

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for House Bill Nos. 903, 465, 430 & 499, Page 1, Section A,
2 Line 2, by inserting after all of said section and line the following:

3
4 "276.411. 1. No person shall engage in business as a grain dealer in the state of Missouri
5 without having obtained a license therefor issued by the director pursuant to sections 276.401 to
6 276.582. Following an administrative hearing, the director may require the dealer to pay a penalty
7 of not more than five hundred dollars for each day the dealer is found to be operating without a
8 license or bond. In determining whether to assess the penalty, the director shall ascertain whether
9 the dealer has continued to operate without a license or bond after being informed by the department
10 in writing by certified mail of the need for licensing or bonding. Any penalties collected by the
11 director under this section shall be deposited in the general revenue fund to the credit of the grain
12 regulatory services program. In the event that a person penalized under this section fails to pay the
13 penalty, the director may apply to the circuit court of Cole County for, and the court is authorized to
14 enter, an order enforcing the assessed penalty.

15 2. Each application for a license to engage in business as a grain dealer shall be filed with
16 the director and shall be in a form prescribed by the director.

17 3. The application for an initial license may be filed at any time prior to beginning business
18 as a grain dealer; however, such license shall terminate on the last day of the fifth month after the
19 close of the grain dealer's fiscal year, except that the initial licensing period shall be for at least six
20 months but not longer than eighteen months. The grain dealer shall set forth on the original
21 application the closing date for his fiscal year.

22 4. At least sixty days prior to the expiration of each license issued by the director under this
23 chapter, the director shall notify the dealer of the date of expiration and furnish the dealer with the
24 renewal application. The dealer shall submit the renewal application to the director at least thirty
25 days prior to the date of expiration of the license. The dealer shall be penalized ten dollars per day
26 for each day the renewal application is submitted after the date the application for a renewal license
27 is due. The date of submission of the renewal application shall be the date postmarked. Any person
28 licensed under both the provisions of sections 276.401 to 276.582 and sections 411.010 to 411.800
29 who submits a combination warehouse-grain dealer renewal application shall not be assessed a
30 penalty for late renewal in excess of ten dollars per day.

31 5. The original application shall be accompanied by a filing fee pursuant to section 276.506.

32 6. The director shall not issue a license under this section to any applicant that is a
33 partnership, corporation, cooperative, or any other legal or commercial entity in which any alien or
34 foreign business, as defined in section 442.566, owns at least twenty percent interest in the entity. "
35 and

36
Action Taken _____ Date _____

- 1 Further amend said bill by amending the title, enacting clause, and intersectional references
- 2 accordingly.