

ACT 101

H.B. NO. 804

A Bill for an Act Relating to Tax Certificate for Liquor Licenses.

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

SECTION 1. Section 281-45, Hawaii Revised Statutes, is amended to read as follows:

“§281-45 No license issued, when. No license shall be issued under this chapter:

- (1) To any minor or to any person who has been convicted of a felony and not pardoned (except that the commission may grant a license under this chapter to a corporation that has been convicted of a felony where the commission finds that the organization’s officers and shareholders of twenty-five per cent or more of outstanding stock are fit and proper persons to have a license), or to any other person not deemed by the commission to be a fit and proper person to have a license;
- (2) To a corporation the officers and directors of which, or any of them, would be disqualified under paragraph (1) of this section from obtaining the license individually, or a stockholder of which, owning or controlling twenty-five per cent or more of the outstanding capital stock would be disqualified under [such] that paragraph [(1)] from obtaining the license individually;
- (3) Unless the applicant for a license[,] or a renewal of a license, or in the case of a transfer of a license, both the transferor and the transferee, [presents] present to the issuing agency[,] a signed certificate from the director of taxation and from the Internal Revenue Service showing that the applicant or the transferor and transferee [does] do not owe the state or federal governments any delinquent taxes, penalties, or interest; or
- (4) To any applicant who has had any liquor license revoked less than two years previous to the date of the application for any like or other license under this chapter.”

SECTION 2. Statutory material to be repealed is bracketed. New statutory material is underscored.

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

(Approved May 7, 1991.)