

(C) SECRETARY TO BE GUIDED SOLELY BY OFFICIAL SAMPLE.

IN DETERMINING FOR ADMINISTRATIVE PURPOSES WHETHER A COMMERCIAL FERTILIZER OR SOIL CONDITIONER IS DEFICIENT IN ANY COMPONENT, THE SECRETARY SHALL BE GUIDED SOLELY BY THE OFFICIAL SAMPLE OBTAINED AND ANALYZED AS PROVIDED BY THIS SUBTITLE.

(D) PROCEDURE WHEN INSPECTION AND ANALYSIS INDICATE DEFICIENCIES OR MISBRANDING.

WHEN INSPECTION AND ANALYSIS OF AN OFFICIAL SAMPLE INDICATES A COMMERCIAL FERTILIZER OR SOIL CONDITIONER IS FOUND DEFICIENT OR MISBRANDED, THE SECRETARY SHALL FORWARD THE RESULTS OF ANALYSIS TO THE REGISTRANT AT LEAST TEN DAYS BEFORE THE REPORT IS SUBMITTED TO THE PERSON FROM WHOM THE SAMPLE WAS TAKEN. THE SECRETARY SHALL FURNISH THE DISTRIBUTOR A PORTION OF THE SAMPLE CONCERNED WITHIN 30 DAYS IF REQUESTED.

(E) RIGHT OF ENTRY.

THE SECRETARY MAY ENTER ANY PUBLIC OR PRIVATE PREMISES, INCLUDING ANY TRANSPORTATION VEHICLE, DURING REGULAR BUSINESS HOURS, TO OBTAIN ACCESS TO COMMERCIAL FERTILIZER OR SOIL CONDITIONERS OR TO RECORDS RELATING TO THEIR DISTRIBUTION.

REVISOR'S NOTE: Subsection (a) presently appears as the first sentence of Art. 66C, §478(a) of the Code. The present reference to the State Chemist is proposed for deletion for the reasons explained in the revisor's note to §6-202. The last sentence is proposed for deletion because its substance appears as new language in subsection (e).

Subsection (b) presently appears as Art. 66C, §478(b) of the Code.

Subsection (c) presently appears as Art. 66C, §478(c) of the Code. The present provision referring to the definition of "sample" is proposed for deletion as unnecessary.

Subsection (d) presently appears as Art. 66C, §478(d) of the Code. Subsection (d) is revised to provide that the Department shall send the results of the tests to the registrant and the person from whom the