
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 pesticide use by identifying trends in pesticide use.

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

7 **"PART . PESTICIDE USE**

8 **§149A- Pesticide use reporting.** (a) The department
9 shall publish, in an annual report no later than July 1 of the
10 year immediately following the year for which the data was
11 collected, a summary of restricted use pesticide use in the
12 State. The summary shall include:

13 (1) A list of all restricted use pesticides used in each
14 county in the State by type and volume, excluding
15 pesticides defined in FIFRA, 40 Code of Federal
16 Regulations Section 152.25(f), as minimum risk
17 pesticides;



- 1 (2) A summary of health complaints related to restricted
2 use pesticide use reported to the department;
- 3 (3) An analysis of trends in restricted use pesticide use;
- 4 (4) An assessment of the accuracy of the reported
5 restricted use pesticide use data;
- 6 (5) An accounting of the amount and type of restricted use
7 pesticides imported into the State and the amount and
8 type of restricted use pesticides reported as being
9 used in the State; and
- 10 (6) Recommendations on how state agencies and private
11 entities can better work together to address
12 restricted use pesticide use and related health and
13 environmental concerns, including how to collect and
14 provide better data and information, how to streamline
15 any related government responsibilities, and
16 suggestions for improving the safety of the current
17 use of all pesticides.
- 18 (b) The department shall categorize restricted use
19 pesticide use reported under subsection (a) using the following
20 categories:
- 21 (1) Agriculture;
- 22 (2) Forestry; and



1 (3) Publically funded use, which shall include schools,
2 roadsides, public parks, landscaping, and pest control
3 for all public buildings.

4 (c) The department shall permit an independent review of
5 the restricted use pesticide use collection procedures
6 implemented in accordance with this part, as deemed necessary to
7 ensure accuracy, reliability, and validity of the data
8 collected.

9 **§149A- Information by request of abutting property owner.**

10 At the written request of an abutting property owner, any
11 private or commercial pesticide applicator, including private or
12 commercial pesticide applicators employed by the State, shall
13 report to the requesting property owner information regarding
14 the use of pesticides, including:

15 (1) The name of the applicator and pesticide application
16 license number;

17 (2) The location of the pesticide use, including the
18 address, zip code, and description of area, or the
19 geographic information systems coordinates, if
20 necessary;

21 (3) The brand name, common name, chemical name, and the
22 EPA registration number for the pesticide;



- 1 (4) The quantity of pesticide applied, including any
- 2 mixture amounts of pesticides applied;
- 3 (5) The target species and threshold that required
- 4 treatment, purpose of pesticide application, and type
- 5 of site for the application;
- 6 (6) The weather conditions, including wind speed, at the
- 7 time and date of application; and
- 8 (7) Any other data required by the department for purposes
- 9 of this part.

10 **§149A- Fees.** The department may implement a pesticide
11 use reporting fee for cost recovery for this part."

12 SECTION 3. By January 1, 2014, the department of
13 agriculture shall adopt rules pursuant to chapter 91, Hawaii
14 Revised Statutes, to implement this Act.

15 SECTION 4. This Act shall take effect on July 1, 2050.



Report Title:

Pesticide Use Reporting; Fee

Description:

Requires the Department of Agriculture (DOA) to annually report on restricted use pesticides in the State. Establishes a system by which concerned neighbors can request reports from pesticide applicators and sets out minimum requirements. Permits DOA to impose a fee to recover costs of the program. Effective July 1, 2050. (HB673 HD1)

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