

Sec.

- (a) Delivery of full amount due.
- (b) Delay or attempt to delay collection of funds as “unfair practice”.
- (c) Definition of cash sale.
- 228b-2. Violations by live poultry dealers.
  - (a) Written complaint by Secretary; hearing; intervention; amended complaint.
  - (b) Report on findings of fact by Secretary; cease and desist order; assessment of civil penalty; action by Attorney General upon live poultry dealer's failure to pay penalty.
  - (c) Amendment or setting aside of report or order.
  - (d) Service of complaints, orders, and other processes.
- 228b-3. Judicial review of order regarding live poultry dealer.
  - (a) Finality of order unless appeal to court of appeals; time limit; bond.
  - (b) Notification of appeal to Secretary; filing of record with court.
  - (c) Issuance of temporary injunction.
  - (d) Evidence in record as evidence in case; expedited proceedings.
  - (e) Action by court.
  - (f) Taking of additional evidence; modified or additional findings by Secretary.
  - (g) Affirmance or modification of order as injunction.
  - (h) Exclusive jurisdiction of court of appeals; finality of decree; appeal to Supreme Court; stay of decree.
- 228b-4. Violation of final order by live poultry dealer; penalty.
- 228c. Federal preemption of State and local requirements.
- 229. Separability.
- 229a. Mandatory domestic reporting pilot investigation.
  - (1) In general.
  - (2) Application.
  - (3) Report.

## SUBCHAPTER VI—CHARGE FOR INSPECTION

- 231. Omitted.

## 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.

## CHAPTER REFERRED TO IN OTHER SECTIONS

This chapter is referred to in title 11 section 525; title 15 sections 45, 1607, 1681s, 1691c, 1692f; title 28 section 2342.

## 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.)

## 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.’”

## § 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 and meat food products) of the slaughtering and meat-packing industry derived in whole or in part from livestock;

(6) The term “poultry” means chickens, turkeys, ducks, geese, and other domestic fowl;

(7) The term “poultry product” means any product or byproduct of the business of slaughtering poultry and processing poultry after slaughter;

(8) The term “poultry grower” means any person engaged in the business of raising and caring for live poultry for slaughter by another, whether the poultry is owned by such person or by another, but not an employee of the owner of such poultry;

(9) The term “poultry growing arrangement” means any growout contract, marketing agreement, or other arrangement under which a poultry grower raises and cares for live poultry for delivery, in accord with another's instructions, for slaughter;

(10) The term “live poultry dealer” means any person engaged in the business of obtaining live poultry by purchase or under a poultry growing arrangement for the purpose of either slaughtering it or selling it for slaughter by another, if poultry is obtained by such person in commerce, or if poultry obtained by such person is sold or shipped in commerce, or if poultry products from poultry obtained by such person are sold or shipped in commerce; and

(11) The term “commerce” means commerce between any State, Territory, or possession, or the District of Columbia, and any place outside thereof; or between points within the same State, Territory, or possession, or the District of Columbia, but through any place outside thereof; or within any Territory or possession, or the District of Columbia.

(Aug. 15, 1921, ch. 64, title I, §2(a), 42 Stat. 159; Pub. L. 94-410, §3(c), Sept. 13, 1976, 90 Stat. 1249; Pub. L. 100-173, §2, Nov. 23, 1987, 101 Stat. 917.)

## CODIFICATION

Section is composed of subsec. (a) of section 2 of act Aug. 15, 1921. Subsec. (b) of section 2 is classified to section 183 of this title.

## AMENDMENTS

1987—Pars. (6) to (11). Pub. L. 100-173 added pars. (6) to (10) and redesignated former par. (6) as (11).