

116TH CONGRESS  
2D SESSION

# H. R. 7051

To provide Federal relief to hog producers, especially family farmers and independent producers, who have been forced to euthanize hogs due to the COVID–19 pandemic, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 28, 2020

Mr. KING of Iowa introduced the following bill; which was referred to the  
Committee on Agriculture

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## A BILL

To provide Federal relief to hog producers, especially family farmers and independent producers, who have been forced to euthanize hogs due to the COVID–19 pandemic, 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. EMERGENCY ASSISTANCE FOR MARKET-READY**  
4       **HOG LOSSES.**

5       (a) IN GENERAL.—The Secretary shall use the funds  
6 of the Commodity Credit Corporation to provide emer-  
7 gency relief to covered producers to aid in the reduction  
8 of intentional depopulation losses of market-ready hogs

1 due to the closure or the reduction in processing capacity  
2 of a processing plant related to the COVID–19 pandemic.

3 (b) PAYMENT RATE FOR COVERED PRODUCERS.—In  
4 the case of a closure or the reduction in processing capac-  
5 ity of a processing plant related to the COVID–19 pan-  
6 demic, with respect to the losses of market-ready hogs due  
7 to such closure or reduction incurred by a covered pro-  
8 ducer, the Secretary shall reimburse—

9 (1) for the first 50,000 hogs of such covered  
10 producer, 70 percent of the cost of such losses of  
11 such covered producer;

12 (2) for up to 50,000 hogs in addition to para-  
13 graph (1), 55 percent of the cost of such losses of  
14 such covered producer;

15 (3) for up to 100,000 hogs in addition to para-  
16 graphs (1) and (2), 45 percent of the cost of such  
17 losses of such covered producer; and

18 (4) for any amount of hogs in addition to para-  
19 graphs (1), (2), and (3), 35 percent of the cost of  
20 such losses of such covered producer.

21 (c) VALUATION.—In determining the amount of  
22 losses for purposes of the payment rates under subsection  
23 (b), the Secretary shall use the average weekly price (as  
24 determined by the Secretary) for a market-ready hog, as  
25 determined by the Secretary. In no case shall the pay-

1 ments made under subsection (b) with respect to the losses  
2 of a covered producer exceed the actual market value of  
3 market-ready hogs on the day on which the covered pro-  
4 ducer began to suffer such losses.

5 (d) VERIFICATION.—The Secretary may not make a  
6 payment for the losses of market-ready hogs of a covered  
7 producer under subsection (b) unless a veterinarian cer-  
8 tifies—

- 9 (1) that such hogs are market-ready hogs; and  
10 (2) the number of such hogs for which the cov-  
11 ered producer claims a loss.

12 (e) PACKER-OWNED AND FOREIGN-OWNED HOGS  
13 EXCLUDED.—The Secretary may not make payments  
14 under subsection (b) for—

- 15 (1) any hog losses for which the covered pro-  
16 ducer does not provide sufficient documentation of  
17 ownership;  
18 (2) the losses of packer-owned hogs; or  
19 (3) the losses of hogs of a producer that is  
20 owned, in whole or in part, by any person who is not  
21 a United States citizen, lawful permanent resident,  
22 or entity.

23 (f) APPLICABILITY.—This section shall apply for the  
24 period beginning on April 1, 2020, and ending on the date  
25 that national processing capacity of hog processing plants

1 is equal to or greater than such capacity on February 1,  
2 2020, as determined by the Secretary.

3 (g) DEFINITIONS.—In this section:

4 (1) COVERED PRODUCER.—The term “covered  
5 producer” means a person or legal entity that as-  
6 sumes the production and market risks associated  
7 with the agricultural production of hogs (as such  
8 terms are defined in section 2(a) of the Packers and  
9 Stockyards Act, 1921 (7 U.S.C. 183(a))).

10 (2) MARKET-READY.—The term “market-  
11 ready” means, with respect to a hog, a hog that is  
12 at least 300 pounds and ready for market, as deter-  
13 mined by the Secretary.

14 (3) PACKER.—The term “packer” has the  
15 meaning given the term in section 201 of the Pack-  
16 ers and Stockyards Act, 1921 (7 U.S.C. 191) except  
17 such term does not include a packer with invested  
18 shares of less than or equal to 10 percent in a facil-  
19 ity that slaughters less than or equal to 5 million  
20 hogs a year.

21 (4) SECRETARY.—The term “Secretary” means  
22 the Secretary of Agriculture.

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