



# Indiana Fertilizer Advisory Board

IC 15-16-2-25

## Meeting Minutes



### Location of meeting:

Daniels Turf Center – Purdue University  
1340 Cherry Lane  
West Lafayette, IN 47907

### Date and Time:

December 21, 2018 9:30 am

### Board Members Present:

Doug Anderson; representative of the retail fertilizer industry  
Bob Avenius; representative of the lawn care industry  
Amy Cornell\*; president of the Indiana Plant Food and Agricultural Chemicals Association  
Eric Dearth; representative of fertilizer manufacturing, distributing, or manufacturing and distributing.  
John Freeland; representative of the retail fertilizer industry  
Sam Fry; representative of producers of agricultural crops  
Dr. Amy Gregg; representative of a public conservation organization  
Joe Miller; representative of the livestock industry.  
Joe Russell (chair); representative of producers of agricultural crops  
Matt Pearson\*; fertilizer administrator for the office of the state chemist  
\* indicates nonvoting member

### Board Members absent:

Jeffery Cummins, Julia Wickard

### Others in attendance:

Trish Dunn  
Danny Starke  
Dr. Robert Waltz

With all the voting board members in attendance a quorum, IC 15-16-2-29, was present and an official meeting was held.

- Meeting called to order at 9:35 by chairperson Russell.
- Introduction were made around the room.
- Motion to approve the agenda: Freeland, seconded by Anderson. Motion carries.
- Motion to approve the minutes from 7/24/17 meeting: Miller, seconded by Gregg. Motion carries.
- Pearson provided an OISC fertilizer product and sample update
  - 9,698 Fertilizer products registered (5-year average = 9,436)
    - + 7,613 Products in package size greater than 12 pounds or in bulk
    - + 2085 Products in package size up to and including 12 pounds
    - + 801 Products contain a pesticide

- + 91 contain microorganisms
- OISC collected 2,017 fertilizer samples for analysis. (5-year average = 2,273)
  - + 178 samples had an analysis outside of the investigational allowance and failed (8.8% 5-year average = 11.1%)
  - + Large packaged products had a 27% failure
  - + Small package product had a 14% failure
  - + Bulk liquid products had a 10% failure
  - + Bulk dry products had a 5% failure
- Pearson provided a status update on 2 rules:
  - + Revisions to the agricultural ammonia rules, 355 IAC 3, still wait for exemption from the regulatory moratorium by the Office of Management and Budget. The rules were submitted October 25, 2017.
  - + New rule for processed manure fees & storage still wait for exemption from the regulatory moratorium by the Office of Management and Budget. The rules were submitted February 2018.
- Pearson discussed other revisions OISC would like to make:
  - + Fertilizer Civil Penalty, 355 IAC 9, is being revised to include violations of the ag ammonia rules.
  - + Fertilizer and pesticide containment rules, 355 IAC 2 & 355 IAC 5, need to be updated.
  - + Certification for Distributors and Users of Fertilizer Material, 355 IAC 7, should be revised to include anyone that used anhydrous ammonia as a fertilizer.
  - + Indiana Commercial Lawn Care Service Law should be revised, or rules written under its authority, to require a more accurate description of the fertilizer services being provided to the consumer.
    - = Avenius provided input on what TruGreen has done and how their customers respond.
    - = Most customers only want a green and weed free yard.
    - = A few read the delivery ticket.
    - = Fewer understand the information written on the delivery ticket.
- Dunn & Starke provided their compliance updates:
  - Trish's complaint summary:

year	total	staging	application	licensing	plan	containment
2015	81	44	24	13	7	2
2016	80	23	35	18	5	2
2017	54	13	27	16	0	1
2018	78	32	22	24	0	0

See attached for more details. Starke's summary was not available.

- Cornell & Miller add that when OISC is communicating they should also use the Ag groups to help deliver the message.
- Under the Fertilizer Industry Update Cornell promoted the upcoming Agribusiness Council of Indiana's upcoming annual meeting, January 24<sup>th</sup> and 25<sup>th</sup> in French Lick. Visit [inagribiz.org](http://inagribiz.org) for more information.

With nothing further to discuss the meeting was adjourned at 11:23 am.

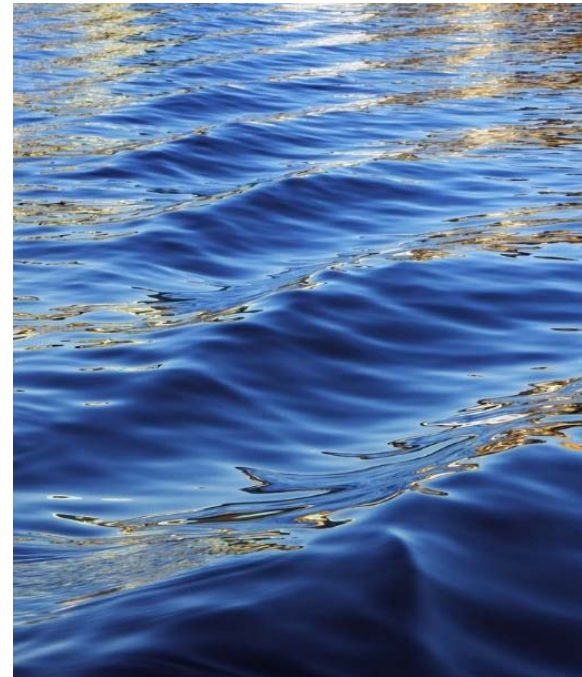
Next meeting is planned for July 2019.

Respectfully submitted

Matthew E. Pearson - Fertilizer Administrator and FAB secretary



Trish's Update:





# Investigations

Summary from 2015 - Current



# Manure Investigation

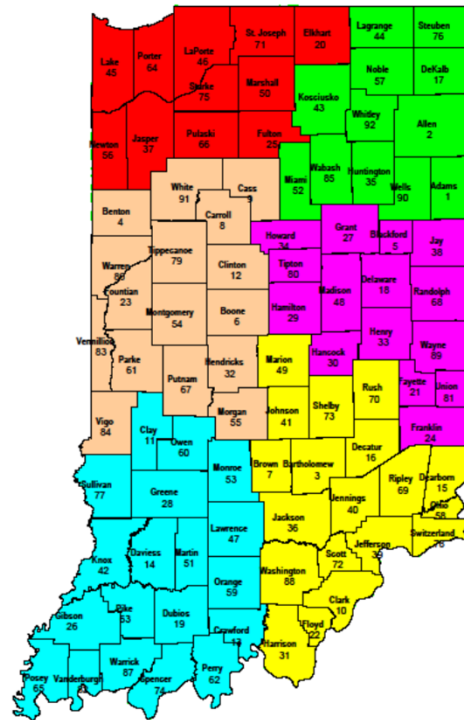
- Staging Complaints
- Application Complaints
- Licensing Complaints

# 2015

- Total: 81 (NV – 42, Warning – 10, Withdrawn – 1, Citation – 29)
  - Staging - 44
  - Application - 24
  - Licensing - 13
  - Application Plan - 7
  - Containment - 2

# 2015 Complaints

- Northwest (2)
  - Laporte - 1
  - St. Joseph - 1
  
- West Central (8)
  - Boone - 1
  - Montgomery - 1
  - Tippecanoe - 1
  - Vigo - 4
  - White - 1
  
- Southwest (34)
  - Crawford - 1
  - Daviess - 1
  - Dubois - 7
  - Gibson - 1
  - Knox - 1
  - Martin - 1
  - Orange - 1
  - Perry - 8
  - Pike - 9
  - Spencer - 4



- Northeast (16)
  - Adams - 6
  - Allen - 1
  - Huntington - 2
  - Miami - 1
  - Steuben - 1
  - Wabash - 2
  - Wells - 3
  
- East Central (13)
  - Fayette - 1
  - Hamilton - 1
  - Henry - 1
  - Jay - 6
  - Madison - 1
  - Randolph - 2
  - Wayne - 1
  
- Southeast (7)
  - Clark - 1
  - Decatur - 4
  - Ripley - 2
  - Switzerland - 1



# 2016

- Total: 80 (NV – 34, Warning - 3, Citations - 21, Withdrawn – 2)
  - Staging – 23
  - Application – 34
  - Licensing – 18
  - Application Plan – 5
  - Containment – 2

# 2016 Complaints

- Northwest (10)
  - Fulton – 1
  - Jasper – 2
  - Lake – 1
  - Laporte – 1
  - Marshall – 2
  - Pulaski – 3
  
- West Central (9)
  - Benton – 1
  - Carroll – 4
  - Cass – 2
  - Clinton – 1
  - Parke – 1
  
- Southwest (10)
  - Dubois – 1
  - Gibson – 2
  - Greene – 2
  - Martin – 1
  - Orange – 2
  - Pike – 1
  - Sullivan – 1



- Northeast (24)
  - Adams – 5
  - Allen – 3
  - DeKalb – 2
  - Huntington – 3
  - Miami – 2
  - Wabash – 1
  - Wells – 7
  - Whitley – 1
  
- East Central (18)
  - Blackford – 1
  - Fayette – 2
  - Franklin – 1
  - Henry – 2
  - Jay – 6
  - Wayne – 6
  
- Southeast (9)
  - Clark – 1
  - Decatur – 2
  - Johnson – 1
  - Ripley – 2
  - Washington – 3

# 2017

- Total: 54
  - Staging – 13
  - Application – 27
  - Licensing – 16
  - Application Plan – 0
  - Containment – 1

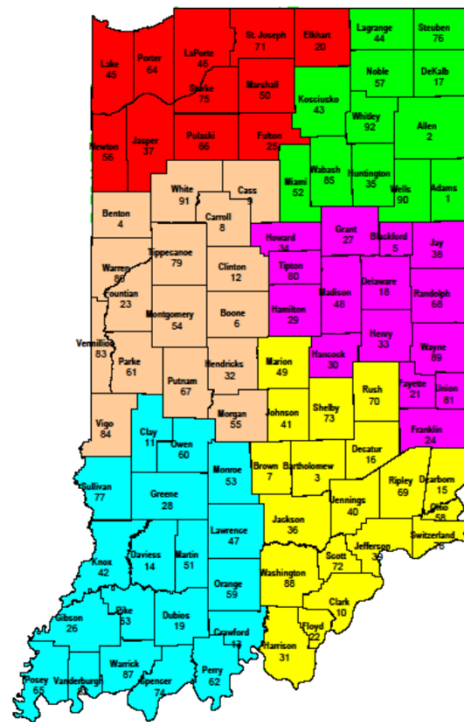


# 2018

- Total: 78
  - Staging – 32
  - Application – 22
  - Licensing – 25
  - Application Plan – 0
  - Containment – 0

# 2018 Complaints

- Northwest (10)
  - Elkhart – 2
  - Fulton – 2
  - Jasper – 1
  - Marshall – 1
  - Newton – 1
  - Pulaski – 2
  - St. Joe – 1
- West Central (8)
  - Boone – 1
  - Carroll – 1
  - Cass – 1
  - Montgomery – 2
  - Vermillion – 1
  - Vigo – 1
  - White – 1
- Southwest (11)
  - Dubois – 2
  - Gibson – 1
  - Greene – 1
  - Knox – 1
  - Lawrence – 1
  - Martin – 1
  - Orange – 1
  - Perry – 1
  - Sullivan – 2



- Northeast (23)
  - Adams – 5
  - Allen – 1
  - DeKalb – 1
  - Huntington – 5
  - Kosciusko – 3
  - Lagrange – 1
  - Miami – 1
  - Steuben – 1
  - Wabash – 2
  - Wells – 2
  - Whitley – 1
- East Central (17)
  - Delaware – 2
  - Howard – 1
  - Jay – 3
  - Madison – 1
  - Randolph – 8
  - Tipton – 1
  - Wayne – 1
- Southeast (9)
  - Decatur – 1
  - Harrison – 1
  - Jefferson – 1
  - Marion – 1
  - Rush – 2
  - Shelby – 1
  - Washington – 2

# 2019 (October 1<sup>st</sup> – Today)

- Total (32)
  - Staging – 14
    - Danny – 3
  - Application – 11
    - Danny – 3
  - Licensing – 6
    - Danny – 2
  - Application Plan – 0
  - Containment - 0

# 2019 Complaints

- Northwest (3)

- LaPorte – 1
- Porter – 1
- Pulaski – 1

- West Central (4)

- Hendricks – 1
- Morgan – 1
- White – 2

- Southwest (3)

- Gibson – 1
- Knox – 1
- Owen – 1
- Warrick – 1



- Northeast (6)

- Huntington – 3
- Kosciusko – 1
- Wells – 3

- East Central (12)

- Delaware – 1
- Grant – 2
- Jay – 3
- Wayne – 6

- Southeast (2)

- Decatur – 1
- Johnson – 1





# Property Tax Deductions



## Containment Facilities Requesting Deduction

- 2014 – 1
- 2015 – 7
- 2016 – 16
- 2017 – 12
- 2018 – 13