

SENATE BILL NO. 1030

101ST GENERAL ASSEMBLY

INTRODUCED BY SENATOR BEAN.

4842S.02I

ADRIANE D. CROUSE, Secretary

AN ACT

To amend chapter 275, RSMo, by adding thereto one new section relating to the soybean producers assessment.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Chapter 275, RSMo, is amended by adding thereto
2 one new section, to be known as section 275.355, to read as
3 follows:

275.355. 1. As used in this section the following
2 terms mean:

3 (1) "Handler", in addition to the definition set forth
4 in section 275.300, includes a commodity credit corporation
5 for situations in which soybeans are pledged as collateral
6 for a loan issued under any commodity credit corporation
7 price support loan program and the soybeans are forfeited by
8 the producer in lieu of loan repayment;

9 (2) "Missouri Soybean Merchandising Council", the
10 "commodity merchandising council" or "council" as defined in
11 section 275.300 for soybeans;

12 (3) "Net market price":

13 (a) Except as provided in paragraph (b) of this
14 subdivision, the sales price, or other value received by a
15 producer for any soybeans after adjustments for any premium
16 or discount based on grading or quality factors, as
17 determined by the secretary of agriculture of the United
18 States, the director, or both; or

19 (b) For soybeans pledged as collateral for a loan
20 issued under any commodity credit corporation price support
21 loan program, and where the soybeans are forfeited by the
22 producer in lieu of loan repayment, the principal amount of
23 the loan;

24 (4) "Processor", in addition to the definition set
25 forth in section 275.300, includes a producer marketing
26 processed soybeans or soybean products of that producer's
27 own production.

28 2. For so long as an assessment made under the Soybean
29 Promotion, Research and Consumer Information Act of 1990, 7
30 U.S.C.A. § 6301 et seq. is at one-half of one percent of the
31 net market price of soybeans grown within the state of
32 Missouri, the fee imposed and levied under section 275.350
33 shall be one-half of such national assessment rate. The
34 state fee shall not be in addition to the national
35 assessment collected by the Missouri Soybean Merchandising
36 Council, a qualified state soybean board under the Soybean
37 Promotion, Research and Consumer Information Act of
38 1990. Instead, the portion of such national assessment
39 retained by the Missouri Soybean Merchandising Council,
40 under the Soybean Promotion, Research and Consumer
41 Information Act of 1990 corresponds to the state fee.

42 3. If the assessment under the Soybean Promotion,
43 Research and Consumer Information Act of 1990 is reduced to
44 less than one-half of one percent or ceases to be effective,
45 then, for so long as such national assessment is so reduced
46 or as no such national assessment is made, the state fee
47 imposed and levied under section 275.350 shall be equal to
48 one-half of one percent of the net market price of soybeans
49 grown within the state of Missouri less any national
50 assessment collected and remitted by the Missouri Soybean

51 Merchandising Council to the United Soybean Board under the
52 Soybean Promotion, Research and Consumer Information Act of
53 1990, if any. The total amount of the state fee and the
54 national assessment, if any, shall either (i) be collected
55 from a producer by the handler or processor first acquiring
56 said producer's soybeans and remitted to the Missouri
57 Soybean Merchandising Council or (ii) remitted by a producer
58 marketing processed soybeans or soybean products of that
59 producer-processor's own soybeans to the Missouri Soybean
60 Merchandising Council.

61 4. State fees collected pursuant to this section shall
62 be subject to the refund provision provided under section
63 275.360.

64 5. The revisions to sections 275.300 to 275.370 made
65 by this section shall not be deemed to be a change in the
66 amount of the fee to be collected or a major change for
67 purposes of section 275.330.

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