

ACT 192

H.B. NO. 1485

A Bill for an Act Relating to Liquor Commission.

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

SECTION 1. Section 281-61, Hawaii Revised Statutes, is amended to read as follows:

“**§281-61 Renewal.**¹ (a) Other than for good cause, the renewal of an existing license shall be granted upon the filing of an application; provided that if [complaints]:

- (1) Complaints from the public[, reports];
- (2) Reports from the commission’s investigators[, and the adjudications];
or
- (3) Adjudications of the commission or the liquor control adjudication board.

indicate that noise created by patrons departing from the premises disturbs residents on the street or of the neighborhood in which the premises are located, or that noise from the premises or adjacent related outdoor areas under the licensee’s control such as parking lots or lanais exceed standards contained in state or county noise [or vibration] codes and intrudes into nearby residential units, the commission may withhold the issuance of a renewed license until corrective measures meeting the commission’s approval are taken.

(b) The commission may, at the time of renewal or at any time, revoke, suspend, or place conditions or restrictions on any license issued under this chapter for the purpose of preventing activities within the licensed premises or adjacent areas under the licensee’s control that are potentially injurious to the health, safety, and welfare of the public including but not limited to criminal activity, including

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drug dealing, drug use, or prostitution, upon petition of the administrator of the appropriate county agency, proper notice to the licensee, and a hearing before the commission pursuant to chapter 91.”

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 Statutory material to be repealed is bracketed.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 June 15, 1995.)

Note

1. Prior to amendment “Renewals” appeared here.