

DAVID Y. IGE
Governor

JOSH GREEN
Lt. Governor



DEPT. COMM. NO. 281
PHYLLIS SHIMABUKURO-GEISER
Chairperson, Board of Agriculture

MORRIS M. ATTA
Deputy to the Chairperson

State of Hawaii
DEPARTMENT OF AGRICULTURE
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December 29, 2020

The Honorable Ronald D. Kouchi,
President and Members of the Senate
Thirty-first State Legislature
State Capitol, Room 409
Honolulu, Hawaii 96813

The Honorable Scott K. Saiki, Speaker
and Members of the House of
Representatives
Thirty-first State Legislature
State Capitol, Room 431
Honolulu, Hawaii 96813

Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

For your information and consideration, I am transmitting a copy of the Report on All Moneys Deposited into and Disbursed from the Pesticide Use Revolving Fund as required by Act 154, SLH 2000. In accordance with Section 93-16, Hawaii Revised Statutes, I am also informing you that the report may be viewed electronically at <https://hdoa.hawaii.gov/meetings-reports/legislative-reports/>.

Sincerely,

A handwritten signature in cursive script that reads "Phyllis Shimabukuro-Geiser".

Phyllis Shimabukuro-Geiser
Chairperson, Hawaii Board of Agriculture
Hawaii Department of Agriculture

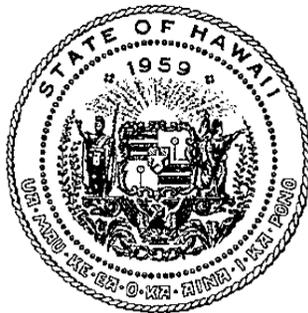
Enclosures



**REPORT TO THE THIRTY-FIRST LEGISLATURE
2021 REGULAR SESSION
STATE OF HAWAII**

**REPORT ON ALL MONEYS DEPOSITED INTO AND DISBURSED FROM
THE PESTICIDE USE REVOLVING FUND**

IN RESPONSE TO ACT 154, SESSION LAWS OF HAWAII 2000



Prepared by:

**THE STATE OF HAWAII
DEPARTMENT OF AGRICULTURE**

DECEMBER 2020

PESTICIDE USE REVOLVING FUND

Annual Report to Legislature for Fiscal Year 2020

Background

In the Twentieth State Legislature, Regular Session of 2000, Act 154 was passed which amended Chapter 149A-13.5 to add subsection (f), which requires the Department of Agriculture to submit an annual report to the legislature on all moneys deposited into and disbursed from the pesticide use revolving fund. The following information is reported:

1. Licensing and registration fees and charges collected by the department for pesticides products and training fees;
2. Expenditures for registration and licensing, certification and education, and compliance monitoring activities;
3. Fees set for education services and training;
4. Interest earned on the deposit or investment of the funds; and
5. Balance lapsed into the state general fund.

Executive Summary

This report covers the period from July 1, 2019 to June 30, 2020.

Revenue: The primary source of revenue is from licensing pesticide products. The pesticide product license fee during the reporting period was \$330 for a three-year license initially in FY 2020 but was later changed to \$930. New Fees were established by Rule and signed by the Governor on August 13, 2019. Approximately \$1,536,920 was collected from pesticide product licensing. Most of the educational activities of the pesticide program staff are associated with other programs offered by the University of Hawaii, the Hawaii Pest Control Association, Hawaii Farm Bureau, Kamehameha Schools, and the Landscape Industry Council of Hawaii. These organizations charge a fee and the Department's staff participate in these activities without compensation. If a special class or session is necessary to provide a certification opportunity for an individual or group, a training fee of \$50 per hour plus travel costs may be assessed.

Interest earned from the Pesticide Use Revolving Fund was \$5,254.53.

Total revenue for FY2020 for the Pesticide Use Revolving Fund: \$1,574,513.31.

Expenditures: Twelve (12) positions in the registration and certification/education section are charged to this fund. Personnel costs accounted for \$1,046,582.64 of \$1,608,535.89 in operating expenditures. Funds returned to the General Fund during FY2020: \$0.

Funds encumbered in prior fiscal years affect the balance reported in the fund. The following summary shows all fund activity regardless of the year the funds were encumbered:

Fund balance on July 1, 2020:	\$237,672.67
Receipts:	\$1,574,513.31
FY2020 expenditures:	\$1,608,535.89
Fund balance on June 30, 2020:	\$203,650.09
All outstanding encumbrances:	\$88,244.89
Funds returned to the general fund:	\$ 0.00

A. Pesticide Use Revolving Fund Revenue

Licensing and registration fees and charges collected by the Department for pesticide products and training fees are the two sources of revenue for the Pesticide Use Revolving Fund. In FY 2020, \$1,536,920 in licensing fees were collected. Additional revenue of \$12,250.00 were received for civil penalties (as provided for by Act 45 of the 2018 Legislature) to provide total receipts of \$1,549,170.

The Department collected training fees of \$828.31 for FY2020. Note that a few other trainers provide fee for service training and to avoid State competition where either the University or private trainers can provide training at a reasonable cost, Department staff only provide training when there is shortage of training opportunities, and fees of \$50 per hour and travel costs may be charged. Commercial and Private Applicator fees for examinations and cards totaled \$24,525 for FY2020.

B. Pesticide Use Revolving Fund Expenditures and Obligations

Expenditures for registration and licensing, certification and education, and compliance monitoring activities for funds in fiscal years prior to and disbursed during FY2020 totaled \$1,608,535.89. FY2020 funds expended or obligated during fiscal year 2020 are as follows:

Personnel costs for twelve (12) staff in the Registration and Certification & Education Sections were funded by the Pesticide Use Revolving Fund. These personnel are the section chief, four (4) registration specialists of the Registration and Technical Review Unit, who are responsible for the licensing of pesticides and collection of pesticide-licensing fees, and six (6) staff in the Certification and Education Section, who provide education and training services to pesticides users and administer certification examinations for applicators to apply restricted use pesticides. A Quality Assurance, Chem IV, position (1) was added to the Chemistry lab and paid for the Pesticide Use Revolving Fund in FY 2019 . The position is to bring the lab up to ISO certification so that analyses done by the lab will hold up in court, should circumstances require. The Program Manager was also funded by the Pesticide Use Revolving Fund. Personnel costs were \$1,044,968.72.

1. Registration and Technical Review

Miscellaneous expenses for this activity area include groundwater reviews and studies, office supplies, subscriptions, postage and delivery charges, and other miscellaneous expenses. Total support from the Pesticide Use Revolving Fund for pesticides registration and licensing was approximately \$766.30

2. Certification and Education

Miscellaneous expenses for this activity include office supplies, translation services, and intrastate travel associated with administering certification examinations and educational consultations on Oahu, Hawaii, Kauai, Maui, and Molokai. Total support from the Pesticide Use Revolving Fund for the certification and education program was approximately \$1,400.17.

3. Compliance Monitoring

Compliance monitoring expenses were related to purchasing scientific supplies, laboratory equipment, other materials and supplies, rent, repair, utilities and service and maintenance of equipment. Chemistry Analytic Lab (CAL) expenditures of the Pesticide Use Revolving Fund totaled \$200.69.

Funds Expended for Fiscal Year 2020 (“Other” Expenditures Only)

Total funds spent from the Pesticide Use Revolving Fund under the “Other” expenditures only category was about \$561,953.25

C. Training Fees Established

A fee of up to \$50 per hour of educational services or training provided by the Department was established. The effective date of this fee was August 13, 2019.

D. Interest Earned

\$5,254.53

E. Funds Returned to the General Fund

\$0