

105TH CONGRESS  
1ST SESSION

# S. 1119

To amend the Perishable Agricultural Commodities Act, 1930 to increase the penalty under certain circumstances for commission merchants, dealers, or brokers who misrepresent the country of origin or other characteristics of perishable agricultural commodities.

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## IN THE SENATE OF THE UNITED STATES

JULY 31, 1997

Mr. ABRAHAM introduced the following bill; which was read twice and referred to the Committee on Agriculture, Nutrition, and Forestry

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## A BILL

To amend the Perishable Agricultural Commodities Act, 1930 to increase the penalty under certain circumstances for commission merchants, dealers, or brokers who misrepresent the country of origin or other characteristics of perishable agricultural commodities.

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. MISREPRESENTATION OF COUNTRY OF ORIGIN**

4 **OR OTHER CHARACTERISTICS OF PERISH-**  
5 **ABLE AGRICULTURAL COMMODITIES.**

6 Section 2(5) of the Perishable Agricultural Commod-  
7 ities Act, 1930 (7 U.S.C. 499b(5)), is amended by adding

1 at the end the following: “If a court of competent jurisdic-  
2 tion finds that a person has intentionally, or with reckless  
3 disregard, engaged in a misrepresentation described in  
4 this paragraph and the misrepresentation resulted in a se-  
5 rious bodily injury (as defined in section 1365(g) of title  
6 18, United States Code) to, or death of, an individual, the  
7 person shall be guilty of a Class D felony that is punish-  
8 able under title 18, United States Code.”

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