Rules of
Department of Agriculture
Division 10—Market Development
Chapter 5—Price Reporting

<table>
<thead>
<tr>
<th>Title</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>2 CSR 10-5.005 Price Reporting Requirements for Livestock Purchases by Packers</td>
<td>3</td>
</tr>
<tr>
<td>2 CSR 10-5.010 Price Reporting Requirements for Livestock Purchases by Packers</td>
<td>3</td>
</tr>
<tr>
<td>2 CSR 10-5.015 Public Complaint Handling and Disposition Procedure For Missouri Livestock Marketing Law</td>
<td>3</td>
</tr>
</tbody>
</table>
Title 2—DEPARTMENT OF AGRICULTURE
Division 10—Market Development
Chapter 5—Price Reporting

2 CSR 10-5.005 Price Reporting Requirements for Livestock Purchases by Packers


2 CSR 10-5.010 Price Reporting Requirements for Livestock Purchases by Packers

PURPOSE: This rule specifies the requirements of sections 277.200 through 277.215, RSMo, which may be confusing or subject to differing interpretations by interested members of the public.

(1) The following definitions shall apply to the interpretations and enforcement of sections 277.200 through 277.215, RSMo:

A. Discrimination—defined as offering a different price for the same quality of livestock unless such price differential is based on—
   1. Transportation and acquiring costs;
   2. An agreement for delivery of livestock at a specified date or time; or
   3. Historical data reflecting anticipated carcass merit or value so long as said data is made available to the seller along with applicable premiums and discounts;
B. Missouri resident—defined as any—
   1. Individual residing or domiciled in Missouri;
   2. Missouri corporation;
   3. Foreign corporation registered in Missouri and doing business in Missouri;
   4. Missouri limited liability corporation (LLC);
   5. Foreign LLC registered in Missouri and doing business in Missouri;
   6. Partnership doing business in Missouri;
C. Direct purchases—shall include but shall not be limited to:
   1. Cash;
   2. Grade and yield;
   3. Grid;
   4. Formula pricing; or
   5. Forward contracts.

(2) The nature of public auction insures that discrimination does not occur. The open bidding process on livestock already delivered to a specific place and occurring at a given time and with the stock present for all to view allows the final and successful bidder to meet the requirements specified in section 277.203, RSMo. Therefore, sections 277.200 through 277.215, RSMo, shall not apply to a packer or packer’s agent who purchases or solicits livestock at a public auction market.

(3) Reporting as required under sections 277.200 through 277.215, RSMo shall be made to the Department of Agriculture. Forms may be obtained from the Department of Agriculture. Data may be transferred electronically in lieu of manual forms. Recommended format and file type may be obtained from the Missouri Department of Agriculture at (573) 751-4339.


2 CSR 10-5.015 Public Complaint Handling and Disposition Procedure for Missouri Livestock Marketing Law

PURPOSE: This rule establishes a procedure for the receipt, handling, and disposition of public complaints pursuant to the mandate of the Missouri Livestock Marketing Law, sections 277.200–277.215 RSMo, Supp. 2001.

(1) The director of the Market Development Division of the Department of Agriculture shall receive and process each complaint made against any packer with respect to livestock, meats, meat food products, or livestock products in unmanufactured form, which complaint alleges violations of sections 277.200 to 277.215, RSMo.

(2) Complaints should be mailed or delivered to the following address: Director, Market Development Division, Missouri Department of Agriculture, 1616 Missouri Boulevard, PO Box 630, Jefferson City, MO 65109. However, actual receipt of a complaint by the director of the Market Development Division at the division’s administrative office in any manner shall be sufficient. Complaints may be made based upon personal knowledge or upon information and belief, reciting information received from other sources.

(3) The director of the Market Development Division shall appoint a Missouri Livestock Law Violation Review Committee of individuals knowledgeable with the livestock and packing industries. Members of the committee may be employees of the Department of Agriculture. The committee shall elect a chairman to receive, acknowledge and investigate all complaints on behalf of the director of the Market Development Division. The committee chairman shall call a meeting of the committee as often as necessary to process all complaints received.

(4) All complaints shall be made in writing and shall fully identify the complainant by name and address. Complaints may be made on forms provided by the Market Development Division, included herein. Such forms shall be made available upon request. The forms shall allow for, but not be limited to, the complaint’s name and address; the name and address of the subject(s) of the complaint; the date the alleged violation occurred; and a thorough description of the alleged violation(s). The complaint shall include any and all available pertinent information. Oral or telephone requests will not be considered or processed as complaints, but each person making such communication will be provided with a complaint form and will be requested to complete the form and return it to the Market Development Division.

(5) Upon receipt by the committee, each complaint shall be acknowledged in writing and investigated by the committee. When the investigation is completed, the committee shall determine if the complaint should be forwarded to the Missouri Attorney General, or if the complaint should be dismissed. Upon that determination, the committee shall inform the complainant, in writing, of the committee’s decision.

(6) This rule exists for the benefit of those members of the public who submit complaints to the Missouri Livestock Law Violations Review Committee. This rule is not deemed to protect or inure to the benefit of those persons or entities against whom enforcement actions may be instituted concerning possible violations of the provisions of the Missouri Livestock Marketing Law.
Missouri Department of Agriculture
Missouri Livestock Law
Violation Report Form
Revised 10-29-01

This form is to be used report possible violations of Section 277.200-277.215 RSMo 2001, Missouri Livestock Marketing Law. Please fill out all information as accurately as possible. To file a complaint this form should be mailed or otherwise delivered to:

Director, Market Development Division
Missouri Department of Agriculture
PO Box 630
Jefferson City, MO 65102
Physical Address: 1616 Missouri Boulevard, 65109

Name: ___________________________________________________________

Address: _________________________________________________________

City: ___________________________ State: ________ Zip: _________________

Home Phone: ____________________ Business Phone: ____________________

E-Mail: ___________________________________________________________

Livestock

Species: ________________ Breed: ___________________________ Sex: __________

Weight: ____________________ Number Sold: ________________________

Buyer

Company Name: ___________________________________________________

Address: _________________________________________________________

City: ___________________________ State: ________ Zip: _________________

Phone: ________________________ Buyer Name: _________________________
Terms

Date and Time of Sale: _____________________________________________

Date and Time of Delivery: _________________________________________

Date and Time of Slaughter: ________________________________________

Price Offered or Paid: _____________________________________________

Other Terms: (Include any factors affecting price, i.e., freight, special delivery time, etc.)

Complaint

Please provide an explanation of why you believe this law has been violated. (Attach additional information if needed)

Documentation

Please provide any relevant documentation, including but not limited to the following:

Receipts issued by the buyer
Scale tickets from the buyer
Records of any communication relating to the sale
Contracts
Current carcass data
Historical carcass data
Comparable data for the same day and time of sale
Any other documentation to support your claim