
A BILL FOR AN ACT

RELATING TO LIQUOR LICENSES.

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

1 SECTION 1. Section 281-31, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "**§281-31 Licenses, classes.** (a) Licenses may be granted
4 by the liquor commission as provided in this section.

5 (b) Class 1. Manufacturer license. A license for the
6 manufacture of liquor shall authorize the licensee to:

7 (1) Manufacture the liquor therein specified;

8 (2) Sell it in original packages to any wholesaler who
9 holds a license to resell it; and

10 (3) Sell beer, wine, or other specified liquor
11 manufactured or distilled on the licensee's premises
12 from fruits or other products grown in the State, in
13 any quantity:

14 (A) At wholesale in original packages to any person
15 who holds a license to resell it; and

16 (B) To any person for private use and consumption.



1 Under this license, no liquor shall be consumed on the
2 premises, except as authorized by the commission. Of this
3 class, there shall be the following kinds:

- 4 (1) Beer;
- 5 (2) Wine;
- 6 (3) Alcohol; and
- 7 (4) Other specified liquor.

8 It shall be unlawful for any holder of a manufacturer
9 license to have any interest whatsoever in the license or
10 licensed premises of any other licensee. This subsection shall
11 not prevent the holder of a manufacturer license under this
12 chapter or under the law of another jurisdiction from
13 maintaining any interest in the license or licensed premises of
14 a wholesale dealer licensee under this chapter.

15 (c) Class 2. Restaurant license.

16 (1) A license under this class shall authorize the
17 licensee to sell liquor specified in this subsection
18 for consumption on the premises; provided that a
19 restaurant licensee, with commission approval, may
20 provide off-premises catering of food and liquor;
21 provided further that the catering activity shall be



1 directly related to the licensee's operation as a
2 restaurant. A license under this class shall also
3 authorize the licensee to sell beer, malt beverages,
4 or cider for off-premises consumption; provided that
5 the licensee has the appropriate kind of license
6 pursuant to paragraph (3); provided further that the
7 beer, malt beverage, or cider is sold in a securely
8 sealed or covered glass, ceramic, or metal container
9 that is sold to or provided by the patron, and each
10 sealed or covered glass, ceramic, or metal container
11 does not exceed a maximum capacity of one-half gallon.
12 A licensee under this class shall be issued a license
13 according to the category of establishment the
14 licensee owns or operates. The categories of
15 establishment shall be as follows:

16 (A) A standard bar; or
17 (B) Premises in which live entertainment or recorded
18 music is provided. Facilities for dancing by the
19 patrons may be permitted as provided by
20 commission rules.



1 (2) If a licensee under class 2 desires to change the
2 category of establishment the licensee owns or
3 operates, the licensee shall apply for a new license
4 applicable to the category of the licensee's
5 establishment.

6 (3) Of this class, there shall be the following kinds:

7 (A) General (includes all liquor except alcohol);

8 (B) Beer and wine; and

9 (C) Beer.

10 (4) A new class 2 license may be issued prior to an
11 establishment commencing operation. An application
12 for a new class 2 license shall include a
13 certification by the applicant that the applicant
14 intends to and shall derive no less than thirty per
15 cent of the establishment's gross revenue from the
16 sale of foods.

17 Notwithstanding section 281-57, the commission may approve at
18 one public hearing and without notice the change to a class 2
19 restaurant license of a licensee holding a class 5 dispenser
20 license who meets the requirements of a class 2 license.



1 (d) Class 3. Wholesale dealer license. A license for the
2 sale of liquor at wholesale shall authorize the licensee to
3 import and sell only to licensees or to others who are by law
4 authorized to resell the liquor specified by the license but are
5 not by law required to hold a license; provided that a class 3
6 licensee may sell samples of liquor back to the manufacturer.
7 Under a class 3 license, no liquor shall be consumed on the
8 premises except as authorized by the commission. Of this class,
9 there shall be the following kinds:

- 10 (1) General (includes all liquor except alcohol);
- 11 (2) Beer and wine; and
- 12 (3) Alcohol.

13 If any wholesale dealer solicits or takes any orders in any
14 county other than that where the dealer's place of business is
15 located, the orders may be filled only by shipment direct from
16 the county in which the wholesale dealer holds the dealer
17 license. Nothing in this subsection shall prevent a wholesaler
18 from selling liquor to post exchanges, ships' service stores,
19 army or navy officers' clubs, or similar organizations located
20 on army or navy reservations, or to any vessel other than
21 vessels performing a regular water transportation service



1 between any two or more ports in the State, or to aviation
2 companies who operate an aerial transportation enterprise
3 subject to chapter 269 and engaged in regular flight passenger
4 services between any two or more airports in the State for use
5 on aircraft, or aviation companies engaged in transpacific
6 flight operations for use on aircraft outside the jurisdiction
7 of the State.

8 (e) Class 4. Retail dealer license. A license to sell
9 liquor at retail or to class 10 licensees shall authorize the
10 licensee to sell the liquor therein specified in their original
11 packages. A license under this class shall also authorize the
12 licensee to sell beer, malt beverages, or cider in non-original
13 packages; provided that the beer, malt beverage, or cider is
14 sold in a securely sealed or covered glass, ceramic, or metal
15 container that is sold to or provided by the patron, and each
16 sealed or covered glass, ceramic, or metal container does not
17 exceed a maximum capacity of one half-gallon. Under a class 4
18 license, no liquor shall be consumed on the premises except as
19 authorized by the commission. Of this class, there shall be the
20 following kinds:

21 (1) General (includes all liquor except alcohol);



1 (2) Beer and wine; and

2 (3) Alcohol.

3 (f) Class 5. Dispenser license.

4 (1) A license under this class shall authorize the
5 licensee to sell liquor specified in this subsection
6 for consumption on the premises. A licensee under
7 this class shall be issued a license according to the
8 category of establishment the licensee owns or
9 operates. The categories of establishments shall be
10 as follows:

11 (A) A standard bar;

12 (B) Premises in which a person performs or entertains
13 unclothed or in attire restricted to use by
14 entertainers pursuant to commission rules;

15 (C) Premises in which live entertainment or recorded
16 music is provided; provided that facilities for
17 dancing by the patrons may be permitted as
18 provided by commission rules; or

19 (D) Premises in which employees or entertainers are
20 compensated to sit with patrons, regardless of
21 whether the employees or entertainers are



1 consuming nonalcoholic beverages while in the
2 company of the patrons pursuant to commission
3 rules.

4 (2) If a licensee under class 5 desires to change the
5 category of establishment the licensee owns or
6 operates, the licensee shall apply for a new license
7 applicable to the category of the licensee's
8 establishment.

9 (3) Of this class, there shall be the following kinds:

10 (A) General (includes all liquor except alcohol);

11 (B) Beer and wine; and

12 (C) Beer.

13 (g) Class 6. Club license. A club license shall be
14 general only but shall exclude alcohol and shall authorize the
15 licensee to sell liquor to members of the club and to guests of
16 the club enjoying the privileges of membership for consumption
17 only on the premises kept and operated by the club; provided
18 that the license shall also authorize any club member to keep in
19 the member's private locker on the premises a reasonable
20 quantity of liquor owned by the member for the member's own
21 personal use and not to be sold that may be consumed only on the



1 premises. A club licensee shall be authorized to host
2 charitable functions that are open to the general public only
3 pursuant to commission rules.

4 The categories of establishment shall be as follows:

5 (1) A standard bar; or

6 (2) Premises in which live entertainment or recorded music
7 is provided. Facilities for dancing by the patrons
8 may be permitted as provided by commission rules.

9 (h) Class 8. Transient vessel license. A general license
10 may be granted to the owner of any vessel for the sale of liquor
11 other than alcohol on board the vessel while en route within the
12 jurisdictional limits of the State and within any port of the
13 State. Sales shall be made only for consumption by passengers
14 and their guests on board the vessel. The license shall be
15 issuable in each county where the sales are to be made; provided
16 that the application for the license may be made by any agent
17 representing the owner.

18 (i) Class 9. Tour or cruise vessel license. A general
19 license may be granted to the owner of any tour or cruise vessel
20 for the sale of liquor other than alcohol on board the vessel
21 while in the waters of the State; provided that sales be made



1 only for consumption by passengers on board while the vessel is
2 in operation outside the port or dock of any island of the
3 State, unless otherwise approved by the county where the license
4 has been issued. The license shall be issuable in the county
5 where the home port of the vessel is situated. If, on any
6 vessel for which no license has been obtained under this
7 chapter, any liquor is sold or served within three miles of the
8 shore of any island of the State, it shall constitute a
9 violation of this chapter.

10 The categories of establishment shall be as follows:

- 11 (1) A standard bar; or
- 12 (2) Premises in which live entertainment or recorded music
13 is provided. Facilities for dancing by the patrons
14 may be permitted as provided by commission rules.
- 15 (j) Class 10. Special license.
- 16 (1) A special license may be granted for the sale of
17 liquor for a period not to exceed three days and
18 pursuant to commission rule may be approved by the
19 administrator for fundraising events by nonprofit
20 organizations, political candidates, and political
21 parties; provided that any registered educational or



1 charitable nonprofit organization may sell liquors in
2 their original packages for off-premises consumption;
3 provided further that any social club granted
4 tax-exempt status pursuant to section 501(c)(7) of the
5 Internal Revenue Code of 1986, as amended, may sell
6 wine from the social club's inventory to the club's
7 members for off-premises consumption. Of this class,
8 there shall be the following kinds:

- 9 (A) General (includes all liquor except alcohol);
- 10 (B) Beer and wine; and
- 11 (C) Beer.

12 Liquor sold under a class 10 license shall be consumed
13 on the premises.

14 (2) Notwithstanding any other section of this chapter to
15 the contrary, the commission shall waive any hearings,
16 fees, notarization of documents, submission of floor
17 plans and other governmental clearances, and other
18 requirements for the issuance of a class 10 license.
19 The class 10 license granted under this subsection for
20 a fundraising event shall include the ability to
21 auction off, at a live or silent auction, liquor in



1 sealed or covered glass, ceramic, or metal containers
2 or services that provide liquor. No criminal history
3 record check under section 281-53.5 or 846-2.7 or any
4 other section of this chapter shall be required. The
5 commission may require proof of liquor liability
6 insurance for the fundraising event and a current list
7 of officers and directors if the applicant is a
8 nonprofit organization.

9 (k) Class 11. Cabaret license. A cabaret license shall
10 be general only but shall exclude alcohol and shall authorize
11 the sale of liquor for consumption on the premises. A cabaret
12 license shall be issued only for premises where food is served,
13 facilities for dancing by the patrons including a dance floor
14 are provided, and live or amplified recorded music or
15 professional entertainment, except professional entertainment by
16 a person who performs or entertains unclothed, is provided for
17 the patrons; provided that professional entertainment by persons
18 who perform or entertain unclothed shall be authorized by:

19 (1) A cabaret license for premises where professional
20 entertainment by persons who perform or entertain



1 unclothed was presented on a regular and consistent
2 basis immediately prior to June 15, 1990; or
3 (2) A cabaret license that, pursuant to rules adopted by
4 the liquor commission, permits professional
5 entertainment by persons who perform or entertain
6 unclothed.

7 A cabaret license under paragraph (1) or (2) authorizing
8 professional entertainment by persons who perform or entertain
9 unclothed shall be transferable through June 30, 2000. A
10 cabaret license under paragraph (1) or (2) authorizing
11 professional entertainment by persons who perform or entertain
12 unclothed shall not be transferable after June 30, 2000, except
13 upon approval by the liquor commission and pursuant to rules
14 adopted by the commission. Notwithstanding any rule of the
15 liquor commission to the contrary, cabarets in resort areas may
16 be opened for the transaction of business until 4 a.m.
17 throughout the entire week. A cabaret license shall not be
18 issued for any premises located within an apartment mixed use
19 subprecinct within a special improvement or special district in
20 which the economy is primarily based on tourism.



1 (1) Class 12. Hotel license. A license to sell liquor in
2 a hotel shall authorize the licensee to provide entertainment
3 and dancing on the hotel premises and to sell all liquor except
4 alcohol for consumption on the premises; provided that a hotel
5 licensee, with commission approval, may provide off-premises
6 catering of food and liquor if the catering activity is directly
7 related to the licensee's food service.

8 Procedures [~~such as~~] including room service, self-service
9 no-host minibars or similar service in guest rooms, and service
10 at parties in areas that are the property of and contiguous to
11 the hotel are permitted with commission approval.

12 Any licensee who would otherwise fall within the hotel
13 license class but holds a different class of license may be
14 required to apply for a hotel license.

15 If the licensee applies for a change of classification
16 prior to July 30, 1992, the licensee shall not be subject to the
17 requirements of sections 281-52, 281-54, and 281-57 through
18 281-59.

19 Any licensee holding a class 12 license on May 1, 2007 who
20 would otherwise qualify for a class 15 license may apply to the
21 liquor commission of the county in which the licensee is seeking



1 a change in liquor license for a change to a class 15 license;
2 provided that the licensee shall not be subject to the
3 requirements of section 281-54 and sections 281-57 to 281-60.

4 If a licensee holding a class 12 license on May 1, 2007
5 applies for a change to a class 15 license, the respective
6 liquor commission shall hold a public hearing upon notice. On
7 the day of hearing or any adjournment thereof, the liquor
8 commission shall consider the application, accept all written or
9 oral testimony for or against the application, and render its
10 decision granting or refusing the application. If the
11 application is denied, the class 12 license shall continue in
12 effect in accordance with law.

13 (m) Class 13. Caterer license. A general license may be
14 granted to any applicant who serves food as part of their
15 operation for the sale of liquor other than alcohol while
16 performing food catering functions off the premises.

17 No catering service for the sale of liquor shall be
18 performed off the licensee's premises unless prior written
19 notice of the service has been delivered to the office of the
20 liquor commission of the county concerned. The notice shall
21 state the date, time, and location of the proposed event and



1 shall include a written statement signed by the owner or
2 representative of the property that the function will be subject
3 to the liquor laws and to inspection by investigators.

4 (n) Class 14. Brewpub license. A brewpub licensee:

5 (1) May sell malt beverages manufactured on the licensee's
6 premises for consumption on the premises;

7 (2) May sell malt beverages manufactured by the licensee
8 in brewery-sealed packages to class 3 wholesale dealer
9 licensees pursuant to conditions imposed by the county
10 by ordinance or rule;

11 (3) May sell intoxicating liquor purchased from a class 3
12 wholesale dealer licensee to consumers for consumption
13 on the licensee's premises. The categories of
14 establishments shall be as follows:

15 (A) A standard bar; or

16 (B) Premises in which live entertainment or recorded
17 music is provided. Facilities for dancing by the
18 patrons may be permitted as provided by
19 commission rules;

20 (4) May, subject to federal labeling and bottling
21 requirements, sell malt beverages manufactured on the



1 licensee's premises to consumers in brewery-sealed
2 kegs and recyclable or reusable containers and sell
3 malt beverages manufactured on the licensee's premises
4 or purchased from a class 1 manufacturer licensee, a
5 class 3 wholesale dealer licensee, a class 14 brewpub
6 licensee, or a class 18 small craft producer pub
7 licensee to consumers in growlers for off-premises
8 consumption; provided that for purposes of this
9 paragraph, "growler" means a recyclable or reusable
10 container that does not exceed one gallon and is
11 securely sealed on the licensee's premises;

12 (5) Shall comply with all requirements pertaining to class
13 4 retail dealer licensees when engaging in the retail
14 sale of malt beverages;

15 (6) May, subject to federal labeling and bottling
16 requirements, sell malt beverages manufactured on the
17 licensee's premises in brewery-sealed containers
18 directly to class 2 restaurant licensees, class 3
19 wholesale dealer licensees, class 4 retail dealer
20 licensees, class 5 dispenser licensees, class 6 club
21 licensees, class 8 transient vessel licensees, class 9



1 tour or cruise vessel licensees, class 10 special
2 licensees, class 11 cabaret licensees, class 12 hotel
3 licensees, class 13 caterer licensees, class 14
4 brewpub licensees, class 15 condominium hotel
5 licensees, class 18 small craft producer pub
6 licensees, and consumers pursuant to conditions
7 imposed by county ordinances or rules governing class
8 1 manufacturer licensees and class 3 wholesale dealer
9 licensees;

10 (7) May conduct the activities under paragraphs (1) to (6)
11 at locations other than the licensee's primary
12 manufacturing premises; provided that:

13 (A) The manufacturing takes place in Hawaii;

14 (B) Each of the other locations:

15 (i) Operates within the State under the same
16 trade name for the premises; and

17 (ii) Is properly licensed within the county of
18 its operation as a class 1 manufacturer
19 licensee, class 2 restaurant licensee, class
20 4 retail dealer licensee, class 5 dispenser
21 licensee, class 12 hotel licensee, class 14



1 brewpub licensee, or class 18 small craft
2 producer pub licensee;

3 (C) The county liquor commission of the county in
4 which the licensee satellite is located shall
5 have jurisdiction of the satellite; and

6 (D) All requirements of the license class of the
7 location shall be in effect as required by the
8 county liquor commission for the satellite
9 licensed premises; and

10 (8) May allow minors, who are accompanied by a parent or
11 legal guardian of legal drinking age, on the
12 licensee's premises.

13 (o) Class 15. Condominium hotel license. A license to
14 sell liquor in a condominium hotel shall authorize the licensee
15 to provide entertainment and dancing on the condominium hotel
16 premises and to sell all liquor except alcohol for consumption
17 on the premises; provided that a condominium hotel licensee,
18 with commission approval, may provide off-premises catering;
19 provided further that the catering activity is directly related
20 to the licensee's operation as a condominium hotel.



1 Procedures [~~such as~~] including room service, self-service
2 no-host minibars or similar service in apartments, and service
3 at private parties in areas that are the property of and
4 contiguous to the condominium hotel are permitted with
5 commission approval.

6 A condominium hotel licensee shall not sell liquor in the
7 manner authorized by a class 4 retail dealer license.

8 Any licensee who would otherwise meet the criteria for the
9 condominium hotel license class but holds a different class of
10 license may be required to apply for a condominium hotel
11 license.

12 (p) Class 16. Winery license. A winery licensee:

13 (1) Shall manufacture not more than twenty thousand
14 barrels of wine on the licensee's premises during the
15 license year;

16 (2) May sell wine manufactured on the licensee's premises
17 for consumption on the premises;

18 (3) May sell wine manufactured by the licensee in
19 winery-sealed packages to class 3 wholesale dealer
20 licensees pursuant to conditions imposed by the county
21 by ordinance or rule;



- 1 (4) May, subject to federal labeling and bottling
2 requirements, sell wine manufactured on the licensee's
3 premises in winery-sealed kegs and magnums to
4 consumers for off-premises consumption; provided that
5 for purposes of this paragraph, "magnum" means a glass
6 container not to exceed one half-gallon, [~~which~~] that
7 may be securely sealed;
- 8 (5) May, subject to federal labeling and bottling
9 requirements, sell wine manufactured on the licensee's
10 premises in recyclable containers provided by the
11 licensee or by the consumer [~~which~~] that do not exceed
12 one gallon per container and are securely sealed on
13 the licensee's premises to consumers for off-premises
14 consumption;
- 15 (6) Shall comply with all rules pertaining to class 4
16 retail dealer licensees when engaging in the retail
17 sale of wine; and
- 18 (7) May sell wine manufactured on the licensee's premises
19 in winery-sealed containers directly to class 2
20 restaurant licensees, class 3 wholesale dealer
21 licensees, class 4 retail dealer licensees, class 5



1 dispenser licensees, class 6 club licensees, class 8
2 transient vessel licensees, class 9 tour or cruise
3 vessel licensees, class 10 special licensees, class 11
4 cabaret licensees, class 12 hotel licensees, class 13
5 caterer licensees, class 14 brewpub licensees, class
6 15 condominium hotel licensees, and class 18 small
7 craft producer pub licensees pursuant to conditions
8 imposed by county planning and public works
9 departments and rules governing class 3 wholesale
10 dealer licensees.

11 (q) Class 17. Bring-your-own-beverage license. In
12 counties having a population in excess of 500,000, there is
13 established a class 17 license; provided that in a county having
14 a population of 500,000 or less, the respective commission may
15 establish a class 17 license to which this subsection shall
16 apply.

17 (1) A general license of this class shall authorize the
18 licensee to permit patrons to bring their own liquors
19 for consumption on the premises between the hours of
20 6:00 a.m. to 2:00 a.m. the following day. A licensee
21 under this class shall be issued a license according



1 to the category of establishment the licensee owns or
2 operates. The categories of establishments shall be
3 as follows:

4 (A) Premises in which recorded music and live
5 entertainment, including karaoke, are provided;
6 or

7 (B) Premises in which recorded music and live
8 entertainment, including karaoke and dancing, are
9 provided.

10 (2) If a licensee under this class desires to change the
11 category of establishment the licensee owns or
12 operates, the licensee shall apply for a new license
13 applicable to the category of the licensee's
14 establishment.

15 (3) A licensee under this class shall not be subject to
16 liquor commission rules relating to percentage fees.

17 (r) Class 18. Small craft producer pub license. A small
18 craft producer pub licensee:

19 (1) Shall manufacture not more than:

20 (A) Seventy thousand barrels of malt beverages;

21 (B) Twenty thousand barrels of wine; or



- 1 (C) Seven thousand five hundred barrels of alcohol on
2 the licensee's premises during the license year;
3 provided that for purposes of this paragraph, "barrel"
4 means a container not exceeding thirty-one gallons or
5 wine gallons of liquor;
- 6 (2) May sell malt beverages, wine, or alcohol manufactured
7 on the licensee's premises for consumption on the
8 premises;
- 9 (3) May sell malt beverages, wine, or alcohol manufactured
10 by the licensee in producer-sealed packages to class 3
11 wholesale dealer licensees pursuant to conditions
12 imposed by the county by ordinance or rule;
- 13 (4) May sell intoxicating liquor purchased from a class 3
14 wholesale dealer licensee to consumers for consumption
15 on the licensee's premises. The categories of
16 establishments shall be as follows:
- 17 (A) A standard bar; or
- 18 (B) Premises in which live entertainment or recorded
19 music is provided. Facilities for dancing by the
20 patrons may be permitted as provided by
21 commission rules;



- 1 (5) May, subject to federal labeling and bottling
2 requirements, sell malt beverages manufactured on the
3 licensee's premises to consumers in producer-sealed
4 kegs and recyclable or reusable containers and sell
5 malt beverages manufactured on the licensee's premises
6 or purchased from a class 1 manufacturer licensee, a
7 class 3 wholesale dealer licensee, a class 14 brewpub
8 licensee, or a class 18 small craft producer pub
9 licensee to consumers in growlers for off-premises
10 consumption; provided that for purposes of this
11 paragraph, "growler" means a recyclable or reusable
12 container that does not exceed one gallon, [~~which~~
13 that shall be securely sealed;
- 14 (6) May, subject to federal labeling and bottling
15 requirements, sell wine or alcohol manufactured on the
16 licensee's premises in recyclable containers provided
17 by the licensee or by the consumer [~~which~~] that do not
18 exceed:
- 19 (A) One gallon per container for wine; and
20 (B) One liter for alcohol; and



1 are securely sealed on the licensee's premises to
2 consumers for off-premises consumption;

3 (7) Shall comply with all requirements pertaining to class
4 4 retail dealer licensees when engaging in the retail
5 sale of malt beverages, wine, and alcohol;

6 (8) May, subject to federal labeling and bottling
7 requirements, sell malt beverages, wine, and alcohol
8 manufactured on the licensee's premises in
9 producer-sealed containers directly to class 2
10 restaurant licensees, class 3 wholesale dealer
11 licensees, class 4 retail dealer licensees, class 5
12 dispenser licensees, class 6 club licensees, class 8
13 transient vessel licensees, class 9 tour or cruise
14 vessel licensees, class 10 special licensees, class 11
15 cabaret licensees, class 12 hotel licensees, class 13
16 caterer licensees, class 14 brewpub licensees, class
17 15 condominium hotel licensees, class 18 small craft
18 producer pub licensees, and consumers pursuant to
19 conditions imposed by county ordinances or rules
20 governing class 1 manufacturer licensees and class 3
21 wholesale dealer licensees;



- 1 (9) May conduct the activities under paragraphs (1) to (8)
2 at locations other than the licensee's premises;
3 provided that:
- 4 (A) The manufacturing takes place in Hawaii;
 - 5 (B) Each of the other locations:
 - 6 (i) Operates within the State under the same
 - 7 trade name for the premises; and
 - 8 (ii) Is properly licensed within the county of
 - 9 its operation as a class 1 manufacturer
 - 10 licensee, class 2 restaurant licensee, class
 - 11 4 retail dealer licensee, class 5 dispenser
 - 12 licensee, class 12 hotel licensee, class 14
 - 13 brewpub licensee, or class 18 small craft
 - 14 producer pub licensee;
 - 15 (C) The county liquor commission of the county in
 - 16 which the licensee satellite is located shall
 - 17 have jurisdiction of the satellite; and
 - 18 (D) All requirements of the license class of the
 - 19 location shall be in effect as required by the
 - 20 county liquor commission for the satellite
 - 21 licensed premises; and



1 (10) May allow minors, who are accompanied by a parent or
2 legal guardian of legal drinking age, on the
3 licensee's premises.

4 (s) Restaurants, retail dealers, dispensers, clubs,
5 cabarets, hotels, caterers, brewpubs, condominium hotels,
6 bring-your-own-beverage establishments, and small craft producer
7 pubs licensed under class 2, class 4, class 5, class 6, class
8 11, class 12, class 13, class 14, class 15, class 17, and class
9 18 shall maintain at all times liquor liability insurance
10 coverage in an amount not less than \$1,000,000; provided that
11 convenience minimarts holding a class 4 license shall not be
12 required to maintain liquor liability insurance coverage in that
13 amount. Proof of coverage shall be kept on the premises and
14 shall be made available for inspection by the commission at any
15 time during the licensee's regular business hours. In the event
16 of a licensee's failure to obtain or maintain the required
17 coverage, the commission shall refuse to issue or renew a
18 license or shall suspend or terminate the license as
19 appropriate. No license shall be granted, reinstated, or
20 renewed until after the required insurance coverage is obtained.



1 (t) It shall be unlawful for any retail licensee except a
2 class 10 licensee to purchase or acquire liquor from any person
3 other than a wholesaler licensed pursuant to this chapter,
4 except as otherwise provided in this section.

5 (u) Any provision to the contrary notwithstanding, a
6 patron may remove from any class of licensed premises any
7 portion of wine, liquor, or beer that was purchased on or
8 brought onto the premises of the licensee engaged in meal
9 service for consumption with a meal; provided that it is
10 recorked or resealed in its original container.

11 (v) Sections 281-57 to 281-60 shall not apply to classes
12 8, 9, 10, and 13.

13 (w) Any provision of this section to the contrary
14 notwithstanding, a county liquor commission may authorize a
15 licensee in that county to sell with food unopened:

16 (1) Beer;

17 (2) Wine; and

18 (3) Prepackaged cocktails,

19 for pick up, delivery, take out, or other means to be consumed
20 off-premises."



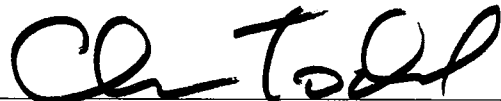
H.B. NO. 17

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

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

4

INTRODUCED BY: _____



By Request

JAN 11 2023



H.B. NO. 17

Report Title:

Liquor Licenses; Liquor Commission; Sales; Off-Premises
Consumption

Description:

Authorizes a county liquor commission to allow licensees to sell unopened beer, wine, and prepackaged cocktails with food for pick up, delivery, take out, or other means to be consumed off-premises.

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

