

**Commercial Fertilizer Distributor, Soil Inoculant and Plant Inoculant Licensing
Application Information in New York State**

Fertilizer License

The New York State Department of Agriculture and Markets licenses the fertilizer company as a Commercial Fertilizer Distributor. We do not license individual fertilizer products. The license fee is \$150 for a two year period. In the current licensing period, all licenses will expire on Dec. 31, 2014. After that, if you choose to renew the license and pay the fee it would be for two years. License fees cannot be prorated. Licenses are not transferable and license fees are not refundable.

You apply for a fertilizer license in the name of the company and then you can add fertilizer products at any time to the current valid license. Just send a copy of the labels and a letter stating you wish to add fertilizer products. The labels are reviewed for required information. If the label information is in violation of Article 10 (fertilizer law) you will then be requested to revise it for compliance or the product label will not be approved of for distribution of the product. A contact e-mail address is helpful on the application.

Also, if your fertilizer product contains a **micro organism such as Beneficial Bacteria, Mycorrhizae, Fungi, etc.** beneficial to plant growth, it will need an additional and separate soil and plant inoculant license.

Soil Inoculant and/or Plant Inoculant License

The soil and plant inoculant license is issued per individual brand. Each brand of inoculant needs a separate soil and plant inoculant license. This is unlike commercial fertilizer distributor licensing. Each product with a micro organism claim will need its own individual soil and plant inoculant license. Soil and plant inoculant licenses are \$20.00 per brand and also expire on Dec. 31, 2014. When filling out the soil and plant inoculant license application, the guaranteed analysis section is referring to the micro organism claim in the product. Include soil and plant inoculant product labels along with the application.

All applications are two pages. Please complete in full, sign and send back via hardcopy to the Department. Include the fee of \$150 for fertilizer and copies of the fertilizer labels you wish to add for review. Applications must be signed and filled out completely before they can be processed. Please send labels with the fertilizer application.

One other item to note when filling out an application to license:

If you are an **out of state entity**, you do not need to file with the New York Department of State if only distributing product in the state of New York. You may leave this information blank on the application.

Foreign or out of state corporation, date of filing in New York _____ and name and address of New York State resident upon whom service of process may be made _____

You do need to file with the New York Department of State or fill in this information if **your company has employees or physical business assets within New York State.**

Article 10 is the New York Law regulating the distribution and analysis of Fertilizer. Article 10-A is the New York Law regulating the Prevention of Fraud in Sale of Soil and Plant Inoculants.

You may call the Division of Plant Industry @ 518-457-2087 with any questions.

