

# Do I Need A Fertilizing Materials License?



Topic	Activities of the Facility / Business	License Required?
Jurisdiction	Firms that manufacture / sell / distribute / store <u>bulk</u> fertilizer within and/or into California. <i>(Including firms located outside of California)</i>	✓
	The firm is listed as the guarantor on the fertilizing materials product label distributed in California.	✓
	The firm manufactures <u>bulk</u> fertilizing material outside of California and sells to another out-of-state distributor who then sells into California. <i>(The firm distributing into CA requires a license.)</i>	✗
Exemptions	The firm is a third-party distributor that is distributing <u>packaged</u> fertilizing materials labeled by licensed manufacturers/guarantors. <i>(The licensed guarantor is responsible for the mill assessments.)</i>	✗
	The firm manufactures fertilizer that is only applied on property owned by the same firm.	✗
	The firm is a retail store selling only <u>packaged</u> fertilizing materials that are labeled by a licensed manufacturer/guarantor. <i>(The licensed guarantor is responsible for the mill assessments.)</i>	✗
	The firm only engages in the transportation of fertilizer (e.g., a trucking company) as a common carrier and does not take ownership of, sell, or store the fertilizer.	✗

Topic	Activities of the Facility/Business	License Required?
Ingredients	The firm manufactures / sells / distributes /stores <u>bulk</u> soil amendments that do not possess claims for nutrients, beneficial substances, or for organic food or crop production.	✗
	The firm sells / distributes an ingredient that <i>other</i> companies blend into fertilizer and the ingredient labeling does not make any claims or guarantees as a fertilizing material.	✗
Toll Manufacturing, Selling Under Label Name	The firm contracts a third-party to manufacture and distribute fertilizer under the firm's name as the label guarantor. <i>(A license is required for the firm's business location and the third-party's manufacturing location(s).)</i>	✓
	The firm contracts a third-party to manufacture fertilizer and physically receives all of the product prior to distribution. <i>(A license is required for the firm's business location, but <u>not</u> the third-party manufacturing location(s).)</i>	✓
	The firm re-packages fertilizing material from another manufacturer and thereby requires the firm to be the label guarantor.	✓
Brokers, Offices	The firm receives fertilizing material in bulk and re-sells and/or re-packages the fertilizer, thereby requires the firm to be the label guarantor.	✓
	The firm does not store, manufacture, or distribute fertilizer at this location; however, sales (e.g. invoicing / billing) are conducted from this office / home / other location.	✓
	The location is a secondary office or remote location, but no fertilizer is sold, stored, manufactured, or distributed at this location.	✗
	The firm is a broker which contracts, invoices, and buys / sells commercial fertilizer, but does not handle the product.	✓