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# A BILL FOR AN ACT

RELATING TO ALCOHOL.

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

1 SECTION 1. Section 281-1, Hawaii Revised Statutes, is  
2 amended by amending the definition of "beer" to read as follows:

3 "Beer" means any alcoholic beverage containing not less  
4 than 0.5 per cent alcohol by volume obtained by the [~~alcoholic~~]  
5 fermentation of any infusion or decoction of [~~barley or other~~  
6 ~~grain,~~] malt, [~~and hops in water.~~] wholly or in part, or any  
7 substitute, including grain of any kind, bran, glucose, sugar,  
8 or molasses. "Beer" includes ale, porter, brown, stout, lager  
9 beer, small beer, strong beer, and alcoholic seltzer beverages.  
10 "Beer" does not include sake, also known as Japanese rice wine;  
11 cooler beverage; or any products of distillation, by whatever  
12 name known, that contain distilled spirits, alcoholic spirits,  
13 or spirits."

14 SECTION 2. Section 281-31, Hawaii Revised Statutes, is  
15 amended by amending subsection (n) to read as follows:

16 "(n) Class 14. Brewpub license. A brewpub licensee:



- 1           (1) May sell malt beverages and beer manufactured on the
- 2                   licensee's premises for consumption on the premises;
- 3           (2) May sell malt beverages and beer manufactured by the
- 4                   licensee in brewery-sealed packages to class 3
- 5                   wholesale dealer licensees pursuant to conditions
- 6                   imposed by the county by ordinance or rule;
- 7           (3) May sell intoxicating liquor purchased from a class 3
- 8                   wholesale dealer licensee to consumers for consumption
- 9                   on the licensee's premises. The categories of
- 10                  establishments shall be as follows:
- 11                  (A) A standard bar; or
- 12                  (B) Premises in which live entertainment or recorded
- 13                   music is provided. Facilities for dancing by the
- 14                   patrons may be permitted as provided by
- 15                   commission rules;
- 16           (4) May, subject to federal labeling and bottling
- 17                   requirements, sell malt beverages and beer
- 18                   manufactured on the licensee's premises to consumers
- 19                   in brewery-sealed kegs and recyclable or reusable
- 20                   containers and sell malt beverages and beer
- 21                   manufactured on the licensee's premises or purchased



1 from a class 1 manufacturer licensee, a class 3  
2 wholesale dealer licensee, a class 14 brewpub  
3 licensee, or a class 18 small craft producer pub  
4 licensee to consumers in growlers for off-premises  
5 consumption; provided that for purposes of this  
6 paragraph, "growler" means a recyclable or reusable  
7 container that does not exceed one gallon and is  
8 securely sealed on the licensee's premises;

9 (5) Shall comply with all requirements pertaining to class  
10 4 retail dealer licensees when engaging in the retail  
11 sale of malt beverages [7] and beer;

12 (6) May, subject to federal labeling and bottling  
13 requirements, sell malt beverages and beer  
14 manufactured on the licensee's premises in brewery-  
15 sealed containers directly to class 2 restaurant  
16 licensees, class 3 wholesale dealer licensees, class 4  
17 retail dealer licensees, class 5 dispenser licensees,  
18 class 6 club licensees, class 8 transient vessel  
19 licensees, class 9 tour or cruise vessel licensees,  
20 class 10 special licensees, class 11 cabaret  
21 licensees, class 12 hotel licensees, class 13 caterer



1 licensees, class 14 brewpub licensees, class 15  
2 condominium hotel licensees, class 18 small craft  
3 producer pub licensees, and consumers pursuant to  
4 conditions imposed by county ordinances or rules  
5 governing class 1 manufacturer licensees and class 3  
6 wholesale dealer licensees;

7 (7) May conduct the activities under paragraphs (1) to (6)  
8 at locations other than the licensee's primary  
9 manufacturing premises; provided that:

10 (A) The manufacturing takes place in Hawaii;

11 (B) Each of the other locations:

12 (i) Operates within the State under the same  
13 trade name for the premises; and

14 (ii) Is properly licensed within the county of  
15 its operation as a class 1 manufacturer  
16 licensee, class 2 restaurant licensee, class  
17 4 retail dealer licensee, class 5 dispenser  
18 licensee, class 12 hotel licensee, class 14  
19 brewpub licensee, or class 18 small craft  
20 producer pub licensee;



1 (C) The county liquor commission of the county in  
2 which the licensee satellite is located shall  
3 have jurisdiction of the satellite; and

4 (D) All requirements of the license class of the  
5 location shall be in effect as required by the  
6 county liquor commission for the satellite  
7 licensed premises; and

8 (8) May allow minors, who are accompanied by a parent or  
9 legal guardian of legal drinking age, on the  
10 licensee's premises."

11 SECTION 3. Statutory material to be repealed is bracketed  
12 and stricken. New statutory material is underscored.

13 SECTION 4. This Act shall take effect on January 1, 2025.



**Report Title:**

Alcohol; Beer; Liquor Law; Brewpubs

**Description:**

Expands the definition of "beer" under the intoxicating liquor law to mean any alcoholic beverage containing not less than 0.5% alcohol by volume obtained by fermentation of any infusion or decoction of malt or any substitute, including alcohol seltzer beverages and excluding sake, cooler beverages, and other distilled products. Authorizes brewpubs to sell beer they manufacture, or beer manufactured on their premises, subject to certain conditions. Takes effect 1/1/2025. (SD1)

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

