

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Agriculture & Natural Resources.

SB23-192 be amended as follows:

1 Amend printed bill, page 5, after line 8 insert:

2 "SECTION 4. In Colorado Revised Statutes, 35-10-112, **amend**  
3 (1)(a) and (1)(c)(I)(A); and **add** (1)(c)(III) as follows:

4 **35-10-112. Notification requirements - registry of**  
5 **pesticide-sensitive persons - preemption - rules.** (1) (a) (I) The  
6 commissioner shall promulgate rules for the establishment of a registry  
7 of pesticide-sensitive persons to be maintained by the department.  
8 Pesticide-sensitive persons may apply to be placed on the registry if they  
9 can provide proof of medical justification by a physician licensed in  
10 Colorado in the form and manner prescribed by the commissioner. To  
11 REMAIN ON THE REGISTRY, A PESTICIDE-SENSITIVE PERSON MUST UPDATE  
12 the PERSON'S proof of medical justification ~~shall be updated~~ every two  
13 years. The DEPARTMENT SHALL UPDATE THE registry ~~shall be updated~~ at  
14 least annually, and MAKE the published registry ~~shall be made~~ readily  
15 accessible, in a form and manner prescribed by the commissioner, to all  
16 commercial, registered limited commercial, and registered public  
17 applicators on record with the commissioner.

18 (II) IN APPLYING TO BE PLACED ON THE REGISTRY, A  
19 PESTICIDE-SENSITIVE PERSON MAY LIST A PRINCIPAL:

- 20 (A) RESIDENTIAL ADDRESS;  
21 (B) EMPLOYMENT ADDRESS; AND  
22 (C) SCHOOL ADDRESS.

23 (c) (I) A commercial, registered limited commercial, or registered  
24 public applicator, prior to applying a pesticide in any turf or ornamental  
25 category, shall take reasonable actions to give notice of the date and  
26 approximate time of any such pesticide application, prior to the  
27 application, to any pesticide-sensitive person whose name is on the  
28 published registry and:

29 (A) Who ~~resides on~~ HAS LISTED the property to be treated AS THE  
30 PERSON'S PRINCIPAL RESIDENTIAL, EMPLOYMENT, OR SCHOOL ADDRESS  
31 PURSUANT TO SUBSECTION (1)(a)(II) OF THIS SECTION;

32 (III) IN NOTIFYING A PESTICIDE-SENSITIVE PERSON PURSUANT TO  
33 THIS SECTION, A COMMERCIAL, REGISTERED LIMITED COMMERCIAL, OR  
34 REGISTERED PUBLIC APPLICATOR MAY PROVIDE THE NOTICE  
35 ELECTRONICALLY."

36 Renumber succeeding sections accordingly.

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