

JAN 17 2025

---

# A BILL FOR AN ACT

---

RELATING TO PESTICIDES.

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

1       SECTION 1. The legislature finds that the public health  
2 and welfare require stricter regulation of pesticides on  
3 properties owned and controlled by the State. The legislature  
4 also finds that, in particular, glyphosate; 2,4-D; chlorpyrifos;  
5 dicamba; and malathion are dangerous carcinogenic pesticides,  
6 the use of which should be strictly curtailed on state property,  
7 including state parks, recreational facilities, schools,  
8 roadways, correctional institutions, office buildings, and other  
9 places or facilities owned or controlled by the State.

10       The purpose of this Act is to prohibit the use of certain  
11 dangerous pesticides on state lands and at state facilities.

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

15       "§149A-       Dangerous pesticides prohibited; state lands  
16 and state facilities. (a) Beginning July 1, 2025, no dangerous



1 pesticide shall be used on any property owned or controlled by  
2 the State.

3 (b) Should an emergency arise that necessitates the  
4 temporary use of a dangerous pesticide, the department  
5 administering a property on which a dangerous pesticide is to be  
6 used shall submit an official, written request to the governor  
7 for exemption from this section; provided that:

8 (1) Any action taken under the exemption shall be for the  
9 sole purpose of mitigating the emergency;

10 (2) All other methods available to mitigate the emergency  
11 shall have been demonstrated to be inadequate; and

12 (3) The time frame for the exemption is established and  
13 presented by the department.

14 (c) A pesticide that is not defined as a dangerous  
15 pesticide under this section may be used on state lands or by  
16 state entities; provided that:

17 (1) Use of that pesticide shall comply with section  
18 149A-31;

19 (2) Any area in which the pesticide is applied shall be  
20 made inaccessible to the public until the pesticide  
21 has dried or for the amount of time directed on the



pesticide label; provided further that the area shall  
be made inaccessible for no less than four hours after  
the pesticide is applied; and

(3) A visible notice in the form of a temporary sign  
shall:

(A) Be posted at the location in which the pesticide  
is applied;

(B) Identify the pesticide used by name; and

(C) List known hazards and risks of the pesticide.

(d) This section does not prohibit the use of a dangerous  
pesticide on private property or privately controlled land  
adjacent to a state road easement or on any other privately  
owned property.

(e) As used in this section:

"Dangerous pesticide" means glyphosate; 2,4-D;  
chlorpyrifos; dicamba; or a malathion-based pesticide.

"Emergency" means an urgent need to treat a plant or  
eliminate any insect or pest on a plant that threatens public  
health and safety."

SECTION 3. If any provision of this Act, or the  
application thereof to any person or circumstance, is held



1 invalid, the invalidity does not affect other provisions or  
2 applications of the Act that can be given effect without the  
3 invalid provision or application, and to this end the provisions  
4 of this Act are severable.

5 SECTION 4. New statutory material is underscored.

6 SECTION 5. This Act shall take effect on July 1, 2025.

7

INTRODUCED BY:

Mike Hubbard



# S.B. NO. 671

**Report Title:**

Dangerous Pesticides; State Land; State Facilities; Regulation

**Description:**

Prohibits the use of certain dangerous pesticides on state lands and at state facilities, except as needed to respond to emergencies.

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

