

**(b) Grant requirements**

(1) The Secretary of Agriculture shall ensure that each eligible institution, prior to receiving grant funds under subsection (a) of this section, shall have a significant demonstrable commitment to higher education programs in the food and agricultural sciences and to each specific subject area for which grant funds under this section are to be used.

(2) The Secretary of Agriculture may require that any grant awarded under this section contain provisions that require funds to be targeted to meet the needs identified in section 3101 of this title.

**(e)<sup>1</sup> Authorization of appropriations**

There are authorized to be appropriated such sums as are necessary for each of the fiscal years 2002 through 2007 to carry out this section.

(Pub. L. 95-113, title XIV, § 1491, as added Pub. L. 107-171, title VII, § 7503, May 13, 2002, 116 Stat. 465.)

**CHAPTER 65—WHEAT AND WHEAT FOODS RESEARCH AND NUTRITION EDUCATION**

- Sec. 3401. Congressional findings and declaration of policy.
- 3402. Definitions.
- 3403. Issuance of orders.
  - (a) Notice and hearing.
  - (b) Effectuation of Congressional policy.
- 3404. Permissive terms and conditions of orders.
  - (a) Nutrition education plans.
  - (b) Research and studies.
  - (c) Records and reports; confidential information; penalties.
  - (d) Assessment exemption.
  - (e) Miscellaneous terms and conditions.
- 3405. Wheat Industry Council.
  - (a) Establishment; powers.
  - (b) Membership.
  - (c) Research and nutrition education plans.
  - (d) Budgets.
  - (e) Processed wheat assessment; payment by end product manufacturers.
  - (f) Maintenance of records.
  - (g) Contracts.
  - (h) Investment of assessment funds.
  - (i) Lobbying restriction.
  - (j) Reimbursement of expenses.
- 3406. Exemption for retail bakers.
- 3407. Referendum.
- 3408. Refund of processed wheat assessment.
  - (a) Election of end product manufacturers to seek refunds.
  - (b) Refund demand; rules and regulations.
- 3409. Petition and review.
  - (a) Petition; hearing; ruling.
  - (b) Judicial review; jurisdiction; process; remand.
- 3410. Enforcement of orders and regulations.
  - (a) Jurisdiction; reference of civil actions to Attorney General.
  - (b) Penalties.
  - (c) Other remedies.
- 3411. Suspension and termination of orders.
  - (a) Authority and responsibility of Secretary.
  - (b) Referendum.
  - (c) Suspension or termination of order not to be considered an order.

<sup>1</sup> So in original. No subssecs. (c) and (d) have been enacted.

- Sec. 3412. Investigations; power to subpoena and take oaths and affirmations; aid of courts.
- 3413. Certification of organizations.
- 3414. Other programs relating to wheat or wheat food research or nutrition education.
- 3415. Regulations.
- 3416. Amendments to orders.
- 3417. Authorization of appropriations.

**§ 3401. Congressional findings and declaration of policy**

(a) Wheat is basic to the American diet and the American economy. It is grown by thousands of farmers and consumed, in various forms, by millions of people in the United States.

(b) The size of the American wheat crop and how it is marketed and ultimately consumed determines whether many Americans receive adequate nourishment. Wheat has a strong impact on the Nation's well-being. Additional research on the optimal use of wheat products can improve the American diet. Consumer education about the nutritional value and economic use of wheat products can enhance the national welfare.

(c) It has long been recognized that it is in the national interest to have a regular, adequate, and high quality wheat supply. It would be extremely difficult, without an effective coordinated research and nutrition education effort, to accomplish this objective. A programed effort of research and nutrition education is of great importance to wheat producers, processors, end product manufacturers, and consumers.

(d) It is the purpose of this chapter and in the public interest to authorize and enable the creation of an orderly procedure, adequately financed through an assessment, for the development and initiation of an effective and continuous coordinated program of research and nutrition education, designed to improve and enhance the quality, and make the most efficient use, of American wheat, processed wheat, and wheat end products to ensure an adequate diet for the people of the United States. The maximum rate of assessment authorized hereunder represents an infinitesimal proportion of the overall cost of manufacturing wheat end products. Therefore, such assessment will not significantly affect the retail prices of those products. Furthermore, any price effect will be more than offset by the increased efficiency in end product manufacture and increased consumer acceptance, due to nutritional improvements in wheat products, which may be expected to follow from adoption of a plan under this chapter. Nothing in this chapter shall be construed to provide for control of production or otherwise limit the right of individual wheat producers to produce wheat.

(Pub. L. 95-113, title XVII, § 1702, Sept. 29, 1977, 91 Stat. 1031.)

**EFFECTIVE DATE**

Chapter effective Oct. 1, 1977, see section 1901 of Pub. L. 95-113, set out as an Effective Date of 1977 Amendment note under section 1307 of this title.

**SHORT TITLE**

Section 1701 of title XVII of Pub. L. 95-113 provided that: "This title [enacting this chapter] may be cited