

HR 5357

Agriculture Competition Enhancement Act

Congress: 107 (2001–2003, Ended)

Chamber: House

Policy Area: Agriculture and Food

Introduced: Sep 10, 2002

Current Status: Referred to the Subcommittee on Livestock and Horticulture.

Latest Action: Referred to the Subcommittee on Livestock and Horticulture. (Sep 13, 2002)

Official Text: <https://www.congress.gov/bill/107th-congress/house-bill/5357>

Sponsor

Name: Rep. Bereuter, Doug [R-NE-1]

Party: Republican • State: NE • Chamber: House

Cosponsors

No cosponsors are listed for this bill.

Committee Activity

Committee	Chamber	Activity	Date
Agriculture Committee	House	Referred to	Sep 13, 2002
Agriculture Committee	House	Referred to	Sep 13, 2002
Judiciary Committee	House	Referred To	Sep 10, 2002

Subjects & Policy Tags

Policy Area:

Agriculture and Food

Related Bills

No related bills are listed.

Agriculture Competition Enhancement Act - Establishes within the Department of Agriculture a Special Counsel for Competition Matters, to be appointed by the President subject to the advice and consent of the Senate.

Directs the Assistant Attorney General of the Antitrust Division of the Department of Justice or the Federal Trade Commission to notify the Secretary of Agriculture of specified (size- and market share-related) agribusiness premerger filings under the Clayton Act, and provide the Secretary with an opportunity to participate in such review. States that in addition to such antitrust review the Special Counsel shall conduct a contemporaneous review of the proposed action's marketplace effect on independent producers and family farmers, and may challenge such merger or acquisition.

Authorizes the Special Counsel to request notification of a smaller merger or acquisition that may threaten market competition.

Amends the Clayton Act with respect to proposed agricultural mergers or acquisitions.

Sets forth: (1) unlawful practices for agricultural dealers, processors, commission merchants, or brokers; and (2) related enforcement provisions.

Prohibits confidentiality clauses in livestock and poultry production contracts.

Amends the Consolidated Farm and Rural Development Act to authorize business and industry guaranteed loans for non-rural sited, farmer-owned projects that add value to or process agricultural commodities.

Establishes within the Antitrust Division of the Department of Justice an Assistant Attorney General for Agricultural Antitrust Matters.

Increases certain Federal Trade Commission premerger filing fees (Hart-Scott-Rodino filing fees), to be partially earmarked for agribusiness-related staff increases at the Transportation, Energy and Agriculture section of the Department of Justice.

Actions Timeline

- **Sep 13, 2002:** Referred to the Subcommittee on Department Operations, Oversight, Nutrition and Forestry.
- **Sep 13, 2002:** Referred to the Subcommittee on Livestock and Horticulture.
- **Sep 10, 2002:** Introduced in House
- **Sep 10, 2002:** Introduced in House
- **Sep 10, 2002:** Referred to the Committee on Agriculture, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.
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