

House Engrossed

FILED

**KEN BENNETT
SECRETARY OF STATE**

State of Arizona
House of Representatives
Fiftieth Legislature
First Regular Session
2011

CHAPTER 37

HOUSE BILL 2276

AN ACT

AMENDING SECTION 3-267, ARIZONA REVISED STATUTES; RELATING TO FERTILIZERS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Section 3-267, Arizona Revised Statutes, is amended to
3 read:
4 3-267. Inspections; official samples; analysis; report
5 A. The director, who may act through an authorized agent, shall
6 sample, inspect and make analyses of fertilizer materials distributed within
7 the state at such time and place and to such an extent as the director deems
8 necessary to determine whether or not such fertilizer materials are in
9 compliance with the provisions of this article. The director, individually
10 or through an agent, may enter upon any public or private premises during
11 regular business hours in order to have access to such fertilizer materials
12 subject to the provisions of this article and the rules pertaining to this
13 article.
14 B. The director, in determining for administrative purposes whether or
15 not fertilizer materials are deficient in any of their component parts, shall
16 be guided solely by the official sample as defined in section 3-262,
17 subsection B, and obtained and analyzed as provided in subsection A of this
18 section.
19 C. The results of official analyses of any fertilizer material ~~which~~
20 THAT has been found to be subject to penalty or other legal action shall be
21 forwarded by the director to the licensee or other responsible person and to
22 the purchaser ~~forthwith~~ WITHIN THIRTY DAYS AFTER THE SAMPLE IS TAKEN. Upon
23 request within thirty days of the issuance of the analytical report, the
24 director shall furnish to the licensee or other responsible person a portion
25 of any sample found subject to penalty or other legal action.

APPROVED BY THE GOVERNOR APRIL 7, 2011.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 7, 2011.

Passed the House March 9, 2011

by the following vote: 54 Ayes,

5 Nays, 1 Not Voting

[Signature]
Speaker of the House

Cheryl Laube
Chief Clerk of the House

Passed the Senate April 5, 2011

by the following vote: 27 Ayes,

7 Nays, 2 Not Voting

[Signature]
President of the Senate

Charmain Bellinger
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this

6 day of April, 20 11

at 10:30 o'clock A. M.

[Signature]
Secretary to the Governor

Approved this 7th day of

April

at 10:16 o'clock A. M.

[Signature]
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 7th day of April, 20 11

at 3:28 o'clock P. M.

[Signature]
Secretary of State

H.B. 2276