



STATE OF HAWAII
 DEPARTMENT OF HEALTH
 CLEAN WATER BRANCH
 919 Ala Moana Blvd., Rm. 301
 Honolulu, Hawaii



Pesticides General Permit

Hawaii Administrative Rules (HAR) Ch. 11-55, Appendix M

The Department of Health, Clean Water Branch, adopted a new National Pollutant Discharge Elimination System (NPDES) General Permit (Appendix M) on October 21, 2012, to authorize point source discharges from the application of pesticides (including insecticides, herbicides, fungicides, rodenticides, and various other substances to control pests) to State waters.

Do I Need A Permit?

Will you be applying a pesticide to a State water or will the pesticide get into a State water during its application?

YES

If "NO"—NPDES Permit coverage is NOT required

Is the reason you are applying the pesticide to control: Mosquitos, other flying insects, weeds, algae, animals, or forest canopy pests?

YES

If "NO"—An Individual NPDES Permit may be required

Are you a county, state, federal government or large entity defined in HAR 11-55-01?

NO

If "YES"—Comply with the Pesticide General Permit

Will you be exceeding any of the following during the calendar year:

- For mosquito or other flying insect pest – adulticide treatment area greater than 6400 acres.
- For weed and algae pest or animal pest – treatment greater than 20 lineal miles or treatment area greater than 80 acres of water.
- For forest canopy pest – treatment area greater than 6400 acres.

NO

If "YES"— Comply with the Pesticide General Permit

You are automatically covered under the Pesticide General Permit and DO NOT need to submit a Notice of Intent (i.e., application), Pesticide Discharge Management Plan, or annual report.

You are required to comply with requirements as applicable. For example:

- HAR Ch. 11-55, Appendix M, Sections 2—Technology based effluent limits. (e.g. Only use amount of pesticide and frequency of pesticide application necessary to control target pest, maintain pesticide equipment, etc.)
- HAR Ch. 11-55, Appendix M, Section 3—Water quality based effluent limits. (e.g. Comply with all numerical and narrative Water Quality Standards as required in HAR 11-54.)
- HAR Ch. 11-55, Appendix M, Section 4—Monitoring. (e.g. Visual monitoring for adverse incidents such as death of non-target organisms.)
- HAR Ch. 11-55, Appendix M, Section 6— Corrective actions.
- HAR Ch. 11-55, Appendix M, Section 7—Record keeping and annual reporting.



Answers to Frequently Asked Questions

What are “State waters”?

State waters include but are not limited to:

- coastal waters, streams, rivers, lakes, wetlands, flooded agricultural fields (e.g., taro or watercress fields), springs, and mud flats;
- ditches, flumes, ponds, and reservoirs that are not part of a water pollution control system; and
- ditches, flumes, ponds, and reservoirs that overflow into another State water.

Note that State waters may also include concrete lined drainage canals, dry streams or gulches, and intermittent streams. (Ref: HAR Section 11-54-1)

Where can I read the permit?

The Pesticides General Permit (HAR Ch. 11-55, Appendix M), is available on the Clean Water Branch website at: <http://health.hawaii.gov/cwb/>.

How can I submit the Notice of Intent (NOI)?

To submit the NOI, go to the e-Permitting Portal and register. The e-Permitting Portal is located at:

<https://eha-cloud.doh.hawaii.gov/epermit/View/home.aspx>.

After registering, click on the Application Finder tool and type “CWB NOI Form M” into the Application Search field. Follow the instructions to complete and submit this form.

How can I submit an Individual NPDES permit application?

To submit the individual NPDES application, go to the e-Permitting Portal and register. The e-Permitting Portal is located at: <https://eha-cloud.doh.hawaii.gov/epermit/View/home.aspx>.

After registering, click on the Application Finder tool and type “CWB Individual NPDES Form” into the Application Search field. Follow the instructions to complete and submit this form.

For More Information

Department of Health
Clean Water Branch
919 Ala Moana Blvd. Rm 301
586-4309

CleanWaterBranch@doh.hawaii.gov

If you are a small business and have compliance questions, contact the Compliance Assistance Office at 586-4528 or CAO@doh.hawaii.gov.

This document is intended to summarize permit applicability and requirements. It is not all inclusive of the terms, conditions, and requirements of the Pesticides General Permit. You are required to read HAR Ch. 11-55, Appendix M, for further detail.