

114TH CONGRESS
1ST SESSION

H. R. 2051

AN ACT

To amend the Agricultural Marketing Act of 1946 to extend the livestock mandatory price reporting requirements, and for other purposes.

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

1 **SECTION 1. SHORT TITLE .**

2 This Act may be cited as the “Mandatory Price Re-
3 porting Act of 2015”.

4 **SEC. 2. EXTENSION OF LIVESTOCK MANDATORY REPORT-**
5 **ING.**

6 (a) **EXTENSION OF AUTHORITY.**—Section 260 of the
7 Agricultural Marketing Act of 1946 (7 U.S.C. 1636i) is
8 amended by striking “September 30, 2015” and inserting
9 “September 30, 2020”.

10 (b) **EMERGENCY AUTHORITY.**—Section 212(12)(C)
11 of the Agricultural Marketing Act of 1946 (7 U.S.C.
12 1635a(12)(C)) is amended by inserting “, including any
13 day on which any Department employee is on shutdown
14 or emergency furlough as a result of a lapse in appropria-
15 tions” after “conduct business”.

16 (c) **CONFORMING AMENDMENT.**—Section 942 of the
17 Livestock Mandatory Reporting Act of 1999 (7 U.S.C.
18 1635 note; Public Law 106–78) is amended by striking
19 “September 30, 2015” and inserting “September 30,
20 2020”.

21 **SEC. 3. SWINE REPORTING.**

22 (a) **DEFINITIONS.**—Section 231 of the Agricultural
23 Marketing Act of 1946 (7 U.S.C. 1635i) is amended—

24 (1) by redesignating paragraphs (9) through
25 (22) as paragraphs (10) through (23), respectively;

1 (2) by inserting after paragraph (8) the fol-
2 lowing new paragraph:

3 “(9) NEGOTIATED FORMULA PURCHASE.—The
4 term ‘negotiated formula purchase’ means a pur-
5 chase of swine by a packer from a producer under
6 which—

7 “(A) the pricing mechanism is a formula
8 price for which the formula is determined by
9 negotiation on a lot-by-lot basis; and

10 “(B) the swine are scheduled for delivery
11 to the packer not later than 14 days after the
12 date on which the formula is negotiated and
13 swine are committed to the packer.”;

14 (3) in paragraph (12)(A) (as so redesignated),
15 by inserting “negotiated formula purchase,” after
16 “pork market formula purchase,”; and

17 (4) in paragraph (23) (as so redesignated)—

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

20 (B) by redesignating subparagraph (D) as
21 subparagraph (E); and

22 (C) by inserting after subparagraph (C)
23 the following new subparagraph:

24 “(D) a negotiated formula purchase; and”.

1 (b) DAILY REPORTING.—Section 232(c) of the Agri-
2 cultural Marketing Act of 1946 (7 U.S.C. 1635j(c)) is
3 amended—

4 (1) in paragraph (1)(D), by striking clause (ii)
5 and inserting the following new clause:

6 “(ii) PRICE DISTRIBUTIONS.—The in-
7 formation published by the Secretary
8 under clause (i) shall include—

9 “(I) a distribution of net prices
10 in the range between and including
11 the lowest net price and the highest
12 net price reported;

13 “(II) a delineation of the number
14 of barrows and gilts at each reported
15 price level or, at the option of the Sec-
16 retary, the number of barrows and
17 gilts within each of a series of reason-
18 able price bands within the range of
19 prices; and

20 “(III) the total number and
21 weighted average price of barrows and
22 gilts purchased through negotiated
23 purchases and negotiated formula
24 purchases.”; and

1 (2) in paragraph (3), by adding at the end the
2 following new subparagraph:

3 “(C) LATE IN THE DAY REPORT INFORMA-
4 TION.—The Secretary shall include in the
5 morning report and the afternoon report for the
6 following day any information required to be re-
7 ported under subparagraph (A) that is obtained
8 after the time of the reporting day specified in
9 such subparagraph.”.

10 **SEC. 4. LAMB REPORTING.**

11 Not later than 180 days after the date of the enact-
12 ment of this Act, the Secretary of Agriculture shall revise
13 section 59.300 of title 7, Code of Federal Regulations, so
14 that—

15 (1) the definition of the term “importer”—

16 (A) includes only those importers that im-
17 ported an average of 1,000 metric tons of lamb
18 meat products per year during the immediately
19 preceding 4 calendar years; and

20 (B) may include any person that does not
21 meet the requirement referred to in subpara-
22 graph (A), if the Secretary determines that the
23 person should be considered an importer based
24 on their volume of lamb imports; and

25 (2) the definition of the term “packer”—

1 (A) applies to any entity with 50 percent
2 or more ownership in a facility;

3 (B) includes a federally inspected lamb
4 processing plant which slaughtered or processed
5 the equivalent of an average of 35,000 head of
6 lambs per year during the immediately pre-
7 ceding 5 calendar years; and

8 (C) may include any other lamb processing
9 plant that did not meet the requirement re-
10 ferred to in subparagraph (B), if the Secretary
11 determines that the processing plant should be
12 considered a packer after considering its capac-
13 ity.

14 **SEC. 5. STUDY ON LIVESTOCK MANDATORY REPORTING.**

15 (a) IN GENERAL.—The Secretary of Agriculture, act-
16 ing through the Agricultural Marketing Service in con-
17 junction with the Office of the Chief Economist and in
18 consultation with cattle, swine, and lamb producers, pack-
19 ers, and other market participants, shall conduct a study
20 on the program of information regarding the marketing
21 of cattle, swine, lambs, and products of such livestock
22 under subtitle B of the Agricultural Marketing Act of
23 1946 (7 U.S.C. 1635 et seq.). Such study shall—

24 (1) analyze current marketing practices in the
25 cattle, swine, and lamb markets;

1 (2) identify legislative or regulatory rec-
2 ommendations made by cattle, swine, and lamb pro-
3 ducers, packers, and other market participants to
4 ensure that information provided under such pro-
5 gram—

6 (A) can be readily understood by pro-
7 ducers, packers, and other market participants;

8 (B) reflects current marketing practices;
9 and

10 (C) is relevant and useful to producers,
11 packers, and other market participants;

12 (3) analyze the price and supply information re-
13 porting services of the Department of Agriculture re-
14 lated to cattle, swine, and lamb; and

15 (4) address any other issues that the Secretary
16 considers appropriate.

17 (b) REPORT.—Not later than January 1, 2020, the
18 Secretary of Agriculture shall submit to the Committee on
19 Agriculture of the House of Representatives and the Com-
20 mittee on Agriculture, Nutrition, and Forestry of the Sen-

- 1 ate a report containing the findings of the study conducted
- 2 under subsection (a).

Passed the House of Representatives June 9, 2015.

Attest:

Clerk.

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