Rules and Regulations of the State of Georgia

Department 479 AGRICULTURAL COMMODITY COMMISSION FOR PEANUTS

Current through Rules and Regulations filed through October 27, 2026

Table of Contents

ADMINISTRATIVE HISTORY
Chapter 479-1. MARKETING ORDER FOR PEANUTS.
- Rule 479-1-.01. Product Affected. Peanuts.
- Rule 479-1-.02. Area of Production Affected.
- Rule 479-1-.03. Scope of Operation.
- Rule 479-1-.04. Extent of Operation.
- Rule 479-1-.05. Term of Operation.
- Rule 479-1-.06. Method of Approval.
- Rule 479-1-.07. Time for Approval.
- Rule 479-1-.08. Affected Producers.
- Rule 479-1-.09. Method of Finance.
- Rule 479-1-.10. Method of Collection.
- Rule 479-1-.11. Administration and Enforcement.
- Rule 479-1-.12. Expenditure of Funds.
- Rule 479-1-.13. Contracts.
- Rule 479-1-.14. Records.

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. Chapter 479-1, entitled "Marketing Order for Peanuts," containing Rules 479-1-.01 through 479-1-.14 was filed and effective on June 30, 1965. Rules 479-1-.05 and 479-1-.09 have been amended. Filed April 18, 1979; effective May 8, 1979.

Cite as Ga. Comp. R. & Regs. R. dept. 479, ADMINISTRATIVE HISTORY

Chapter 479-1. MARKETING ORDER FOR PEANUTS.

Rule 479-1-.01. Product Affected. Peanuts.

Cite as Ga. Comp. R. & Regs. R. 479-1-.01
Authority: Ga. L. 1961, p. 301 as amended.
History. Original Rule entitled "Product Affected" was filed and effective on June 30, 1965.

Rule 479-1-.02. Area of Production Affected.

The entire State of Georgia.

Cite as Ga. Comp. R. & Regs. R. 479-1-.02
Authority: Ga. L. 1961, p. 301 as amended.
History. Original Rule entitled "Area of Production Affected" was filed and effective on June 30, 1965.

Rule 479-1-.03. Scope of Operation.

(1) Research.

(2) Promotion.

(3) Education.

Cite as Ga. Comp. R. & Regs. R. 479-1-.03
Authority: Ga. L. 1961, p. 301 as amended.
History. Original Rule entitled "Scope of Operation" was filed and effective on June 30, 1965.

Rule 479-1-.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. 479-1-.04
Authority: Ga. L. 1961, p. 301 as amended.
History. Original Rule entitled "Extent of Operation" was filed and effective on June 30, 1965.

Rule 479-1-.05. Term of Operation.

The term of operation under this Order shall be for three (3) years beginning July 1, 1979, and ending June 30, 1982, unless extended as provided by law.

Cite as Ga. Comp. R. & Regs. R. 479-1-.05
Authority: Ga. L. 1969, p. 763, etc. as amended.
History. Original Rule entitled "Term of Operation" was filed and effective on June 30, 1965.
Amended: Filed April 18, 1979; effective May 8, 1979.

Rule 479-1-.06. Method of Approval.

(1) The approval of this Order shall be by written assent of the producers as authorized and provided by Section 14(a), (5), Ga. L. 1961, p. 301 as amended.

(2) The approval shall be determined by the Commission upon receipt of written assent of producers.

(3) The approval of members of non-profit agricultural cooperative marketing associations (co-ops) may not be had under the provisions of Section 14(a), (3), Ga. L. 1961, p. 301 as amended, but shall be upon an individual producer basis.

Cite as Ga. Comp. R. & Regs. R. 479-1-.06
Authority: Ga. L. 1961, p. 301 as amended.
History. Original Rule entitled "Method of Approval" was filed and effective on June 30, 1965.

Rule 479-1-.07. Time for Approval.

Written assents or rejections shall be received by the Commission during the period of May 18, 1961, through June 25, 1961, with the authority of the Commission to declare this Order approved upon the receipt of the requisite number of assents from producers who produce the requisite percentage of peanuts.

Cite as Ga. Comp. R. & Regs. R. 479-1-.07
Authority: Ga. L. 1961, p. 301 as amended.
History. Original Rule entitled "Time for Approval" was filed and effective on June 30, 1965.

Rule 479-1-.08. Affected Producers.

This Order shall apply to all producers of peanuts in this State who produce peanuts for sale within and without this State.

Cite as Ga. Comp. R. & Regs. R. 479-1-.08
Authority: Ga. L. 1961, p. 301 as amended.
History. Original Rule entitled "Affected Producers" was filed and effective on June 30, 1965.

Rule 479-1-.09. Method of Finance.

(1) Projects, undertakings and expenses incurred under this Order shall be financed by an assessment and levy of two dollars ($2.00) per ton of all peanuts produced in this State for sale. The assessment and levy shall be against the producer of peanuts. Upon approval of the requisite number of producers and effective as of July 1, 1979, a levy and assessment of two dollars ($2.00) per ton of peanuts is hereby made. Such levy 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.

(2) To the end that the Commission shall have such funds to defray expenses pending the collection of such funds under the levy and assessment herein provided, the Commission shall be authorized to borrow money and hypothecate anticipated collections as authorized under Section 16(d), Ga. Law 1969, p. 763, etc. as amended.

Cite as Ga. Comp. R. & Regs. R. 479-1-.09
Authority: Ga. L. 1969, p. 763, etc. as amended.
History. Original Rule entitled "Term of Operation" was filed and effective on June 30, 1965.
Amended: Filed April 18, 1979; effective May 8, 1979.

Rule 479-1-.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, distributors and others purchasing peanuts from producers shall deduct the amount of such levy and assessment during each pay period and 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. 479-1-.10
Authority: Ga. L. 1961, p. 301 as amended.
History. Original Rule entitled "Method of Collection" was filed and effective on June 30, 1965.

Rule 479-1-.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. 479-1-.11
Authority: Ga. L. 1961, p. 301 as amended.
History. Original Rule entitled "Administration and Enforcement" was filed and effective on June 30, 1965.

Rule 479-1-.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. 479-1-.12
Authority: Ga. L. 1961, p. 301 as amended.
History. Original Rule entitled "Expenditure of Funds" was filed and effective on June 30, 1965.

Rule 479-1-.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. 479-1-.13
Authority: Ga. L. 1961. p. 301 as amended.
History. Original Rule entitled "Contracts" was filed and effective on June 30, 1965.

Rule 479-1-.14. Records.

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

Cite as Ga. Comp. R. & Regs. R. 479-1-.14
Authority: Ga. L. 1961, p. 301 as amended.

History. Original Rule entitled "Records" was filed and effective on June 30, 1965.