

JAN 23 2015

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# 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 a  
14 certificate of vendor compliance issued by the state  
15 procurement office showing that the applicant or the  
16 transferor and transferee do not owe the state or  
17 federal governments any delinquent taxes, penalties,  
18 or interest; or that the applicant, or in the case of  
19 a transfer of a license, the transferor or transferee,  
20 has entered into an installment plan agreement with  
21 the department of taxation and the Internal Revenue



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

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

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

19          SECTION 2. New statutory material is underscored.



# S.B. NO. 403

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

2

INTRODUCED BY:

NUM. W. BA



# S.B. NO. 403

**Report Title:**

Liquor Licenses; Delinquent Taxes; Certificate of Vendor Compliance

**Description:**

Allows those applying for liquor licenses to present a certificate of vendor compliance issued by the state procurement office to establish they do not owe delinquent taxes, penalties, or interest.

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