation by Secretary.

(b) Exemptions.

(c) On-site inspection requirement.

(d) Identification of minimal effect exemptions.

(e) Nonwetlands.

(f) Minimal effect; mitigation.

(g) Mitigation appeals.

(h) Good faith exemption.

(i) Restoration.

(j) Determinations; restoration and mitigation plans; monitoring activities.

(k) Mitigation banking program.

3823. Affiliated persons.

3824. Fairness of compliance.

SUBCHAPTER IV—AGRICULTURAL RESOURCES CONSERVATION PROGRAM

PART I—ENVIRONMENTAL CONSERVATION ACREAGE RESERVE PROGRAM

SUBPART A—GENERAL PROVISIONS

3830. Environmental Conservation Acreage Reserve Program.

(a) Establishment.

(b) Administration.

(c) Conservation priority areas.

3830a. Good faith reliance.

(a) In general.

(b) Types of relief.

(c) Relation to other law.

(d) Exception.

(e) Applicability of relief.

SUBPART B—CONSERVATION RESERVE

3831. Conservation reserve.

(a) In general.

(b) Eligible lands.

(c) Certain land affected by secretarial action.

(d) Maximum enrollment.

(e) Duration of contract.

(f) Conservation priority areas.

(g) Multi-year grasses and legumes.

(h) Pilot program for enrollment of wetland and buffer acreage in conservation reserve.

3832. Duties of owners and operators.

(a) Terms of contract.

(b) Conversion plan provisions.

(c) Environmental use.

(d) Alley cropping.

(e) Foreclosure.

3833. Duties of Secretary.

3834. Payments.

(a) Time of cost-sharing and annual rental payments.

(b) Federal percentage of cost sharing payments.

(c) Annual rental payments; encouragement factor; method of determination; acceptance of contract offers.

(d) Cash or in-kind payments.

(e) Regulations: payments upon death, disability, or succession.

(f) Rental payments fiscal year limitation; regulations; receipt of other payments unaffected; application of limit to payments received by a State, political subdivision, or agency.

(g) Contracts unaffected by certain Presidential orders.