

Kansas Administrative Regulations

Kansas Department of Agriculture

Article 4.—Commercial Fertilizers

4-4-983. Mobile storage containers.

(a) Each mobile storage container or combination of mobile storage containers that has a combined storage capacity of 2,000 gallons or more and is used to store liquid fertilizer at the same location for more than 60 consecutive days of storage shall meet the applicable requirements of K.A.R. 4-4-900 through K.A.R. 4-4-986.

(b) The 60-day period specified in subsection (a) of this regulation shall begin when the liquid fertilizer is delivered to an empty mobile storage container or when the mobile storage container is moved to a separate location more than 300 feet from the previous location and in accordance with K.A.R. 4-4-900(i) and K.A.R. 4-4-901.

(c) Each seller that delivers liquid fertilizers to any mobile storage container shall make and, for a minimum of three years, maintain records of the following for each delivery:

- (1) The date of the delivery;
- (2) the name of the person making the delivery;
- (3) the number of gallons delivered;
- (4) the legal description, to the nearest 10-acre quarter of the section, of the mobile storage container location at the time of delivery;
- (5) a description of the fertilizer transported;
- (6) the approximate quantity of fertilizer in the mobile storage container before delivery;
- (7) the name of the owner or user of the mobile storage container; and
- (8) the name and address of the buyer, seller, and transporting company, if different from the seller.

(d) Each seller shall provide written receipts containing the information specified in subsection (c) of this regulation to the owner or operator of the mobile storage tank, who shall retain these records for a minimum of three years.

(e) The records required by this regulation shall be made available to the secretary upon request.

(Authorized by and implementing K.S.A. 2-1227; effective, T-4-7-1-94, July 1, 1994; effective Aug. 22, 1994; amended July 18, 2003.)

***** Authenticated Kansas Administrative Regulation *****