

NORTH CAROLINA GENERAL ASSEMBLY
1981 SESSION

CHAPTER 216
SENATE BILL 114

AN ACT TO AMEND CHAPTER 106, ARTICLE 50 OF THE GENERAL STATUTES, PROMOTION OF USE AND SALE OF AGRICULTURAL PRODUCTS, WITH REGARD TO THE RESEARCH AND PROMOTION PROGRAMS OF THE AMERICAN DAIRY ASSOCIATION OF NORTH CAROLINA.

The General Assembly of North Carolina enacts:

Section 1. G.S. 106-557 is amended by deleting the second sentence of said section and inserting in lieu thereof the words "Provided, that the assessment for the research and promotion programs of the American Dairy Association of North Carolina may be fixed on the volume of milk sold not to exceed one percent (1%) of the statewide blend price paid to all North Carolina producers during the previous calendar year for three and one-half percent (3.5%) milk as computed by the North Carolina Milk Commission."

Sec. 2. Article 50 of Chapter 106 of the General Statutes is amended by adding a new section as follows:

"§ 106-559.1. Basis of vote. — Notwithstanding any other provision of this Article, any milk product assessment referendum shall be conducted on the basis of one vote per base holder."

Sec. 3. Article 50 of Chapter 106 of the General Statutes is amended by adding a new section as follows:

"§ 106-563.1. Supervision of referendum. — Notwithstanding any other provision of this Article, any milk product assessment referendum shall be conducted under the supervision of the County Extension Chairman in each county in which the referendum is held."

Sec. 4. Article 50 of Chapter 106 of the General Statutes is amended by adding a new section as follows:

"§ 106-567.1. Refund of assessments. — Notwithstanding any other provision of this Article, on and after January 1, 1982, a milk producer shall be entitled to receive a monthly refund of assessments paid by him by making written demand in the first month of each calendar quarter upon the association receiving such assessment."

Sec. 5. This act is effective upon ratification.

In the General Assembly read three times and ratified, this the 14th day of April, 1981.