

117TH CONGRESS
1ST SESSION

H. R. 1998

To amend the Federal Meat Inspection Act to allow the interstate sale of State-inspected meat, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 18, 2021

Ms. CHENEY (for herself and Mrs. MILLER of West Virginia) introduced the following bill; which was referred to the Committee on Agriculture

A BILL

To amend the Federal Meat Inspection Act to allow the interstate sale of State-inspected meat, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Expanding Markets
5 for State-Inspected Meat Processors Act of 2021”.

6 **SEC. 2. STATE-INSPECTED MEAT.**

7 Section 301 of the Federal Meat Inspection Act (21
8 U.S.C. 661) is amended—

9 (1) by striking the section designation and in-
10 serting the following:

1 **“SEC. 301. SALE OF INSPECTED MEAT AND MEAT FOOD**
2 **PRODUCTS.”;**

3 (2) in subsection (a)—

4 (A) by striking “In furtherance of this pol-
5 icy” in the matter preceding paragraph (1) and
6 all that follows through “(1) The Secretary” in
7 paragraph (1) and inserting the following:

8 “(B) STATE PROGRAMS.—

9 “(i) IN GENERAL.—The Secretary”;

10 (B) by striking “(a) It is” and inserting
11 the following:

12 “(a) STATE MEAT INSPECTION PROGRAM.—

13 “(1) IN GENERAL.—

14 “(A) POLICY.—It is”; and

15 (C) in paragraph (1)(B) (as so des-
16 ignated)—

17 (i) in clause (i) (as so designated), by
18 striking “solely for distribution within such
19 State” and inserting “for distribution”;
20 and

21 (ii) by adding at the end the fol-
22 lowing:

23 “(ii) INTERSTATE COMMERCE.—

24 “(I) IN GENERAL.—Notwith-
25 standing any other provision of this
26 Act, the Secretary may allow the ship-

1 ment in interstate commerce of car-
 2 casses, parts of carcasses, meat, and
 3 meat food products inspected under
 4 the State meat inspection program de-
 5 scribed in clause (i).

6 “(II) ACCEPTANCE OF INTER-
 7 STATE SHIPMENTS OF MEAT AND
 8 MEAT FOOD PRODUCTS.—Notwith-
 9 standing any provision of State law, a
 10 State or local government shall not
 11 prohibit or restrict the movement or
 12 sale of meat or meat food products
 13 that have been inspected and passed
 14 in accordance with this Act for inter-
 15 state commerce.”;

16 (3) in subsection (b), by striking “(b) The ap-
 17 propriate” and inserting the following:

18 “(b) COOPERATION OF STATE AGENCY.—The appro-
 19 priate”;

20 (4) in subsection (c)—

21 (A) by striking “(c)(1) If the Secretary”
 22 and inserting the following:

23 “(c) ENFORCEMENT OF FEDERAL REQUIRE-
 24 MENTS.—

25 “(1) DESIGNATION OF STATES.—

- 1 “(A) IN GENERAL.—If the Secretary”;
2 (B) in paragraph (1) (as so designated)—
3 (i) in subparagraph (A) (as so des-
4 ignated)—
5 (I) in the first sentence, by strik-
6 ing “solely for distribution within
7 such State” and inserting “for dis-
8 tribution”; and
9 (II) in the second sentence, by
10 striking “If the Secretary” and insert-
11 ing the following:
12 “(B) DESIGNATION OF STATES.—
13 “(i) IN GENERAL.—Except as pro-
14 vided under clause (ii), if the Secretary”;
15 (ii) in subparagraph (B) (as so des-
16 ignated)—
17 (I) in clause (i) (as so des-
18 ignated)—
19 (aa) in the first sentence, by
20 striking “wholly”; and
21 (bb) by striking “State; *Pro-*
22 *vided*, That if” and inserting the
23 following: “State.
24 “(ii) EXCEPTION.—If”; and

1 (II) in clause (ii) (as so des-
2 ignated)—

3 (aa) in the first sentence—

4 (AA) by striking “such
5 designation” and inserting
6 “a designation made under
7 clause (i)”; and

8 (BB) by striking “he”
9 each place it appears and in-
10 sserting “the Secretary”; and

11 (bb) in the second sentence,
12 by striking “The Secretary shall”
13 and inserting the following:

14 “(C) PUBLICATION OF DESIGNATION.—
15 The Secretary shall”;

16 (iii) in subparagraph (C) (as so des-
17 ignated)—

18 (I) in the first sentence—

19 (aa) by striking “if such”;
20 and

21 (bb) by striking “were”
22 after “transactions”; and

23 (II) in the second sentence, by
24 striking “Thereafter, upon request”
25 and inserting the following:

1 “(D) REVOCATION OF DESIGNATION.—On
2 request”;

3 (iv) in subparagraph (D) (as so des-
4 ignated)—

5 (I) in the first sentence, by strik-
6 ing “such designation” and inserting
7 “a designation made under subpara-
8 graph (B)(i)”; and

9 (II) by striking “title IV of this
10 Act: *And provided further*, That, not-
11 withstanding”; and inserting the fol-
12 lowing: “title IV.

13 “(E) ADULTERATED MEAT OR MEAT FOOD
14 PRODUCT.—

15 “(i) IN GENERAL.—Notwithstanding”;
16 and

17 (v) in subparagraph (E) (as so des-
18 ignated)—

19 (I) in clause (i) (as so des-
20 ignated)—

21 (aa) in the first sentence—

22 (AA) by striking “with-
23 in such State”; and

1 (BB) by striking “sec-
2 tion 301 of the Act” and in-
3 serting “this section”; and

4 (bb) in the second sentence,
5 by striking “If the State” and in-
6 serting the following:

7 “(ii) ENFORCEMENT.—If the State”;

8 and

9 (II) in clause (ii) (as so des-
10 ignated), by striking “as though en-
11 gaged in commerce”;

12 (C) in paragraph (2), by striking “(2) The
13 provisions” and inserting the following:

14 “(2) EXCEPTIONS TO INSPECTION.—The provi-
15 sions”;

16 (D) in paragraph (3)—

17 (i) by striking “(3) Whenever” and in-
18 serting the following:

19 “(3) TERMINATION OF DESIGNATION.—If”;

20 (ii) by striking “he” and inserting
21 “the Secretary”; and

22 (E) in paragraph (4), by striking “(4) The
23 Secretary” and inserting the following:

24 “(4) REPORT.—The Secretary”; and

1 (5) in subsection (d), by striking “(d) As used
2 in” and inserting the following:

3 “(d) DEFINITION OF STATE.—In”.

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