

House Bill 442 (FLOOR SUBSTITUTE)

By: Representatives Ray of the 128th, Hudson of the 156th and James of the 140th

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 31 of Title 43 of the Official Code of Georgia Annotated, relating to
2 pecan dealers and processors, so as to change the provisions relating to recording purchases
3 of pecans by dealers and opening records thereof to public authorities; to provide for
4 presentation of identification and issuance and recording of seller identification numbers; to
5 repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Chapter 31 of Title 43 of the Official Code of Georgia Annotated, relating to pecan dealers
9 and processors, is amended by striking Code Section 43-31-3, relating to recording sales by
10 dealers and opening records to public authorities, and inserting in lieu thereof the following:

11 "43-31-3.

12 Any dealer in pecans who buys any pecans for resale, or for the purpose of processing
13 same, in an amount exceeding the market value of ~~\$5.00~~ \$50.00 at one time shall, at the
14 time of purchase, make a record of the name and address of the seller, the date of the
15 purchase, the amount of the nuts purchased, kinds purchased, and where purchased. The
16 first time a dealer purchases pecans from any seller on or after July 1, 2001, the dealer shall
17 require the seller to present identification issued by a governmental agency of a state or the
18 United States and containing a photograph of the seller. The dealer shall record the
19 information contained on such identification and may issue a unique seller identification
20 number to such seller. The dealer shall record either the seller's name or the seller's
21 identification number on the dealer's record of each purchase required to be maintained
22 pursuant to this Code section. These records shall be kept available to public authorities
23 for at least ~~12~~ 36 months after the date of the purchase."

24 **SECTION 2.**

25 All laws and parts of laws in conflict with this Act are repealed