

As Engrossed: 2/10/93

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: Senator Cassady**

A Bill

SENATE BILL 344

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE § 2-19-202(a) TO REMOVE THE
9 RESTRICTION ON A GUARANTEED ANALYSIS OF A *SPECIALTY*
10 FERTILIZER FROM INDICATING FRACTIONAL UNITS OF PRIMARY
11 PLANT FOOD; AND FOR OTHER PURPOSES."

Subtitle

14 "AN ACT TO REMOVE THE RESTRICTION ON FRACTIONAL UNITS OF
15 PRIMARY PLANT FOOD FROM APPEARING IN THE GUARANTEED
16 ANALYSIS OF A *SPECIALTY* FERTILIZER."

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

20 SECTION 1. Subsection (a) of Arkansas Code § 2-19-202 is hereby amended
21 to read as follows:

22 "(a) (1) All manufacturers, jobbers, and manipulators of commercial
23 fertilizers and of fertilizer materials to be used in the manufacture of
24 fertilizer, who may desire to sell or offer for sale in Arkansas fertilizer
25 and fertilizer materials, shall first file for registration with the State
26 Plant Board, upon forms furnished by the board. The forms shall include the
27 name of the brand of each fertilizer, fertilizer materials, or chemicals which
28 they may desire to sell in the state, either by themselves or their agents,
29 together with the names and addresses of the manufacturers or manipulators,
30 and such other information as may be required by the board in its regulations.

31 (2) A registrant shall not be required to register each grade of
32 fertilizer that is formulated but shall report the mixed formulations on a
33 monthly basis as required by § 2-19-209.

34 (3) All registrations must be approved by the board or its
35 authorized agent before being effective.

1 (4) Registrations may be canceled by the board for repeated
2 flagrant violations of this subchapter, after notice and a hearing.

3 (5) (A) Each commercial fertilizer registrant shall report the
4 guaranteed analysis by net weight of each registered fertilizer brand and the
5 name and address of the registrant.

6 (B) *Except for specialty fertilizers as defined in Arkansas*
7 *Code 2-19-202, no guaranteed analysis of complete fertilizer shall be allowed*
8 *indicating fractional units of primary plant food.*

9 (C) *Raw materials may be registered under a guarantee of*
10 *the actual plant food content.*

11 (D) *In the case of bone meal, the phosphoric acid content*
12 *shall be stated as a total, and its actual nitrogen content shall be stated.*

13 (E) *In the case of rock phosphate, both the total and*
14 *available phosphoric acid content shall be stated."*

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16 SECTION 2. All provisions of this act of general and permanent nature
17 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
18 Revision Commission shall incorporate the same in the Code.

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20 SECTION 3. If any provisions of this act or the application thereof to
21 any person or circumstance is held invalid, the invalidity shall not affect
22 other provisions or applications of the act which can be given effect without
23 the invalid provisions or application, and to this end the provisions of this
24 act are declared to be severable.

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26 SECTION 4. All laws and parts of laws in conflict with this act are
27 hereby repealed.

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29 */s/ Senator Cassidy*

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