

§ 329.7

United States after such transportation, is subject to seizure and condemnation, in a judicial proceeding pursuant to section 403 of the Act if such article or livestock:

- (a) Is or has been prepared, sold, transported, or otherwise distributed or offered or received for distribution in violation of the Act, or
- (b) Is capable of use as human food and is adulterated or misbranded, or
- (c) In any other way is in violation of the Act.

§ 329.7 Procedure for seizure, condemnation, and disposition.

Any article or livestock subject to seizure and condemnation under this part shall be liable to be proceeded against and seized and condemned, and disposed of, at any time, on an appropriate pleading in any United States district court, or other proper court specified in section 404 of the Act, within the jurisdiction of which the article or livestock is found.

§ 329.8 Authority for condemnation or seizure under other provisions of law.

The provisions of this part relating to seizure, condemnation and disposition of articles or livestock do not derogate from authority for condemnation or seizure conferred by other provisions of the Act, or other laws.

§ 329.9 Criminal offenses.

The Act contains criminal provisions with respect to numerous offenses specified in the Act, including but not limited to bribery of Program employees, receipt of gifts by Program employees, and forcible assaults on, or other interference with, Program employees while engaged in, or on account of, the performance of their official duties under the Act.

PART 331—SPECIAL PROVISIONS FOR DESIGNATED STATES AND TERRITORIES; AND FOR DESIGNATION OF ESTABLISHMENTS WHICH ENDANGER PUBLIC HEALTH AND FOR SUCH DESIGNATED ESTABLISHMENTS

- Sec.
- 331.1 Definition of “State.”
- 331.2 Designation of States under paragraph 301(c) of the Act.
- 331.3 States designated under paragraph 301(c) of the Act; application of regulations.
- 331.4 Control and disposal of non-federally-inspected products in States designated under paragraph 301(c) of the Act.
- 331.5 Criteria and procedure for designating establishments with operations which would clearly endanger the public health; disposition of products; application of regulations.
- 331.6 Designation of States under section 205 of the Act; application of sections of the Act and the regulations.

AUTHORITY: 21 U.S.C. 601-695; 7 CFR 2.17, 2.55.
SOURCE: 35 FR 19667, Dec. 29, 1970, unless otherwise noted.

§ 331.1 Definition of “State”.

For purposes of this part, the term “State” means any State (including the Commonwealth of Puerto Rico) or organized Territory.

§ 331.2 Designation of States under paragraph 301(c) of the Act.

Each of the following States has been designated, under paragraph 301(c) of the Act, as a State in which the provisions of Titles I and IV of the Act shall apply to operations and transactions wholly within such State. The Federal provisions apply, effective on the dates shown below:

| State | Effective date of application of Federal provisions |
|---------------------|---|
| Alaska | July 31, 1999. |
| Arkansas | June 1, 1981. |
| California | Apr. 1, 1976. |
| Colorado | July 1, 1975. |
| Connecticut | Oct. 1, 1975. |
| Florida | Dec. 2, 1997. |
| Guam | Jan. 21, 1972. |
| Hawaii | Nov. 1, 1995. |
| Idaho | July 1, 1981. |
| Kentucky | Jan. 14, 1972. |
| Maryland | March 31, 1991. |
| Massachusetts | Jan. 12, 1976. |
| Michigan | Oct. 3, 1981. |