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## Criteria for Pesticides Used in the Production of Medical Marijuana in the State of Hawaii (Jan. 2017)

As of February 1, 2017, medical marijuana licensees can begin the planting and cultivation of their crops. Licensees may inevitably encounter pest problems, triggering the need for proper pest control. There are currently no products registered for use on marijuana, either with the United States Environmental Protection Agency (U.S. EPA) or with the Hawaii State Department of Agriculture (HDOA).

There are some products that *may* be used in marijuana production. The product must meet **all** of the following requirements:

1. The product must be either:
  - a. U.S. EPA registered and licensed by **HDOA**; or
  - b. A Minimum Risk Pesticide, exempt from federal registration under section 25(b) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA). (See: <https://www.epa.gov/minimum-risk-pesticides/conditions-minimum-risk-pesticides>)
2. The active ingredient(s) listed on the product label\* must be exempt from the requirements of a tolerance on all food crops.  
If you have any difficulties finding information on tolerance, please refer to U.S. EPA's website "How to search for Tolerances for Pesticide Ingredients in the Code of Federal Regulations" (<https://www.epa.gov/pesticide-tolerances/how-search-tolerances-pesticide-ingredients-code-federal-regulations>)
3. The product label\* has directions for use and restrictions that are general enough as to allow use on marijuana. For assistance with label interpretations, please contact the Pesticides Branch at [hdoapestreg@hawaii.gov](mailto:hdoapestreg@hawaii.gov) or 808-973-9401.

### **These requirements may be changed at any time.**

*\*Product label refers to the label attached to the product container.*

If a desired pesticide product does not allow use on marijuana based on the above, a FIFRA Section 24(c) Special Local Need (SLN) registration may be sought. Pesticides proposed for SLNs must at minimum meet the following requirements:

- a. The product must be registered for use on food;
- b. The active ingredient in the product must have an existing tolerance for use on tobacco;
- c. The product label's directions for use must allow for the same application methods as those proposed in the SLN;
- d. The product label must list crops with similar agronomic characteristics as cannabis; and
- e. The directions for use must also include uses in similar structures or on the same kind of site as those proposed in the SLN.

The Hawaii Department of Agriculture stresses the importance of carefully reading all product labels proposed for use to assure compliance with the directions for use, restrictions, and precautionary information.

### **Contact Information:**

For information about product registration and licensing, contact 808-973-9415 or [hdoapestreg@hawaii.gov](mailto:hdoapestreg@hawaii.gov). For any other information regarding pesticide use, please contact 808-973-9401.

