
A BILL FOR AN ACT

RELATING TO INTOXICATING LIQUOR.

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

1 SECTION 1. Chapter 281, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§281- Caffeinated beer beverage; intoxicating liquor.

5 (a) No person shall sell, offer for sale, advertise, or
6 otherwise distribute any caffeinated beer beverage in the State
7 unless the caffeinated beer beverage is labeled as an
8 "intoxicating liquor" and contains a warning that the potential
9 harmful effects of consuming a caffeinated beer beverage may
10 increase the potential harmful effects of consuming an
11 intoxicating liquor.

12 (b) As used in this section:

13 "Caffeinated beer beverage" means a beverage as defined as
14 beer under section 244D-1, in which caffeine has been
15 intentionally added as a food additive to the beverage.

16 "Food additive" shall have the same meaning as defined in
17 Section 201(s) of the federal Food, Drug, and Cosmetic Act.



1 (c) This section shall not apply to alcoholic beverages
2 made with ingredients that contain naturally occurring caffeine,
3 including coffee, tea, cacao, or extracts derived from these
4 foods."

5 SECTION 2. This Act does not affect rights and duties that
6 matured, penalties that were incurred, and proceedings that were
7 begun before its effective date.

8 SECTION 3. New statutory material is underscored.

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



Report Title:

Beer beverage; Caffeine; Labeling and Warning

Description:

Prohibits the sale or distribution of caffeinated beer beverages unless labeled as an "intoxicating liquor" and accompanied by a warning about potential harmful effects of consumption. (HB904 HD1)

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