

103^D CONGRESS
2^D SESSION

H. R. 4581

IN THE SENATE OF THE UNITED STATES

JUNE 15 (legislative day, JUNE 7), 1994

Received; read twice and referred to the Committee on Agriculture, Nutrition,
and Forestry

JUNE 28 (legislative day, JUNE 7), 1994

Committee discharged

AN ACT

To provide for the imposition of temporary fees in connection
with the handling of complaints of violations of the Per-
ishable Agricultural Commodities Act, 1930.

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. FILING AND HANDLING FEES FOR COMPLAINTS**
4 **OF VIOLATIONS OF PERISHABLE AGRICUL-**
5 **TURAL COMMODITIES ACT, 1930.**

6 (a) TEMPORARY FILING FEE REQUIRED.—During
7 fiscal years 1995 and 1996, the Secretary of Agriculture
8 shall require persons who submit petitions to the Secretary

1 under section 6(a) of the Perishable Agricultural Com-
2 modities Act, 1930 (7 U.S.C. 499f(a)), alleging a violation
3 of section 2 of such Act (7 U.S.C. 499b), to include a
4 filing fee of \$60 per petition.

5 (b) TEMPORARY HANDLING FEE REQUIRED.—Dur-
6 ing fiscal years 1995 and 1996, if the Secretary deter-
7 mines under section 6(a) of the Perishable Agricultural
8 Commodities Act, 1930 (7 U.S.C. 499f(a)), that the facts
9 contained in a petition described in such section warrant
10 further action, the person or persons submitting the peti-
11 tion shall submit to the Secretary a handling fee of \$300.
12 The Secretary may not forward a copy of the complaint
13 to the commission merchant, dealer, or broker involved
14 until after the Secretary receives the required handling
15 fee. In determining the amount of damages incurred by
16 an injured person or persons preparatory to issuing a rep-
17 aration order under section 7 of such Act (7 U.S.C. 499g),
18 the Secretary shall include the amount of any handling
19 fee paid by the injured person or persons under this sub-
20 section.

21 (c) DEPOSIT OF FEES.—The Secretary shall deposit
22 fees submitted under this section into the Perishable Agri-
23 cultural Commodities Act Fund.

Passed the House of Representatives June 16, 1994.

Attest: DONNALD K. ANDERSON,
Clerk.