

(D) address management problems, opportunities, and objectives associated with intermingled Federal, State, and private land ownership patterns within the State; and

(E) make planning recommendations for Federal, State, and local implementation of this chapter.

**(4) Other plans**

Other State forest management plans may be used as the basis for or in lieu of establishing a plan for the State under paragraph (3) if such plans fully conform to the objectives of this section.

**(5) Termination**

The State Coordinating Committees shall not terminate.

**(6) Rule of construction**

Nothing in this section shall be construed to compel action by any State official.

(Pub. L. 95-313, §19, as added Pub. L. 101-624, title XII, §1222, Nov. 28, 1990, 104 Stat. 3540.)

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 2103, 2103b, 2103c of this title.

**§ 2114. Administration**

**(a) In general**

The Secretary shall administer this chapter in accordance with regulations that the Secretary shall develop.

**(b) Guidelines**

The regulations promulgated under this chapter shall include guidelines for the administration of this chapter at the Federal and State levels and shall identify the measures and activities that are eligible for cost sharing under this chapter.

**(c) Existing mechanisms**

Existing mechanisms shall be used to the extent possible to make payments and deliver services to the landowner under this chapter.

**(d) Land grant universities**

The Secretary, in consultation with State foresters or equivalent State officials, may provide assistance directly to other State and local natural resource management agencies and land grant universities in implementing this chapter in cases in which the State foresters or equivalent State officials are not able to make fund transfers to other State and local agencies.

(Pub. L. 95-313, §20, as added Pub. L. 101-624, title XII, §1223, Nov. 28, 1990, 104 Stat. 3542.)

**CHAPTER 42—EMERGENCY CONSERVATION PROGRAM**

|               |   |
|---------------|---|
| Sec.<br>2201. | Payments to agricultural producers for carrying out wind erosion control or rehabilitation measures; criteria.                |
| 2202.         | Payments to agricultural producers for carrying out water conservation or water enhancing measures; criteria.                 |
| 2203.         | Undertaking of runoff retardation and soil-erosion preventive measures; cooperation with landowners and land users; criteria. |

|               |  |
|---------------|--|
| Sec.<br>2204. | Authorization of appropriations; availability of funds; implementation of provisions; limitations on expenditures. |
| 2205.         | Regulations for implementation of provisions.  |

CHAPTER REFERRED TO IN OTHER SECTIONS

This chapter is referred to in title 26 section 126.

**§ 2201. Payments to agricultural producers for carrying out wind erosion control or rehabilitation measures; criteria**

The Secretary of Agriculture is authorized to make payments to agricultural producers who carry out emergency measures to control wind erosion on farmlands or to rehabilitate farmlands damaged by wind erosion, floods, hurricanes, or other natural disasters when, as a result of the foregoing, new conservation problems have been created that (1) if not treated, will impair or endanger the land, (2) materially affect the productive capacity of the land, (3) represent damage that is unusual in character and, except for wind erosion, is not the type that would recur frequently in the same area, and (4) will be so costly to rehabilitate that Federal assistance is or will be required to return the land to productive agricultural use.

(Pub. L. 95-334, title IV, §401, Aug. 4, 1978, 92 Stat. 433.)

EFFECTIVE DATE

Section 406 of title IV of Pub. L. 95-334 provided that: "The provisions of this title [enacting this chapter] shall become effective October 1, 1978."

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 3811, 3821 of this title.

**§ 2202. Payments to agricultural producers for carrying out water conservation or water enhancing measures; criteria**

The Secretary of Agriculture is authorized to make payments to agricultural producers who carry out emergency water conservation or water enhancing measures (including measures carried out to assist confined livestock) during periods of severe drought as determined by the Secretary.

(Pub. L. 95-334, title IV, §402, Aug. 4, 1978, 92 Stat. 434; Pub. L. 101-82, title V, §502, Aug. 14, 1989, 103 Stat. 586.)

AMENDMENTS

1989—Pub. L. 101-82, §502(1), inserted "(including measures carried out to assist confined livestock)".

Pub. L. 101-82, §502(2), temporarily substituted "any fiscal year in which there is a period of severe drought" for "periods of severe drought". See Effective and Termination Dates of 1989 Amendment note below.

EFFECTIVE AND TERMINATION DATES OF 1989 AMENDMENT

Section 502(2) of Pub. L. 101-82 provided in part that amendment by section 502(2) of Pub. L. 101-82 is effective only for fiscal year 1989.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 3811, 3821 of this title.