

Harry Kim
Mayor



Janice A. Pakele
Director

County of Hawaii

DEPARTMENT OF LIQUOR CONTROL

Hilo Lagoon Centre, 101 Aupuni Street, Suite 230 • Hilo, Hawaii 96720-4261
(808) 961-8218 • Fax (808) 961-8684

February 20, 2008

Rep. Robert N. Herkes, Chair
Rep. Angus L.K. McKelvey, Vice Chair
Committee on Consumer Protection & Commerce

Rep. Tommy Waters, Chair
Rep. Blake K. Oshiro, Vice Chair
Committee on Judiciary

Hearing: Thursday, February 21, 2008
2:00 p.m. Room 325

Position: Support and Recommend Amendments HB 2253 HD1

The Departments of Liquor Control of the Counties of Hawaii, Maui and Kauai and the City and County of Honolulu Liquor Commission strongly support HB2253 HD1 and recommend amendments.

HB 2253 intends to clarify and introduce provisions of law to accurately reflect the practices and procedures relating to licensing or adjudications and to operations of the liquor industry in order to effectively administer the liquor laws.

The proposed Bill for an Act is the result of a comprehensive review of Chapter 281 conducted by the four county liquor departments including our respective liquor commissions and liquor adjudication boards, members of the Hawaii Hotel Association, Hawaii Retail Liquor Dealers Association and representatives of liquor wholesale dealers. This review was held at the Annual State Liquor Conference in October 2007.

The following are recommendations for amendments:

Section 7. 281-31(h) "... on board the vessel while en route and in any port of the state."

Section 11 281-41 (a) "Exceptions are class 5 and 11 licensees who must comply with the [notice] requirements as set forth in sections [281-57] 281-51 [.] 281-60."

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Section 11. 281-41(d) Line 5. “...it may [deny the admission of the partner or partners] revoke the license or suspend the license of the partnership until the unfit or improper partner or member is removed and replaced.

Section 11. 281-41 (e) Line 20, **reinstate** the following phrase “...revoke the license or suspend the license of the partnership or the limited liability company until the unfit or improper partner or member is removed or replaced [~~deny the admission of the general or limited partner of a limited partnership, limited liability partnership, or member of a limited liability company~~].

We support HB 2253 HD1, recommend amendments and respectfully request your favorable consideration.



Janice Pakele, Director
County of Hawaii

Franklyn Silva, Director
County of Maui

Eric Honma, Director
County of Kauai

Dewey Kim, Administrator
City and County of Honolulu Liquor Commission

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