

STAND. COM. REP. NO.

1523

Honolulu, Hawaii

APR 04 2007

RE: H.B. No. 1646
H.D. 2
S.D. 1

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fourth State Legislature
Regular Session of 2007
State of Hawaii

Madam:

Your Committees on Energy and Environment and Water, Land, Agriculture, and Hawaiian Affairs, to which was referred H.B. No. 1646, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO PESTICIDES,"

beg leave to report as follows:

The purpose of this measure is to protect the health and safety of consumers and the environment by providing information and education to consumers on the hazards of pesticide use and storage.

Specifically, this measure requires retailers of pesticides to provide information, through posted signs, on the proper handling, storage, and disposal of all pesticides for sale. In addition, this measure authorizes the Department of Agriculture to develop rules regarding the size and placement of the warning signs.

Your Committees received testimony in support of this measure from the Department of Agriculture, the Hawaii Food Industry Association, and thirteen individuals. The Retail Merchants of Hawaii, the Hawaii Pest Control Association and three individuals submitted comments.

Your Committees find that pesticide exposure has detrimental and often irreversible effects on the health of residents in the community and the environment. Requiring retailers to post

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informational signage regarding the hazards of pesticide use and storage will help to reduce unnecessary risks to the public and the environment.

Your Committees further find that the Department of Agriculture, when establishing signage rules, should address the language barrier issues that are present in this diverse culture, to ensure that non-English speaking persons are aware of the dangers posed by pesticides.

In addition, the Department of Agriculture and other appropriate agencies should take a proactive approach to educating the public on the hazards of pesticides, including a campaign to raise awareness of the hazards of use, storage, handling, and how to alert children to the dangers of these poisonous chemicals. Although information regarding these hazards is accessible through the federal Environmental Protection Agency, homeowners are often not aware of how to access this information. The Department of Agriculture's website is an excellent source of consumer information, and should include Environmental Protection Agency information.

Your Committees further find that the Department of Agriculture should examine the possibility of indemnification of pesticide retailers.

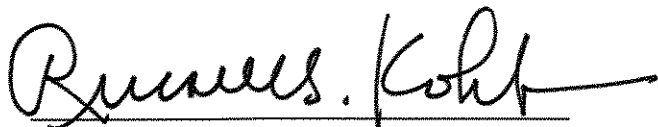
Your Committees amended this measure by:

- (1) Changing the section title from "pesticide warning signs" to "pesticide information signs";
- (2) Adding the definition "distribute or sell" to section 149A-2, Hawaii Revised Statutes; and
- (3) Clarifying that retailers have the option to post the warning sign or place the warning sign at the product display areas.

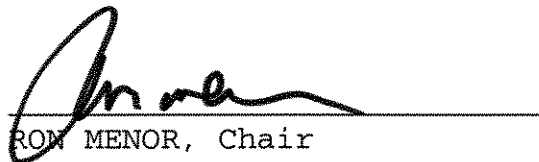
As affirmed by the records of votes of the members of your Committees on Energy and Environment and Water, Land, Agriculture, and Hawaiian Affairs that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1646, H.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1646, H.D. 2, S.D. 1, and be placed on the calendar for Third Reading.



Respectfully submitted on
behalf of the members of the
Committees on Energy and
Environment and Water, Land,
Agriculture, and Hawaiian
Affairs,



RUSSELL S. KOKUBUN, Chair



RON MENOR, Chair



The Senate
 Twenty-Fourth Legislature
 State of Hawaii

Record of Votes
Committee on Energy and Environment
ENE

Bill / Resolution No.:*	Committee Referral:	Date:
HB 1646 HD2	ENE/WAH	3/29/07

The committee is reconsidering its previous decision on this measure.
 If so, then the previous decision was to: _____

The Recommendation is:

Pass, unamended 2312
 Pass, with amendments 2311
 Hold 2310
 Recommit 2313

Members	Aye	Aye (WR)	Nay	Excused
MENOR, Ron (C)	✓			
HOOSER, Gary L. (VC)	✓			
IHARA, Jr., Les	✓			
KOKUBUN, Russell S.				✓
TRIMBLE, Gordon	✓			
TOTAL	4			1


Recommendation: Adopted Not Adopted

Chair's or Designee's Signature: 

Distribution: Original Yellow Pink
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The Senate
Twenty-Fourth Legislature
State of Hawaii

Record of Votes
Committee on Water, Land, Agriculture and Hawaiian Affairs
WAH

Bill / Resolution No.:*	Committee Referral:	Date:		
HB 1646 HD2	ENE/WAH	3/29/07		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is:				
<input type="checkbox"/> Pass, unamended 2312	<input checked="" type="checkbox"/> Pass, with amendments 2311	<input type="checkbox"/> Hold 2310		
<input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
KOKUBUN, Russell S. (C)	X			
TOKUDA, Jill N. (VC)	X			
FUKUNAGA, Carol	X			
HEE, Clayton				X
SLOM, Sam				X
TOTAL	3	0	0	2
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
Distribution:				
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*Only one measure per Record of Votes