

JAN 18 2023

A BILL FOR AN ACT

RELATING TO THE LIQUOR COMMISSION.

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

1 SECTION 1. Section 281-61, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "§281-61 Renewals. (a) Other than for good cause, the
4 renewal of an existing license shall be granted upon the filing
5 of an application; provided that if:

- 6 (1) Complaints from the public;
7 (2) Reports from the commission's investigators; or
8 (3) Adjudications of the commission or the liquor control
9 adjudication board,

10 indicate that noise created by patrons departing from the
11 premises disturbs residents on the street or of the neighborhood
12 in which the premises are located, or that noise from the
13 premises or adjacent related outdoor areas such as parking lots
14 or lanais exceed standards contained in state or county noise
15 codes or intrudes into nearby residential units, the commission
16 may deny the renewal application or withhold the issuance of a



1 renewed license until corrective measures meeting the
2 commission's approval are taken.

3 (b) The commission or board, pursuant to section 281-17,
4 at the time of renewal or at any time, may revoke, suspend, or
5 place conditions or restrictions on any license issued under
6 this chapter for the purpose of preventing activities within the
7 licensed premises or adjacent areas that are potentially
8 injurious to the health, safety, and welfare of the public and
9 neighborhood, including but not limited to criminal activity,
10 including assault, drug dealing, drug use, or prostitution, upon
11 proper notice to the licensee, and a hearing before the
12 commission pursuant to chapter 91.

13 (c) The commission or board shall deny renewal of a class
14 2, class 4, class 5, class 6, class 11, class 12, class 13,
15 class 14, class 15, class 17, or class 18 license if the
16 applicant for renewal fails to present proof of the liquor
17 liability insurance required by section 281-31(s).

18 (d) The commission or board shall deny renewal of any
19 liquor license if the applicant for renewal has violated any
20 provision of this chapter on three separate occasions during the
21 twelve-month period preceding the renewal application date."



S.B. NO. 25

1 SECTION 2. New statutory material is underscored.

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

3

INTRODUCED BY:

Karl Rhoads



S.B. NO. 25

Report Title:

Liquor Commission; License Renewal; Violations; Denial

Description:

Requires the Liquor Commission to deny any renewal for a liquor license if the applicant for renewal has violated any provision of the Intoxicating Liquor Law under chapter 281, Hawaii Revised Statutes, on three separate occasions during the twelve-month period preceding the renewal application date.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

