
LEVELS OF NONNUTRITIVE SUBSTANCES IN FERTILIZERS

REPORT TO THE LEGISLATURE

December 2015



PREPARED BY:

**WASHINGTON STATE DEPARTMENT OF AGRICULTURE
WASHINGTON STATE DEPARTMENT OF ECOLOGY**

REPORT TO THE LEGISLATURE

Levels of Nonnutritive Substances in Fertilizers

(As required by RCW 15.54.433)

Prepared by the Washington State Department of Agriculture (WSDA)
and the Washington State Department of Ecology (Ecology)
December 2015

Background

All fertilizers must be registered with the Washington State Department of Agriculture (WSDA) before they can be sold or distributed in the state. Legislation enacted in 1998 strengthened the state's fertilizer laws to protect human health and the environment by establishing standards for allowable levels of nine metals that are sometimes found in commercial fertilizers and by making information about the contents of fertilizer products available to the public. One of the information provisions of the law is a requirement that the Department of Agriculture, and the Department of Ecology in consultation with the Department of Health, prepare a report to the legislature presenting information on levels of nonnutritive substances in fertilizers and the results of any agency testing of products. This is the eighth biennial report to the legislature on the levels of nonnutritive substances in fertilizers, and agency testing, as required by the statute.

Fertilizer Registration Requirements

As of November 1, 2015, there are 7,742 fertilizers registered for distribution in Washington. As part of the information submitted for registration, the registrant must submit a metals analysis for each of its products. The metals that must be analyzed are: arsenic, cadmium, cobalt, lead, mercury, molybdenum, nickel, selenium, and zinc. Specific preparation and analysis methods are required. The levels reported by the company are compared against the Washington standards for these metals. If the levels exceed the standard for any of the nine metals, the product cannot be registered for distribution in Washington.

All micronutrient and waste-derived fertilizers must go through an additional review by the Department of Ecology before they can be registered. Ecology consults with the Department of Health and the Department of Labor and Industries as part of its review process. Waste-derived fertilizers range from cement kiln dust (used as a liming agent) and electric arc furnace dust (a source of zinc) to animal manure and bone meal.

All fertilizers registered by WSDA meet the Washington standards for metals, with the vast majority meeting the standards by a wide margin. When reviewing new products, WSDA

occasionally finds one with metals levels and application rates that cause it to exceed the standards. In most cases, the company is able to address the problem by (1) using different source materials (with lower metals levels) in the product, and/or (2) lowering the rate of application on the label.

Another important aspect of Washington's fertilizer law is the requirement that all fertilizer labels have a statement directing purchasers to the WSDA Web site where they can find information about the metals levels in the product. The metals information is in a database that includes the product name, the registering company, the nutrient guarantees, and the levels of metals found in the product.

Fertilizer Compliance Activities

WSDA routinely samples a number of fertilizers each year and analyzes them for the nine metals covered by the Washington standards. WSDA continues to focus its metals sampling efforts on those fertilizers it believes are most likely to have relatively high metals levels. These include, but are not limited to, certain phosphate fertilizers, micronutrients, and industrial waste-derived fertilizers.

WSDA also conducts routine inspections of facilities that sell fertilizer. As part of the inspection, officials check fertilizer labels for compliance with the Web site notification requirement. If labels are found without the Web site notification language, steps are taken to ensure that the label is revised or the product is removed from distribution.

Metals Content of Registered Fertilizers

Data Gathered from the Registration Process

The Washington standards are expressed as pounds per acre per year.

| Washington Standards for Metals | |
|--|-----------------------|
| Metals | Lbs./acre/year |
| Arsenic (As) | 0.297 |
| Cadmium (Cd) | 0.079 |
| Cobalt (Co) | 0.594 |
| Mercury (Hg) | 0.019 |
| Molybdenum (Mo) | 0.079 |
| Nickel (Ni) | 0.713 |
| Lead (Pb) | 1.981 |
| Selenium (Se) | 0.055 |
| Zinc (Zn) | 7.329 |

The most recent information regarding registered fertilizers and reported metals content can be accessed via the Internet at: <http://agr.wa.gov/PestFert/Fertilizers/ProductDatabase.aspx>.

A review of the information shows the metals content varies greatly among registered fertilizers. In some cases, metals concentrations vary by one or even two orders of magnitude. The question which comes to mind is, 'how can these products all meet the Washington metals standards?' The answer lies in the fact that the standards are not based solely on the amount of metals in fertilizers, but rather the amount of metals to be added to soil over time (measured in pounds per acre per year) through the application of the fertilizer. Therefore, a fertilizer that has a high concentration of a particular metal may pass the standards if only a small amount is applied to the soil. Conversely, a fertilizer with low concentrations of metals can be applied at high rates and still pass the standards. The net effect in either case is that regulated metals levels are below the allowable levels as defined under RCW 15.54.800 and WAC 16-200-7064.

Another variation in the metals data occurs with products that contain one or more of the three metals cobalt, molybdenum or zinc. These three metals are classified as essential for plant growth. For example, soils in eastern Washington are low in zinc and applications of zinc-based fertilizers have shown improved crop yields. Many of Washington's fruit, vegetable and row crops receive applications of zinc. When a particular metal such as zinc is used as a plant nutrient, the levels of that metal are allowed to exceed the Washington metals standards. Thus, the high levels of zinc found in certain registered products are not cause for concern.

Data Gathered from Field Sampling

WSDA conducts a routine sampling program to monitor fertilizers for their metals content. A total of 63 fertilizers were sampled and analyzed from November 1, 2013 to October 2015. Analysis results of all the samples collected since 1999 can be found on WSDA's Web site at: <http://agr.wa.gov/PestFert/Fertilizers/Metals.aspx>

Review of Waste-Derived and Micronutrient Fertilizers

State law requires the Department of Ecology (Ecology) to review and approve the registration application of a waste-derived or micronutrient fertilizer for it to be sold in the state (RCW 15.54.330(4)). During the period between July 1, 2013 to June 30, 2015 Ecology recommended 208 products for approval. During that time two products were not recommended for approval. A summary of the products recommended for approval by Ecology is available on Ecology's website at: www.ecy.wa.gov/programs/hwtr/dangermat/fert_review.html.

To review registration applications for waste-derived and micronutrient fertilizers, Ecology developed a set of criteria that set maximum levels for leachable metals and halogenated organic compounds in fertilizer products. Eight metals of concern include arsenic, barium, cadmium, chromium, lead, mercury, selenium, and silver. However, products that exceed the maximum allowable levels in the criteria can still pass Ecology's review if it can be shown conclusively that no dangerous wastes are used to manufacture the product. Detailed information on the analytical test results for each fertilizer product reviewed by Ecology is

available on Ecology's website at:

http://www.ecy.wa.gov/programs/hwtr/dangermat/fert_review.html.

It should be noted that Ecology does not review waste-derived and micronutrient fertilizer registration applications that are determined by WSDA to be unable to meet the Washington standards for metals. Registration applications that do not meet the metal standards are denied by WSDA prior to Ecology's review process. Also, Ecology does not review applications for fertilizer where there are no wastes as ingredients.

Summary

Washington State is in its eighteenth year of implementing metals standards. With rare exception, fertilizers continue to pass the Washington metals standards, most by a wide margin.

Additional Information

More information on metals in fertilizer, including regulations, studies and publications can be found on WSDA's Web site at: <http://agr.wa.gov/PestFert/Fertilizers/Metals.aspx>.

For additional copies of this report contact:

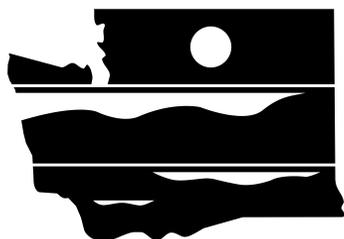
Washington State Department of Agriculture
Pesticide Management Division
PO Box 42589
Olympia WA 98504-2589
(360) 902-2010
or visit our website: <http://agr.wa.gov/>



Washington
State Department of
Agriculture
AGRPUB 707-481 (N/10/15)

(OR)

Washington State Department of Ecology
Hazardous Waste and Toxics Reduction Program
PO Box 47600
Olympia WA 98504-7600
(360) 407-6748
<http://www.ecy.wa.gov>



WASHINGTON STATE
DEPARTMENT OF
E C O L O G Y

PUBLICATION 15-04-031

Inquiries regarding the availability of this publication in an alternative format should be directed to the WSDA Receptionist at (360) 902-1976 or Telecommunication Device for the Deaf (360) 902-1996.

Report prepared as required by 15.54.433 RCW