

SENATE COMMITTEE OF REFERENCE REPORT

Chair of Committee

March 4, 2026
Date

Committee on Agriculture & Natural Resources.

After consideration on the merits, the Committee recommends the following:

SB26-062 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend printed bill, strike everything below the enacting clause and
2 substitute:

3 **"SECTION 1. Legislative declaration.** (1) The general
4 assembly finds that:

5 (a) The use of second-generation anticoagulant rodenticides,
6 referred to as "SGARs", should be restricted to licensed applicators to
7 safeguard public health, nontarget wildlife and domestic animals, and the
8 environment;

9 (b) Despite prior proposals and actions by the United States
10 environmental protection agency, SGARs remain widely accessible to the
11 general public;

12 (c) Statistics from America's Poison Centers indicate that children
13 5 years old and younger account for 75% of the approximately 3,100
14 annual human exposures to SGARs reported from 2019 to 2023;

15 (d) Preventive, permanent, or nonstructure-associated baiting with
16 SGARs prolongs the environmental presence of toxic chemicals and
17 increases the likelihood of primary and secondary exposure to companion
18 animals and wildlife, including birds of prey and mammalian carnivores;

19 (e) Integrated pest management strategies, which emphasize
20 exclusion, proper sanitation, and targeted removal, minimize harm and
21 constitute a humane, science-driven, and effective approach to rodent
22 control;

23 (f) In conjunction with using integrated pest management
24 strategies, limiting the use of SGARs to circumstances that involve
25 documented and persistent rodent activity, as verified by means such as
26 electronic rodent monitoring and as only a "last resort" could reduce
27 unnecessary exposure risks and cascading household, property, and

1 environmental impacts; and

2 (g) The department of agriculture's broad rule-making authority
3 includes the authority to adopt rules consistent with state and federal law
4 to further reduce the unintended exposure to SGARs, including the
5 adoption of rules that reflect the risk-reduction principles described in this
6 section.

7 (2) The general assembly therefore declares that restricting the use
8 of SGARs, while promoting integrated pest management strategies and
9 encouraging the targeted, structure-associated use of SGARs, will protect
10 Colorado's wildlife, children, and pets; will safeguard human health; and
11 will support humane, science-driven, and effective rodent control.

12 **SECTION 2.** In Colorado Revised Statutes, 35-9-103, **add** (13)
13 as follows:

14 **35-9-103. Definitions.**

15 As used in this article 9, unless the context otherwise requires:

16 (13) "SECOND-GENERATION ANTICOAGULANT RODENTICIDE"
17 MEANS A PESTICIDE CONTAINING ANY OF THE FOLLOWING ACTIVE
18 INGREDIENTS:

- 19 (a) BRODIFACOUM;
- 20 (b) BROMADIOLONE;
- 21 (c) DIFENACOUM; OR
- 22 (d) DIFETHIALONE.

23 **SECTION 3.** In Colorado Revised Statutes, **add** 35-9-118.5 as
24 follows:

25 **35-9-118.5. Second-generation anticoagulant rodenticides**
26 **designated as restricted-use pesticides.**

27 ON AND AFTER JULY 1, 2027, SECOND-GENERATION
28 ANTICOAGULANT RODENTICIDES ARE DESIGNATED AS RESTRICTED-USE
29 PESTICIDES AND THE COMMISSIONER SHALL RESTRICT THE DISTRIBUTION
30 AND USE OF THE PESTICIDES PURSUANT TO SECTION 35-9-108 (5).

31 **SECTION 4.** In Colorado Revised Statutes, 35-9-120, **amend**
32 (1)(j.5) and (1)(k); and **add** (1)(l) as follows:

33 **35-9-120. Prohibited acts - deceptive trade practice.**

34 (1) It is unlawful and a violation of this ~~article~~ ARTICLE 9 for any
35 person:

36 (j.5) To make a false statement in any invoice, record, report, or
37 application required under this ~~article~~ ARTICLE 9 or any rule ~~promulgated~~
38 ADOPTED under this ~~article~~; or ARTICLE 9;

39 (k) To make any fraudulent statements in any confidentiality
40 agreement authorized pursuant to section 35-9-109 or to violate any of the
41 provisions of ~~said~~ THE agreement; OR

42 (l) TO DISTRIBUTE OR USE SECOND-GENERATION ANTICOAGULANT
43 RODENTICIDES IN VIOLATION OF SECTION 35-9-118.5.

1 **SECTION 5. Act subject to petition - effective date.** This act
2 takes effect at 12:01 a.m. on the day following the expiration of the
3 ninety-day period after final adjournment of the general assembly (August
4 12, 2026, if adjournment sine die is on May 13, 2026); except that, if a
5 referendum petition is filed pursuant to section 1 (3) of article V of the
6 state constitution against this act or an item, section, or part of this act
7 within such period, then the act, item, section, or part will not take effect
8 unless approved by the people at the general election to be held in
9 November 2026 and, in such case, will take effect on the date of the
10 official declaration of the vote thereon by the governor."

11 Page 1, line 101, strike "**CERTAIN RODENT CONTROL PRODUCTS**" and
12 substitute "**DESIGNATING SECOND-GENERATION ANTICOAGULANT**
13 **RODENTICIDES AS RESTRICTED-USE PESTICIDES FOR THE PURPOSE OF**
14 **RETAIL SALES**".

** *** ** *** **