



REQUEST FOR PUBLIC COMMENT Fertilizer Update 2017 – Amended Rule Review

The rules in this package have been reviewed pursuant to Chapter 119 of the Revised Code and are being proposed as follows. The comment period will remain open through **May 26, 2017**. Comments may be emailed to ecomments@agri.ohio.gov or mailed to Legal Section, Ohio Department of Agriculture, 8995 E. Main St., Reynoldsburg, Ohio 43068.

The rules in this package were originally enacted pursuant to Senate Bill 150 of the 130th General Assembly. The rules established a fertilizers certification program, which required training, certification, and record keeping for individuals who apply fertilizer to over 50 acres of land for agricultural production. The amendments found in this chapter have been proposed to fine tune the certification program after its first two years.

OAC 901:5-4-02 outlines requirements for obtaining a fertilizer certificate from the Department. The rule is being amended to clarify the definition of a person acting “under the instructions and control” of a certificate holder. Further, the rule adds a 180-day grace period for those who have completed their educational requirements but have failed to submit a timely application.

OAC 901:5-4-03 sets forth the education requirements for obtaining a fertilizer certificate. The rule is amended to clarify the education requirements for initial and renewal applicants. Additionally, the rule establishes an exam, which individuals may elect to take, rather than attend a course.

OAC 901:5-4-04 outlines record keeping requirements. The rule is proposed to add “number of acres” and “total amount of fertilizer, by weight or volume” to the list of received information to be documented.

