

STAND. COM. REP. NO. **395**

Honolulu, Hawaii

FEB 20 2015

RE: S.B. No. 692
S.D. 1

Honorable Donna Mercado Kim
President of the Senate
Twenty-Eighth State Legislature
Regular Session of 2015
State of Hawaii

Madam:

Your Committees on Health and Agriculture, to which was referred S.B. No. 692 entitled:

"A BILL FOR AN ACT RELATING TO PESTICIDES,"

beg leave to report as follows:

The purpose and intent of this measure is to:

- (1) Remove the warning notice for first violations of the Hawaii pesticides law; and
- (2) Make it a class C felony for any person who causes physical harm to another person through the negligent application of a pesticide.

Your Committees received testimony in support of this measure from the American Academy of Pediatrics, Hawaii Chapter; IMUAlliance; and six individuals. Your Committees received testimony in opposition to this measure from the Hawaii Pest Control Association, Dow Agrosciences, Maui County Farm Bureau, Hawaii Cattlemen's Council, Syngenta Hawaii, Western Plant Health Association, and two individuals. Your Committees received comments on this measure from the Department of Agriculture.

Your Committees find that it is of the utmost importance to protect communities who could be potentially impacted by pesticides. In Hawaii, there have been at least six episodes of pesticide-induced illness at schools since 2006. Exposure to pesticides cause numerous short-term impacts, such as headaches,



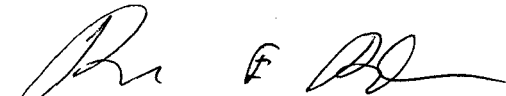
dizziness, difficulty breathing, nausea, vomiting, weakness, chest pain, fatigue, rashes, and eye ailments.

Your Committees have amended this measure by:

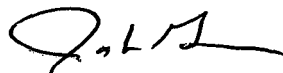
- (1) Retaining the requirement under existing law for the Department of Agriculture to issue a warning notice before prosecution proceedings related to the Hawaii pesticides law are initiated; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Health and Agriculture that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 692, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 692, S.D. 1, and be referred to the Committee on Judiciary and Labor.

Respectfully submitted on
behalf of the members of the
Committees on Health and
Agriculture,



RUSSELL E. RUDERMAN, Chair



JOSH GREEN, Chair



The Senate
Twenty-Eighth Legislature
State of Hawai'i

Record of Votes
Committee on Health
HTH

Bill / Resolution No.:* <div style="font-size: 1.5em; font-family: cursive;">SB 692</div>	Committee Referral: <div style="font-size: 1.5em; font-family: cursive;">HTH/AGL, JDL</div>	Date: <div style="font-size: 1.5em; font-family: cursive;">2/12/15</div>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="text-align: center;"> <input type="checkbox"/> Pass, unamended 2312 </div> <div style="text-align: center;"> <input checked="" type="checkbox"/> Pass, with amendments 2311 </div> <div style="text-align: center;"> <input type="checkbox"/> Hold 2310 </div> <div style="text-align: center;"> <input type="checkbox"/> Recommit 2313 </div> </div>				
Members	Aye	Aye (WR)	Nay	Excused
GREEN, Josh (C)	✓			
WAKAI, Glenn (VC)		✓		
BAKER, Rosalyn H.				✓
GABBARD, Mike	✓			
RIVIERE, Gil	✓			
RUDERMAN, Russell E.	✓			
SLOM, Sam				✓
TOTAL	4	1	0	2
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted </div>				
Chair's or Designee's Signature: <div style="text-align: center; margin-top: 10px;"> </div>				
Distribution: <div style="display: flex; justify-content: space-between; margin-top: 5px;"> <div style="text-align: center;">Original File with Committee Report</div> <div style="text-align: center;">Yellow Clerks Office</div> <div style="text-align: center;">Pink Drafting Agency</div> <div style="text-align: center;">Goldenrod Committee File Copy</div> </div>				

*Only one measure per Record of Votes

The Senate
Twenty-Eighth Legislature
State of Hawai'i

Record of Votes
Committee on Agriculture
AGL

Bill / Resolution No.:* <div style="font-size: 1.2em; font-family: cursive;">SB 692</div>	Committee Referral: <div style="font-size: 1.2em; font-family: cursive;">HTH/AGL, JDL</div>	Date: <div style="font-size: 1.2em; font-family: cursive;">2/12/15</div>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="text-align: center;"> <input type="checkbox"/> Pass, unamended 2312 </div> <div style="text-align: center;"> <input checked="" type="checkbox"/> Pass, with amendments 2311 </div> <div style="text-align: center;"> <input type="checkbox"/> Hold 2310 </div> <div style="text-align: center;"> <input type="checkbox"/> Recommit 2313 </div> </div>				
Members	Aye	Aye (WR)	Nay	Excused
RUDERMAN, Russell E. (C)	X			
RIVIERE, Gil (VC)	X			
CHUN OAKLAND, Suzanne	X			
TANIGUCHI, Brian T.				X
THIELEN, Laura H.		X		
WAKAI, Glenn		X		
SLOM, Sam				X
TOTAL	3	2	0	2
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted </div>				
Chair's or Designee's Signature: <div style="font-size: 1.5em; font-family: cursive; text-align: center;">G. P. Riviere</div>				
Distribution: <div style="display: flex; justify-content: space-between; font-size: 0.8em; margin-top: 5px;"> <div>Original File with Committee Report</div> <div>Yellow Clerk's Office</div> <div>Pink Drafting Agency</div> <div>Goldenrod Committee File Copy</div> </div>				

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