
A BILL FOR AN ACT

RELATING TO LIQUOR.

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

1 SECTION 1. Section 281-3, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "**§281-3 Illegal manufacture, importation, or sale of**
4 **liquor.** It shall be unlawful for any person not having a valid
5 license to manufacture or sell any liquor except as otherwise
6 provided in this chapter; provided that the head of any family
7 may produce for family use and not for sale, an amount of wine
8 not exceeding two hundred gallons a year, and an amount of beer
9 not exceeding one hundred gallons a year.

10 It shall also be unlawful for any person, not having a
11 valid wholesale license or a valid manufacturer's (including
12 rectifier's) license, to import any liquor from without the
13 [~~State,~~] state, except as otherwise provided in this chapter.
14 Liquor imported into this [~~State~~] state shall come to rest at
15 the warehouse of the manufacturer (including rectifier) or the
16 wholesaler importing the liquor, shall be unloaded into such
17 warehouse, and shall be held in such warehouse for at least



1 forty-eight hours before further sale by such manufacturer
2 (including rectifier) or wholesaler.

3 It shall also be unlawful for any person to label,
4 designate, or sell any liquor using the word "Hawaii",
5 "Hawaiian", "Aloha State", "50th State", "Kauai", "Maui",
6 "Oahu", or "Honolulu" unless such liquor is wholly [~~or~~
7 ~~partially~~] manufactured in the [~~State,~~] state, and all of the
8 primary ingredients are wholly [~~rectified or combined~~] fermented
9 and, for liquor, distilled in the State of Hawaii in compliance
10 with the [~~Bureau of Alcohol, Tobacco and Firearms standards.~~]
11 standards of the Alcohol and Tobacco Tax and Trade Bureau;
12 provided that the labeling requirements for vineyards and
13 wineries operating in the state shall only require compliance
14 with the standards of the Alcohol and Tobacco Tax and Trade
15 Bureau.

16 A license shall constitute authority for the licensee to
17 sell only the liquor thereby authorized to be sold by the
18 licensee."

19 SECTION 2. Section 281-31, Hawaii Revised Statutes, is
20 amended by amending subsection (b) to read as follows:

21 "(b) Class 1. Manufacturers' license. A license for the
22 manufacture of liquor shall authorize the licensee to



1 manufacture the liquor therein specified and to sell it at
2 wholesale in original packages to any person who holds a license
3 to resell it, and to sell draught beer [~~or~~], wine, or other
4 liquor manufactured from grapes, cane, or other fruits grown in
5 the [~~State~~] state in any quantity to any person for private use
6 and consumption. Under this license, no liquor shall be
7 consumed on the premises except as authorized by the commission.
8 Of this class, there shall be the following kinds:

- 9 (1) Beer;
- 10 (2) Wine;
- 11 (3) Alcohol; and
- 12 (4) Other specified liquor.

13 It shall be unlawful for any holder of a manufacturer's
14 license to have any interest whatsoever in the license or
15 licensed premises of any other licensee. This subsection shall
16 not prevent the holder of a beer class manufacturer's license
17 under this chapter or under the law of another jurisdiction from
18 maintaining any interest in the license or licensed premises of
19 a beer and wine class wholesale dealer licensee under this
20 chapter whose wholesaling is limited to beer, other than direct
21 ownership of a beer and wine class wholesale dealer's license,
22 or direct ownership of a partnership share, one or more shares



1 of stock, or similar proprietary stake in the holder of a beer
2 and wine class wholesale dealer's license."

3 SECTION 3. Statutory material to be repealed is bracketed
4 and stricken. New statutory material is underscored.

5 SECTION 4. This Act shall take effect upon its approval.



Report Title:

Liquor; Manufacturer's License; Labeling of "Hawaii" Products

Description:

Requires liquor labeled "Hawaii" or certain other references to Hawaii to be wholly manufactured in the State. Exempts vineyards and wineries from this requirement. Allows the holder of a liquor manufacturer's license to sell liquor made from cane for private use and consumption. (HB2960 HD1)

