AN ACT

To amend the Horse Protection Act to prohibit the shipping, transporting, moving, delivering, receiving, possessing, purchasing, selling, or donation of horses and other equines to be slaughtered for human consumption, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,
SECTION 1. PROHIBITION ON SHIPPING, TRANSPORTING, MOVING, DELIVERING, RECEIVING, POSSESSING, PURCHASING, SELLING, OR DONATION OF HORSES AND OTHER EQUINES FOR SLAUGHTER FOR HUMAN CONSUMPTION.

(a) DEFINITIONS.—Section 2 of the Horse Protection Act (15 U.S.C. 1821) is amended—

(1) by redesignating paragraphs (1), (2), (3), and (4) as paragraphs (2), (3), (5), and (6), respectively;

(2) by inserting before paragraph (2), as so redesignated, the following new paragraph:

“(1) The term ‘human consumption’ means ingestion by people as a source of food.’’; and

(3) by inserting after paragraph (3), as so redesignated, the following new paragraph:

“(4) The term ‘slaughter’ means the killing of one or more horses or other equines with the intent to sell or trade the flesh for human consumption.”.

(b) FINDINGS.—Section 3 of the Horse Protection Act (15 U.S.C. 1822) is amended—

(1) by redesignating paragraphs (1) through (5) as paragraphs (6) through (10), respectively;

(2) by adding before paragraph (6), as so redesignated, the following new paragraphs:
“(1) horses and other equines play a vital role in the collective experience of the United States and deserve protection and compassion;

“(2) horses and other equines are domestic animals that are used primarily for recreation, pleasure, and sport;

“(3) unlike cows, pigs, and many other animals, horses and other equines are not raised for the purpose of being slaughtered for human consumption;

“(4) individuals selling horses or other equines at auctions are seldom aware that the animals may be bought for the purpose of being slaughtered for human consumption;

“(5) the Animal and Plant Health Inspection Service of the Department of Agriculture has found that horses and other equines cannot be safely and humanely transported in double deck trailers;”; and

(3) by striking paragraph (8), as so redesignated, and inserting the following new paragraph:

“(8) the movement, showing, exhibition, or sale of sore horses in intrastate commerce, and the shipping, transporting, moving, delivering, receiving, possessing, purchasing, selling, or donation in intrastate commerce of horses and other equines to be
slaughtered for human consumption, adversely affect
and burden interstate and foreign commerce;”.

(c) PROHIBITION.—Section 5 of the Horse Protection
Act (15 U.S.C. 1824) is amended—

(1) by redesignating paragraphs (8) through
(11) as paragraphs (9) through (12), respectively;
and

(2) by inserting after paragraph 7 the following
new paragraph:

“(8) The shipping, transporting, moving, deliv-
ering, receiving, possessing, purchasing, selling, or
donation of any horse or other equine to be slaugh-
tered for human consumption.”.

(d) AUTHORITY TO DETAIN.—Section 6(e) of the
Horse Protection Act (15 U.S.C. 1825(e)) is amended—

(1) by striking the first sentence of paragraph
(1);

(2) by redesignating paragraphs (1) and (2)
and as paragraphs (2) and (3), respectively; and

(3) by inserting before paragraph (2), as so re-
designated, the following new paragraph:

“(1) The Secretary may detain for examination, test-
ing, or the taking of evidence—

“(A) any horse at any horse show, horse exhi-
bition, or horse sale or auction which is sore or
which the Secretary has probable cause to believe is
sore; and

“(B) any horse or other equine which the Sec-
retary has probable cause to believe is being shipped,
transported, moved, delivered, received, possessed,
purchased, sold, or donated in violation of section
5(8).”.

(e) Authorization of Appropriations.—Section
12 of the Horse Protection Act (15 U.S.C. 1831) is
amended by striking “$500,000” and inserting
“$5,000,000”.

Passed the House of Representatives September 7,
2006.

Attest: KAREN L. HAAS,
Clerk.
AN ACT

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SEPTEMBER 21, 2006

Read the second time and placed on the calendar.