

**Suspend the Rules and Pass the Bill, H. R. 5883, With an  
Amendment**

**(The amendment strikes all after the enacting clause and inserts a  
new text)**

114<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 5883

To amend the Packers and Stockyards Act, 1921, to clarify the duties relating to services furnished in connection with the buying or selling of livestock in commerce through online, video, or other electronic methods, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JULY 14, 2016

Mr. ROUZER introduced the following bill; which was referred to the  
Committee on Agriculture

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## A BILL

To amend the Packers and Stockyards Act, 1921, to clarify the duties relating to services furnished in connection with the buying or selling of livestock in commerce through online, video, or other electronic methods, and for other purposes.

1        *Be it enacted by the Senate and House of Representa-*  
2        *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Clarification of Treat-  
3 ment of Electronic Sales of Livestock Act of 2016”.

4 **SEC. 2. DEFINITION OF MARKET AGENCY.**

5 (a) IN GENERAL.—Section 301(c) of the Packers and  
6 Stockyards Act, 1921 (7 U.S.C. 201(c)) is amended—

7 (1) by striking “; and” at the end and inserting  
8 a period; and

9 (2) by adding at the end the following: “Begin-  
10 ning on the date of the enactment of the Clarifica-  
11 tion of Treatment of Electronic Sales of Livestock  
12 Act of 2016, such term includes any person who en-  
13 engages in the business of buying or selling livestock,  
14 on a commission or other fee basis, through the use  
15 of online, video, or other electronic methods when  
16 handling or providing the means to handle receiv-  
17 ables or proceeds from such buying or selling, so  
18 long as such person’s annual average of online,  
19 video, or electronic sales of livestock, on a commis-  
20 sion or other fee basis, exceeds \$250,000.”.

21 (b) TECHNICAL AMENDMENTS.—Section 301 of the  
22 Packers and Stockyards Act, 1921 (7 U.S.C. 201) is  
23 amended—

24 (1) in the matter preceding subsection (a), by  
25 striking “When used in this Act—” and inserting  
26 “In this Act:”;

1           (2) in subsection (a), by striking the semicolon  
2           at the end and inserting a period; and

3           (3) in subsection (b)—

4                 (A) by striking “weighting” and inserting  
5                 “weighing”; and

6                 (B) by striking the semicolon at the end  
7                 and inserting a period.

8   **SEC. 3. METHODS TO TRANSFER FUNDS.**

9           Section 409(a) of the Packers and Stockyards Act,  
10 1921 (7 U.S.C. 228b(a)) is amended—

11           (1) in the first proviso, by striking “shall wire  
12           transfer funds to the seller’s account” each place it  
13           appears and inserting “shall transfer funds for the  
14           full amount of the purchase price to the account of  
15           the seller by wire, electronic funds transfer, or any  
16           other expeditious method determined appropriate by  
17           the Secretary”; and

18           (2) in the second proviso, by striking “or dealer  
19           shall wire transfer funds” and inserting “or dealer  
20           shall transfer funds for the full amount of the pur-  
21           chase price by wire, electronic funds transfer, or any  
22           other expeditious method determined appropriate by  
23           the Secretary”.