
A BILL FOR AN ACT

RELATING TO LIQUOR LICENSES.

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

1 SECTION 1. Section 281-32, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "§281-32 Licenses, temporary. (a) A temporary license of
4 any class and kind specified in section 281-31 may be granted
5 under the following conditions:

6 (1) The premises shall have been operated under a license
7 of the same class, kind, and category issued by the
8 liquor commission at least one year immediately prior
9 to the date of filing of the application for a
10 temporary license, except as otherwise approved by the
11 commission;

12 (2) The license of the same class, kind, and category then
13 in effect for the premises shall be surrendered in
14 such manner and at such time as the commission shall
15 direct;

16 (3) The applicant for a temporary license shall have filed
17 with the commission an application for a license of



1 the same class, kind, and category currently or
2 previously in effect for the premises;

3 (4) The application for a temporary license shall be
4 accompanied by a license fee in such amount as may be
5 prescribed by the commission. If the application is
6 denied or withdrawn, the fee which accompanied the
7 application shall become a realization of the county;

8 (5) A temporary license shall be for a period of not in
9 excess of one hundred [~~and~~] twenty days. The license
10 may be renewed at the discretion of the commission for
11 not more than one additional one hundred twenty-day
12 period upon payment of such additional fee as may be
13 prescribed by the commission and upon compliance with
14 all conditions required in this section and section
15 281-31. When a temporary license has expired and no
16 permanent license has been issued, the sale and
17 service of liquor shall cease until the permanent
18 license is issued; provided that, when applicable, the
19 license shall be properly renewed;

20 (6) A temporary license shall authorize the licensee to
21 purchase liquor only by payment in currency, check, or



1 certified check for the liquor before or at the time
2 of delivery of the liquor to the licensee, except as
3 otherwise provided by commission rule; and

4 (7) Sections 281-52 and 281-54 and sections 281-56 to 281-
5 61 shall not apply to any application for a temporary
6 license.

7 (b) Notwithstanding any other law to the contrary, the
8 commission shall reduce submission requirements, including the
9 waiving of hearings, fees, notarization of documents, submission
10 of floor plans, and other requirements, to provide for the
11 issuance of temporary licenses for the sale of liquor for a
12 period not to exceed one day for fundraising events by nonprofit
13 organizations. The temporary license granted under this
14 subsection to a nonprofit organization for a fundraising event
15 shall enable the nonprofit organization to auction off, at a
16 live or silent auction, liquor in sealed or covered glass,
17 ceramic, or metal containers or services that provide liquor.
18 No criminal history record checks under section 281-53.5 shall
19 be required; provided that the commission may require a
20 background check on the executive director of the nonprofit
21 organization.



1 For purposes of this subsection, "nonprofit organization"
2 means those charitable organizations recognized under state or
3 federal law and exempt from federal taxes under section
4 501(c)(3) of the Internal Revenue Code.

5 (c) The commission may adopt rules to implement this
6 section."

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

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



Report Title:

County Liquor Commissions; Temporary Liquor Licenses; Nonprofit Organizations; Fundraising Events

Description:

Requires the county liquor commissions to reduce submission requirements for the issuance of temporary licenses for the sale of liquor for a period not to exceed one day for fundraising events by nonprofit organizations. Permits nonprofit organizations that have been issued a temporary liquor license for a fundraising event the ability to auction off, at a live or silent auction, liquor in sealed or covered containers or services that provide liquor. Defines "nonprofit corporation" to mean charitable 501(c)(3) organizations. (SD1)

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