
A BILL FOR AN ACT

RELATING TO PESTICIDE BUFFER ZONES.

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

1 SECTION 1. This Act shall be known and may be cited as the
2 "Senior Safe Zone Act".

3 SECTION 2. The legislature finds that older adults are
4 especially vulnerable to the drift from toxic pesticides due to
5 the slower processing of chemicals within their bodies. Chronic
6 exposure to pesticidal toxins has been linked to cancer,
7 Parkinson's disease, and dementia, and may shorten lifespans.

8 Accordingly, the purpose of this Act is to establish buffer
9 zones for pesticide use around elderly health care facilities,
10 with certain exemptions, to give kupuna a healthier environment,
11 reduce the chances for illness, and provide them with more
12 quality years with their families.

13 SECTION 3. Section 149A-28, Hawaii Revised Statutes, is
14 amended to read as follows:

15 "~~§149A-28~~ **Buffer zones.** (a) Beginning January 1,
16 2019, no person shall apply a restricted use pesticide on or
17 within one hundred feet of a school property during normal



1 school hours; provided that this [~~section~~] subsection shall not
2 apply to whole structure fumigation; provided further that if
3 this section is determined to conflict with any pesticide
4 application information listed on the pesticide label, the more
5 restrictive provision shall apply.

6 (b) Beginning January 1, 2027, no person shall apply a
7 restricted use pesticide on or within one-half mile of an
8 elderly health care facility; provided that this subsection
9 shall not apply to:

- 10 (1) Whole structure fumigation;
11 (2) Invasive species control conducted by the department
12 or by any invasive species committee organized under
13 the pacific cooperative studies unit project of the
14 university of Hawaii;
15 (3) Restrictive use pesticides used by the department of
16 health; and
17 (4) Pesticides specifically used for the purposes of
18 treating and preserving wood;

19 provided further that if this subsection is determined to
20 conflict with any pesticide application information listed on
21 the pesticide label, the more restrictive provision shall apply.



1 For the purposes of this subsection, "elderly health care
2 facility" means any licensed hospital, institution, place, or
3 building, or portion thereof, private or public, other than
4 federal facilities or services, whether organized for profit or
5 not, used, operated, or designed to provide medical diagnosis,
6 treatment, nursing, rehabilitative, or preventive care to any
7 person or persons aged sixty-two or older."

8 SECTION 4. Statutory material to be repealed is bracketed
9 and stricken. New statutory material is underscored.

10 SECTION 5. This Act shall take effect upon its approval.



Report Title:

Restricted Use Pesticides; Elderly Health Care Facilities;
Buffer Zone; Exemptions; Invasive Species Control

Description:

Beginning 1/1/2027, prohibits the application of restricted use pesticides within a half-mile radius of elderly health care facilities, with certain exemptions. (SD1)

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