

**185.1 Definitions.**

As used in this chapter:

1. "Association" means the Iowa soybean association as recognized in section 185.1A.
2. "Board" means the Iowa soybean association board of directors established by this chapter.
3. "Bushel" means sixty pounds of soybeans by weight.
4. "District" means an official crop reporting district formed by the United States department of agriculture and set out in the annual farm census published by the Iowa department of agriculture and land stewardship.
5. "First purchaser" means a person, public or private corporation, governmental subdivision, association, co-operative, partnership, commercial buyer, dealer, or processor who purchases soybeans from a producer for the first time for any purpose except to feed it to the purchaser's livestock or to manufacture a product from the soybeans purchased for the purchaser's personal consumption.
6. "Influencing legislation" means the same as defined in 26 C.F.R. § 56.4911 as that section exists on July 1, 2005.
7. "Market development" means to engage in research and educational programs directed toward better and more efficient production and utilization of soybeans; to provide methods and means, including but not limited to, public relations and other promotion techniques for the maintenance of present markets; to provide for the development of new or larger domestic and foreign markets; and to provide for the prevention, modification, or elimination of trade barriers which obstruct the free flow of soybeans.
8. "Marketed in this state" refers to a sale of soybeans to a first purchaser who is a resident of or doing business in this state where actual delivery of the soybeans occurs in this state.
9. "National assessment" means the assessment on soybeans collected pursuant to 7 U.S.C. ch. 92.
10. "Net market price" means the sales price received by a producer for soybeans after adjustments for any premium or discount based on grading or quality factors.
11. "Producer" means a person engaged in this state in the business of producing and marketing in the person's name at least two hundred fifty bushels of soybeans in the previous year.
12. "Promotional order" means an order administered pursuant to this chapter which establishes a program for the promotion, research, and market development of soybeans and provides for a state assessment to finance the program.
13. "Qualified financial institution" means a bank, credit union, or savings and loan as defined in section 12C.1.
14. "Sale" or "purchase" includes but is not limited to the pledge or other encumbrance of soybeans as security for a loan extended under a federal price support loan program. Sale and actual delivery of the soybeans under the federal price support loan program occurs when the soybeans are marketed following redemption by the producer or when the soybeans are forfeited in lieu of loan repayment. If the soybeans are forfeited in lieu of repayment, the purchase price of the soybeans is the principal amount of the loan extended and the state assessment shall be collected at the time of loan settlement.
15. "Secretary" means the secretary of agriculture.
16. "Soybeans" means and includes all kinds of varieties of soybeans marketed or sold as soybeans by the producer.
17. "State assessment" or "assessment" means an excise tax on each bushel of soybeans marketed in this state which is imposed pursuant to a promotional order as provided in this chapter.

[C73, 75, 77, 79, 81, §185.1]

83 Acts, ch 22, §1, 2; 86 Acts, ch 1245, §633; 94 Acts, ch 1146, §19, 20; 2005 Acts, ch 82, §1

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[P] Further definitions; see §159.1