



**151st GENERAL ASSEMBLY
REVISED
FEE IMPACT**

BILL:	SENATE BILL NO. 96
AS AMENDED BY:	SENATE AMENDMENT NO. 1
SPONSOR:	Senator Ennis
DESCRIPTION:	AN ACT TO AMEND TITLE 3 OF THE DELAWARE CODE RELATING TO COMMERCIAL FERTILIZERS AND SOIL CONDITIONERS.

In accordance with 29 Del. C. §913, the following information is provided relating to licenses and fees.

Description of the Legislation:

This Act authorizes the Department of Agriculture to update the Delaware Commercial Fertilizer and Soil Conditional Law of 1971. The Department of Agriculture is directed to collect increased Fertilizer and Soil Conditioner Product Registration and Tonnage Fees.

Affected Entities:

Commercial fertilizer and soil conditioner distributors and the Department of Agriculture.

Fiscal Impact:

The fiscal impact of this Act will be an increase in General Fund (GF) revenue and Appropriated Special Funds (ASF) revenue. This Act requires manufacturers to pay increased product registration and tonnage fees as follows:

1. Increase in Fertilizer and Soil Conditioner Tonnage Fee for Farm (Large) Fee from \$0.10 to \$0.25 according to the following schedule:
 - Not less than 15 cents per ton effective January 1, 2022;
 - Not less than 20 cents per ton effective January 1, 2023;
 - Not less than 25 cents per ton effective January 1, 2024.

The Department of Agriculture estimates this will result in an increase in ASF revenue as follows:

- FY2022: \$13,017
 - FY2023: \$30,372
 - FY2024: \$39,049
2. Increase the annual Registration Fee of individual packages of commercial fertilizer or soil conditioners containing 10 pounds or less from \$28.75 to \$40.
 3. The Department of Agriculture estimates the above fee increases will result in an annual increase in GF revenue of \$20,987.

Intended Use of Revenue:

The additional revenue will be used to support costs associated with fertilizer product and soil conditioner inspections, sampling, and analysis, as well as provide clarity and efficiency regarding product labeling and registration.

Prepared by Julie Fedele
Office of the Controller General