

119TH CONGRESS
1ST SESSION

H. R. 1376

To amend the Animal Health Protection Act to provide compensation for poultry growers and layers in control areas, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 14, 2025

Mr. COSTA (for himself, Mr. ALFORD, Mr. RILEY of New York, Mr. STAUBER, Mr. JOHNSON of Georgia, Mr. FINSTAD, Ms. HOULAHAN, Mr. FEENSTRA, and Mr. WOMACK) introduced the following bill; which was referred to the Committee on Agriculture

A BILL

To amend the Animal Health Protection Act to provide compensation for poultry growers and layers in control areas, 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 “Healthy Poultry As-
5 sistance and Indemnification Act of 2025”.

6 **SEC. 2. COMPENSATION FOR POULTRY GROWERS AND LAY-**
7 **ERS IN CONTROL AREAS.**

8 Section 10407 of the Animal Health Protection Act
9 (7 U.S.C. 8306) is amended—

1 (1) in subsection (d), in the subsection heading,
2 by inserting “FOR DESTROYED ANIMALS” after
3 “COMPENSATION”; and

4 (2) by adding at the end the following:

5 “(e) COMPENSATION FOR POULTRY GROWERS AND
6 LAYERS IN CONTROL AREAS.—

7 “(1) DEFINITIONS.—In this subsection:

8 “(A) CONTROL AREA.—The term ‘control
9 area’ means a Control Area determined by the
10 Administrator of the Animal and Plant Health
11 Inspection Service.

12 “(B) POULTRY.—The term ‘poultry’
13 means domesticated fowl that are bred for the
14 primary purpose of producing eggs or meat, in-
15 cluding, when so bred, chickens, turkeys, os-
16 triches, emus, rheas, cassowaries, waterfowl,
17 and game birds, but not including doves and pi-
18 geons.

19 “(2) COMPENSATION.—

20 “(A) IN GENERAL.—Except as provided in
21 paragraph (3), the Secretary shall compensate
22 the owner of a poultry growing or laying facility
23 for flocks of birds that the owner of such facil-
24 ity was prohibited from growing or laying due

1 to the location of the facility within a control
2 area.

3 “(B) AMOUNT.—

4 “(i) IN GENERAL.—Compensation
5 paid under subparagraph (A) shall be in
6 an amount that is equal to the product ob-
7 tained by multiplying—

8 “(I) the average income from the
9 5 most recent flocks of birds that the
10 poultry growing or laying facility grew
11 or laid; and

12 “(II) the number of flocks of
13 birds that the owner of the poultry
14 growing or laying facility was prohib-
15 ited from growing or laying during the
16 period of time in which the control
17 area was in effect.

18 “(ii) LIMITATION.—Compensation
19 paid any owner of a poultry growing or
20 laying facility under this subsection shall
21 not exceed the difference between—

22 “(I) the amount described in
23 clause (i); and

24 “(II) any compensation received
25 by the owner from a State or other

1 source for the 1 or more flocks of
2 birds that the owner was prohibited
3 from growing or laying.

4 “(iii) REVIEWABILITY.—The deter-
5 mination by the Secretary of the amount
6 to be paid under this subsection shall be
7 final and not subject to judicial review or
8 review by any officer or employee of the
9 Federal Government other than the Sec-
10 retary or the designee of the Secretary.

11 “(C) TIMING.—Compensation shall be paid
12 under subparagraph (A) not later than 60 days
13 after the date on which the owner of a poultry
14 growing or laying facility submits a request to
15 the Secretary for compensation.

16 “(3) EXCEPTIONS.—

17 “(A) IN GENERAL.—The exceptions de-
18 scribed in subsection (d)(3) shall apply to this
19 subsection.

20 “(B) COMPENSATION FOR DESTROYED
21 ANIMALS.—No payment shall be made by the
22 Secretary under this subsection to an owner of
23 a poultry growing or laying facility who has re-
24 ceived compensation under subsection (d) for a

- 1 facility in the same control area during the
- 2 same period of time.”.

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