

**(d) Regulation**

Not later than 180 days after November 28, 1990, the Secretary shall promulgate regulations to carry out this section.

(Pub. L. 89-544, §28, as added Pub. L. 101-624, title XXV, §2503(2), Nov. 28, 1990, 104 Stat. 4066; amended Pub. L. 102-237, title X, §1004, Dec. 13, 1991, 105 Stat. 1894.)

## AMENDMENTS

1991—Subsec. (b)(2)(F). Pub. L. 102-237 substituted “subsection (a)” for “subsection (b)”.

**§ 2159. Authority to apply for injunctions****(a) Request**

Whenever the Secretary has reason to believe that any dealer, carrier, exhibitor, or intermediate handler is dealing in stolen animals, or is placing the health of any animal in serious danger in violation of this chapter or the regulations or standards promulgated thereunder, the Secretary shall notify the Attorney General, who may apply to the United States district court in which such dealer, carrier, exhibitor, or intermediate handler resides or conducts business for a temporary restraining order or injunction to prevent any such person from operating in violation of this chapter or the regulations and standards prescribed under this chapter.

**(b) Issuance**

The court shall, upon a proper showing, issue a temporary restraining order or injunction under subsection (a) without bond. Such injunction or order shall remain in effect until a complaint pursuant to section 2149 of this title is issued and dismissed by the Secretary or until an order to cease and desist made thereon by the Secretary has become final and effective or is set aside on appellate review. Attorneys of the Department of Agriculture may, with the approval of the Attorney General, appear in the United States district court representing the Secretary in any action brought under this section.

(Pub. L. 89-544, §29, as added Pub. L. 101-624, title XXV, §2503(2), Nov. 28, 1990, 104 Stat. 4067.)

**§ 2160. Prohibition on slaughter of dogs and cats for human consumption****(a) In general**

Except as provided in subsection (c), no person may—

- (1) knowingly slaughter a dog or cat for human consumption; or
- (2) knowingly ship, transport, move, deliver, receive, possess, purchase, sell, or donate—
  - (A) a dog or cat to be slaughtered for human consumption; or
  - (B) a dog or cat part for human consumption.

**(b) Scope**

Subsection (a) shall apply only with respect to conduct—

- (1) in or affecting interstate commerce or foreign commerce; or
- (2) within the special maritime and territorial jurisdiction of the United States.

**(c) Exception for Indian tribes**

The prohibition in subsection (a) shall not apply to an Indian (as defined in section 5304 of title 25) carrying out any activity described in subsection (a) for the purpose of a religious ceremony.

**(d) Penalty**

Any person who violates subsection (a) shall be subject to a fine in an amount not greater than \$5,000 for each violation.

**(e) Effect on State law**

Nothing in this section—

- (1) limits any State or local law or regulation protecting the welfare of animals; or
- (2) prevents a State or unit of local government from adopting and enforcing an animal welfare law or regulation that is more stringent than this section.

(Pub. L. 115-334, title XII, §12515, Dec. 20, 2018, 132 Stat. 5000.)

## CODIFICATION

Section was enacted as part of the Agriculture Improvement Act of 2018, and not as part of the Animal Welfare Act which comprises this chapter.

**CHAPTER 55—DEPARTMENT OF AGRICULTURE**

Sec.	
2201.	Establishment of Department.
2202.	Executive Department; Secretary.
2203.	Seal.
2204.	General duties of Secretary; advisory functions; research and development.
2204-1.	Delegation of regulatory functions of Secretary of Agriculture; definitions.
2204-2.	Delegation of regulatory functions to designated employees; status of employees; number; revocation of delegation.
2204-3.	Authority of designated employees; retroactive revocation of delegation.
2204-4.	Delegation of functions under other laws as unaffected.
2204-5.	Authorization of appropriations for cooperative research projects.
2204a.	Rural development; utilization of non-Federal offices; location of field units; interchange of personnel and facilities.
2204b.	Rural development policy.
2204b-1.	Rural development.
2204b-2.	Temporary prioritization of rural health assistance.
2204b-3.	Council on Rural Community Innovation and Economic Development.
2204c.	Water management for rural areas.
2204d.	Encouragement of private contracting.
2204e.	Office of Risk Assessment and Cost-Benefit Analysis.
2204f.	Repealed.
2204g.	Authority of Secretary of Agriculture to conduct census of agriculture.
2204h.	Local food production and program evaluation.
2204i.	Reports on land access and farmland ownership data collection.
2204j.	National agriculture imagery program.
2205.	Duties of former Commissioner of Agriculture transferred to Secretary.
2206.	Custody of property and records.
2206a.	Conveyance of excess Federal personal property.
2206b.	Availability of excess and surplus computers in rural areas.
2207.	Reports.