

21—92.2(203D) Required fees. Until the amounts are amended or waived by the grain indemnity fund board pursuant to Iowa Code section 203D.5, in accordance with Iowa Code chapter 17A, fees shall be assessed as follows:

92.2(1) A per-bushel fee on all purchased grain, in an amount of one-quarter cent per bushel, remitted by grain dealers. However, if the grain dealer provides documentation satisfactory to the department, the following transactions shall be excluded from the per-bushel fee:

- a. Grain purchased from the United States government or any of its subdivisions or agencies.
- b. Grain purchased from a person licensed as a grain dealer in any jurisdiction.
- c. Grain purchased under a credit-sale contract.
- d. Grain entered in the company-owned paid position as a cancellation of a collateral warehouse receipt.
- e. Grain entered in the company-owned paid position as an intracompany location transfer.

92.2(2) An annual participation fee, remitted by licensees, as follows:

a. For grain dealers, a participation fee of fourteen thousandths of a cent per bushel on all purchased grain entered into the company-owned paid position during the grain dealer's last fiscal year. However, a grain dealer shall pay a minimum participation fee of \$50. If the grain dealer provides documentation satisfactory to the department, the following transactions shall be excluded from the participation fee:

- (1) Grain purchased from the United States government or any of its subdivisions or agencies.
 - (2) Grain purchased from a person licensed as a grain dealer in any jurisdiction.
 - (3) Grain purchased under a credit-sale contract.
 - (4) Grain entered in the company-owned paid position as a cancellation of a collateral warehouse receipt.
 - (5) Grain entered in the company-owned paid position as an intracompany location transfer.
- b. For warehouse operators, a participation fee of fourteen thousandths of a cent per bushel of bulk grain storage capacity, or \$500, whichever is less. However, a warehouse operator shall pay a minimum participation fee of \$50.

92.2(3) A grain dealer may pass on the cost of a per-bushel fee paid in accordance with 92.2(1) to the grain sellers by an itemized discount on the grain dealer's settlement sheet.

This rule is intended to implement Iowa Code sections 203D.3, 203D.3A and 203D.5.

[ARC 9388B, IAB 2/23/11, effective 3/30/11; ARC 2105C, IAB 8/19/15, effective 9/23/15]