

**336A.01 DEFINITIONS.**

Subdivision 1. **Applicability.** The definitions in this section apply to this chapter.

Subd. 2. **Business day.** "Business day" means a weekday on which government offices are open for business. Business day does not include state or federal holidays, Saturdays, or Sundays.

Subd. 3. **Buyer in the ordinary course of business.** "Buyer in the ordinary course of business" means a person who, in the ordinary course of business, buys farm products from a person engaged in farming operations who is in the business of selling farm products.

Subd. 4. **Commission merchant.** "Commission merchant" means a person engaged in the business of receiving a farm product for sale on commission or for or on behalf of another person.

Subd. 5. **Computerized filing system.** "Computerized filing system" means the system created by the secretary of state for filing and giving notice of effective financing statements and farm products statutory liens.

Subd. 6. **Crop year.** "Crop year" means:

- (1) for a crop, the calendar year in which it is harvested or to be harvested;
- (2) for animals, the calendar year in which they are born or acquired; and
- (3) for poultry or eggs, the calendar year in which they are sold or to be sold.

Subd. 7. **Debtor.** "Debtor" means an individual or other legal entity that has borrowed money from or is otherwise indebted to a lienholder or secured party and whose farm products are subject to a farm products statutory lien created by operation of law or a security interest, to secure payment of the obligation.

Subd. 8. **Effective financing statement.** "Effective financing statement" means a statement that meets the requirements of section 336A.03.

Subd. 9. **Farm product.** "Farm product" means an agricultural commodity, a species of livestock used or produced in farming operations, or a product of a crop or the livestock in its unmanufactured state, that is in the possession of a person engaged in farming operations.

Subd. 10. **Farm product dealer.** "Farm product dealer" means a buyer in the ordinary course of business, a commission merchant, or a selling agent.

Subd. 11. **Farm products statutory lien.** "Farm products statutory lien" means a lien on farm products which is given by statute or other rule of law for services or materials and includes an agricultural lien as defined in sections 336.9-102(a)(5); 514.963, subdivision 3; and 514.965, subdivision 2; and an agricultural producer's lien as provided in section 514.945.

Subd. 12. **Filing office.** "Filing office" means the Office of the Secretary of State.

Subd. 13. **Filing officer.** "Filing officer" means the secretary of state or an agent of the secretary of state authorized to accept filings.

Subd. 14. **Lienholder.** "Lienholder" means an individual or other legal entity who has the right to collect money from a debtor and who has a farm products statutory lien.

Subd. 15. **Lien notice.** "Lien notice" means a statement that meets the requirements of section 336A.03.

Subd. 16. **Monthly list.** "Monthly list" means information about debtors, secured parties, lienholders, and farm products that is produced by the secretary of state and distributed once a month in the form of master or partial master lists.

Subd. 17. **Person.** "Person" means an individual, partnership, corporation, trust, or other business entity.

Subd. 18. **Secured party.** "Secured party" means an individual or other legal entity that has received a security interest in farm products to secure repayment of the obligation owed to it.

Subd. 19. **Security interest.** "Security interest" means an interest in farm products that secures payment or performance of an obligation.

Subd. 20. **Selling agent.** "Selling agent" means a person, other than a commission merchant, who is engaged in the business of negotiating the sale and purchase of a farm product on behalf of a person engaged in farming operations.

**History:** *1992 c 525 s 2; 2001 c 195 art 2 s 21; 2004 c 191 s 1*