

106TH CONGRESS
1ST SESSION

H. R. 3324

To amend the Packers and Stockyards Act, 1921, to make it unlawful for a packer to own, feed, or control swine intended for slaughter.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 10, 1999

Mr. MINGE introduced the following bill; which was referred to the Committee on Agriculture

A BILL

To amend the Packers and Stockyards Act, 1921, to make it unlawful for a packer to own, feed, or control swine intended for slaughter.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. PROHIBITION ON PACKERS OWNING, FEEDING,**
4 **OR CONTROLLING SWINE.**

5 (a) IN GENERAL.—Section 202 of the Packers and
6 Stockyards Act, 1921 (7 U.S.C. 192), is amended—

7 (1) by redesignating subsections (f) and (g) as
8 subsections (g) and (h), respectively;

9 (2) by inserting after subsection (e) the fol-
10 lowing:

1 “(f) Own, feed, or control swine intended for slaugh-
2 ter (for more than 14 days prior to slaughter and acting
3 through the packer or a person that directly or indirectly
4 controls, or is controlled by or under common control with,
5 the packer), except that this subsection shall not apply
6 to—

7 “(1) a cooperative association of producers if a
8 majority of the ownership interest in the cooperative
9 association is held by active members of the coopera-
10 tive association that—

11 “(A) own, feed, or control swine; and

12 “(B) provide the swine to the cooperative
13 association for slaughter—

14 “(i) in facilities controlled by the co-
15 operative association; or

16 “(ii) by other persons pursuant to
17 contracts with the cooperative association;

18 or

19 “(2) a cooperative association of producers if—

20 “(A) the majority of the swine so intended
21 for slaughter are owned by the cooperative asso-
22 ciation; and

23 “(B) the members of the cooperative asso-
24 ciation are actively engaged in raising 85 per-

1 cent of the feed grain consumed by such major-
2 ity of the swine so intended for slaughter; or

3 “(3) a packer that is owned or controlled by
4 swine producers, if during a calendar year the pack-
5 er slaughters less than 2 percent of the head of the
6 swine slaughtered in the United States; or”; and

7 (3) in subsection (h) (as so redesignated), by
8 striking “or (e)” and inserting “(e), or (f)”.

9 (b) EFFECTIVE DATE.—

10 (1) IN GENERAL.—Subject to paragraph (2),
11 the amendments made by subsection (a) take effect
12 on the date of the enactment of this Act.

13 (2) TRANSITION RULES.—In the case of a pack-
14 er that on the date of enactment of this Act owns,
15 feeds, or controls swine intended for slaughter in
16 violation of section 202(f) of the Packers and Stock-
17 yards Act, 1921 (as amended by subsection (a)), the
18 amendments made by subsection (a) apply to the
19 packer beginning on the date that is 2 years after
20 the date of enactment of this Act.

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