

106TH CONGRESS
2D SESSION

H. R. 5372

To amend the Agricultural Marketing Act of 1946 to enhance dairy markets through dairy product mandatory reporting, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 3, 2000

Mr. SMITH of Michigan introduced the following bill; which was referred to the Committee on Agriculture

A BILL

To amend the Agricultural Marketing Act of 1946 to enhance dairy markets through dairy product mandatory reporting, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Dairy Market En-
5 hancement Act of 2000”.

6 **SEC. 2. DAIRY PRODUCT MANDATORY REPORTING.**

7 The Agricultural Marketing Act of 1946 (7 U.S.C.
8 1621 et seq.) is amended by adding at the end the fol-
9 lowing:

1 **“Subtitle C—Dairy Product**
2 **Mandatory Reporting**

3 **“SEC. 271. PURPOSE.**

4 “The purpose of this subtitle is to establish a pro-
5 gram of information regarding the marketing of dairy
6 products that—

7 “(1) provides information that can be readily
8 understood by producers and other market partici-
9 pants, including information with respect to prices,
10 quantities sold, and inventories of dairy products;

11 “(2) improves the price and supply reporting
12 services of the Department of Agriculture; and

13 “(3) encourages competition in the marketplace
14 for dairy products.

15 **“SEC. 272. DEFINITIONS.**

16 “In this subtitle:

17 “(1) DAIRY PRODUCTS.—The term ‘dairy prod-
18 ucts’ means manufactured dairy products that are
19 used by the Secretary to establish minimum prices
20 for Class III and Class IV milk under a Federal
21 milk marketing order issued under section 8c of the
22 Agricultural Adjustment Act (7 U.S.C. 608c), reen-
23 acted with amendments by the Agricultural Mar-
24 keting Agreement Act of 1937.

1 “(2) MANUFACTURER.—The term ‘manufac-
2 turer’ means any person engaged in the business of
3 buying milk in commerce for the purpose of manu-
4 facturing dairy products.

5 “(3) PRODUCER.—The term ‘producer’ means
6 any person engaged in the production of milk for
7 commercial use.

8 “(4) SECRETARY.—The term ‘Secretary’ means
9 the Secretary of Agriculture.

10 “(5) UNITED STATES.—The term ‘United
11 States’ means collectively the 50 States, the District
12 of Columbia, the Commonwealth of Puerto Rico and
13 the territories and possessions of the United States.

14 **“SEC. 273. MANDATORY REPORTING FOR DAIRY PRODUCTS.**

15 “(a) ESTABLISHMENT.—The Secretary shall estab-
16 lish a program of mandatory dairy product information
17 reporting that will—

18 “(1) provide timely, accurate, and reliable mar-
19 ket information;

20 “(2) facilitate more informed marketing deci-
21 sions; and

22 “(3) promote competition in the dairy product
23 manufacturing industry.

24 “(b) REQUIREMENTS.—In establishing the program,
25 the Secretary shall require—

1 “(1) each manufacturer to report to the Sec-
2 retary, weekly, any information that the Secretary
3 determines to be necessary to establish minimum
4 prices for Class III and Class IV milk under a Fed-
5 eral milk marketing order issued under section 8e of
6 the Agricultural Adjustment Act (7 U.S.C. 608e),
7 reenacted with amendments by the Agricultural
8 Marketing Agreement Act of 1937, including infor-
9 mation concerning the price and quantity of dairy
10 products sold by the manufacturer; and

11 “(2) each manufacturer and other person stor-
12 ing dairy products to report to the Secretary, at a
13 periodic interval determined by the Secretary, infor-
14 mation on the quantity of dairy products stored.

15 “(c) ADMINISTRATION.—

16 “(1) IN GENERAL.—The Secretary shall pro-
17 mulgate such regulations as are necessary to ensure
18 compliance with, and otherwise carry out, this sub-
19 title.

20 “(2) APPLICABILITY OF OTHER REQUIRE-
21 MENTS.—The requirements of chapter 5 of subtitle
22 B shall apply to this subtitle, except to the extent
23 the Secretary determines the application of a provi-
24 sion is impracticable or needs to be modified.”.

1 **SEC. 3. STUDY OF REPORTING MEASURES FOR DAIRY**
2 **PRODUCTS.**

3 As soon as practicable after the date of enactment
4 of this Act, the Commodity Futures Trading Commission
5 shall conduct a study, and submit to Congress a report
6 on, the reporting measures for dairy products at the Chi-
7 cago Mercantile Exchange, including the types, quality,
8 and applicability of the reporting measures.

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