

A Bill for an Act Relating to Appeals from the Decisions of the Liquor Commission.

*Be It Enacted by the Legislature of the State of Hawaii:*

**SECTION 1. Purpose.** The purpose of this Act is to amend Section 281-92, Hawaii Revised Statutes, by deleting the requirement therein that any decision of the Liquor Commission in assessing a penalty or suspending or revoking a license may, upon appeal to the circuit court, be tried *de novo*. Such a requirement causes duplicative hearings, is time-consuming and places unnecessary burden upon our crowded court system and the witnesses. Chapter 91 governing administrative appeals to the circuit court already provides the licensee receiving an adverse decision with adequate safeguards and protection without the necessity for a trial *de novo*.

**SECTION 2.** Section 281-92, Hawaii Revised Statutes, is amended to read as follows:

**“Sec. 281-92 Appeals.** Any licensee aggrieved by any order assessing, or providing for the collection of, a penalty or by any order suspending or revoking any

license may appeal therefrom in the manner provided in chapter 91 to the circuit court of the circuit in which the liquor commission making the order has jurisdiction and the judgment of the court shall be subject to review by the supreme court.”

SECTION 3. Statutory material to be repealed is bracketed. In printing this Act, the revisor of statutes need not include the brackets or the bracketed material.\*

SECTION 4. This Act shall take effect upon its approval.

(Approved June 1, 1979.)

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\*The text has been edited pursuant to HRS §23G-16.5, authorizing omission of the brackets, bracketed material, and underscoring.