

Temporary and Emergency Storage Guidance

- Temporary and emergency storage requests need to be approval by the Director of IGBWLA.
 - Must keep separate DPR for grain in temporary or emergency storage.
1. Temporary storage requirements:
 - a. Must have asphalt, concrete or lime floor
 - b. Needs to have sidewalls
 - c. Must have aeration
 - d. Must have waterproof covering
 - e. Must be removed by May 1 unless granted extension by director
 2. Emergency storage requirements
 - a. Must be grain owned by the elevator
 - b. No stored grain allowed
 - c. Must be removed by January 31 unless director says otherwise

Indiana Code on Temporary and Emergency Storage

824 IAC 2-4-11 Temporary and emergency storage

Authority: IC 26-3-7-3

Affected: IC 26-3-7-7; IC 26-3-7-10

Sec. 11. (a) Temporary and emergency storage options are available when a shortage of storage space occurs due to a bumper crop or other situations. These alternatives are available to firms with a current grain bank, warehouse, or buyer-warehouse license. Temporary and emergency space shall be considered an increase in licensed capacity and shall be subject to the following:

(1) Net worth.

(2) Bond.

(3) Insurance.

(4) Separate daily position record for the grain placed in the temporary or emergency space.

(5) Preapproval must be obtained from the agency before utilizing any temporary or emergency space.

(A) A licensee may write or fax, to the agency, a request for temporary or emergency space.

(6) Licensee shall have control of the temporary or emergency facilities and shall maintain the quality and quantity of the grain.

(b) In addition to subsection (a), temporary storage structures shall meet the following requirements:

(1) Asphalt or concrete floor.

(2) Rigid self-supporting sidewalls.

(3) Aeration.

(4) Acceptable waterproof covering.

(5) Have access to the grain for the purpose of sampling.

(6) Be removed by May 1 of the year following the harvest.

(A) Extensions may be granted if the licensee demonstrates that there is good cause for an extension.

(c) In addition to subsection (a), licensees approved for emergency storage or ground piles shall comply with the following:

(1) Emergency storage shall contain only grain that the licensee has paid the producer in full. No stored grain belonging to others shall be kept in emergency storage.

(2) Remove the grain by January 31 of the year following harvest.

(A) Extensions may be granted if the licensee demonstrates that there is good cause for an extension.

(Indiana Grain Buyers and Warehouse Licensing Agency; 824 IAC 2-4-11; filed Jan 19, 2001, 3:04p.m.: 24 IR 1657; readopted filed Nov 16, 2007, 2:00 p.m.: 20071212-IR-824070667RFA; readopted filed Nov 27, 2013, 1:30 p.m.: 20131225-IR-824130492RFA)