



Understanding the Basics of the Perishable Agricultural Commodities Act (PACA) **Resources**

Statute & Regulations:

- Perishable Agricultural Commodities Act (7 U.S.C. (§§ 499a–499t)
<https://www.govinfo.gov/content/pkg/USCODE-2010-title7/html/USCODE-2010-title7-chap20A.htm>
- Marketing of Perishable Agricultural Commodities (7 CFR §§ 46–50)
<https://www.ecfr.gov/current/title-7/subtitle-B/chapter-I/subchapter-B>

USDA Agricultural Marketing Service (AMS):

- Perishable Agricultural Commodities Act (PACA) <https://www.ams.usda.gov/rules-regulations/paca>
- Commodities Covered by PACA
<https://www.ams.usda.gov/sites/default/files/media/CommoditiesCoveredByPACA.pdf>
- PACA Fact Finder
<https://www.ams.usda.gov/sites/default/files/media/PACAFactFinderBrochure.pdf>

National Agricultural Law Center Resources

- The Perishable Agricultural Commodities Act—An Overview
<https://nationalaglawcenter.org/overview/paca/>
- PACA Caselaw Index: <https://nationalaglawcenter.org/aglaw-reporter/case-law-index/paca/>

Congressional Research Service:

- The Perishable Agricultural Commodities Act (PACA)
https://www.everycrsreport.com/files/20010418_RS20378_d2a4296b7387c34b06f9449dbbb94149824d41bb.pdf



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Law Review Articles/Essays

- The Perishable Agricultural Commodities Act and Its Effect on The Perishable Agricultural Commodities Act and Its Effect on Secret Liens Secret Liens, Mark Duedall
<https://via.library.depaul.edu/cgi/viewcontent.cgi?article=1263&context=bclj>
- Lender, Beware. The Perishable Agricultural Commodities Act May Let Collateral Give You the Slip, Candyce Vana Ingwersen
https://cms.rmau.org/uploadedFiles/Credit_Risk/Library/RMA_Journal/Agriculture/Lender.%20Beware_%20he%20Perishable%20Agricultural%20Commodities%20Act%20May%20Let%20Co.pdf
- The Perishable Agricultural Commodities Act, Peter E. Fish & Mitchel L. Berg
<https://www.paulweiss.com/media/3977621/14feb2018nylj.pdf>
- Secured Lending in the Produce Industry: What Every Bank Should Know, Jason R. Klinowski
https://nationalaglawcenter.org/wp-content/uploads/assets/articles/klinowski_paca.pdf
- Perishable Agricultural Commodities Act Round-Up: A Review of Recent Cases, Harrison M. Pittman
https://nationalaglawcenter.org/wp-content/uploads/assets/articles/pittman_pacaroundup.pdf
- The Perishable Agricultural Commodities Act: The Statutory Trust and Its Application to Restaurants, Harrison M. Pittman
https://nationalaglawcenter.org/wp-content/uploads/assets/articles/pittman_restaurants.pdf
- The Unsuspecting Fiduciary The Curious Case of PACA and Personal Liability, American Bankruptcy Institute
<https://www.abi.org/abi-journal/the-unsuspecting-fiduciary-the-curious-case-of-paca-and-personal-liability>
- Personal Liability for Corporate Debts: The Reach of The Perishable Agricultural Commodities Act Continues to Expand, Bartholomew M. Botta
<https://aglawjournal.wp.drake.edu/wp-content/uploads/sites/66/2016/09/agVol02No2-Botta.pdf>

Additional Resources

- American Bar Association: The Impact of PACA and PASA on Real Estate Loans
https://www.americanbar.org/groups/real_property_trust_estate/publications/probate-property-magazine/2017/january_february_2017/2017_aba_rpte_pp_v31_1_article_werner_paca_and_pasa_real_estate_loans/
- Ohio State Extension Blog Post
<https://farmoffice.osu.edu/blog-tags/perishable-agricultural-commodities-act>
- North Carolina State Extension
<https://farmlaw.ces.ncsu.edu/wp-content/uploads/2018/07/PRESENTATIONS.GLU-2018-PACA-Perishable-Agricultural-Commodities-Act.pdf?fwfwd=no>
- McCarron and Diess (law firm that specifically represents produce growers) Web Guide
<https://mccarronlaw.com/paca/paca-overview/>
- K&L Gates Firm
<https://www.klgates.com/PACA-and-Real-Property-Follow-the-Fruit-12-05-2018>