

thereof, on a temporary basis, by contract or otherwise, without regard to chapter 51 and subchapter III of chapter 53 of title 5, at rates not in excess of \$50 per diem.

(i) Exclusion from Administrative Procedure Act

The functions exercised under authority of this chapter shall be excluded from the operation of the Administrative Procedure Act (60 Stat. 237) except as to the requirements of sections 3 and 10 thereof.

(j) "Person" defined

The term "person" as used in this section shall include the singular and the plural as any individual, partnership, corporation, association, or any other organized group of persons.

(Oct. 27, 1949, ch. 772, §3, 63 Stat. 946; Oct. 28, 1949, ch. 782, title II, §202(27), title XI, §1106(a), 63 Stat. 956, 972.)

REFERENCES IN TEXT

Section 607(g) of the Federal Employees Pay Act of 1945, as amended, referred to in subsec. (h), was repealed by act Sept. 12, 1950, ch. 946, title III, §301 (85), 64 Stat. 843.

The Administrative Procedure Act, referred to in subsec. (i), is act June 11, 1946, ch. 324, 60 Stat. 237, as amended, which was repealed and reenacted as subchapter II of chapter 5, and chapter 7, of Title 5, Government Organization and Employees, by Pub. L. 89-554, Sept. 6, 1966, 80 Stat. 378, which enacted Title 5. Sections 3 and 10 thereof are covered by section 552 and chapter 7, respectively, of Title 5.

CODIFICATION

The words "and the District Court of the United States for the District of Columbia" in subsection (e) following "district courts of the United States" have been deleted as superfluous in view of section 132 (a) of Title 28, Judiciary and Judicial Procedure, which states that "There shall be in each judicial district a district court which shall be a court of record known as the United States District Court for the district", and section 88 of said Title 28 which states that "The District of Columbia constitutes one judicial district".

In subsec. (h), "chapter 51 and subchapter III of chapter 53 of title 5" was substituted for "the Classification Act of 1949" on authority of Pub. L. 89-554, §7(b), Sept. 6, 1966, 80 Stat. 631, the first section of which enacted Title 5, Government Organization and Employees.

AMENDMENTS

1949—Subsec. (h). Act Oct. 28, 1949, substituted "Classification Act of 1949" for "Classification Act [of 1923]".

REPEALS

Act Oct. 28, 1949, ch. 782, cited as a credit to this section, was repealed (subject to a savings clause) by Pub. L. 89-554, Sept. 6, 1966, §8, 80 Stat. 632, 655.

EXECUTIVE ORDER NO. 11108

Ex. Ord. No. 11108, May 22, 1963, 28 F.R. 5185, which delegated to Secretary of Agriculture authority of President under this chapter, was revoked by Ex. Ord. No. 12553, Feb. 25, 1986, 51 F.R. 7237.

CHAPTER 40—HALOGETON GLOMERATUS CONTROL

§§ 1651 to 1656. Repealed. Pub. L. 106-224, title IV, § 438(a)(7), June 20, 2000, 114 Stat. 454

Section 1651, act July 14, 1952, ch. 721, §2, 66 Stat. 597, set forth Federal Government policy to control, suppress, and eradicate the poisonous weed Halogeton glomeratus.

Section 1652, act July 14, 1952, ch. 721, §3, 66 Stat. 598, set forth provisions relating to authority of Secretaries of Agriculture and the Interior and requiring consent prior to conducting measures and operations to control, suppress, or eradicate the weed.

Section 1653, act July 14, 1952, ch. 721, §4, 66 Stat. 598, authorized discretionary expenditure of funds and acceptance of voluntary and uncompensated services of Federal, State, and local employees.

Section 1654, act July 14, 1952, ch. 721, §5, 66 Stat. 598, gave Secretaries discretion to require contributions by States as prerequisites to making Federal expenditures.

Section 1655, act July 14, 1952, ch. 721, §6, 66 Stat. 598, authorized appropriations and set forth provisions relating to their use.

Section 1656, act July 14, 1952, ch. 721, §7, 66 Stat. 599, set forth provisions relating to extent of authority of this chapter.

SHORT TITLE

Act July 14, 1952, ch. 721, §1, 66 Stat. 597, which provided that this chapter could be cited as the "Halogeton Glomeratus Control Act", was repealed by Pub. L. 106-224, title IV, §438(a)(7), June 20, 2000, 114 Stat. 454.

CHAPTER 41—FOOD FOR PEACE

Sec.

1691. United States policy.
1691a. Food aid to developing countries.

SUBCHAPTER I—BARTER

1692. Transferred.
1693 to 1697. Repealed.

SUBCHAPTER II—ECONOMIC ASSISTANCE AND FOOD SECURITY

1701. Economic assistance and food security.
1702. Agreements regarding eligible countries and private entities.
1703. Terms and conditions of sales.
1704. Use of local currency payment.
1704a. Agreements for use of foreign currencies; reports to Congress.
1704b. Repealed.
1704c. Payments by Secretary of Defense in liquidation of amount due for foreign currencies.
1705 to 1715. Omitted or Repealed.

SUBCHAPTER III—EMERGENCY AND PRIVATE ASSISTANCE PROGRAMS

1721. General authority.
1722. Provision of agricultural commodities.
1723. Generation and use of currencies by private voluntary organizations and cooperatives.
1724. Levels of assistance.
1725. Food Aid Consultative Group.
1726. Repealed.
1726a. Administration.
1726b. Assistance for stockpiling and rapid transportation, delivery, and distribution of shelf-stable prepackaged foods.
1726c. Local and regional food aid procurement projects.

SUBCHAPTER III-A—FOOD FOR DEVELOPMENT

1727. Bilateral grant program.
1727a. Eligible countries.
1727b. Grant programs.
1727c. Direct uses or sales of commodities.
1727d. Local currency accounts.
1727e. Use of local currency proceeds.
1727f, 1727g. Omitted.

SUBCHAPTER III-B—EMERGENCY FOOD ASSISTANCE

1728. Findings regarding emergency food assistance.

- Sec.
- 1728a. President's Emergency Food Assistance Fund.
- 1728b. Omitted.

SUBCHAPTER IV—GENERAL AUTHORITIES AND REQUIREMENTS

- 1731. Commodity determinations.
- 1732. Definitions.
- 1733. General provisions.
- 1734. Agreements.
- 1735. Consultation.
- 1736. Use of Commodity Credit Corporation.
- 1736-1. Special Assistant for Agricultural Trade and Food Assistance.
- 1736a. Administrative provisions.
- 1736b. Expiration date.
- 1736c, 1736d. Repealed.
- 1736e. Debt forgiveness.
- 1736f. Authorization of appropriations.
- 1736f-1. Establishment of commodity trust.
- 1736g. Coordination of foreign assistance programs.
- 1736g-1. Assistance in furtherance of narcotics control objectives of United States.
- 1736g-2. Micronutrient fortification programs.
- 1736g-3. Use of certain local currency.
- 1736h. Congressional consultation on bilateral commodity supply agreements.
- 1736i to 1736k. Repealed.
- 1736l. Consultation on grain marketing.
- 1736m, 1736n. Repealed.
- 1736o. Food for progress.
- § 1736o-1. McGovern-Dole International Food for Education and Child Nutrition Program.
- 1736p. Trade policy declaration.
- 1736q. Repealed.
- 1736r. Trade negotiations policy.
- 1736s, 1736t. Repealed.
- 1736u. Cooperator market development program.
- 1736v to 1736x. Repealed.
- 1736y. Contract sanctity and producer embargo protection.
- 1736z to 1736cc. Repealed.

SUBCHAPTER V—FARMER-TO-FARMER PROGRAM

- 1737. John Ogonowski and Doug Bereuter Farmer-to-Farmer Program.

SUBCHAPTER VI—ENTERPRISE FOR THE AMERICAS INITIATIVE

- 1738. Establishment of Facility.
- 1738a. Purpose.
- 1738b. Eligibility for benefits under Facility.
- 1738c. Reduction of certain debt.
- 1738d. Repayment of principal.
- 1738e. Interest of new obligations.
- 1738f. Environmental framework agreements.
- 1738g. Enterprise for the Americas environmental funds.
- 1738h. Disbursement of environmental funds.
- 1738i. Enterprise for the Americas Board.
- 1738j. Oversight.
- 1738k. Eligible activities and grantees.
- 1738l. Encouraging multilateral debt donations.
- 1738m. Annual report to Congress.
- 1738n. Consultations with Congress.
- 1738o. Sale of qualified debt to eligible countries.
- 1738p. Sale, reduction, or cancellation of qualified debt to facilitate certain debt swaps.
- 1738q. Notification to congressional committees.
- 1738r. "Qualified debt" defined.

§ 1691. United States policy

It is the policy of the United States to use its abundant agricultural productivity to promote

the foreign policy of the United States by enhancing the food security of the developing world through the use of agricultural commodities and local currencies accruing under this chapter to—

- (1) combat world hunger and malnutrition and their causes;
- (2) promote broad-based, equitable, and sustainable development, including agricultural development;
- (3) expand international trade;
- (4) foster and encourage the development of private enterprise and democratic participation in developing countries; and
- (5) prevent conflicts.

(July 10, 1954, ch. 469, §2, 68 Stat. 454; Pub. L. 89-808, §2(A), Nov. 11, 1966, 80 Stat. 1526; Pub. L. 94-161, title II, §201, Dec. 20, 1975, 89 Stat. 850; Pub. L. 99-198, title XI, §1111(a), Dec. 23, 1985, 99 Stat. 1474; Pub. L. 101-624, title XV, §1512, Nov. 28, 1990, 104 Stat. 3633; Pub. L. 107-171, title III, §3001, May 13, 2002, 116 Stat. 280; Pub. L. 110-246, title III, §3002, June 18, 2008, 122 Stat. 1821.)

AMENDMENTS

2008—Pars. (4) to (6). Pub. L. 110-246 redesignated pars. (5) and (6) as (4) and (5), respectively, and struck out former par. (4) which read as follows: "develop and expand export markets for United States agricultural commodities;"

2002—Par. (6). Pub. L. 107-171 added par. (6).

1990—Pub. L. 101-624 amended section generally, substituting present provisions for provisions declaring policy of United States to expand trade, develop export markets, encourage economic development and private enterprise in developing countries, improve local food production and promote foreign policy, and requiring President to give priority to countries most affected by food shortages, encourage other donors, link assistance to local agricultural and related development, seek expanded markets for American commodities, and recognize and support American farm economy.

1985—Pub. L. 99-198 included Congressional declaration of policy to use accrued foreign currencies to foster and encourage the development of private enterprise in developing countries and to enhance food security in developing countries through local food production in first sentence.

1975—Pub. L. 94-161 inserted provisions of second sentence, including cls. (1) to (5), respecting considerations in furnishing food aid under this chapter.

1966—Pub. L. 89-808 restated the Congressional declaration of policy to include the use of the abundant agricultural productivity of the United States to combat hunger and malnutrition and the emphasis on assistance to those developing countries that are determined to improve their own agricultural production and to exclude statement of a policy to facilitate the convertibility of currency, to make maximum efficient use of surplus agricultural commodities in furtherance of the foreign policy of the United States, to purchase strategic materials, to pay United States obligations abroad, and to promote collective strength.

CHANGE OF NAME

Pub. L. 110-246, title III, §3001(c), June 18, 2008, 122 Stat. 1821, provided that: "Any reference in any Federal, State, tribal, or local law (including regulations) to the 'Agricultural Trade Development and Assistance Act of 1954' shall be considered to be a reference to the 'Food for Peace Act' [see Short Title note below]."

EFFECTIVE DATE OF 2008 AMENDMENT

Amendment by Pub. L. 110-246 effective May 22, 2008, see section 4(b) of Pub. L. 110-246, set out as an Effective Date note under section 8701 of this title.