



RHODE ISLAND

DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

DIVISION OF AGRICULTURE & FOREST ENVIRONMENT

235 Promenade Street | Providence, Rhode Island 02908

CONCISE EXPLANATORY STATEMENT

In accordance with the Administrative Procedures Act, Section § 42-35-2.6 of the General Laws of Rhode Island, following is a concise explanatory statement:

AGENCY: Department of Environmental Management (RIDEM)

DIVISION: Agriculture and Forest Environment

RULE IDENTIFIER: 250-RICR-40-20-10

RULE TITLE: Rules and Regulations Relating to Fertilizers

REASON FOR RULEMAKING:

To make minor amendments to the rule regarding the process for registration of products. The regulations, prior to this amendment, were silent regarding processes and methods for product registration. The Department has implemented an online registration system that will enhance efficiency and accuracy of product registration. These regulations will require use of that system unless the registrant does not have computer access.

ANY FINDING REQUIRED BY LAW AS A PREREQUISITE TO THE EFFECTIVENESS OF THE RULE:

These Regulations are promulgated pursuant to R.I. Gen. Laws § 2-7-13 which states: *“The director is authorized to prescribe and, after a public hearing following public notice, to enforce any rules and regulations relating to investigational allowances, definitions, records, and the distribution of commercial fertilizers that may be necessary to carry into effect the full intent and meaning of this chapter.”*

TESTIMONY, COMMENTS AND OBJECTIONS:

The proposed amendment to this Regulation was posted as Direct Final Amendment on the Secretary of State’s website on December 3, 2021 with a comment period that ended on January 2, 2022. The Department did not receive any comments during that period, nor did it receive a request for a public hearing.

CHANGE TO TEXT OF THE RULE:

As a result of there being no comments there were no changes to the text of the proposed amendment.

REGULATORY ANALYSIS:

Regarding the Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4), RIDEM finds that the change in effective date does not have an adverse impact on businesses that are required to register their products, but rather is beneficial by affording those businesses a more convenient way to register their products.