



COLORADO
Department of Agriculture

2026 Regulatory Agenda and 2025 Regulatory Report

This document contains information for the following:

- 2026 Regulatory Agenda: January 1, 2025-December 31, 2026
- 2025 Regulatory Report: January 1, 2024-December 31, 2025

Overview

The Colorado Department of Agriculture submits the following 2026 Regulatory Agenda in fulfillment of the statutory requirements set forth in Colo. Rev. Stat.

§2-7-203(4). Pursuant to state law, annually on November 1 executive-branch agencies must file a Departmental Regulatory Agenda (DRA) containing:

- A list of new rules or amendments that the department or its divisions expect to propose in the next calendar year;
- The statutory or other basis for adoption of the proposed rules;
- The purpose of the proposed rules;
- The contemplated schedule for adoption of the rules;

- An identification and listing of persons or parties that may be affected positively or negatively by the rules; and
- A list and brief summary of all permanent and temporary rules adopted since the previous DRA was filed.

The Regulatory Agenda also includes, pursuant to Colo. Rev. Stat. §24-4-103.3, rules to be reviewed as part of the Department's "Regulatory Efficiencies Reviews" during 2025 (which are denoted as such in the "purpose" column). The DRA is to be filed with Legislative Council staff for distribution to committee(s) of reference, posted on the department's website, and submitted to the Secretary of State for publication in the Colorado Register. Each department must also present its DRA as part of its "SMART Act" hearing and presentation pursuant to Colo. Rev. Stat. §2-7-203(2)(a)(II).

The following constitutes the Department of Agriculture's Regulatory Agenda for 2026 and is provided in accordance with Colo. Rev. Stat. §2-7-203(2)(a)(IV).

The Colorado Department of Agriculture also submits the following 2025 Regulatory Agenda Report in fulfillment of the statutory requirements set forth in Colo. Rev. Stat. §2-7-203(4), detailing the results of the past year's rules review activity.

2026 Regulatory Agenda

Anticipated Adoption Date	Rule Number	Rule Title	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Part of Mandatory Rule Review
TBD	8 CCR 1203-9	Administration and Enforcement of the Organic Certification Act	Revision	Title 35, Article 11.5	Update the fee schedule.	Organic producers	No
TBD	8 CCR 1203-23	Rules Pertaining to the Administration and Enforcement of the Industrial Hemp Regulatory Program Act	Revision	Title 35, Article 61	Define and implement lab analysis fees, require evidence of FSA crop certification, and require evidence on crop disposal due to failure.	Hemp industry, help advisory committee, hemp registrants	No
March 2026	8 CCR 1202-2	Measurement Standards	Revision	Title 35, Article 14	Clarify and align with the current statutory language for which tags to apply to devices. Clarify and add definitions to terms not already defined in the rule or statute. Add requirements for scale technicians to be certified for the devices they intend to service and install to align with national standards. Clean up existing language to align with the new changes. Clarify the inspection and testing frequency of licensed devices to the license period as a result of the Weights and Measures Program	Licensed device service providers and certified weighers, Industrial Scale Association, Cannabis consulting businesses, Marijuana Enforcement Division, International Scale Association, Colorado Cattlemen Association, Fruits and	No

Anticipated Adoption Date	Rule Number	Rule Title	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Part of Mandatory Rule Review
					Performance Audit conducted in 2024/2025. Add language for software that has a metrological effect on devices for National Type Evaluation Program (NTEP) certification to align with national standards.	Vegetable Growers Association, Scale Manufacture Association, High Impact Operators/ Businesses	
March 2026	8 CCR 1202-6	Rules for Commercial Feed Under the Colorado Feed Law	Revision	Title 35, Article 60	To incorporate record-keeping requirements and good management practices, and to remove the prohibition on ingredients with a “tentative” Association of American Feed Control Officials (AAFCO) ingredient definition.	Colorado Cattlemen's Association, Rocky Mountain Agribusiness Association, Colorado Livestock Association, American Feed Industry Association, Pet Food Institute, National Grain and Feed Association, National Renderers' Association, Intermountain Farmers Association (IFA), Colorado Farm	No

Anticipated Adoption Date	Rule Number	Rule Title	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Part of Mandatory Rule Review
						Bureau, Companies Registered with the Department as Feed Manufacturers	
March 2026	8 CCR 1202-7	Rules for Pet Food Under the Colorado Feed Law	Revision	Title 35, Article 60	To incorporate labeling requirements under the Pet Food Label Modernization initiative. Incorporate record-keeping requirements and good management practices.	Colorado Cattlemen's Association, Rocky Mountain Agribusiness Association, Colorado Livestock Association, American Feed Industry Association, Pet Food Institute, National Grain and Feed Association, National Renderers' Association, Intermountain Farmers Association (IFA), Colorado Farm Bureau, Companies Registered with	No

Anticipated Adoption Date	Rule Number	Rule Title	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Part of Mandatory Rule Review
						the Department as Feed Manufacturers	
TBD	8 CCR 1202-17	Rules Pertaining to the Administration and Enforcement of the Produce Safety Act	Revision	Title 35, Article 77	Adjust the threshold limit for farms Exempt from the rule and change the incorporation by reference of the Code.	Produce Safety Committee, growers, industry trade organizations, allied trade organizations	No

2026 Regulatory Efficiency Reviews

Anticipated Adoption Date	Rule Number	Rule Title	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Part of Mandatory Rule Review
TBD	8 CCR 1201-13	Public Livestock Markets Veterinary Inspection	Revision	Title 35, Article 55	Changes may be proposed as a result of the Department's Regulatory Efficiency Review Process.	Colorado Livestock Market Association, livestock market veterinarians, Colorado Cattlemen's Association, Colorado Livestock Association, livestock producers	Yes
TBD	8 CCR 1201-20	Live Bird Market Rule	Revision	Title 35, Article 50	Changes may be proposed as a result of the Department's Regulatory Efficiency Review Process.	Colorado Poultry Association, commercial poultry producers, backyard poultry producers	Yes
TBD	8 CCR 1203-5	Rules Pertaining to the Administration and Enforcement of the Colorado Nursery Act	Revision	Title 35, Article 26	Changes may be proposed as a result of the Department's Regulatory Efficiency Review Process.	Greenhouse and nursery industry	Yes

Anticipated Adoption Date	Rule Number	Rule Title	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Part of Mandatory Rule Review
TBD	8 CCR 1201-13	Public Livestock Markets Veterinary Inspection	Revision	Title 35, Article 55	Changes may be proposed as a result of the Department's Regulatory Efficiency Review Process.	Colorado Livestock Market Association, livestock market veterinarians, Colorado Cattlemen's Association, Colorado Livestock Association, livestock producers	Yes
TBD	8 CCR 1203-18	Quarantine and Rules Against the Importation of Prunus Species into the San Luis Valley	Revision	Title 35, Article 4	Changes may be proposed as a result of the Department's Regulatory Efficiency Review Process.	Potato growers, Colorado Potato Administrative Committee, nursery industry	Yes
TBD	8 CCR 1206-1	Water Quality Control Concerning Agricultural Chemicals and Ground Water	Revision	Title 25, Article 8	Changes may be proposed as a result of the Department's Regulatory Efficiency Review Process.	Producers using agricultural chemicals, pesticide/ fertilizer applicators and dealers, and industry groups	Yes

Anticipated Adoption Date	Rule Number	Rule Title	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Part of Mandatory Rule Review
TBD	8 CCR 1201-13	Public Livestock Markets Veterinary Inspection	Revision	Title 35, Article 55	Changes may be proposed as a result of the Department's Regulatory Efficiency Review Process.	Colorado Livestock Market Association, livestock market veterinarians, Colorado Cattlemen's Association, Colorado Livestock Association, livestock producers	Yes
TBD	8 CCR 1206-3	Administration and Enforcement of the Weed Free Forage Crop Certification Act	Revision	Title 35, Article 27.5	Changes may be proposed as a result of the Department's Regulatory Efficiency Review Process.	Producers of weed-free forage or mulch, government agencies managing public land, the Colorado Department of Transportation, and industry groups	Yes
TBD	8 CCR 1206-4	Administration and Enforcement of the Colorado Chemigation Act	Revision	Title 35, Article 11	Changes may be proposed as a result of the Department's Regulatory Efficiency Review Process.	Producers applying agricultural chemicals through a closed irrigation system,	Yes

Anticipated Adoption Date	Rule Number	Rule Title	New rule, revision, or repeal?	Statutory or other basis for adoption or change to rule	Purpose of Proposed Rule	Stakeholders	Part of Mandatory Rule Review
TBD	8 CCR 1201-13	Public Livestock Markets Veterinary Inspection	Revision	Title 35, Article 55	Changes may be proposed as a result of the Department's Regulatory Efficiency Review Process.	Colorado Livestock Market Association, livestock market veterinarians, Colorado Cattlemen's Association, Colorado Livestock Association, livestock producers	Yes
						and industry groups	
TBD	8 CCR 1207-4	Rules Pertaining to Farm-to-Market Infrastructure Grants	Revision	Title 35, Article 1.2	Changes may be proposed as a result of the Department's Regulatory Efficiency Review Process.	Farmers, ranchers, food processors, and manufacturers	Yes

2025 Regulatory Report

Rule Number (CCR) and Title	Division/ Board/ Program	New rule, revision, or repeal?	Statutory or Other Basis	Purpose	Stakeholders	Status	Comments
8 CCR 1205-2 Administration and Enforcement of the Alternative Livestock Act	State Board of Stock Inspection	Revision	Title 35, Article 41.5	To modify the fee structure, add a late fee, and correct spelling, grammar, and formatting errors.	State Board of Stock Inspection, Five Rivers Cattle Feeding, Colorado Farm Bureau, Colorado Horse Council, Colorado Cattlemen's Association, Colorado Livestock Association, Colorado Independent Cattle Grower's Association, Front Range Livestock Association, Fremont County Cattlemen's Association, Bent-Prowers Cattle & Horse Growers Association, LaPlata-Archuleta Cattlemen's Association, Weld County Livestock Association, Elbert-Douglas County Livestock	Adopted 7/15/2025	Text

Rule Number (CCR) and Title	Division/ Board/ Program	New rule, revision, or repeal?	Statutory or Other Basis	Purpose	Stakeholders	Status	Comments
					Association, Northeast Colorado Cattlemen's Association, Middle Park Stockgrowers Association, Pikes Peak Cattlemen's Association, Pueblo Stockgrowers Association, Uncompahgre Cattlemen's Association, Moffat County Cattlemen's Association, Mesa County Cattlemen's Association		
8 CCR 1205-3 Rules Pertaining to the Annual Transportation Permit for Cattle	State Board of Stock Inspection	Revision	Title 35, Article 53	To modify the fee to reflect changes in 8 CCR 1205-6.	State Board of Stock Inspection, Five Rivers Cattle Feeding, Colorado Farm Bureau, Colorado Horse Council, Colorado Cattlemen's Association, Colorado Livestock	Adopted 7/15/2025	

Rule Number (CCR) and Title	Division/ Board/ Program	New rule, revision, or repeal?	Statutory or Other Basis	Purpose	Stakeholders	Status	Comments
					Association, Colorado Independent Cattle Grower's Association, Front Range Livestock Association, Fremont County Cattlemen's Association, Bent-Prowers Cattle & Horse Growers Association, LaPlata-Archuleta Cattlemen's Association, Weld County Livestock Association, Elbert-Douglas County Livestock Association, Northeast Colorado Cattlemen's Association, Middle Park Stockgrowers Association, Pikes Peak Cattlemen's Association, Pueblo Stockgrowers		

Rule Number (CCR) and Title	Division/ Board/ Program	New rule, revision, or repeal?	Statutory or Other Basis	Purpose	Stakeholders	Status	Comments
					Association, Uncompahgre Cattlemen's Association, Moffat County Cattlemen's Association, Mesa County Cattlemen's Association		
8 CCR 1205-4 Rules Pertaining to the Feedlot Certification Act	State Board of Stock Inspection	Revision	Title 35, Article 53.5	To modify the fee and correct spelling, grammar, and formatting errors.	State Board of Stock Inspection, Five Rivers Cattle Feeding, Colorado Farm Bureau, Colorado Horse Council, Colorado Cattlemen's Association, Colorado Livestock Association, Colorado Independent Cattle Grower's Association, Front Range Livestock Association, Fremont County Cattlemen's Association, Bent-Prowers Cattle & Horse	Adopted 7/15/2025	

Rule Number (CCR) and Title	Division/ Board/ Program	New rule, revision, or repeal?	Statutory or Other Basis	Purpose	Stakeholders	Status	Comments
					Growers Association, LaPlata-Archuleta Cattlemen's Association, Weld County Livestock Association, Elbert-Douglas County Livestock Association, Northeast Colorado Cattlemen's Association, Middle Park Stockgrowers Association, Pikes Peak Cattlemen's Association, Pueblo Stockgrowers Association, Uncompahgre Cattlemen's Association, Moffat County Cattlemen's Association, Mesa County Cattlemen's Association		

Rule Number (CCR) and Title	Division/ Board/ Program	New rule, revision, or repeal?	Statutory or Other Basis	Purpose	Stakeholders	Status	Comments
8 CCR 1205-6 State Board of Stock Inspection Fees	State Board of Stock Inspection	Revision	Title 35, Article 41	To modify minimum fees, inspection fees, permanent travel card fees, licensing fees, certification fees, waiver permits, recording fees, and assessment fees.	State Board of Stock Inspection, Five Rivers Cattle Feeding, Colorado Farm Bureau, Colorado Horse Council, Colorado Cattlemen's Association, Colorado Livestock Association, Colorado Independent Cattle Grower's Association, Front Range Livestock Association, Fremont County Cattlemen's Association, Bent-Prowers Cattle & Horse Growers Association, LaPlata-Archuleta Cattlemen's Association, Weld County Livestock Association, Elbert-Douglas County Livestock Association, Northeast	Adopted 7/15/2025	

Rule Number (CCR) and Title	Division/ Board/ Program	New rule, revision, or repeal?	Statutory or Other Basis	Purpose	Stakeholders	Status	Comments
					Colorado Cattlemen's Association, Middle Park Stockgrowers Association, Pikes Peak Cattlemen's Association, Pueblo Stockgrowers Association, Uncompahgre Cattlemen's Association, Moffat County Cattlemen's Association, Mesa County Cattlemen's Association		
8 CCR 1206-2 Rules Pertaining to the Administration and Enforcement of the Colorado Noxious Weed Act	Conservation Services Division	Revision	Title 35, Article 5.5	To update and clarify definitions, differentiate requests to add management techniques, add species to list A, update species subset, and update management plans.	Noxious Weed Advisory Committee, county and municipal weed managers, advisory committee members, nursery and seed industry stakeholders	Adopted 3/19/2025	

Rule Number (CCR) and Title	Division/ Board/ Program	New rule, revision, or repeal?	Statutory or Other Basis	Purpose	Stakeholders	Status	Comments
8 CCR 1204-10 Rules Pertaining to the Small Food Business Recovery and Resiliency Tax Credit	Markets Division	Revision	Title 35, Article 22, Part 5	To update the order in which applications are reviewed and awarded, and to update definitions to ensure alignment with legislative intent.	State agencies with tax credit programs, eligible businesses, outreach, and technical assistance providers	Adopted 1/15/2025	
8 CCR 1202-15 Rules Pertaining to the Administration and Enforcement of the Pet Animal Care and Facilities Act	Animal Welfare Division - Pet Animal Care Facilities Act	Revision	Title 35, Article 80	To implement change from Senate Bill 24-045, which amended §35-80-106.4, C.R.S., and requires animal shelters and rescues to sterilize dogs and cats prior to adoption, and add new definitions and updates.	Groomers, boarding and training organizations, rescue and shelter organizations, pet handlers, dog and cat breeders, reptile and herptile breeders, aquatic pet care organizations, and pet transporters	Adopted 5/15/2025	
8 CCR 1203-2 Rules and Regulations Pertaining to the Administration and Enforcement of the Pesticide Applicators' Act	Plant Industry Division	Revision	Title 35, Article 10	To update materials incorporated by reference, update certificate requirements for unmanned aerial vehicles, add clarifications to federally designated restricted-use fumigants and e-notification timing, define e-notification,	Pesticide Advisory Committee, Pesticide Sensitive Registrants, and licensed commercial applicators	Adopted 7/16/2025	

Rule Number (CCR) and Title	Division/ Board/ Program	New rule, revision, or repeal?	Statutory or Other Basis	Purpose	Stakeholders	Status	Comments
				and incorporate notification provisions.			
8 CCR 1206-5 Rules Pertaining to the Agricultural Stewardship Tax Credit	Conservation Services Division	New rule	Title 39, Article 22	To create an agricultural stewardship tax credit to encourage qualified stewardship practices on a farm or ranch, including any practice that increases soil health, improves water efficiency, or creates more diverse and beneficial ecosystems while maintaining the productivity of the farm or ranch.	Colorado Association of Conservation Districts, Routt County Conservation District, Yuma Conservation District, Lower Arkansas Watershed Association, Upper South Platte Watershed Association, Upper Arkansas Watershed Association, Republican River Watershed Association, Rocky Mountain Farmers Union, Colorado Farm Bureau, Colorado Cattlemen's Association, Colorado Corn, Colorado Potato Administration, Colorado Livestock	Adopted 5/15/2025	

Rule Number (CCR) and Title	Division/ Board/ Program	New rule, revision, or repeal?	Statutory or Other Basis	Purpose	Stakeholders	Status	Comments
					Association, Colorado Dry Bean Committee		

2025 Results of Mandatory Rules Review

Rule Number (CCR) and Title (or Description)	Division/ Board/ Program	Statutory or Other Basis	Did review result in revisions to regulation?	Purpose of Proposed Rule (if applicable)	Did review result in repeal of entire CCR volume?	Did the review result in repeal of any part of the regulation?	Adoption date (if applicable)	Comments
8 CCR 1201-12 Rules Pertaining to the Control of Depredating Animals	Animal Health Division	Title 35, Article 40	No	N/A	No	No	N/A	N/A
8 CCR 1203-22 Rules and Regulations Pertaining to the Colorado Seed Potato Act	Division of Plant Industry	Title 35, Article 27.3	Yes	To update obsolete language, establish new sampling, testing, evaluation requirements, and standards, clarify the percentage of growers to be audited, and update the hourly inspection fee.	No	No	1/15/2025	N/A
8 CCR 1202-5 Storage and Handling of Anhydrous Ammonia	Inspection and Consumer Services Division	Title 35, Article 13	No	N/A	No	No	N/A	N/A

Rule Number (CCR) and Title (or Description)	Division/ Board/ Program	Statutory or Other Basis	Did review result in revisions to regulation?	Purpose of Proposed Rule (if applicable)	Did review result in repeal of entire CCR volume?	Did the review result in repeal of any part of the regulation?	Adoption date (if applicable)	Comments
8 CCR 1207-1 Rules and Regulations Pertaining to the Administration and Enforcement of § 35-45-109, C.R.S.	Commissioner's Office	Title 35, Article 45	No	N/A	No	No	N/A	N/A
8 CCR 1207-2 Rules Pertaining to Administrative Hearings Conducted within the Colorado Department of Agriculture and to Petitions for Declaratory Orders	Commissioner's Office	Title 35, Article 1	No	N/A	No	No	N/A	N/A