

111TH CONGRESS  
2D SESSION

# S. 3426

To amend the Agricultural Marketing Act of 1946 to require monthly reporting to the Secretary of Agriculture of items contained in the cold storage survey and the dairy products survey of the National Agricultural Statistics Service.

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## IN THE SENATE OF THE UNITED STATES

MAY 26, 2010

Mrs. GILLIBRAND introduced the following bill; which was read twice and referred to the Committee on Agriculture, Nutrition, and Forestry

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## A BILL

To amend the Agricultural Marketing Act of 1946 to require monthly reporting to the Secretary of Agriculture of items contained in the cold storage survey and the dairy products survey of the National Agricultural Statistics Service.

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. EXEMPTION FROM REPORTING REQUIRE-**  
4       **MENTS.**

5       Section 273(b) of the Agricultural Marketing Act of  
6       1946 (7 U.S.C. 1637b(b)) is amended—

1 (1) in paragraph (1), by striking subparagraph  
 2 (B) and inserting the following:

3 “(B) require each manufacturer and other  
 4 appropriate person to report to the Secretary,  
 5 at a periodic interval determined by the Sec-  
 6 retary, information on the products in the cold  
 7 storage survey and the dairy products survey of  
 8 the National Agricultural Statistics Service.”;  
 9 and

10 (2) in paragraph (2)—

11 (A) in subparagraph (C), by striking  
 12 “and” at the end;

13 (B) in subparagraph (D), by striking the  
 14 period at the end and inserting “; and”; and

15 (C) by adding at the end the following:

16 “(E) the Secretary may exempt from all  
 17 reporting requirements any manufacturer or fa-  
 18 cility that stores less than an average of 10,000  
 19 pounds monthly on an annual basis.”.

20 **SEC. 2. COLD STORAGE SURVEY AND DAIRY PRODUCTS**  
 21 **SURVEY.**

22 Section 273(c)(3) of the Agricultural Marketing Act  
 23 of 1946 (7 U.S.C. 1637b(c)(3)) is amended by adding at  
 24 the end the following:

25 “(C) COLD STORAGE SURVEY.—

1 “(i) IN GENERAL.—For purposes of  
 2 the cold storage survey of the National Ag-  
 3 ricultural Statistics Service, each facility  
 4 storing dairy products shall report to the  
 5 Secretary each month information on the  
 6 quantity of dairy products stored.

7 “(ii) AUDIT.—The Secretary, acting  
 8 through the Administrator of the Agricul-  
 9 tural Marketing Service, shall take such  
 10 measures as are necessary to audit the  
 11 survey described in paragraph (1) and en-  
 12 sure compliance with the reporting require-  
 13 ment.

14 “(D) DAIRY PRODUCTS SURVEY.—

15 “(i) IN GENERAL.—For purposes of  
 16 the dairy products survey of the National  
 17 Agricultural Statistics Service, each manu-  
 18 facturer storing dairy products shall report  
 19 to the Secretary each month information  
 20 on the quantity of dairy products stored.

21 “(ii) AUDIT.—The Secretary, acting  
 22 through the Administrator of the Agricul-  
 23 tural Marketing Service, shall take such  
 24 measures as are necessary to audit the  
 25 survey described in paragraph (1) and en-

- 1 sure compliance with the reporting require-
- 2 ment.”.

