

SB119_L.001

HOUSE COMMITTEE OF REFERENCE AMENDMENT
Committee on Agriculture, Livestock, & Natural Resources.

SB15-119 be amended as follows:

1 Amend reengrossed bill, page 2, line 3, strike "(55)" and substitute
2 "(51.5)".

3 Page 2, line 12, strike "(55)" and substitute "(51.5)".

4 Page 2, line 13, strike "2024:" and substitute "2020:".

5 Page 3, line 3, strike "2024," and substitute "2020,".

6 Page 5, after line 14 insert:

7 "SECTION 7. In Colorado Revised Statutes, **amend** 35-10-109
8 as follows:

9 **35-10-109. Limited commercial and public applicators - no**
10 **business license required - training -rules.** (1) ~~No~~ A business license
11 ~~shall be~~ IS NOT required for limited commercial or public applicators;
12 except that the commissioner shall require such applicators that apply
13 restricted-use pesticides to register with the department. The
14 commissioner shall determine the form and manner of the registration, as
15 well as the amount of any administrative fees associated with ~~such~~ THE
16 registration. A limited commercial or public applicator may register
17 voluntarily, regardless of whether ~~such~~ THE applicator applies
18 restricted-use pesticides, by submitting a request in the form and manner
19 specified by the commissioner.

20 (2) (a) A PUBLIC APPLICATOR SHALL NOT ALLOW A PERSON
21 WORKING FOR IT TO APPLY A GENERAL-USE PESTICIDE THAT HAS BEEN
22 LISTED BY THE COMMISSIONER BY RULE UNLESS THE PERSON HAS BEEN
23 TRAINED IN THE CORE ELEMENTS OF PESTICIDE USE AS REQUIRED BY THE
24 COMMISSIONER BY RULE. THE PUBLIC APPLICATOR SHALL MAINTAIN A
25 RECORD OF THE TRAINING AS SPECIFIED BY THE COMMISSIONER BY RULE.

26 (b) THE OWNER OR DESIGNEE OF A LIMITED COMMERCIAL
27 APPLICATOR MUST BE TRAINED IN THE CORE ELEMENTS OF PESTICIDE USE
28 AS REQUIRED BY THE COMMISSIONER BY RULE BEFORE APPLYING A
29 GENERAL-USE PESTICIDE THAT HAS BEEN LISTED BY THE COMMISSIONER
30 BY RULE. THE LIMITED COMMERCIAL APPLICATOR SHALL MAINTAIN A
31 RECORD OF THE TRAINING AS SPECIFIED BY THE COMMISSIONER BY RULE.

32 **SECTION 8.** In Colorado Revised Statutes, **amend** 35-10-124 as
33 follows:



1 **35-10-124. Information.** (1) The commissioner, in cooperation
2 with other agencies of this state or the federal government, may publish
3 information pertaining to the use and handling of pesticides and conduct
4 workshops for the purpose of informing the pesticide applicators of new
5 developments in the field of pesticides.

6 (2) THE COMMISSIONER SHALL PROVIDE INTERNET ACCESS TO
7 FINALIZED ENFORCEMENT ACTION INFORMATION TO THE GENERAL PUBLIC
8 CONSISTING OF, AT A MINIMUM, THE NAME OF THE VIOLATOR, DATE OF THE
9 ACTION, CITY OR COUNTY IN WHICH THE VIOLATION OCCURRED, NEAREST
10 MAJOR INTERSECTION OF ROADS TO WHERE THE VIOLATION OCCURRED,
11 AND FINAL ENFORCEMENT DISPOSITION. THE COMMISSIONER SHALL
12 PUBLISH THE INFORMATION IN A FORM AND MANNER DESIGNATED BY THE
13 COMMISSIONER WITHIN THIRTY DAYS AFTER THE FINAL DISPOSITION.

14 **SECTION 9.** In Colorado Revised Statutes, 35-10-125, **amend**
15 (1), (2) introductory portion, (2) (f), (2) (h), and (2) (i); **repeal** (2) (a) and
16 (2) (e); and **add** (2) (j) and (2) (k) as follows:

17 **35-10-125. Advisory committee - sunset review.** (1) The state
18 agricultural commission created by section 35-1-105 shall appoint an
19 advisory committee of ~~eleven~~ TWELVE members to ADVISE THE
20 COMMISSIONER ON AGRICULTURAL, HUMAN HEALTH, ENVIRONMENTAL,
21 WILDLIFE, WORKER SAFETY, AND OTHER MATTERS REGARDING THE USE OF
22 PESTICIDES IN COLORADO AND TO assist the commissioner in
23 promulgating rules and regulations to carry out the provisions of this
24 article.

25 (2) The committee ~~shall consist~~ IS A STATE PUBLIC BODY, AS THAT
26 TERM IS DEFINED IN SECTION 24-6-402 (1) (d), C.R.S., AND CONSISTS OF
27 the following members:

28 (a) ~~A formulator, or his Colorado representative, actively engaged~~
29 ~~in the sale of pesticides in Colorado;~~

30 (e) ~~A qualified supervisor, employed by a limited commercial~~
31 ~~applicator registered under this article, who is actively engaged in the~~
32 ~~application of pesticides;~~

33 (f) Two representatives from public applicators registered under
34 this article, each of whom ~~shall~~ MUST be an elected official or a designee
35 thereof, AND AT LEAST ONE OF WHOM MUST BE TRAINED IN INTEGRATED
36 PEST MANAGEMENT;

37 (h) ~~A representative~~ TWO REPRESENTATIVES from the Colorado
38 department of public health and environment, ~~and~~ BOTH OF WHOM HAVE
39 EXPERTISE IN EITHER:

40 (I) HUMAN HEALTH WITH RESPECT TO TOXICOLOGY, PEST-RELATED
41 DISEASE VECTORS, AND EPIDEMIOLOGY;

42 (II) HAZARDOUS MATERIALS AND FOOD SAFETY;



1 (III) AIR POLLUTION AND HAZARDOUS PESTICIDE AIR POLLUTANTS;
2 OR
3 (IV) WATER POLLUTION AND AGRICULTURAL ACTIVITIES;
4 (i) Two representatives from the general public, one of whom is
5 actively engaged in agricultural production;
6 (j) A MEMBER OF A STATE OR NATIONAL APIARY OR BEEKEEPER
7 ASSOCIATION WHO IS CURRENTLY ACTIVE IN APIARY MANAGEMENT AND
8 WHO IS EITHER AN ELECTED OFFICIAL OR A DESIGNEE OF THE ASSOCIATION;
9 AND
10 (k) A REPRESENTATIVE FROM THE AGRICULTURAL SECTOR WHO IS
11 A WORKER, AS THAT TERM IS DEFINED IN 40 CFR 170.3."
12 Renumber succeeding sections accordingly.

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