
ENGROSSED SUBSTITUTE SENATE BILL 5866

State of Washington

56th Legislature

1999 Regular Session

By Senate Committee on Environmental Quality & Water Resources
(originally sponsored by Senators Fraser, Prentice, Kline and
Kohl-Welles; by request of Department of Agriculture)

Read first time 03/03/99.

1 AN ACT Relating to eliminating component registration of fertilizer
2 products; amending RCW 15.54.325; providing an effective date; and
3 declaring an emergency.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 **Sec. 1.** RCW 15.54.325 and 1998 c 36 s 4 are each amended to read
6 as follows:

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

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

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

2 (a) The product name;

3 (b) The brand and grade;

4 (c) The guaranteed analysis;

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

6 (e) Labels for each product being registered;

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

10 (~~g) ((Identification of the fertilizer components in the commercial
11 fertilizer product and verification that all the components are
12 registered. If any of the components are not registered, then the
13 application must include))~~ The concentration of each metal, for which
14 standards are established under RCW 15.54.800, in each ((fertilizer
15 component, for which standards are established under RCW 15.54.800))
16 product being registered;

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

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

22 (4) If an application for renewal of the product registration
23 provided for in this section is not filed prior to July 1st of any one
24 year, a penalty of ten dollars per product shall be assessed and added
25 to the original fee and shall be paid by the applicant before the
26 renewal registration shall be issued. The assessment of this late
27 collection fee shall not prevent the department from taking any other
28 action as provided for in this chapter. The penalty shall not apply if
29 the applicant furnishes an affidavit that he or she has not distributed
30 this commercial fertilizer subsequent to the expiration of his or her
31 prior registration.

32 NEW SECTION. **Sec. 2.** This act is necessary for the immediate
33 preservation of the public peace, health, or safety, or support of the
34 state government and its existing public institutions, and takes effect
35 July 1, 1999.

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