

---

# 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, or officers, directors, or board  
10 members of nonprofit organizations, who are not designated as  
11 primary decision-makers regarding the sale or purchase of  
12 liquor. The criminal history record check, at a minimum, shall  
13 require the applicant to disclose whether:

14       (1) The applicant has been convicted in any jurisdiction  
15           of a crime that would tend to indicate the applicant  
16           may be unsuited for obtaining a liquor license; and

17       (2) The judgment of conviction has not been vacated.



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

11       SECTION 2. Statutory material to be repealed is bracketed  
12 and stricken. New statutory material is underscored.

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



**Report Title:**

Intoxicating Liquor; Licenses; Criminal History Record Check;  
Nonprofit Organizations; Exempt

**Description:**

Provides that leaders of nonprofit organizations shall be exempt  
from county liquor commission criminal history check  
requirements for license applicants. (SD1)

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

