

NORTH CAROLINA GENERAL ASSEMBLY
1979 SESSION

CHAPTER 474
SENATE BILL 588

AN ACT TO INCREASE THE MAXIMUM AMOUNT WHICH MAY BE AUTHORIZED BY REFERENDUM OF THE FARMERS WHO PRODUCE FLUE-CURED TOBACCO, AND WHICH MAY BE ASSESSED, COLLECTED AND LEVIED, BY THE BOARD OF DIRECTORS OF TOBACCO ASSOCIATES, INC.

The General Assembly of North Carolina enacts:

Section 1. G.S. 106-568.34 is amended to read as follows:

"§ **106-568.34. Alternate method for levy of assessment.** — At any time when it may be found by the Board of Directors of Tobacco Associates, that it is not reasonably feasible to base the authorization of an assessment or the making of an assessment or the collection of an assessment on a 'per-acre' unit, then the Board of Directors of Tobacco Associates, by an affirmative vote of not less than two-thirds of its members (which vote shall include the affirmative vote of not less than two-thirds of the board members who were elected by North Carolina farm organizations), may use a 'tobacco poundage' unit as the basis for the authorization or making or collecting an assessment. No alternate assessment for any year through 1979 shall exceed five cents (5¢) per 100 pounds of the effective farm marketing quota of a member; no alternate assessment for any year after 1979 shall exceed ten cents (10¢) per 100 pounds of the effective farm marketing quota of a member. The amount of any alternate assessment, based upon a 'tobacco poundage' unit as permitted by the provisions of this section shall not be related to or limited by the amount of the assessment which could be authorized, made or collected if it were based upon a 'per-acre' unit."

Sec. 2. A new section is added to Article 50C of Chapter 106 of the General Statutes to read:

"§ **106-568.36. Maximum levy after 1979.** — The maximum amount which may be authorized in any referendum held pursuant to the provisions of this Article during 1979 or thereafter, and the maximum amount which may be assessed, collected or levied for any year after 1979 by the Board of Directors of Tobacco Associates pursuant to the provisions of this Article, is two dollars (\$2.00) per acre per year on all flue-cured tobacco acreage in the State, or, under the alternate method for levy of assessment set out in G.S. 106-568.34, ten cents (10¢) per 100 pounds of the effective farm quota of a member."

Sec. 3. This act is effective upon ratification.

In the General Assembly read three times and ratified, this the 27th day of April, 1979.