

"AN ACT TO DEFINE AND REGULATE THE MANUFACTURE AND SALE OF 100 PERCENT NATURAL ORGANIC FERTILIZER; AND FOR OTHER PURPOSES."

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. (a) 100 percent natural organic fertilizer shall be defined as, and include the following:

(1) 100 percent organic fertilizer - Materials derived from either plant or animal products containing one or more elements (other than carbon, hydrogen, and oxygen) which are essential for plant growth.

(A) These materials may be subjected to biological degradation processes under conditions of drying, composting, enzymatic or anaerobic/aerobic bacterial action or any combination of these. These materials shall not be mixed with synthetic materials.

(B) 100 percent natural organic fertilizer shall be processed from only 100 percent poultry substrate. No other organic or inorganic (natural or synthetic) additives shall be used during processing and no fortification may be used.

(C) 100 percent natural organic fertilizers shall contain as a guaranteed analysis not less than: Nitrogen, 4.0%; Phosphoric Acid (P2O5), 2%; and, Potash (K2O), 4.0%.

(D) Determination of the guaranteed analysis will be according to methods adopted by the Association of Official Analytical Chemists. (Fertilizers and materials containing large quantities of organic matter; 12th edition, with following improvements.)

(E) 100 percent natural organic fertilizer made from poultry substrate may state on the container that: This material also contains secondary and micro-nutrients supporting plant growth having the average analysis of: Calcium (Ca), ___%; Magnesium (Mg), ___%; Zinc (Zn), ___%; Copper (Cu), ___%; Boron (B), ___%.

(b) The State Plant Board shall have the authority to regulate and supervise the manufacture and sale of 100 percent natural organic fertilizer, including the setting and collecting of reasonable fees for sampling and analyzing the fertilizer and registering manufacturers, and shall adopt and promulgate such rules and regulations consistent with this Act, and Arkansas Code of 1987 Annotated 2-19-202, as may be necessary.

(c) This act shall not affect the private sale of unprocessed poultry litter, nor shall the State Plant Board regulate the private sale of unprocessed poultry litter which is not sold as 100 percent natural organic fertilizer as defined by this act.

SECTION 2. All laws and parts of laws in conflict with this act are hereby repealed.

SECTION 3. EMERGENCY. It is hereby found and determined by the General Assembly of the State of Arkansas that the use of 100 percent natural organic fertilizer will make substantial contributions to the agricultural industry in the State, and enable the State Plant Board to collect additional fees to provide for the efficient and necessary operation of the State Plant Board. Therefore, an emergency is hereby declared to exist and this act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after its passage and

approval.

APPROVED: 7/25/88
