THE SENATE TWENTY-FIFTH LEGISLATURE, 2010 STATE OF HAWAII

S.B. NO. ²⁵⁴⁵ S.D. 2

A BILL FOR AN ACT

RELATING TO INTOXICATING LIQUOR.

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

SECTION 1. Section 281-4, Hawaii Revised Statutes, is 1 2 amended by amending subsection (a) to read as follows: 3 "(a) It shall be unlawful for any person who keeps or 4 maintains any restaurant or other premises where food, 5 beverages, or entertainment are provided $[\tau]$ or brought in by 6 patrons or guests, whether for compensation or not, or to which 7 members of the public $[\tau]$ or members of an organization $[\tau]$ resort 8 for food, refreshment, or entertainment [-7] and who is not a 9 licensee of the commission under this chapter, to promote, 10 encourage, aid, or permit the consumption of liquor on the 11 premises, except during the hours between [which licensed 12 premises of dispensers are permitted to be open for the 13 transaction of business in the county where the premises are 14 located.] 6:00 a.m. and 12:00 a.m. An establishment may operate between the hours of 12:00 a.m. and 2:00 a.m. under this 15 16 subsection only if it obtains a class 17 liquor license under 17 section 281-31(q). An establishment that operates under this



1	subsection shall be subject to the requirements of this chapter
2	and the rules adopted by the liquor commission of the county in
3	which the establishment is located during all hours of
4	operation, except as otherwise provided by law."
5	SECTION 2. Section 281-31, Hawaii Revised Statutes, is
6	amended to read as follows:
7	"§281-31 Licenses, classes. (a) Licenses may be granted
8	by the liquor commission as provided in this section.
9	(b) Class 1. Manufacturer license. A license for the
10	manufacture of liquor shall authorize the licensee to
11	manufacture the liquor therein specified and to sell it at
12	wholesale in original packages to any person who holds a license
13	to resell it and to sell draught beer or wine manufactured from
14	grapes or other fruits grown in the State in any quantity to any
15	person for private use and consumption. Under this license, no
16 ⁻	liquor shall be consumed on the premises except as authorized by
17	the commission. Of this class, there shall be the following
18	kinds:
19	(1) Beer;
20	(2) Wine;
21	(3) Alcohol; and
22	(4) Other specified liquor.
	2010-1294 SB2545 SD2 SMA.doc

1	It sha	ll be unlawful for any holder of a manufacturer	
2	license to h	have any interest whatsoever in the license or	
3	licensed pre	emises of any other licensee. This subsection shall	
4	not prevent	the holder of a manufacturer license under this	
5	chapter or under the law of another jurisdiction from		
6	maintaining	any interest in the license or licensed premises of	
7	a wholesale	dealer licensee under this chapter.	
8.	(c) C	lass 2. Restaurant license.	
9	(1) A	license under this class shall authorize the	
10	1:	icensee to sell liquor specified in this subsection	
11	fo	or consumption on the premises; provided that a	
12	r	estaurant licensee, with commission approval, may	
13	p:	rovide off-premises catering of food and liquor;	
14	p:	rovided further that the catering activity shall be	
15	d	irectly related to the licensee's operation as a	
16	r	estaurant. A licensee under this class shall be	
17	i.	ssued a license according to the category of	
18	e	stablishment the licensee owns or operates. The	
19	C	ategories of establishment shall be as follows:	
20	(1	A) A standard bar; or	
21	(1	B) Premises in which live entertainment or recorded	
22		music is provided. Facilities for dancing by the	

1	patrons may be permitted as provided by		
2	commission rules.		
3	(2) If a licensee under class 2 desires to change the		
4	category of establishment the licensee owns or		
5	operates, the licensee shall apply for a new license		
6	applicable to the category of the licensee's		
7	establishment.		
8	(3) Of this class, there shall be the following kinds:		
9	(A) General (includes all liquor except alcohol);		
10	(B) Beer and wine; and		
11	(C) Beer.		
12	Notwithstanding section 281-57, the commission may approve at		
13	one public hearing and without notice the change to a class 2		
14	restaurant license of a licensee holding a class 5 dispenser		
15	license who meets the requirements of a class 2 license.		
16	(d) Class 3. Wholesale dealer license. A license for the		
17	sale of liquor at wholesale shall authorize the licensee to		
18	import and sell only to licensees[$_{ au}$] or to others who are by law		
19	authorized to resell the liquor specified by the license but are		
20	not by law required to hold a license[, the liquor therein		
21	specified]; provided that [samples of liquor may be sold] a		
22	class 3 licensee may sell samples of liquor back to the		
	2010-1294 SB2545 SD2 SMA.doc		



manufacturer. Under [the-license,] a class 3 license, no liquor



1

S.B. NO. $^{2545}_{S.D. 2}$

1	(e)	Class 4. Retail dealer license. A license to sell	
2	liquor at	retail or to class 10 [licenses] <u>licensees</u> shall	
3	authorize	the licensee to sell the liquor therein specified in	
4	their ori	ginal packages. Under [the license,] <u>a class 4</u>	
5	license,	no liquor shall be consumed on the premises except as	
6	authorized by the commission. Of this class, there shall be the		
7	following kinds:		
8	(1)	General (includes all liquor except alcohol);	
9	(2)	Beer and wine; and	
10	(3)	Alcohol.	
11	(f)	Class 5. Dispenser license.	
12	(1)	A license under this class shall authorize the	
13		licensee to sell liquor specified in this subsection	
14		for consumption on the premises. A licensee under	
15		this class shall be issued a license according to the	
16		category of establishment the licensee owns or	
17		operates. The categories of establishments shall be	
18		as follows:	
19		(A) A standard bar;	
20		(B) Premises in which a person performs or entertains	
21		unclothed or in attire restricted to use by	
22		entertainers pursuant to commission rules;	
	2010 1204	CDJEAE CDJ CMJ dog	

Page 7

1		(C)	Premises in which live entertainment or recorded
2			music is provided; provided that facilities for
3			dancing by the patrons may be permitted as
4			provided by commission rules; or
5		(D)	Premises in which employees or entertainers are
6			compensated to sit with patrons, regardless of
7			whether the employees or entertainers are
8			consuming nonalcoholic beverages while in the
9			company of the patrons pursuant to commission
10			rules.
11	(2)	If a	licensee under class 5 desires to change the
12		cate	gory of establishment the licensee owns or
13		opera	ates, the licensee shall apply for a new license
14		appl	icable to the category of the licensee's
15		estal	olishment.
16	(3)	Of t	his class, there shall be the following kinds:
17		(A)	General (includes all liquor except alcohol);
18		(B)	Beer and wine; and
19		(C)	Beer.
20	(g)	Clas	s 6. Club license. A club license shall be
21	general o	nly [·	(]but [excluding] <u>shall exclude</u> alcohol[)] and
22	shall aut	horiz	e the licensee to sell liquor to members of the
	2010-1294	SB25	45 SD2 SMA.doc

S.B. NO. ²⁵⁴⁵ S.D. 2

1 club and to quests of the club enjoying the privileges of 2 membership $[_{7}]$ for consumption only on the premises kept and 3 operated by the club; provided that the license shall also 4 authorize any club member to keep in the member's private locker 5 on the premises a reasonable quantity of liquor $\left[\frac{1}{1 + 1}\right]$ owned by 6 the member $[\tau]$ for the member's own personal use and not to be 7 sold [and] that may be consumed only on the premises. A club 8 licensee shall be authorized to host charitable functions that 9 are open to the general public only pursuant to commission 10 rules.

11 The categories of establishment shall be as follows:

12 (1) A standard bar; or

13 Premises in which live entertainment or recorded music (2) 14 is provided. Facilities for dancing by the patrons 15 may be permitted as provided by commission rules. 16 (h) Class 8. Transient vessel license. A general license 17 may be granted to the owner of any vessel for the sale of liquor 18 [+]other than alcohol[+] on board the vessel while en route 19 within the jurisdictional limits of the State and within any 20 port of the State. Sales shall be made only for consumption by 21 passengers and their guests on board the vessel. The license 22 shall be issuable in each county where the sales are to be made;

provided that the application for the license may be made by any
 agent representing the owner.

3 (i) Class 9. Tour or cruise vessel license. A general 4 license may be granted to the owner of any tour or cruise vessel 5 for the sale of liquor [+] other than alcohol[+] on board the 6 vessel while in the waters of the State; provided that sales be 7 made only for consumption by passengers on board while the 8 vessel is in operation outside the port or dock of any island of 9 the State, unless otherwise approved by the county where the 10 license has been issued. The license shall be issuable in the 11 county [wherein] where the home port of the vessel is situated. 12 If, on any vessel for which no license has been obtained under this chapter, any liquor is sold or served within three miles of 13 14 the shore of any island of the State, it shall constitute a violation of this chapter. 15

16 The categories of establishment shall be as follows:

17 (1) A standard bar; or

18 (2) Premises in which live entertainment or recorded music
19 is provided. Facilities for dancing by the patrons
20 may be permitted as provided by commission rules.

(j) Class 10. Special license. A special license may begranted for the sale of liquor for a period not to exceed three



S.B. NO. ²⁵⁴⁵ S.D. 2

1 days and pursuant to commission rule may be approved by the 2 administrator for fundraising events by nonprofit organizations, political candidates, and political parties; provided that any 3 4 registered educational or charitable nonprofit organization may 5 sell liquors in their original packages for off-premises 6 consumption. Of this class, there shall be the following kinds: 7 (1) General (includes all liquor except alcohol); 8 (2) Beer and wine; and 9 (3) Beer. 10 [Under this license, the liquor therein specified] Liquor sold 11 under a class 10 license shall be consumed on the premises. 12 (k) Class 11. Cabaret license. A cabaret license shall 13 be general only [+]but [excluding] shall exclude alcohol[+] and 14 shall authorize the sale of liquor for consumption on the 15 premises. This license shall be issued only for premises where 16 food is served, facilities for dancing by the patrons including a dance floor are provided, [including a dance_floor,] and live 17 or amplified recorded music or professional entertainment $[\tau]$ 18 19 except professional entertainment by a person who performs or 20 entertains unclothed $[\tau]$ is provided for the patrons; provided 21 that professional entertainment by persons who perform or 22 entertain unclothed shall be authorized by:



Page 11

1 (1) A cabaret license for premises where professional 2 entertainment by persons who perform or entertain 3 unclothed was presented on a regular and consistent 4 basis immediately prior to June 15, 1990; or A cabaret license that, pursuant to rules adopted by 5 (2) the liquor commission, permits professional 6 7 entertainment by persons who perform or entertain 8 unclothed. A cabaret license under paragraph (1) or (2) authorizing 9 professional entertainment by persons who perform or entertain 10 11 unclothed shall be transferable through June 30, 2000. A 12 cabaret license under paragraph (1) or (2) authorizing professional entertainment by persons who perform or entertain 13 unclothed shall not be transferable after June 30, 2000, except 14 [when the transferee obtains] upon approval [from] by the liquor 15 16 commission $[\tau]$ and pursuant to rules adopted by the commission. Notwithstanding any rule of the liquor commission to the 17 contrary, cabarets in resort areas may be opened for the 18 19 transaction of business until 4 a.m. throughout the entire week. 20 (1) Class 12. Hotel license. A license to sell liquor in a hotel shall authorize the licensee to provide entertainment 21 22 and dancing on the hotel premises and to sell all liquor $[\tau]$ 2010-1294 SB2545 SD2 SMA.doc 11

S.B. NO. ²⁵⁴⁵ S.D. 2

12

1 except alcohol[τ] for consumption on the premises; provided that 2 a hotel licensee, with commission approval, may provide 3 off-premises catering of food and liquor $[-\tau]$ if the catering 4 activity is directly related to the licensee's food service. 5 Procedures such as room service, self-service 6 [(]no-host[), minibars or similar service in guest rooms, and 7 service at parties in areas that are the property of and 8 contiguous to the hotel $[\tau]$ are permitted with commission 9 approval.

10 Any licensee who would otherwise fall within the hotel 11 license class but holds a different class of license may be 12 required to apply for a hotel license.

13 If the licensee applies for a change of classification 14 prior to July 30, 1992, the licensee shall not be subject to the 15 requirements of sections 281-52, 281-54, and 281-57 through 16 281-59.

Any licensee holding a class 12 license on May 1, 2007 [7
and] who would otherwise [come within this class of] gualify for
a class 15 license may apply to the liquor commission of the
county in which the licensee is seeking a change in liquor
license for a change to a class 15 license; provided that the

2010-1294 SB2545 SD2 SMA.doc

licensee shall not be subject to the requirements of section
 281-54 and sections 281-57 to 281-60.

3 If a licensee holding a class 12 license on May 1, $2007[_7]$ 4 applies for a change to a class 15 license, the respective 5 liquor commission shall hold a public hearing upon notice[, and upon]. On the day of hearing [-7] or any adjournment thereof, the 6 7 liquor commission shall consider the application, accept all 8 written or oral testimony for or against the application, and 9 render its decision granting or refusing the application. If 10 the application is denied, the class 12 license shall continue in effect in accordance with law. 11

(m) Class 13. Caterer license. A general license may be granted to any applicant who serves food as part of their operation for the sale of liquor [+]other than alcohol[+] while performing food catering functions off the premises.

No catering service for the sale of liquor shall be performed off the licensee's premises[7] unless prior written notice of the service has been delivered to the office of the liquor commission of the county concerned. The notice shall state the date, time, and location of the proposed event and shall include a written statement signed by the owner or

Page 14

S.B. NO. $^{2545}_{S.D.2}$

14

1	representative of the property that the function will be subject		
2	to the liquor laws and to inspection by investigators.		
3	(n)	Class 14. Brewpub license. A brewpub licensee:	
4	(1)	Shall manufacture not more than ten thousand barrels	
5		of malt beverages on the licensee's premises during	
6		the license year;	
7	(2)	May sell malt beverages manufactured on the licensee's	
8		premises for consumption on the premises;	
9	(3)	May sell malt beverages manufactured by the licensee	
10		in brewery-sealed packages to class 3 wholesale dealer	
11		licensees pursuant to conditions imposed by the county	
12		by ordinance or rule;	
13	(4)	May sell intoxicating liquor[$ au$] purchased from a class	
14		1 manufacturer licensee[$ au$] or a class 3 wholesale	
15		dealer licensee $[\tau]$ to consumers for consumption on the	
16		licensee's premises. The categories of establishments	
17		shall be as follows:	
18		(A) A standard bar; or	
19		(B) Premises in which live entertainment or recorded	
20		music is provided. Facilities for dancing by the	
21		patrons may be permitted as provided by	
22		commission rules;	
	2010-1294	SB2545 SD2 SMA.doc	

S.B. NO. ²⁵⁴⁵ S.D. 2

15

1 (5) May sell malt beverages manufactured on the licensee's 2 premises to consumers in brewery-sealed kegs and 3 growlers for off-premises consumption; provided that 4 for purposes of this paragraph, "growler" means a 5 glass container, not to exceed one half-gallon, which 6 shall be securely sealed; 7 May sell malt beverages manufactured on the licensee's (6) 8 premises [to consumers,] in recyclable containers 9 [that may be] provided by the licensee or by the 10 consumer[, not to] which do not exceed one gallon per 11 container[, which] and are securely sealed on the licensee's premises $[\tau]$ to consumers for off-premises 12 13 consumption; 14 (7) Shall comply with all regulations pertaining to class 15 4 retail dealer licensees when engaging in the retail 16 sale of malt beverages; and 17 (8) May sell malt beverages manufactured on the licensee's 18 premises in brewery-sealed containers directly to class 2 restaurant licensees, class 3 wholesale dealer 19 20 licensees, class 4 retail dealer licensees, class 5 21 dispenser licensees, class 6 club licensees, class 8 22 transient vessel licensees, class 9 tour or cruise

16

vessel licensees, class 10 special licensees, class 11
cabaret licensees, class 12 hotel licensees, class 13
caterer licensees, and class 15 condominium hotel
licensees[7] pursuant to conditions imposed by county
regulations governing class 1 manufacturer licensees
and class 3 wholesale dealer licensees.

7 (o) Class 15. Condominium hotel license. A license to 8 sell liquor in a condominium hotel shall authorize the licensee 9 to provide entertainment and dancing on the condominium hotel 10 premises and to sell all liquor $[\tau]$ except alcohol $[\tau]$ for 11 consumption on the premises; provided that a condominium hotel licensee, with commission approval, may provide off-premises 12 13 catering; provided further that the catering activity is directly related to the licensee's operation as a condominium 14 hotel. 15

Procedures such as room service, self-service
[-[]no-host[],] minibars or similar service in apartments, and
service at private parties in areas that are the property of and
contiguous to the condominium hotel[_] are permitted with
commission approval.

A condominium hotel licensee shall not sell liquor in the
manner authorized by a class 4 retail [+]dealer[+] license.



Page 17

S.B. NO. $^{2545}_{S.D.2}$

17

1	Any	licensee who would otherwise [fall within] meet the
2		
2		for the condominium hotel license class but holds a
3	different	class of license may be required to apply for a
4	condomini	um hotel license.
5	(p)	Class 16. Winery license. A winery licensee:
6	(1)	Shall manufacture not more than ten thousand barrels
7		of wine on the licensee's premises during the license
8		year;
9	(2)	May sell wine manufactured on the licensee's premises
10		for consumption on the premises;
11	(3)	May sell wine manufactured by the licensee in winery-
12		sealed packages to class 3 wholesale dealer licensees
13		pursuant to conditions imposed by the county by
14		ordinance or rule;
15	(4)	May sell wine manufactured on the licensee's premises
16		[to consumers] in winery-sealed kegs and magnums to
17		consumers for off-premises consumption; provided that
18		for purposes of this paragraph, "magnum" means a glass
19		container[$_{ au}$] not to exceed one half-gallon, which may
20		be securely sealed;
21	(5)	May sell wine manufactured on the licensee's premises
22		[to consumers,] in recyclable containers [that may be]

1 provided by the licensee or by the consumer[, not to] 2 which do not exceed one gallon per container[, which] 3 and are securely sealed on the licensee's premises $[\tau]$ to consumers for off-premises consumption; 4 5 (6) Shall comply with all rules pertaining to class 4 retail dealer licensees when engaging in the retail 6 7 sale of wine; and 8 (7)May sell wine manufactured on the licensee's premises 9 in winery-sealed containers directly to class 2 restaurant licensees, class 3 wholesale dealer 10 licensees, class 4 retail dealer licensees, class 5 11 12 dispenser licensees, class 6 club licensees, class 8 13 transient vessel licensees, class 9 tour or cruise 14 vessel licensees, class 10 special licensees, class 11 cabaret licensees, class 12 hotel licensees, class 13 15 16 caterer licensees, class 14 brewpub licensees, and 17 class 15 condominium hotel licensees [7] pursuant to 18 conditions imposed by county planning and public works departments and rules governing class 3 wholesale 19 20 dealer licensees.

21

(q) Class 17. Bring-your-own-beverage establishments.

2010-1294 SB2545 SD2 SMA.doc

S.B. NO. $^{2545}_{S.D. 2}$

1	A license of this class shall authorize the licensee to
2	permit the consumption on the premises between the hours of
3	12:00 a.m. and 2:00 a.m. of liquor specified in this subsection
4	brought in by patrons or guests. A licensee of this class shall
5	be issued a license according to the kind of liquor permitted
6	for consumption.
7	Of this class, there shall be the following kinds:
8	(A) General (includes all liquor except alcohol);
9	(B) Beer and wine; and
10	(C) Beer.
11	A licensee under this class shall be subject to all
12	requirements of this chapter and of the rules adopted by the
13	liquor commission of the county in which the establishment is
14	located. If a licensee under this class desires to change the
15	category of establishment the licensee owns or operates, the
16	licensee shall apply for a new license applicable to the
17	category of the licensee's establishment.
18	[(q)] <u>(r)</u> Restaurants, retailers, dispensers, clubs,
19	cabarets, hotels, caterers, brewpubs, and condominium hotels
20	licensed under class 2, class 4, class 5, class 6, class 11,
21	class 12, class 13, class 14, and class 15 shall maintain at all
22	times liquor liability insurance coverage in an amount of
	2010-1294 SB2545 SD2 SMA.doc

S.B. NO. ²⁵⁴⁵ S.D. 2

20

\$1,000,000. Proof of coverage shall be kept on the premises and 1 shall be made available for inspection by the commission at any 2 3 time during the licensee's regular business hours. In the event 4 of a licensee's failure to obtain or maintain the required 5 coverage, the commission shall refuse to issue or renew a 6 license $[\tau]$ or shall suspend or terminate the license as 7 appropriate. No license shall be granted, reinstated, or 8 renewed until after the required insurance coverage is obtained. 9 [(r)] (s) It shall be unlawful for any retail licensee $[\tau]$ 10 except a class 10 licensee $[\tau]$ to purchase, acquire $[\tau]$ liquor 11 from, or sell liquor [from] to any person other than a 12 wholesaler licensed pursuant to this chapter, except as 13 otherwise provided in this section. 14 [(s)] (t) Any provision to the contrary notwithstanding, at the discretion of the county liquor commission, permission 15 16 may be granted to a bona fide hotel, restaurant, or club 17 licensed under class 2, class 6, class 11, class 12, class 14, class 15, [or] class 16, or class 17 to allow a patron to remove 18 19 from the licensed premises any portion of wine that was 20 purchased or brought onto the premises by a patron for 21 consumption with a meal; provided that it is recorked or resealed in its original container. This subsection applies 22



S.B. NO. 2545 S.D. 2

21

1 only to a valid holder of a class 2, class 6, class 11, class 2 12, class 14, class 15, [or] class 16, or class 17 license 3 engaged in meal service. 4 $\left[\frac{t}{t}\right]$ (u) Sections 281-57 to 281-60 shall not apply to 5 classes 8 [through], 9, 10 and 13." 6 SECTION 3. Section 281-45, Hawaii Revised Statutes, is 7 amended to read as follows: 8 "§281-45 No license issued, when. No license shall be 9 issued under this chapter: 10 (1)To any minor or to any person who has been convicted 11 of a felony and not pardoned [(except]), or to any 12 other person not deemed by the commission to be a fit 13 and proper person to have a license; provided that the 14 commission may grant a license under this chapter to a 15 corporation that has been convicted of a felony where 16 the commission finds that the [organization's] 17 corporation's officers and shareholders of twenty-five 18 per cent or more of outstanding stock are fit and 19 proper persons to have a license[),-or-to-any other 20 person not deemed by the commission to be a fit and 21 proper person to have a license];

Page 22

22

1 (2)To a corporation the officers and directors of which, 2 or any of them, would be disqualified under paragraph 3 (1) from obtaining the license individually, or a 4 stockholder of which, owning or controlling twenty-5 five per cent or more of the outstanding capital 6 stock, or to a general partnership, limited 7 partnership, limited liability partnership, or limited 8 liability company whose partner or member holding 9 twenty-five per cent or more interest of which, or any 10 of them would be disqualified under paragraph (1) from 11 obtaining the license individually; 12 (3) Unless the applicant for a license or a renewal of a 13 license, or in the case of a transfer of a license, 14 both the transferor and the transferee, present to the 15 issuing agency a signed certificate from the director 16 of taxation and from the Internal Revenue Service showing that the applicant or the transferor and 17 18 transferee do not owe the state or federal governments 19 any delinquent taxes, penalties, or interest; or that 20 the applicant, or in the case of a transfer of a 21 license, the transferor or transferee, has entered

into an installment plan agreement with the department

2010-1294 SB2545 SD2 SMA.doc

22

S.B. NO. $^{2545}_{S.D.2}$

1 of taxation and the Internal Revenue Service for the 2 payment of delinquent taxes in installments and that 3 the applicant is or the transferor or transferee is, in the case of a transfer of a license, complying with 4 5 the installment plan agreement; or (4) To an applicant for a class 2, class 4, class 5, class 6 7 6, class 11, class 12, class 13, class 14, [or] class 15, or class 17 license unless the applicant for 8 9 issuance of a license or renewal of a license, or in 10 the case of a transfer of a license, both the transferor and the transferee, present to the issuing 11 12 agency proof of liquor liability insurance coverage in 13 an amount of \$1,000,000; or 14 To any applicant who has had any liquor license (5) revoked less than two years previous to the date of 15 the application for any like or other license under 16 this chapter." 17 18 SECTION 4. Section 281-61, Hawaii Revised Statutes, is 19 amended by amending subsection (c) to read as follows: The commission or board shall deny renewal of a class 20 "(C) 2, class 4, class 5, class 6, class 11, class 12, class 13, 21 22 class 14, [or] class 15, or class 17 license if the applicant 2010-1294 SB2545 SD2 SMA.doc 23

S.B. NO. $^{2545}_{S.D. 2}$

24

1	for renewal fails to present proof of the liquor liability
2	insurance required by section [281 31(q).] <u>281-31(r).</u> "
3	SECTION 5. This Act does not affect rights and duties that
4	matured, penalties that were incurred, and proceedings that were
5	begun before its effective date.
6	SECTION 6. Statutory material to be repealed is bracketed
7	and stricken. New statutory material is underscored.
8	SECTION 7. This Act shall take effect on July 1, 2020.
9	

S.B. NO. $^{2545}_{S.D. 2}$

25

Report Title:

Intoxicating Liquor; Unlicensed Establishments

Description:

Authorizes liquor commissions to regulate BYOB establishments by issuance of permits. Requires adoption of rules regarding permit applications, fees, and renewals. Authorizes liquor commission to enforce liquor laws regarding BYOB establishments. Allows customers to bring home an unfinished bottle of wine that the customer brought into the establishment. Prohibits restrictions on hours of consumption on unlicensed premises. Effective 7/1/20. (SD2)

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

