

112TH CONGRESS  
1ST SESSION

# S. 456

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

MARCH 2, 2011

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. SHORT TITLE.**

4 This Act may be cited as the “Cold Storage Report-  
5 ing Improvement Act of 2011”.

1 **SEC. 2. EXEMPTION FROM REPORTING REQUIREMENTS.**

2 Section 273(b) of the Agricultural Marketing Act of  
3 1946 (7 U.S.C. 1637b(b)) is amended—

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

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

13 (2) in paragraph (2)—

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

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

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

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

1 **SEC. 3. COLD STORAGE SURVEY AND DAIRY PRODUCTS**  
2 **SURVEY.**

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

6 “(C) COLD STORAGE SURVEY.—

7 “(i) IN GENERAL.—For purposes of  
8 the cold storage survey of the National Ag-  
9 ricultural Statistics Service, each facility  
10 storing dairy products shall report to the  
11 Secretary each month information on the  
12 quantity of dairy products stored.

13 “(ii) AUDIT.—Subject to the avail-  
14 ability of appropriations, the Secretary  
15 shall take such measures as are necessary  
16 to audit the survey described in paragraph  
17 (1) and ensure compliance with the report-  
18 ing requirement.

19 “(D) DAIRY PRODUCTS SURVEY.—

20 “(i) IN GENERAL.—For purposes of  
21 the dairy products survey of the National  
22 Agricultural Statistics Service, each manu-  
23 facturer storing dairy products shall report  
24 to the Secretary each month information  
25 on the quantity of dairy products stored.

1                   “(ii) AUDIT.—Subject to the avail-  
2                   ability of appropriations, the Secretary  
3                   shall take such measures as are necessary  
4                   to audit the survey described in paragraph  
5                   (1) and ensure compliance with the report-  
6                   ing requirement.”.

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