

May 5, 1981

LB 529

There are committee amendments pending by the Agriculture and Environment Committee, Mr. President.

SENATOR CLARK: Senator Schmit, the committee amendments on 529.

SENATOR SCHMIT: Mr. President, members of the Legislature, there are some amendments that are being offered to the committee amendments. I would like to go through the committee amendments just briefly and explain them because they do constitute the major portion of the bill and I have a couple of minor amendments to the committee amendments and Senator Kahle also has some amendments to those as does Senator Sieck I believe who cooperates with Senator Kahle on those amendments. Section 1 reiterates that scale tickets are evidence of title. In the past there has been some question about that. The Uniform Commercial Code refers to that and this reaffirms that. Section 2 clarifies that the general warehouseman's bond is to be a corporate surety bond or legal liability insurance. Section 3 allows the Public Service Commission to charge for inspections requested by the warehousemen. Section 4 eliminates the personal surety bond for warehousemen. Section 5 requires the bond to be conspicuously posted on the premises of the business along with the storage and handling charges and allows for payment for grain upon demand of the seller. Section 6 allows a personal surety bond for a lost warehouse receipt.

SENATOR CLARK: Senator Schmit, are you on the committee amendments?

SENATOR SCHMIT: Yes, I am, Mr. President.

SENATOR CLARK: All right, go ahead.

SENATOR SCHMIT: Section 7 allows the Commission where there is a shortage of grain in storage of a licensed warehouse to take title in trust and distribute the grain or the proceeds pro rata. Section 8 requires federal licensees to notify the commission annually of their status or of any change in their status. Section 9 requires licensing of all grain buyers and sellers who transport grain in or out of the state. It requires also commercial license plates for truckers with a sticker posted on the door of the truck. It raises the licensing fees. It also increases the trucker's bond and there is going to be an amendment on that. Also it adds livestock feeding operations and commercial feeding to the bonding protection and increases the penalty. Section 10 requires the state approved scale. Section 11 restricts the use of