

House Bill 645

By: Representatives Floyd of the 138<sup>th</sup>, Ray of the 128<sup>th</sup>, Purcell of the 147<sup>th</sup> and Greene of the 158<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Chapter 1 of Title 2 of the Official Code of Georgia Annotated, relating to general  
2 provisions relating to agriculture, so as to change the provisions relating to the annual license  
3 fee of grain dealers, commercial feed dealers, and grain warehousemen; to amend Article 1  
4 of Chapter 4 of Title 10 of the Official Code of Georgia Annotated, known as the "Georgia  
5 State Warehouse Act," so as to change the provisions relating to annual licenses; to repeal  
6 conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Chapter 1 of Title 2 of the Official Code of Georgia Annotated, relating to general provisions  
10 relating to agriculture, is amended by striking Code Section 2-1-5, relating to the annual  
11 license fee of grain dealers, commercial feed dealers, and grain warehousemen, and inserting  
12 in its place the following:

13 "2-1-5.

14 An individual conducting business as a grain dealer, commercial feed dealer, and grain  
15 warehouseman shall pay an annual license fee in an amount not to exceed ~~\$1,500.00~~  
16 \$2,000.00."

17 **SECTION 2.**

18 Article 1 of Chapter 4 of Title 10 of the Official Code of Georgia Annotated, known as the  
19 "Georgia State Warehouse Act," is amended by striking subsection (a) of Code Section  
20 10-4-10, relating to annual licenses, and inserting in its place the following:

21 "(a) No person shall operate a warehouse as defined under this article in this state unless  
22 he or she has a valid, effective license issued by the Commissioner pursuant to this article  
23 for such warehouse; ~~provided, however, that this provision shall not prohibit the delivery~~  
24 ~~of property received at a warehouse prior to July 1, 1954, or during the effective period of~~  
25 ~~any license issued under this article for such warehouse.~~ All such licenses shall expire on

1 June 30 of each year. No license so issued shall describe more than one warehouse nor  
2 grant permission to operate any warehouse other than the one described therein, except  
3 that, if a warehouseman operates two or more warehouses in the same county or in  
4 adjoining counties; or operates two or more grain warehouses in nonadjoining counties in  
5 conjunction with each other and if but one set of books and records is kept with respect to  
6 weight certificates, scale tickets, inspection certificates, and receipts issued for agricultural  
7 products stored in all such warehouses, only one license shall be required for the operation  
8 of all such warehouses."

9 **SECTION 3.**

10 Said article is further amended by striking Code Section 10-4-17, relating to license fees, and  
11 inserting in its place the following:

12 "10-4-17.

13 Warehousemen coming under this article shall pay an annual license fee which includes  
14 all inspections in an amount based on storage capacity in an amount fixed by rule or  
15 regulation of the Commissioner. These fees shall not exceed actual cost of inspections and  
16 are inclusive. The amount paid shall be based on storage capacity and shall be at least  
17 \$500.00 and no more than \$2,000.00 for grain or cotton warehouses, ~~\$500.00 to \$1,000.00~~  
18 ~~for grain warehouses~~, and \$500.00 to \$1,000.00 for other agricultural products facilities  
19 desiring to come under this article. Each license so issued shall expire on ~~July 1~~ June 30  
20 of each year, and each application for license must be accompanied by the license fee."

21 **SECTION 4.**

22 All laws and parts of laws in conflict with this Act are repealed.