
A BILL FOR AN ACT

RELATING TO INTOXICATING LIQUOR.

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

1 SECTION 1. Section 281-53.5, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:

3 "(a) The respective county liquor commissions may request
4 a criminal history record check of an applicant for a liquor
5 license in accordance with section 846-2.7; provided that
6 neither a criminal history record check nor compliance with this
7 section shall be required for the officers and directors of
8 publicly-traded companies or entities ultimately solely owned by
9 a publicly-traded company, who are not designated as primary
10 decision-makers regarding the sale or purchase of liquor[+];
11 provided further that a county liquor commission of a county
12 with a population of less than five hundred thousand shall not
13 request an officer, director, or board member of a nonprofit
14 organization to be fingerprinted. The criminal history record
15 check, at a minimum, shall require the applicant to disclose
16 whether:



- 1 (1) The applicant has been convicted in any jurisdiction
- 2 of a crime that would tend to indicate the applicant
- 3 may be unsuited for obtaining a liquor license; and
- 4 (2) The judgment of conviction has not been vacated.

5 For the purpose of this section, the criminal history
6 disclosure made by the applicant may be verified by the liquor
7 commission by means of information obtained through the Hawaii
8 criminal justice data center. The applicant shall provide the
9 Hawaii criminal justice data center with personal identifying
10 information [~~which~~] that shall include but not be limited to the
11 applicant's name, social security number, date of birth, and
12 gender. This information shall be secured only for the purpose
13 of conducting the criminal history record check authorized by
14 this section."

15 SECTION 2. Statutory material to be repealed is bracketed
16 and stricken. New statutory material is underscored.

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



Report Title:

Intoxicating Liquor; Licenses; Fingerprinting; Nonprofit
Organizations; Exempt

Description:

Provides that leaders of nonprofit organizations shall not be fingerprinted when applying for a liquor license in counties with a population of less than five hundred thousand. (SD2)

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