

- Sec.
209. Liability to individuals for violations; enforcement generally.
210. Proceedings before Secretary for violations.
211. Order of Secretary as to charges or practices; prescribing rates and practices generally.
212. Prescribing rates and practices to prevent discrimination between intrastate and interstate commerce.
213. Prevention of unfair, discriminatory, or deceptive practices.
214. Effective date of orders.
215. Failure to obey orders; punishment.
216. Proceedings to enforce orders; injunction.
217. Proceedings for suspension of orders.
217a. Fees for inspection of brands or marks.
217b. Statutory trust established; dealer.

SUBCHAPTER IV—LIVE POULTRY DEALERS AND HANDLERS

218 to 218d. Repealed.

SUBCHAPTER V—GENERAL PROVISIONS

221. Accounts and records of business; punishment for failure to keep.
222. Federal Trade Commission powers adopted for enforcement of chapter.
223. Responsibility of principal for act or omission of agent.
224. Attorney General to institute court proceedings for enforcement.
225. Laws unaffected.
226. Powers of Interstate Commerce Commission unaffected.
227. Powers of Federal Trade Commission and Secretary of Agriculture.
228. Authority of Secretary.
228a. Authority of Secretary to request temporary injunction or restraining order.
228b. Prompt payment for purchase of livestock.
228b-1. Final date for making payment to cash seller or poultry grower.
228b-2. Violations by live poultry dealers.
228b-3. Judicial review of order regarding live poultry dealer.
228b-4. Violation of final order by live poultry dealer; penalty.
228c. Federal preemption of State and local requirements.
228d. Annual assessment of cattle and hog industries.
229, 229a. Repealed.
229b. Right to discuss terms of contract.
229c. Separability.

SUBCHAPTER VI—CHARGE FOR INSPECTION

231. Omitted.

Executive Documents

TRANSFER OF FUNCTIONS

Functions of Bureau of Animal Industry transferred to Secretary of Agriculture by 1947 Reorg. Plan No. 1, §301, eff. July 1, 1947, 12 F.R. 4534, 61 Stat. 952. See note set out under section 391 of this title.

By order of Secretary of Agriculture, Packers and Stockyards Administration abolished on July 1, 1927, and enforcement of Packers and Stockyards Act of 1921, which is classified to this chapter, was put under control of chief of Bureau of Animal Industry.

SUBCHAPTER I—GENERAL DEFINITIONS

§ 181. Short title

This chapter may be cited as the "Packers and Stockyards Act, 1921."

(Aug. 15, 1921, ch. 64, title I, §1, 42 Stat. 159.)

Statutory Notes and Related Subsidiaries

SHORT TITLE OF 2016 AMENDMENT

Pub. L. 114-237, §1, Oct. 7, 2016, 130 Stat. 970, provided that: "This Act [amending sections 201 and 228b of this title] may be cited as the 'Clarification of Treatment of Electronic Sales of Livestock Act of 2016'."

SHORT TITLE OF 1987 AMENDMENT

Pub. L. 100-173, §1, Nov. 23, 1987, 101 Stat. 917, provided that: "This Act [enacting sections 197 and 228b-1 to 228b-4 of this title, amending sections 182, 192, 209, 221, 223, 227, and 228a of this title, repealing sections 218 to 218d of this title, and enacting provisions set out as notes under sections 182 and 227 of this title] may be cited as the 'Poultry Producers Financial Protection Act of 1987'."

IMPROVED INVESTIGATIVE AND ENFORCEMENT ACTIVITIES UNDER THIS CHAPTER

Pub. L. 106-472, title III, §312(a)-(d), Nov. 9, 2000, 114 Stat. 2076, 2077, provided that:

"(a) IMPLEMENTATION OF GENERAL ACCOUNTING OFFICE [NOW GOVERNMENT ACCOUNTABILITY OFFICE] RECOMMENDATIONS.—Not later than 1 year after the date of the enactment of this Act [Nov. 9, 2000], the Secretary of Agriculture shall implement the recommendations contained in the report issued by the General Accounting Office [now Government Accountability Office] entitled 'Packers and Stockyards Programs: Actions Needed to Improve Investigations of Competitive Practices', GAO/RCED-00-242, dated September 21, 2000.

"(b) CONSULTATION.—During the implementation period referred to in subsection (a), and for such an additional time period as needed to assure effective implementation of the recommendations contained in the report referred to in such subsection, the Secretary of Agriculture shall consult and work with the Department of Justice and the Federal Trade Commission in order to—

"(1) implement the recommendations in the report regarding investigation management, operations, and case methods development processes; and

"(2) effectively identify and investigate complaints of unfair and anti-competitive practices in violation of the Packers and Stockyards Act, 1921 (7 U.S.C. 181 et seq.), and enforce the Act.

"(c) TRAINING.—Not later than 1 year after the date of the enactment of this Act, the Secretary of Agriculture shall develop and implement a training program for staff of the Department of Agriculture engaged in the investigation of complaints of unfair and anti-competitive activity in violation of the Packers and Stockyards Act, 1921. In developing the training program, the Secretary of Agriculture shall draw on existing training materials and programs available at the Department of Justice and the Federal Trade Commission, to the extent practicable.

"(d) IMPLEMENTATION REPORT.—Not later than 1 year after the date of the enactment of this Act, the Secretary of Agriculture shall submit to Congress a report describing the actions taken to comply with this section."

§ 182. Definitions

When used in this chapter—

(1) The term "person" includes individuals, partnerships, corporations, and associations;

(2) The term "Secretary" means the Secretary of Agriculture;

(3) The term "meat food products" means all products and byproducts of the slaughtering and meat-packing industry—if edible;

(4) The term "livestock" means cattle, sheep, swine, horses, mules, or goats—whether live or dead;

(5) The term "livestock products" means all products and byproducts (other than meats