STAND. COM. REP. NO. S9

Honolulu, Hawaii

Ax:19, 2009

RE: S.B. No. 300

S.D. 2 H.D. 2

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Fifth State Legislature Regular Session of 2009 State of Hawaii

Sir:

Your Committees on Consumer Protection & Commerce and Judiciary, to which was referred S.B. No. 300, S.D. 2, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR,"

beg leave to report as follows:

The purpose of this bill is to require class 5 dispenser liquor licensees authorized to sell liquor for consumption on the premises to maintain a certain amount of liquor liability insurance coverage as a condition of obtaining, renewing, or transferring a license.

Outrigger Hotels testified in support of the intent of this bill. The City and County of Honolulu Liquor Commission and the Departments of Liquor Control of the Counties of Hawaii, Kauai, and Maui opposed this measure.

The county liquor control departments have suggested, as a matter of equity, imposing the liquor liability insurance requirement on all license classes except manufacturers and wholesale dealers. The counties also expressed concerns that requiring them to set minimum levels of liability insurance biannually under this measure would be burdensome and outside of the scope of liquor laws they enforce.

SB300 HD2 HSCR CPC-JUD HMS 2009-3456



Your Committees have amended this bill by changing the effective date to January 1, 2090, to encourage further discussion.

As affirmed by the records of votes of the members of your Committees on Consumer Protection & Commerce and Judiciary that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 300, S.D. 2, H.D. 1, as amended herein, and recommend that it pass Third Reading in the form attached hereto as S.B. No. 300, S.D. 2, H.D. 2.

Respectfully submitted on behalf of the members of the Committees on Consumer Protection & Commerce and Judiciary,

JON RIKI KARAMATSU, Chair

ROBERT N. HERKES, Chair



State of Hawaii House of Representatives The Twenty-fifth Legislature

Record of Votes of the Committee on Consumer Protection & Commerce

Bill/Resolution No.:	Committee Referral:	Date	- 1. 1.	2			
JB 300 JD2 HD1	BBU, CPC/JU	IV L	2/20/06				
☐ The committee is reconsidering its previous decision on the measure.							
The recommendation is to: □ Pass, unamended (as is) □ Pass, with amendments (HD) □ Hold □ Pass short form bill with HD to recommit for future public hearing (recommit)							
CPC Members	Ayes	Ayes (WR)	Nays	Excused			
1. HERKES, Robert N. (C)							
2. WAKAI, Glenn (VC)							
3. BELATTI, Della Au				V			
4. CABANILLA, Rida				_			
5. CARROLL, Mele				V			
6. ITO, Ken							
7. KARAMATSU, Jon Riki							
8. LUKE, Sylvia				V			
9. McKELVEY, Angus L.K.	The same of the sa			V			
10. MIZUNO, John M.							
11. MORITA, Hermina M.							
12. SOUKI, Joseph M.							
13. TSUJI, Clift							
14. MARUMOTO, Barbara C.							
15. THIELEN, Cynthia							
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TOTAL (15)	1/	$ \varphi $	Ø	4			
The recommendation is:	•	did not suppo	rt recommendation				
Vice Chair's or designee's signature:							
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State of Hawaii House of Representatives The Twenty-fifth Legislature

Record of Votes of the Committee on Judiciary

50	ce Referral:	Dat	3/30	109			
SB300,SDZ,HDI $EBM, CPCIJUD$ $3/30/09$ The committee is reconsidering its previous decision on the measure.							
The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Pass short form bill with HD to recommit for future public hearing (recommit)							
JUD Members	Ayes	Ayes (WR)	Nays	Excused			
1. KARAMATSU, Jon Riki (C)							
2. ITO, Ken (VC)	/						
3. BELATTI, Della Au		1000					
4. CABANILLA, Rida	~						
5. CARROLL, Mele	ļ			W			
6. HERKES, Robert N.							
7. LUKE, Sylvia							
8. McKELVEY, Angus L.K.							
9. MIZUNO, John M.							
10. MORITA, Hermina M.							
11. OSHIRO, Blake K.		-					
12. SOUKI, Joseph M.	V		194 (4) (3) (5)				
13. TSUJI, Clift							
14. WAKAI, Glenn	/,						
15. MARUMOTO, Barbara C.							
16. THIELEN, Cynthia							
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TOTAL (16)				5			
The recommendation is: Adopted If joint referral, did not support recommendation.							
Vice Chair's or designee's signature:							
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO							