
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- Identification required. (a) Any person
5 consuming liquor on any licensed premises or on property under
6 the control of the licensee and operated in conjunction with the
7 establishment shall carry personal identification.

8 (b) Licensees shall be responsible for the proper checking
9 of the personal identification of any person wishing to purchase
10 liquor, prior to the selling or serving of liquor to that
11 person.

12 (c) As used in this section, "personal identification"
13 means an official state driver's license, military
14 identification card, official government identification
15 containing a photograph, or an identification document approved
16 by the liquor commission of the respective county."



1 SECTION 2. Section 281-71, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "§281-71 Posting of license. Every license issued and in
4 effect under this chapter shall at all times be conspicuously
5 posted and exposed to view, convenient for inspection, on the
6 licensed premises. The licensee shall also post a copy of the
7 license where it shall be clearly visible to persons in any
8 parking lot immediately adjacent to the licensed premises. The
9 licensee shall post, adjacent to the posted copy of the license
10 and in any other parking lot under the control of or operated in
11 conjunction with the licensed establishment, a notice that the
12 provisions of section 281-78(a)(5) shall be applicable. For
13 failure thereof the license may be suspended or revoked by the
14 liquor commission or liquor control adjudication board."

15 SECTION 3. Section 281-78, Hawaii Revised Statutes, is
16 amended by amending subsection (a) to read as follows:

- 17 "(a) No person shall:
- 18 (1) Consume any liquor on any public highway, except as
19 permitted in section 291-3.4;
- 20 (2) Consume any liquor on any public sidewalk, including
21 any sidewalk within a public housing project;



- 1 (3) Consume any liquor on any common area of a public
2 housing project; ~~[or]~~
- 3 (4) Possess or keep, while on any sidewalk or common area
4 within a public housing project, any bottle, can, or
5 other receptacle containing any intoxicating liquor
6 that has been opened, that has a broken seal, or the
7 contents of which have been partially removed~~[or]~~; or
- 8 (5) Consume any liquor while on or remaining in the
9 licensed premises, any parking lot immediately
10 adjacent to the licensed premises, and any parking lot
11 under the control of or operated in conjunction with
12 the establishment, after the hours of operation of the
13 licensee, without the express written permission of
14 the licensee. Any person violating this paragraph
15 shall be guilty of a misdemeanor.

16 For purposes of this subsection:

17 "Common area" means roofs, halls, corridors, lobbies,
18 stairs, stairways, fire escapes, entrances and exits of the
19 building or buildings, basements, yards, gardens, recreational
20 facilities, parking areas, storage spaces, and other parts of



1 the project normally in common use or other areas designated by
2 the Hawaii public housing authority.

3 "Public housing project" means any state or federal public
4 housing project as defined in section 356D-1 or 356D-91 or a
5 state low-income housing project as defined in section 356D-51."

6 SECTION 4. Statutory material to be repealed is bracketed
7 and stricken. New statutory material is underscored.

8 SECTION 5. This Act shall take effect upon its approval.

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JAN 22 2018



H.B. NO. 2229

Report Title:

Intoxicating Liquor; Identification Requirements; Parking Lot Areas; Posting Requirements

Description:

Specifies ID requirements for any person consuming alcohol on licensed premises or property under the control of a licensee. Specifies licensee posting requirements. Prohibits any person from consuming liquor while on or in the licensed premises after the hours of operation unless permitted by licensee.

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