

2 **ESSB 5866** - H COMM AMD **ADOPTED 04/14/99**  
3 By Committee on Agriculture & Ecology

4

5 Strike everything after the enacting clause and insert the  
6 following:

7 "Sec. 1. RCW 15.54.325 and 1998 c 36 s 4 are each amended to read  
8 as follows:

9 (1) No person may distribute in this state a commercial fertilizer  
10 until it has been registered with the department by the producer,  
11 importer, or packager of that product. A bulk fertilizer does not  
12 require registration if all commercial fertilizer products contained in  
13 the final product are registered.

14 (2) An application for registration shall be made on a form  
15 furnished by the department and shall be accompanied by a fee of  
16 twenty-five dollars for each product. Labels for each product shall  
17 accompany the application. All companies planning to mix customer-  
18 formula fertilizers shall include the statement "customer-formula grade  
19 mixes" under the column headed "product name" on the product  
20 registration application form. All customer-formula fertilizers sold  
21 under one brand name shall be considered one product.

22 (3) An application for registration shall include the following:

23 (a) The product name;

24 (b) The brand and grade;

25 (c) The guaranteed analysis;

26 (d) Name, address, and phone number of the registrant;

27 (e) Labels for each product being registered;

28 (f) Identification of those products that are (i) waste-derived  
29 fertilizers, (ii) micronutrient fertilizers, or (iii) fertilizer  
30 materials containing phosphate;

31 ~~(g) ((Identification of the fertilizer components in the commercial  
32 fertilizer product and verification that all the components are  
33 registered. If any of the components are not registered, then the  
34 application must include))~~ The concentration of each metal, for which  
35 standards are established under RCW 15.54.800, in each ((fertilizer  
36 component, for which standards are established under RCW 15.54.800))

1 product being registered, unless the product is anhydrous ammonia, a  
2 solution derived solely from dissolving ammonia in water, a customer-  
3 formula fertilizer containing only registered commercial fertilizers,  
4 or a packaged commercial fertilizer whose plant nutrient content is  
5 present in the form of a single chemical compound which is registered  
6 in compliance with this chapter;

7 (h) Waste-derived fertilizers and micronutrient fertilizers shall  
8 include at a minimum, information to ensure the product complies with  
9 chapter 70.105 RCW and the resource conservation and recovery act, 42  
10 U.S.C. Sec. 6901 et seq.; and

11 (i) Any other information required by the department by rule.

12 (4) If an application for renewal of the product registration  
13 provided for in this section is not filed prior to July 1st of any one  
14 year, a penalty of ten dollars per product shall be assessed and added  
15 to the original fee and shall be paid by the applicant before the  
16 renewal registration shall be issued. The assessment of this late  
17 collection fee shall not prevent the department from taking any other  
18 action as provided for in this chapter. The penalty shall not apply if  
19 the applicant furnishes an affidavit that he or she has not distributed  
20 this commercial fertilizer subsequent to the expiration of his or her  
21 prior registration.

22 NEW SECTION. Sec. 2. This act is necessary for the immediate  
23 preservation of the public peace, health, or safety, or support of the  
24 state government and its existing public institutions, and takes effect  
25 July 1, 1999."

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