

## ACT 167

H.B. NO. 1849

A Bill for an Act Relating to Pesticides.

*Be It Enacted by the Legislature of the State of Hawaii:*

SECTION 1. Section 149A-31, Hawaii Revised Statutes, is amended to read as follows:

**“§149A-31 Prohibited acts.** No person shall:

- (1) Use any licensed pesticide in a manner inconsistent with its label;
- (2) Use, store, transport, or discard any pesticide or the containers of such pesticide in any manner which would have unreasonable adverse effect on the environment;
- (3) Use or apply restricted pesticides unless the person is a certified pesticide applicator or under the direct supervision of a certified pesticide applicator with a valid certificate issued pursuant to regulations adopted under section 149A-33(1);
- (4) Use or apply pesticides in any manner that has been suspended, canceled, or restricted pursuant to section 149A-32.5; [or]
- (5) Falsify any record or report required to be made or maintained by regulations adopted pursuant to this chapter[.]; or
- (6) Fill with water, through a hose, pipe or other similar transmission system, any tank, implement, apparatus, or equipment used to disperse pesticides, unless the tank, implement, apparatus,

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equipment, hose, pipe or other similar transmission system is equipped with an air gap or a reduced-pressure principle back-flow device meeting the requirements under section 340E-2 and the rules adopted thereunder.”

SECTION 2. Statutory material to be repealed is bracketed. New statutory material is underscored.

SECTION 3. This Act shall take effect upon its approval.

(Approved June 5, 1987.)