

WEST VIRGINIA
SECRETARY OF STATE
KEN HECHLER
ADMINISTRATIVE LAW DIVISION

Form #3

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1988 SEP 15 PM 3:13

OFFICE OF THE SECRETARY OF STATE
WEST VIRGINIA

**NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE
AND
FILING WITH THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE**

AGENCY: West Virginia Department of Agriculture TITLE NUMBER: 61

CITE AUTHORITY W.Va. Code 19-15-15

AMENDMENT TO AN EXISTING RULE: YES ☒ NO ☐

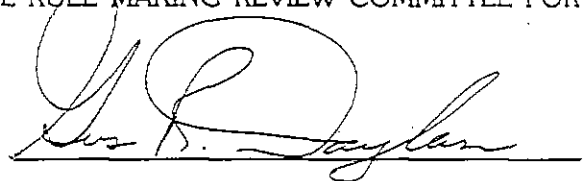
IF YES, SERIES NUMBER OF RULE BEING AMENDED: Series 6

TITLE OF RULE BEING AMENDED: Sale and Distribution of Commercial
Fertilizer

IF NO, SERIES NUMBER OF NEW RULE BEING PROPOSED: _____

TITLE OF RULE BEING PROPOSED: _____

THE ABOVE PROPOSED LEGISLATIVE RULE HAVING GONE TO A PUBLIC HEARING OR A PUBLIC COMMENT PERIOD IS HEREBY APPROVED BY THE PROMULGATING AGENCY FOR FILING WITH THE SECRETARY OF STATE AND THE LEGISLATIVE RULE MAKING REVIEW COMMITTEE FOR THEIR REVIEW.


J. R. Daylan

DATE: September 15, 1988

TO: LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

FROM: West Virginia Department of Agriculture

LEGISLATIVE RULE TITLE: Sale and Distribution of Commercial Fertilizer

1. Authorizing statute(s) citation W.Va. Code 19-15-15

2. a. Date filed in State Register with Notice of Hearing:

08/03/88

b. What other notice, including advertising, did you give of the hearing?

Advertised in newspapers statewide. Copy of News Release
attached.

c. Date of hearing (s): September 6, 1988

d. Attach list of persons who appeared at hearing, comments received, amendments, reasons for amendments.

Attached _____ No comments received X

e. Date you filed in State Register the agency approved proposed Legislative Rule following public hearing:
(be exact)

09/15/88

f. Name and phone number of agency person to contact for additional information:

John Perdue or Janet Fisher

348-2203



STATE OF WEST VIRGINIA
DEPARTMENT OF AGRICULTURE
CHARLESTON 25305

GUS R. DOUGLASS
COMMISSIONER

JOHN D. PERDUE
ASSISTANT COMMISSIONER

MEMORANDUM

TO: Legislative Rule-Making Review Committee

FROM: John D. Perdue, Assistant Commissioner *John Perdue*

SUBJECT: Amendments to Regulations (attached)

DATE: September 15, 1988

Please note that no comments (written or oral) were received regarding amendments to the "Sale and Distribution of Commercial Fertilizer" regulations.

To briefly summarize the proposed changes, they are necessary to achieve national uniformity and consistency with the Association of American Plant Feed Control Officials, Inc. They will serve to exempt hydroponic or continuous liquid feeding products from the minimum percentage guarantee requirement for secondary and micro-nutrient elements.

jlf

Attachment



Gus R. Douglass
Commissioner

NEWS RELEASE

West Virginia Department of Agriculture
Information Division
Charleston, WV 25305
Phone: 348-3708

For Immediate Release

August 2, 1988

PUBLIC COMMENT SOLICITED ON STATE FERTILIZER REGULATIONS

Charleston, W.Va.--Agriculture Commissioner Gus R. Douglass announced he will receive public comments concerning a proposed revision to the State Fertilizer Regulations which would exempt continuous liquid feeding (hydroponic) materials from the minimum percentage guarantees for secondary or micro-nutrient elements.

Douglass said the standards, adopted in 1974, are still applicable to mixed fertilizer but are not realistic for continuous liquid feeding purposes. He said the proposed exemption would make the State regulations consistent with the Association of American Plant Food Control Officials' recommended model regulations.

Written comments will be received through Tuesday, September 6, 1988, and should be directed to: West Virginia Department of Agriculture, Regulatory & Inspection Division, Don James, Administrator, State Capitol, Charleston, WV 25305.