



# COLORADO ENVIRONMENTAL PESTICIDE EDUCATION PROGRAM

Pesticide Fact Sheet #411  
CEPEP 10/01  
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**PESTICIDE ACT**  
STATE OF COLORADO  
TITLE 35 ARTICLE 9

## **THE PESTICIDE ACT**

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This Act provides for the registration and distribution of pesticides and devices and for dealer licensing.

<http://www.cepep.colostate.edu>

## **The Pesticide Act**

### **What must be registered?**

Any pesticide or device sold and distributed in Colorado must be registered with the [Colorado Department of Agriculture](#) (CDA).

### **What is a pesticide?**

A pesticide is a substance or mixture of substances that you use to prevent, destroy, repel, or otherwise affect a pest. It is also any substance used as a plant growth regulator, defoliant, or desiccant.

### **What is a device?**

A device is any kind of instrument or tool (except a firearm) that you use to trap, destroy, repel, or otherwise affect a pest.

### **What is a pest?**

A pest is any weed, plant disease, insect, mite, nematode, and microorganism, as well as rodents and animals on land or in the water determined to be a pest by the US [Environmental Protection Agency](#) (EPA) or CDA. This does not include microorganisms living in humans and animals.

### **What does pesticide and device registration do for me?**

1. It insures that products you buy are what the label says they are
2. It insures that you have correct information on application and use
3. It insures that you have information on toxicity and emergency treatment
4. It restricts the sale and use of highly toxic pesticides
5. It provides for emergency use of designated pesticides when a special need arises

### **Who must be a licensed dealer?**

Anyone who sells and distributes restricted use pesticides (RUPs) must be licensed. Dealers are required to keep records of sales to qualified buyers. In Colorado, you must have a qualified supervisor license to purchase RUPs.

Discount stores, garden centers, nurseries, home improvement centers, and other such outlets sell only general use pesticides. They are **not** licensed by the Colorado Department of Agriculture.

### **References and Resources**

*Pesticide Act.* Title 35, Article 9, Colorado Department of Agriculture, Division of Plant Industry, Lakewood, CO.

<http://www.cepep.colostate.edu/PAA.pdf>

*Rules and Regulations Pertaining to the Administration and Enforcement of the Pesticide Act.* Title 35, Article 9. Colorado Department of Agriculture, Division of Plant Industry, Lakewood, CO.

<http://www.cepep.colostate.edu/PAA%20Rule.pdf>

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