Rules and Regulations of the State of Georgia

Department 124 AGRICULTURAL COMMODITY COMMISSION FOR CORN

Current through Rules and Regulations filed through November 6, 2026

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ADMINISTRATIVE HISTORY

The **Administrative History** following each Rule gives the date on which the Rule was originally filed and its effective date, as well as the date on which any amendment or repeal was filed and its effective date. Principal abbreviations used in the Administrative History are as follows:

f. - filed

eff. - effective

R. - Rule (Abbreviated only at the beginning of the control number)

Ch. - Chapter (Abbreviated only at the beginning of the control number)

ER. - Emergency Rule

Rev. - Revised

Chapter 124-1, entitled "Marketing Order for Corn" adopted. Filed March 15, 1996; effective April 4, 1996.

Cite as Ga. Comp. R. & Regs. R. dept. 124, ADMINISTRATIVE HISTORY

Chapter 124-1. MARKETING ORDER FOR CORN.

Rule 124-1-.01. Product Affected.

Corn produced for grain, including all yellow or white dent corn varieties, and all specialty starch varieties, except sweet or fresh.

Cite as Ga. Comp. R. & Regs. R. 124-1-.01
Authority: O.C.G.A. Sec. 2-8-1*et seq.*
History. Original Rule entitled "Product Affected" adopted. F. Mar. 15, 1996; eff. Apr. 4, 1996.

Rule 124-1-.02. Area of Production Affected.

The entire State of Georgia

Cite as Ga. Comp. R. & Regs. R. 124-1-.02
Authority: O.C.G.A. Sec. 2-8-1*et seq.*
History. Original Rule entitled "Area of Production Affected" adopted. F. Mar. 15, 1996; eff. Apr. 4, 1996.

Rule 124-1-.03. Scope of Operation.

(1) Research.

(2) Promotion.

(3) Education.

Cite as Ga. Comp. R. & Regs. R. 124-1-.03
Authority: O.C.G.A. Sec. 2-8-1*et seq.*
History. Original Rule entitled "Scope of Operation" adopted. F. Mar. 15, 1996; eff. Apr. 4, 1996.

Rule 124-1-.04. Extent of Operation.

The extent of operation under the statutory authority shall be as determined by the Commission within the limitations of the statutory authority. The Commission shall have the right to determine the activities of the Commission and the expenditure of funds under any one or all of the areas permitted under statutory authority.

Cite as Ga. Comp. R. & Regs. R. 124-1-.04
Authority: O.C.G.A. Sec. 2-8-1*et seq.*
History. Original Rule entitled "Extent of Operation" adopted. F. Mar. 15, 1996; eff. Apr. 4, 1996.

Rule 124-1-.05. Term of Operation.

The term of operation under this Order shall be for a three year period beginning July 1, 1996 and ending June 30, 1999 unless extended as provided by law.

Cite as Ga. Comp. R. & Regs. R. 124-1-.05
Authority: O.C.G.A. Sec. 2-8-1*et seq.*
History. Original Rule entitled "Term of Operation" adopted. F. Mar. 15, 1996; eff. Apr. 4, 1996.

Rule 124-1-.06. Method of Approval.

(1) The approval of this Order shall be by referendum of the affected producers as authorized and provided by O.C.G.A. 2-8-23(a)(5).

(2) The approval shall be determined by the Commission at the close of such referendum period as provided by O.C.G.A. 2-8-23(a)(5).

(3) The approval or disapproval of the affected producers shall be on an individual basis.

Cite as Ga. Comp. R. & Regs. R. 124-1-.06
Authority: O.C.G.A. Sec. 2-8-1*et seq.*
History. Original Rule entitled "Method of Approval" adopted. F. Mar. 15, 1996; eff. Apr. 4, 1996.

Rule 124-1-.07. Time for Approval.

In the event the Commission, after a public hearing, determines that a referendum shall be held, a thirty (30) day period shall be set during which time ballots shall be received. The Commission has the authority to declare this Order approved upon the results of tabulation revealing the requisite number of favorable ballots from producers who produce the requisite percentage.

Cite as Ga. Comp. R. & Regs. R. 124-1-.07
Authority: O.C.G.A. Sec. 2-8-1*et seq.*
History. Original Rule entitled "Time for Approval" adopted. F. Mar. 15, 1996; eff. Apr. 4, 1996.

Rule 124-1-.08. Affected Producers.

This Order shall apply to all producers who produce corn for grain that will be commercially sold within and without the State. Commercial sale shall mean the sale of corn for any use to any commercial buyer, dealer, processor, cooperative, integrated livestock, dairy, poultry feeding operations, or to any person, public or private, who sells any corn or product produced from corn.

Cite as Ga. Comp. R. & Regs. R. 124-1-.08
Authority: O.C.G.A. Sec. 2-8-1*et seq.*
History. Original Rule entitled "Affected Producers" adopted. F. Mar. 15, 1996; eff. Apr. 4, 1996.

Rule 124-1-.09. Method of Finance.

Projects, undertakings and expenses incurred under this Order shall be financed by an assessment and levy of not more than one cent (1¢) per bushel on all corn produced for grain by producers in this state and commercially sold. The assessment and levy shall be against the producer of corn. Upon the approval of the requisite number of affected producers and effective July 1, 1996, an annual levy and assessment of one cent (1¢) per bushel on all corn that will be commercially sold for grain is hereby made. Such levy and assessment shall continue of force and effect until this order is suspended or superseded as provided by law and during the time this Order remains of force and effect.

Cite as Ga. Comp. R. & Regs. R. 124-1-.09
Authority: O.C.G.A. Sec. 2-8-1*et seq.*
History. Original Rule entitled "Method of Finance" adopted. F. Mar. 15, 1996; eff. Apr. 4, 1996.

Rule 124-1-.10. Method of Collection.

(1) The levy and assessment provided by this Order shall be collected from producers. As an aid in such collection, handlers, sales agents, packers and processors shall deduct the amount of such levy and assessment from each payment made to the producer and they shall remit the same to the Commissioner of Agriculture for the account of the producer.

(2) The Commissioner is authorized in the collection of funds to adopt and utilize a reporting and auditing method of collecting the levy and assessment provided herein.

Cite as Ga. Comp. R. & Regs. R. 124-1-.10
Authority: O.C.G.A. Sec. 2-8-1*et seq.*
History. Original Rule entitled "Method of Collection" adopted. F. Mar. 15, 1996; eff. Apr. 4, 1996.

Rule 124-1-.11. Administration and Enforcement.

The Commissioner of Agriculture shall administer and enforce the provisions of this Order, particularly as to the collection of levies and assessments.

Cite as Ga. Comp. R. & Regs. R. 124-1-.11
Authority: O.C.G.A. Sec. 2-8-1*et seq.*
History. Original Rule entitled "Administration and Enforcement" adopted. F. Mar. 15, 1996; eff. Apr. 4, 1996.

Rule 124-1-.12. Expenditure of Funds.

The Commission is hereby authorized to expend funds of the Commission as it deems necessary to defray the costs and expenses incurred under this Order. The Commission is further authorized to expend funds to defray the actual costs and expenses of the Commission, including employees, special committees, advisory boards and individuals to aid, advise and assist the Commission in the performance of its duties.

Cite as Ga. Comp. R. & Regs. R. 124-1-.12
Authority: O.C.G.A. Sec. 2-8-1*et seq.*
History. Original Rule entitled "Expenditure of Funds" adopted. F. Mar. 15, 1996; eff. Apr. 4, 1996.

Rule 124-1-.13. Contracts.

The Commission may enter into contracts as it deems necessary and advisable in the performance of its duties under the provisions of this Order for the performance of duties and services, as the commission shall deem necessary and proper.

Cite as Ga. Comp. R. & Regs. R. 124-1-.13
Authority: O.C.G.A. Sec. 2-8-1*et seq.*
History. Original Rule entitled "Contracts" adopted. F. Mar. 15, 1996; eff. Apr. 4, 1996.

Rule 124-1-.14. Records.

It shall be the duty and responsibility of each affected person to keep adequate records that show the true amount of corn produced, sold, or purchased by him, and to make such records available for inspection and audit by the Commissioner.

Cite as Ga. Comp. R. & Regs. R. 124-1-.14
Authority: O.C.G.A. Sec. 2-8-1*et seq.*
History. Original Rule entitled "Records" adopted. F. Mar. 15, 1996; eff. Apr. 4, 1996.