
A BILL FOR AN ACT

RELATING TO PESTICIDES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The purpose of this Act is to better address
2 the potential public health and environmental issues related to
3 pesticides by requiring: the online publishing of certain
4 restricted use pesticide records, reports, or forms; and a study
5 of other states' reporting requirements for certain pesticides.

6 SECTION 2. Chapter 149A, Hawaii Revised Statutes, is
7 amended by adding a new section to be appropriately designated
8 and to read as follows:

9 "§149A- Pesticide use; posting online. (a) The
10 department shall publish on its website the public information
11 contained in all restricted use pesticide records, reports, or
12 forms submitted to the department, except those records,
13 reports, or forms required by the department for restricted use
14 pesticides used for structural pest control; provided that the
15 department shall not post information on its website protected
16 by section 92F-13.

17 (b) The department may prepare any forms necessary to meet
18 the requirements of this section. In addition to any other



1 administrative requirements, the department may also require the
2 persons or entities filing pesticide records, reports, or forms
3 to furnish an additional form that shall be suitable for posting
4 online in response to requests pursuant to chapter 92F or title
5 5 United States Code section 552; provided that the additional
6 form shall not require the disclosure of information protected
7 by section 92F-13.

8 (c) For the purposes of this section, "structural pest
9 control" means the control of wood-destroying organisms or
10 household pests, including but not limited to moths,
11 cockroaches, ants, beetles, flies, mosquitoes, ticks, wasps,
12 bees, fleas, mites, silverfish, millipedes, centipedes, sowbugs,
13 crickets, termites, or wood borers, including through any one or
14 combination of the following:

15 (1) The identification of infestations or infections;
16 conducting of inspections; or use of pesticides,
17 including insecticides, repellents, attractants,
18 rodenticides, fungicides, fumigants, and all other
19 substances, mechanical devices, or structural
20 modifications under whatever name known for the
21 purposes of preventing, controlling, and eradicating
22 insects, vermin, rodents, and other pests in household



1 structures, commercial buildings, other structures
2 including household structures, commercial buildings,
3 and other structures in all stages of construction,
4 and outside areas;

5 (2) All phases of fumigation, including treatment of
6 products by vacuum fumigation; or

7 (3) The fumigation of railroad cars, trucks, ships, and
8 airplanes."

9 SECTION 3. (a) To the extent of any available
10 information, the legislative reference bureau shall conduct a
11 study on pesticides that includes: whether other states impose
12 any type of reporting requirements on pesticides that do not
13 fall within the definition of a restricted use pesticide; and if
14 so, the details of the reporting requirement and any other
15 relevant information, to the extent ascertainable.

16 (b) For purposes of this section, the term "restricted use
17 pesticide" has the same meaning as in section 149A-2, Hawaii
18 Revised Statutes.

19 (c) The legislative reference bureau shall submit a report
20 to the legislature, no later than twenty days prior to the
21 convening of the regular session of 2014, on its findings
22 pursuant to subsection (a).



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- 2 SECTION 4. New statutory material is underscored.
- 3 SECTION 5. This Act shall take effect on July 1, 2013.



Report Title:

Restricted Use Pesticide Reporting; DOA

Description:

Requires the DOA to post certain information regarding restricted use pesticides on its website. Requires LRB study on other states' reporting requirements for non-restricted use pesticides. Effective July 1, 2013. (HB673 CD1)

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

