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-
- ${\it 2\ tives\ of\ the\ United\ States\ of\ America\ in\ Congress\ assembled},$

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 processing plant which slaughtered or processed 4 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, acting through the Agricultural Marketing Service in conjunction with the Office of the Chief Economist and in 17 18 consultation with cattle, swine, and lamb producers, pack-
- 19 ers, and other market participants, shall conduct a study20 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.

114TH CONGRESS 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.