



Statewide Marijuana Pesticides Policy Statement
November 12, 2015

1. Colorado's pesticides regulations for all crops are enforced in strict accordance with the Federal Insecticide, Fungicide, and Rodenticide Act ("FIFRA"), rules and guidance promulgated pursuant to FIFRA, and the Colorado Pesticide Applicators' Act.
2. A pesticide registered with the Colorado Department of Agriculture ("CDA") may be used in accordance with its label directions for the cultivation of marijuana in the state of Colorado under the following conditions:
 - a. The label allows for use on unspecified crops and/or plants (e.g. "bedding plants," "flowering plants," "other crops");
 - b. The label allows for use at the intended site of application (e.g. allowed use in greenhouses);
 - c. The label directions do not prohibit use on crops or plants for human consumption; and
 - d. Use of the pesticide complies with rules promulgated by CDA governing pesticide use on marijuana.
3. CDA has developed an extensive list of pesticides that meet these criteria, available at: <https://www.colorado.gov/pacific/agplants/pesticide-use-marijuana-production>.
4. In light of the numerous ways marijuana can be ingested and the extent to which marijuana can be concentrated prior to consumption, the health risk posed by the application of pesticides in violation of the aforementioned criteria is cause for concern. The Colorado Department of Public Health and Environment ("CDPHE") is authorized to advise the Colorado Department of Revenue Marijuana Enforcement Division ("MED") on which course of action best protects public health. Until scientific assessment establishes which additional pesticides can be safely applied to marijuana, CDPHE shall deem any marijuana contaminated by a pesticide that does not meet the aforementioned criteria a risk to public health, and MED is authorized to find such contaminated marijuana a threat to public safety.
5. In the event the misapplication of pesticides on marijuana is identified by CDPHE, CDA, MED, or any other authority, it is CDPHE's policy to strongly advise that MED place an administrative hold on the affected crop(s) and any resulting products pending further investigation and process.
6. If additional investigation confirms that pesticides were applied to marijuana in violation of the aforementioned criteria, CDPHE strongly advises that MED work with the Licensee, within the bounds of existing procedure, to voluntarily destroy the affected marijuana and any products containing that marijuana. If the affected marijuana inventory is not voluntarily destroyed, MED shall consider additional administrative action against the licensee.

Signed,

Don Brown | Commissioner | Colorado Department of Agriculture
Barbara Brohl | Executive Director | Colorado Department of Revenue
Dr. Larry Wolk | Executive Director & Chief Medical Officer | Colorado Department of Public Health and Environment

