
A BILL FOR AN ACT

RELATING TO LIQUOR LICENSES.

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

1 SECTION 1. Section 281-45, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "§281-45 No license issued, when. No license shall be
4 issued under this chapter:

5 (1) To any minor or to any person who has been convicted
6 of a felony and not pardoned, or to any other person
7 not deemed by the commission to be a fit and proper
8 person to have a license; provided that the commission
9 may grant a license under this chapter to a
10 corporation that has been convicted of a felony where
11 the commission finds that the corporation's officers
12 and shareholders of twenty-five per cent or more of
13 outstanding stock are fit and proper persons to have a
14 license;

15 (2) To a corporation the officers and directors of which,
16 or any of them, would be disqualified under paragraph

17 (1) from obtaining the license individually, or a



1 stockholder of which, owning or controlling twenty-
2 five per cent or more of the outstanding capital
3 stock, or to a general partnership, limited
4 partnership, limited liability partnership, or limited
5 liability company whose partner or member holding
6 twenty-five per cent or more interest of which, or any
7 of them would be disqualified under paragraph (1) from
8 obtaining the license individually;

- 9 (3) Unless the applicant for a license or a renewal of a
10 license, or in the case of a transfer of a license,
11 both the transferor and the transferee, present to the
12 issuing agency a signed certificate from the director
13 of taxation [~~and from the Internal Revenue Service~~] or
14 a certificate of compliance with the requirements of
15 section 103D-310(c), in a form prescribed by the
16 department of accounting and general services, showing
17 that the applicant or the transferor and transferee do
18 not owe the [~~state or federal governments~~] State any
19 delinquent taxes, penalties, or interest; or that the
20 applicant, or in the case of a transfer of a license,
21 the transferor or transferee, has entered into an



1 installment plan agreement with the department of
2 taxation [~~and the Internal Revenue Service~~] for the
3 payment of delinquent taxes in installments and that
4 the applicant is or the transferor or transferee is,
5 in the case of a transfer of a license, complying with
6 the installment plan agreement;

7 (4) To an applicant for a class 2, class 4 except for
8 convenience minimarts, class 5, class 6, class 11,
9 class 12, class 13, class 14, class 15, class 17, or
10 class 18 license unless the applicant for issuance of
11 a license or renewal of a license, or in the case of a
12 transfer of a license, both the transferor and the
13 transferee, present to the issuing agency proof of
14 liquor liability insurance coverage in an amount of
15 \$1,000,000; or

16 (5) To any applicant who has had any liquor license
17 revoked less than two years previous to the date of
18 the application for any like or other license under
19 this chapter."

20 SECTION 2. Statutory material to be repealed is bracketed
21 and stricken. New statutory material is underscored.



1 SECTION 3. This Act shall take effect upon its approval.

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INTRODUCED BY: _____

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JAN 26 2016



H.B. NO. 2506

Report Title:

Liquor Licenses; Delinquent Taxes; Compliance Certificate

Description:

Allows persons applying for liquor licenses to present a signed certificate from the state director of taxation or from the state procurement office to establish they do not owe any delinquent state taxes, penalties, or interest and are in compliance with state employment laws. Repeals the requirement that the applicant produce a federal tax clearance.

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