
A BILL FOR AN ACT

RELATING TO PESTICIDES.

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

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

3 **"§149A-31 Prohibited acts.** No person shall:

4 (1) Use any pesticide in a manner inconsistent with its
5 label, except that it shall not be unlawful to:

6 (A) Apply a pesticide at any dosage, concentration,
7 or frequency less than that specified on the
8 label or labeling; provided that the efficacy of
9 the pesticide is maintained; provided further
10 that when a pesticide is applied by a commercial
11 applicator, the deviation from the label
12 recommendations shall be with the consent of the
13 purchaser of the pesticide application services;

14 (B) Apply a pesticide against any target pest not
15 specified in the labeling if the application is
16 to a crop, animal, or site specified on the label
17 or labeling; provided that the label or labeling





- 1 by a pest control operator licensed under chapter
- 2 460J;
- 3 (4) Use or apply pesticides in any manner that has been
- 4 suspended, canceled, or restricted pursuant to section
- 5 149A-32.5;
- 6 (5) Falsify any record or report required to be made or
- 7 maintained by rules adopted pursuant to this chapter;
- 8 (6) Fill with water, through a hose, pipe, or other
- 9 similar transmission system, any tank, implement,
- 10 apparatus, or equipment used to disperse pesticides,
- 11 unless the tank, implement, apparatus, equipment,
- 12 hose, pipe, or other similar transmission system is
- 13 equipped with an air gap or a reduced-pressure
- 14 principle backflow device meeting the requirements
- 15 under section 340E-2 and the rules adopted thereunder;
- 16 [ex]
- 17 (7) Beginning January 1, 2019, use or apply any pesticide
- 18 containing chlorpyrifos as an active ingredient;
- 19 provided that:
- 20 (A) The department shall grant to any person, upon
- 21 request, a temporary permit authorizing the



1 person, until December 31, 2022, to use or apply
2 a pesticide containing chlorpyrifos as an active
3 ingredient; and

4 (B) Any person who violates this paragraph shall be
5 subject to a penalty pursuant to section 149A-
6 41[–]; or

7 (8) Beginning January 1, 2027, use or apply any pesticide
8 containing 1,3-dichloropropene as an active
9 ingredient."

10 SECTION 2. Statutory material to be repealed is bracketed
11 and stricken. New statutory material is underscored.

12 SECTION 3. This Act shall take effect on July 1, 3000.



Report Title:

Pesticides; Telone; 1,3-Dichloropropene; Prohibited Use or Application

Description:

Beginning 1/1/2027, prohibits the use or application of a pesticide containing 1,3-dichloropropene as an active ingredient, such as Telone. Effective 7/1/3000. (HD1)

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

