

## [CHAPTER 456]

## AN ACT

To amend the Perishable Agricultural Commodities Act, 1930, as amended, to include as a perishable agricultural commodity cherries in brine, and for other purposes.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That paragraph (4) of section 1 of the Perishable Agricultural Commodities Act, 1930, as amended (relating to the definition of "perishable agricultural commodity"), is amended to read as follows:

"(4) The term 'perishable agricultural commodity'—

"(A) Means any of the following, whether or not frozen or packed in ice: Fresh fruits and fresh vegetables of every kind and character; and

"(B) Includes cherries in brine as defined by the Secretary in accordance with trade usages;"

SEC. 2. Paragraph (6) (C) of section 1 of such Act, as amended (relating to the definition of "dealer"), is amended by inserting after the word "ice" a comma and the following: "or consists of cherries in brine."

SEC. 3. Paragraph (1) of section 2 of such Act, as amended (relating to the definition of "unfair conduct"), is amended to read as follows:

"(1) For any commission merchant, dealer, or broker to engage in or use any unfair, unreasonable, discriminatory, or deceptive practice in connection with the weighing, counting, or in any way determining the quantity of any perishable agricultural commodity received, bought, sold, shipped, or handled in interstate or foreign commerce;"

SEC. 4. Paragraph (5) of section 2 of such Act, as amended (relating to the definition of "unfair conduct"), is amended by inserting after "quality," the following: "quantity, size, pack, weight,"

Approved, June 29, 1940.

## [CHAPTER 457]

## AN ACT

To amend the Act to regulate the practice of podiatry in the District of Columbia.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Act to regulate the practice of podiatry in the District of Columbia, approved May 23, 1918, and Acts amendatory thereof, are further amended to read as follows:

"There is hereby established a Board of Podiatry Examiners, which shall consist of the health officer of the District of Columbia ex officio and three members, to be appointed by the Board of Commissioners of the District of Columbia.

"Said members shall be appointed within thirty days after this Act has taken effect, and they shall be so classified by the Board of Commissioners that the term of one member shall expire in one year, one in two years, and one in three years from the date of appointment, and annually thereafter the Board of Commissioners shall appoint one member who shall serve for a period of three years, or until his successor is appointed and qualified. Vacancies in said Board shall be filled by the Board of Commissioners for the unexpired term.

"No person shall be eligible for appointment upon the Board who is not a citizen of the United States and who has not been for five years next preceding his appointment a resident of and in

June 29, 1940

[H. R. 8628]

[Public, No. 686]

Perishable Agricultural Commodities Act, 1930, amendments.

46 Stat. 531.

7 U. S. C. §§ 499a, 499b; Supp. V, §§ 499a, 499b.

Definitions.  
"Perishable agricultural commodity."

"Dealer."

"Unfair conduct."

Weight, number, etc., of commodity.

Misrepresentation of quantity, size, etc.

June 29, 1940

[H. R. 8692]

[Public, No. 687]

District of Columbia.

Podiatry regulations.

40 Stat. 560.

20 D. C. Code § 995.

Board of Podiatry Examiners.

Terms of members.

Vacancies.

Eligibility for appointment.