

(C) the applied and basic research activities that will lead to improved brown tree snake control, interdiction and eradication efforts conducted by Federal, State, territorial, and local governments; and

(D) the programs and activities for brown tree snake control, interdiction, research and eradication that have been funded, implemented, and planned by Federal, State, territorial, and local governments.

(2) Priorities

The Technical Working Group shall include in the report a list of priorities, ranked in high, medium, and low categories, of Federal, State, territorial, and local efforts and programs in the following areas:

- (A) Control.
- (B) Interdiction.
- (C) Research.
- (D) Eradication.

(3) Assessments

Technical Working Group shall include in the report the following assessments:

(A) An assessment of current funding shortfalls and future funding needs to support Federal, State, territorial, and local government efforts to control, interdict, eradicate, or conduct research on the brown tree snake.

(B) An assessment of regulatory limitations that hinder Federal, State, territorial, and local government efforts to control, interdict, eradicate or conduct research on the brown tree snake.

(4) Submission

Subject to the availability of appropriations for this purpose, the Technical Working Group shall submit the report to Congress not later than one year after October 30, 2004.

(d) Meetings

The Technical Working Group shall meet at least annually.

(e) Inclusion of Guam

The Secretaries shall ensure that adequate representation is afforded to the government of Guam in the Technical Working Group.

(f) Support

To the maximum extent practicable, the Secretaries shall make adequate resources available to the Technical Working Group to ensure its efficient and effective operation. The Secretaries may provide staff to assist the Technical Working Group in carrying out its duties and functions.

(g) Authorization of appropriations

There is authorized to be appropriated to each of the Secretaries not more than \$450,000 for each of the fiscal years 2006 through 2010 to carry out this section.

(Pub. L. 108-384, § 7, Oct. 30, 2004, 118 Stat. 2224.)

§ 8507. Miscellaneous matters

(a) Availability of appropriated funds

Amounts appropriated under this chapter shall remain available until expended.

(b) Administrative expenses

Of the amounts appropriated to carry out this chapter for a fiscal year, the Secretaries may expend not more than five percent to cover the administrative expenses necessary to carry out this chapter.

(Pub. L. 108-384, § 8, Oct. 30, 2004, 118 Stat. 2226.)

CHAPTER 112—BIOMASS RESEARCH AND DEVELOPMENT

§§ 8601 to 8609. Repealed. Pub. L. 110-234, title IX, § 9001(b), May 22, 2008, 122 Stat. 1333, and Pub. L. 110-246, § 4(a), title IX, § 9001(b), June 18, 2008, 122 Stat. 1664, 2095

Section 8601, Pub. L. 106-224, title III, § 302, June 20, 2000, 114 Stat. 428, related to Congressional findings on conversion of biomass into biobased industrial products.

Section 8602, Pub. L. 106-224, title III, § 303, June 20, 2000, 114 Stat. 429; Pub. L. 109-58, title IX, § 941(a), Aug. 8, 2005, 119 Stat. 873, set forth definitions.

Section 8603, Pub. L. 106-224, title III, § 304, June 20, 2000, 114 Stat. 430; Pub. L. 109-58, title IX, § 941(b), Aug. 8, 2005, 119 Stat. 874, related to cooperation and coordination in biomass research and development. See section 8108 of this title.

Section 8604, Pub. L. 106-224, title III, § 305, June 20, 2000, 114 Stat. 431; Pub. L. 109-58, title IX, § 941(c), Aug. 8, 2005, 119 Stat. 874, related to Biomass Research and Development Board. See section 8108 of this title.

Section 8605, Pub. L. 106-224, title III, § 306, June 20, 2000, 114 Stat. 432; Pub. L. 109-58, title IX, § 941(d), Aug. 8, 2005, 119 Stat. 874, related to Biomass Research and Development Technical Advisory Committee. See section 8108 of this title.

Section 8606, Pub. L. 106-224, title III, § 307, June 20, 2000, 114 Stat. 433; Pub. L. 107-171, title IX, § 9008(a)(1), May 13, 2002, 116 Stat. 483; Pub. L. 108-148, title II, § 201(a), Dec. 3, 2003, 117 Stat. 1901; Pub. L. 109-58, title IX, § 941(e), Aug. 8, 2005, 119 Stat. 875; Pub. L. 110-140, title II, § 232(b), (c), Dec. 19, 2007, 121 Stat. 1537; Pub. L. 110-234, title VII, § 7511(c)(33), May 22, 2008, 122 Stat. 1270; Pub. L. 110-246, § 4(a), title VII, § 7511(c)(33), June 18, 2008, 122 Stat. 1664, 2032, related to Biomass Research and Development Initiative. See section 8108 of this title.

Section 8607, Pub. L. 106-224, title III, § 308, June 20, 2000, 114 Stat. 436, related to provision of administrative support. See section 8108 of this title.

Section 8608, Pub. L. 106-224, title III, § 309, June 20, 2000, 114 Stat. 437; Pub. L. 109-58, title IX, § 941(f), Aug. 8, 2005, 119 Stat. 878, related to reports. See section 8108 of this title.

Section 8609, Pub. L. 106-224, title III, § 310, as added Pub. L. 107-171, title IX, § 9008(a)(3), May 13, 2002, 116 Stat. 483; amended Pub. L. 108-148, title II, § 201(b), Dec. 3, 2003, 117 Stat. 1901; Pub. L. 109-58, title IX, § 941(g), Aug. 8, 2005, 119 Stat. 878, related to funding. See section 8108 of this title.

A prior section 310 of Pub. L. 106-224, title III, June 20, 2000, 114 Stat. 437, renumbered section 311 and amended Pub. L. 107-171, title IX, § 9008(a)(2), (b), May 13, 2002, 116 Stat. 483, which provided this chapter would terminate Sept. 30, 2007, was repealed by Pub. L. 109-58, title IX, § 941(h), Aug. 8, 2005, 119 Stat. 878.

CODIFICATION

Pub. L. 110-234 and Pub. L. 110-246 repealed this chapter. Pub. L. 110-234 was repealed by section 4(a) of Pub. L. 110-246. This chapter was comprised generally of title III (§§ 301-311) of Pub. L. 106-224, June 20, 2000, 114 Stat. 428, as amended. Title III of Pub. L. 106-224 was formerly set out as a note under section 8101 of this title.

EFFECTIVE DATE OF REPEAL

Repeal of this chapter and repeal of Pub. L. 110-234 by Pub. L. 110-246 effective May 22, 2008, the date of enact-

ment of Pub. L. 110-234, see section 4 of Pub. L. 110-246, set out as an Effective Date note under section 8701 of this title.

SHORT TITLE

Pub. L. 106-224, title III, §301, June 20, 2000, 114 Stat. 428, which provided that this chapter could be cited as the “Biomass Research and Development Act of 2000”, was repealed by Pub. L. 110-234, title IX, §9001(b), May 22, 2008, 122 Stat. 1333, and Pub. L. 110-246, §4(a), title IX, §9001(b), June 18, 2008, 122 Stat. 1664, 2095.

[Pub. L. 110-234 and Pub. L. 110-246 repealed Pub. L. 106-224, §301, formerly set out above. Pub. L. 110-234 was repealed by section 4(a) of Pub. L. 110-246, set out as a note under section 8701 of this title.]

CHAPTER 113—AGRICULTURAL COMMODITY SUPPORT PROGRAMS

Sec.	
8701.	Definition of Secretary.
8702.	Definitions.

SUBCHAPTER I—DIRECT PAYMENTS AND COUNTER-CYCLICAL PAYMENTS

8711.	Base acres.
8712.	Payment yields.
8713.	Availability of direct payments.
8714.	Availability of counter-cyclical payments.
8715.	Average crop revenue election program.
8716.	Producer agreement required as condition of provision of payments.
8717.	Planting flexibility.
8718.	Special rule for long grain and medium grain rice.
8719.	Period of effectiveness.

SUBCHAPTER II—MARKETING ASSISTANCE LOANS AND LOAN DEFICIENCY PAYMENTS

8731.	Availability of nonrecourse marketing assistance loans for loan commodities.
8732.	Loan rates for nonrecourse marketing assistance loans.
8733.	Term of loans.
8734.	Repayment of loans.
8735.	Loan deficiency payments.
8736.	Payments in lieu of loan deficiency payments for grazed acreage.
8737.	Special marketing loan provisions for upland cotton.
8738.	Special competitive provisions for extra long staple cotton.
8739.	Availability of recourse loans for high moisture feed grains and seed cotton.
8740.	Adjustments of loans.

SUBCHAPTER III—PEANUTS

8751.	Definitions.
8752.	Base acres for peanuts for a farm.
8753.	Availability of direct payments for peanuts.
8754.	Availability of counter-cyclical payments for peanuts.
8755.	Producer agreement required as condition on provision of payments.
8756.	Planting flexibility.
8757.	Marketing assistance loans and loan deficiency payments for peanuts.
8758.	Adjustments of loans.

SUBCHAPTER IV—DAIRY

8771.	Dairy product price support program.
8772.	Dairy forward pricing program.
8773.	Milk income loss contract program.

SUBCHAPTER V—ADMINISTRATION

8781.	Administration generally.
8782.	Suspension of permanent price support authority.
8783.	Availability of quality incentive payments for covered oilseed producers.

Sec.	
8784.	Assignment of payments.
8785.	Tracking of benefits.
8786.	Prevention of deceased individuals receiving payments under farm commodity programs.
8787.	Hard white wheat development program.
8788.	Durum wheat quality program.
8789.	Storage facility loans.
8790.	Signature authority.
8791.	Information gathering.
8792.	Geographically disadvantaged farmers and ranchers.
8793.	Implementation.

§ 8701. Definition of Secretary

In this Act, the term “Secretary” means the Secretary of Agriculture.

(Pub. L. 110-234, §2, May 22, 2008, 122 Stat. 936; Pub. L. 110-246, §§2, 4(a), June 18, 2008, 122 Stat. 1664.)

REFERENCES IN TEXT

This Act, referred to in text, is Pub. L. 110-246, June 18, 2008, 122 Stat. 1651, known as the Food, Conservation, and Energy Act of 2008. For complete classification of this Act to the Code, see Short Title note set out below and Tables.

CODIFICATION

Pub. L. 110-234 and Pub. L. 110-246 enacted identical sections. Pub. L. 110-234 was repealed by section 4(a) of Pub. L. 110-246.

Section was not enacted as part of title I of Pub. L. 110-246 which in part comprises this chapter.

EFFECTIVE DATE

Pub. L. 110-246, §4, June 18, 2008, 122 Stat. 1664, provided that:

“(a) IN GENERAL.—The Act entitled ‘An Act to provide for the continuation of agricultural programs through fiscal year 2012, and for other purposes’ (H.R. 2419 of the 110th Congress) [Pub. L. 110-234, see Tables for classification], and the amendments made by that Act, are repealed, effective on the date of enactment of that Act [May 22, 2008].

“(b) EFFECTIVE DATE.—Except as otherwise provided in this Act [Pub. L. 110-246, see Tables for classification], this Act and the amendments made by this Act shall take effect on the earlier of—

“(1) the date of enactment of this Act [June 18, 2008]; or

“(2) the date of the enactment of the Act entitled ‘An Act to provide for the continuation of agricultural programs through fiscal year 2012, and for other purposes’ (H.R. 2419 of the 110th Congress) [May 22, 2008].”

SHORT TITLE

Pub. L. 110-234, §1(a), May 22, 2008, 122 Stat. 923, and Pub. L. 110-246, §§1(a), 4(a), June 18, 2008, 122 Stat. 1651, 1664, provided that: “This Act [see Tables for classification] may be cited as the ‘Food, Conservation, and Energy Act of 2008’.”

[Pub. L. 110-234 and Pub. L. 110-246 enacted identical provisions. Pub. L. 110-234 was repealed by section 4(a) of Pub. L. 110-246, set out as a note above.]

APPLICABILITY OF EXPLANATORY STATEMENT IN HOUSE REPORT 110-627 TO PUB. L. 110-246

Pub. L. 110-246, §3, June 18, 2008, 122 Stat. 1664, provided that: “The Joint Explanatory Statement submitted by the Committee of Conference for the conference report to accompany H.R. 2419 of the 110th Congress (House Report 110-627) shall be deemed to be part of the legislative history of this Act [Pub. L. 110-246, see Tables for classification] and shall have the same effect with respect to the implementation of this Act as it