



HONOLULU LIQUOR COMMISSION 2018 LICENSEE SYMPOSIUM

Legislative and Rule Amendment Updates
April 13, 2018

NO HANDOUTS, BUT ENTIRE SLIDESHOW
WILL BE POSTED ON OUR WEBSITE

<http://www.honolulu.gov/liq/formsdocuments.html>



2018 LEGISLATIVE SESSION

AS OF THURSDAY, APRIL 12, 2018

A CARRY OVER YEAR LIKE NO OTHER

At the close of the 2017 Legislative Session (a relatively modest year for liquor legislation), approximately five (5) out of ten (10) bills having anything to do with “liquor” or “liquor commissions” stayed alive to carry over to the 2018 Session.

By the January 24, 2018 bill introduction cut off, LIQ ended up tracking a total of **29 bills and two (2) resolutions impacting liquor, liquor commissions, liquor licenses, and noise.**

AT SECOND CROSSOVER

Brew Pubs and Small Craft Producer Pubs (3)

HB2410 HD1 SD1 & ~~SB2710 SD1 HD1~~ – Allowing minors on the premises.

HB2656 HD2 SD1 – Establishing small craft beer producer tax credit.

HB2411 HD2 SD1 & ~~SB2711 SD1 HD2~~ – Growlers; Multiple State-Wide Locations; Direct Shipment privileges.

Non-Profit Special or Temporary Licenses (2)

HB2414 HD2 & SB2612 SD1 HD1 – Streamlined application procedures; 501(c)(7) allowed certain activities; liberalized auctions.

AT SECOND CROSSOVER (CONTINUED)

Class 2 Restaurants (1)

SB2613 HD1 – Issuance of new/transfer of Restaurant class licenses.

Noise Resolutions (2)

HR39 (adopted) & HCR51 – “Requesting the Department of Health to adopt administrative rules regarding noise level standards for residential and commercial areas of the state.”

AT SECOND CROSSOVER (AND SAVING THE BEST FOR LAST)

!!! SB2945 HD1 !!!

ELIMINATES THE REQUIREMENT THAT APPLICANTS FOR A LIQUOR LICENSE OR RENEWAL OF A LICENSE, OR IN THE CASE OF A TRANSFER OF A LIQUOR LICENSE, BOTH THE TRANSFEROR AND THE TRANSFEREE PRODUCE EITHER A TAX CLEARANCE CERTIFICATE FROM THE INTERNAL REVENUE SERVICE OR PROOF OF ENTERING INTO AN INSTALLMENT PLAN AGREEMENT WITH THE INTERNAL REVENUE SERVICE.

SB2945 HD1

- House Committee on Consumer Protection and Commerce added 7/1/2050 defective effective date.
- House Committee on Finance passed unamended.
- Returned to Senate 4/4/18.
- Senate disagreed with House amendment 4/5/18.
- Who will be on the Conference Committee?
- Action on measure completed by 5/3/18 adjournment?
- Governor ready to sign upon receipt?

2018 RULE AMENDMENTS

Amendments to Rules §3-81-17.51 (license fees), §3-81-17.58 (trade name change), §3-82-33.11 (“import” permits), §3-82-33.6 (direct wine shipper permits), and §3-83-54.1 (application filing fee) became effective March 24, 2018, ten (10) days after filing with the City Clerk.

IMPLEMENTATION DATES

Monday, April 16, 2018, except for Rule §3-81-17.51 (license fees), which will be implemented in FY19 (July 1, 2018).

Another 13 Years Until the Next Across-the-Board Increase?

2019 RULE AMENDMENTS

- Process will begin July 1, 2018.
- Proposing repeal (!) of all existing rules.
- Top to bottom review of existing rules to determine which rules will be carried over - with necessary revisions - to new rules.
- Formatting, numbering, etc. to be in compliance with the Hawaii Administrative Rules Drafting Manual (3rd edition).
- Will be PLENTY of opportunities for stakeholder input!

QUESTIONS?

CONSTRUCTIVE CRITICISM?

THANK YOU FOR ATTENDING THE SYMPOSIUM!

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