

3/8/94 (House) Agric. p. 493  
(P. 890) 3/24/94 Rule - Amended / Do Pass  
H - 5676

FILED MAR 3 1994

SENATE FILE 2263

BY COMMITTEE ON AGRICULTURE

(SUCCESSOR TO SSB 2239)

Passed Senate, Date 3/8/94 (p. 565) Passed House, (P. 1500) Date 4/13/94  
Vote: Ayes 47 Nays 0 Vote: Ayes 93 Nays 0  
Approved April 25, 1994  
Passed 4-14-94  
Vote 47-0 (P. 1028)  
A BILL FOR

1 An Act providing for the storage of bulk grain by producers  
2 owning the grain.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SF 2263

1 Section 1. Section 203C.16, Code 1993, is amended to read  
2 as follows:

3 203C.16 LICENSE REQUIRED FOR THE STORAGE OF BULK GRAIN.

4 ~~it shall be unlawful for any~~ A person other than a licensed  
5 warehouse operator ~~to shall not~~ place in storage or ~~to~~ accept  
6 for storage any bulk grain, ~~and it shall be unlawful for any.~~  
7 A person ~~to shall not~~ place bulk grain in storage in a  
8 warehouse other than a licensed warehouse. This section shall  
9 not apply to any of the following:

10 1. The acceptance and storage of bulk grain by a person  
11 bonded and licensed under the provisions of a federal law, if  
12 and to the extent that such the person is authorized under  
13 federal law to accept and store bulk grain, but such.  
14 However, the person shall comply with all other provisions of  
15 this chapter which do not conflict with such federal law.  
16 ~~This section shall not apply to the~~

17 2. The storage of bulk grain owned by the a person storing  
18 the same who owns all the stored bulk grain.

19 3. The storage of bulk grain by more than one person, if  
20 all of the following apply:

21 a. The bulk grain was produced by all persons storing the  
22 grain.

23 b. The bulk grain is stored on the property owned by one  
24 of the persons storing the grain.

25 c. No person other than persons producing the grain owns  
26 the stored bulk grain.

27 d. The persons are not organized as a cooperative  
28 association in this or another state, including an association  
29 organized under chapter 497, 498, or 499.

30 EXPLANATION

31 This bill amends section 206C.16, which prohibits a person  
32 other than a licensed warehouse operator to store bulk grain.  
33 The section includes several exceptions, including exceptions  
34 for persons licensed as federal warehouses and persons storing  
35 their own grain.

1 This bill creates another exception for the storage of bulk  
2 grain by more than one person, if the bulk grain was produced  
3 by all persons storing the grain. The bulk grain must be  
4 stored on the property owned by one of the persons storing the  
5 grain. No person other than persons producing the grain can  
6 own the stored bulk grain. The person also cannot be  
7 organized as a cooperative association in this or another  
8 state, including an association organized under chapter 497,  
9 498, or 499.

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SENATE FILE 2263

H-5676

1 Amend Senate File 2263, as passed by the Senate, as  
2 follows:

3 1. Page 1, line 21, by inserting before the word  
4 "produced" the following: "jointly".

5 2. Page 1, line 22, by inserting after the word  
6 "grain." the following: "As used in this subsection,  
7 "jointly produced" includes but is not limited to  
8 grain owned by a landlord who receives a share of  
9 agricultural products as rent."

10 3. Page 1, line 23, by inserting after the word  
11 "owned" the following: "or leased".

12 4. Page 1, line 24, by striking the word  
13 "storing" and inserting the following: "jointly  
14 producing".

15 5. Page 1, line 25, by inserting after the word  
16 "persons" the following: "jointly".

17 6. Page 1, by striking lines 27 through 29.

By COMMITTEE ON AGRICULTURE

EDDIE of Buena Vista, Chairperson

H-5676 FILED MARCH 24, 1994

*adopted 4/13/94*  
*(p. 1499)*

HOUSE AMENDMENT TO  
SENATE FILE 2263

S-5632

- 1 Amend Senate File 2263, as passed by the Senate, as  
2 follows:  
3 1. Page 1, line 21, by inserting before the word  
4 "produced" the following: "jointly".  
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12 4. Page 1, line 24, by striking the word  
13 "storing" and inserting the following: "jointly  
14 producing".  
15 5. Page 1, line 25, by inserting after the word  
16 "persons" the following: "jointly".  
17 6. Page 1, by striking lines 27 through 29.

RECEIVED FROM THE HOUSE

S-5632 FILED APRIL 13, 1994

*Senate Concurred 4-14-94 (p. 1228)*

Lusak - Chair  
McLaren  
Lorenson

SSB-2239

Agriculture  
<sup>now</sup>

SENATE FILE 2263

BY (PROPOSED COMMITTEE ON  
AGRICULTURE BILL BY CHAIR-  
PERSON PRIEBE)

Passed Senate, Date \_\_\_\_\_

Passed House, Date \_\_\_\_\_

Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

Approved \_\_\_\_\_

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14 However, the person shall comply with all other provisions of  
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18 the same who owns all the stored bulk grain.

19 3. The storage of bulk grain by more than one person, if  
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21 a. The bulk grain was produced by all persons storing the  
22 grain.

23 b. The bulk grain is stored on the property owned by one  
24 of the persons storing the grain.

25 c. No person other than persons producing the grain owns  
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LSB 4191SC 75

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SENATE FILE 2263

AN ACT

PROVIDING FOR THE STORAGE OF BULK GRAIN BY PRODUCERS OWNING  
THE GRAIN.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 203C.16, Code 1993, is amended to read  
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A person to ~~shall not~~ place bulk grain in storage in a  
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and to the extent that ~~such~~ the person is authorized under  
federal law to accept and store bulk grain; ~~but such,~~  
~~However,~~ the person shall comply with all other provisions of  
this chapter which do not conflict with such federal law.

~~This section shall not apply to the~~

2. The storage of bulk grain owned by the a person storing  
~~the same who owns all the stored bulk grain.~~

3. The storage of bulk grain by more than one person, if  
all of the following apply:

a. The bulk grain was jointly produced by all persons  
storing the grain. As used in this subsection, "jointly  
produced" includes but is not limited to grain owned by a  
landlord who receives a share of agricultural products as  
rent.

b. The bulk grain is stored on the property owned or  
leased by one of the persons jointly producing the grain.

c. No person other than persons jointly producing the  
grain owns the stored bulk grain.

\_\_\_\_\_  
LEONARD L. BOSWELL  
President of the Senate

\_\_\_\_\_  
HAROLD VAN MAANEN  
Speaker of the House

I hereby certify that this bill originated in the Senate and  
is known as Senate File 2263, Seventy-fifth General Assembly.

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JOHN F. DWYER  
Secretary of the Senate

Approved *April 25*, 1994

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TERRY E. BRANSTAD  
Governor