

**TITLE 21 - FOOD AND DRUGS**  
**CHAPTER 9 - FEDERAL FOOD, DRUG, AND COSMETIC ACT**  
**SUBCHAPTER II - DEFINITIONS**

**§ 321d. Market names for catfish and ginseng**

**(a) Catfish labeling**

**(1) In general**

Notwithstanding any other provision of law, for purposes of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 301 et seq.)—

**(A)** the term “catfish” may only be considered to be a common or usual name (or part thereof) for fish classified within the family Ictaluridae; and

**(B)** only labeling or advertising for fish classified within that family may include the term “catfish”.

**(2) Omitted**

**(b) Ginseng labeling**

**(1) In general**

Notwithstanding any other provision of law, for purposes of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 301 et seq.)—

**(A)** the term “ginseng” may only be considered to be a common or usual name (or part thereof) for any herb or herbal ingredient derived from a plant classified within the genus *Panax*; and

**(B)** only labeling or advertising for herbs or herbal ingredients classified within that genus may include the term “ginseng”.

**(2) Omitted**

(Pub. L. 107–171, title X, § 10806, May 13, 2002, 116 Stat. 526.)

**References in Text**

The Federal Food, Drug, and Cosmetic Act, referred to in subsecs. (a)(1), (b)(1), is act June 25, 1938, ch. 675, 52 Stat. 1040, as amended, which is classified generally to this chapter. For complete classification of this Act to the Code, see section 301 of this title and Tables.

**Codification**

Section is comprised of section 10806 of Pub. L. 107–171. Subsecs. (a)(2) and (b)(2) of section 10806 of Pub. L. 107–171 amended section 343 of this title.

Section was enacted as part of the Farm Security and Rural Investment Act of 2002, and not as part of Federal Food, Drug, and Cosmetic Act which comprises this chapter.