

WAREHOUSING AND DEPOSITS

CHAPTER 496

HOUSE BILL NO. 1331
(Ganser, Solberg)

GRAIN WAREHOUSES

AN ACT to amend and reenact section 60-02-17 of the North Dakota Century Code, relating to grain and seed warehouses, various warehouse regulations governing charges for storage, and regulations covering redelivery charges for all grain.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Section 60-02-17 of the 1971 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

60-02-17. WAREHOUSE AND STORAGE CONTRACT - STORAGE RATES - TERMINAL DELIVERY.) A warehouse receipt shall contain, either on its face or reverse side, the following warehouse and storage contract:

"This grain is received, insured, and stored subject to the following charges: one twentieth of one cent net bushel per day, provided, however, that no storage shall be charged for grain so stored for fifteen days from date of delivery if such grain is sold within such fifteen-day period; however, if such grain is not sold within the fifteen days, storage charges shall commence from the date a warehouse receipt was issued. Upon surrender of this receipt and payment or tender of a delivery charge per gross bushel of seven cents on flax, and seven cents per net bushel on all other grains and all other stated lawful charges accrued up to the time of said surrender of this receipt, the above amount, kind, and grade of grain will be delivered to the person named above or his order as rapidly as due diligence, care, and prudence will permit. At the option of the holder of this receipt, the amount, kind, and grade of grain for which this receipt is issued, on his demand, shall be delivered back to him at any terminal point customarily shipped to, or at the place where received, upon the payment of the above charges for receiving, handling, storage, and insurance and in case of terminal delivery, the payment in addition to the above of the regular freight charges on the gross amount called for by this ticket or in lieu thereof, a receipt issued by a bonded warehouse or elevator company doing business at such terminal point. Nothing in this receipt shall be construed to require the delivery of the identical grain specified herein, but an equal amount of grain of the same kind and grade shall be delivered to him."

Approved March 28, 1973

CHAPTER 497

SENATE BILL NO. 2131
(Committee on Agriculture)
(At the request of the Public Service Commission)

EXAMINATION OF ELEVATORS

AN ACT to amend and reenact section 60-05-02 of the North Dakota Century Code, relating to examination of financial accounts of elevator or warehouse by competent examiner.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Section 60-05-02 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

60-05-02. EXAMINATION OF FINANCIAL ACCOUNTS OF ELEVATOR OR WAREHOUSE BY COMPETENT EXAMINER - REQUEST BY PERCENTAGE OF STOCKHOLDERS.) The commission may install, and whenever requested by not less than fifteen percent of the stockholders of any association, copartnership, or corporation conducting such public elevator or warehouse, shall install, the uniform system of accounting mentioned in section 60-05-01. The commission on its own motion may, or on request of the required percentage of stockholders, the commission shall send a competent examiner to examine the books and financial accounts of such elevator or warehouse. Whenever a request for the examination of the accounts of any association, copartnership, or corporation has been made to the commission, as provided in this section, an examination thereafter shall be made at least once every year until the commission shall be requested to discontinue such examination by resolution adopted by the stockholders at any annual meeting. When such examination has been made, the examiner shall report immediately the results thereof to the president and the secretary of such association, copartnership, or corporation and to the commission.

Approved March 10, 1973