

# DEPARTMENT OF LIQUOR CONTROL

LEO SANDOVAL-REYES, DIRECTOR



DEREK S.K. KAWAKAMI, MAYOR  
MICHAEL A. DAHLIG, MANAGING DIRECTOR

June 7, 2023

TO: **ALL LIQUOR LICENSEES OF THE COUNTY OF KAUA'I**

FROM: **Department of Liquor Control**

SUBJECT: **LEGISLATIVE UPDATE – HB 16 / ACT 065**

Aloha Industry Members,

On June 7, 2023, Governor Josh Green signed HB 16 into law related to liquor. HB 16 Authorizes liquor licensees engaged in meal service to sell unopened beer, wine, and prepackaged cocktails with food for pick up, delivery, take out, or other means to be consumed off-premises. Authorizes liquor licensees holding class 4 retail dealer licenses to deliver purchased liquor to a customer's vehicle.

If you have any questions, feel free to contact our office at 808-241-4966 or email us at

[liquor@kauai.gov](mailto:liquor@kauai.gov)

Mahalo,

DEPARTMENT OF LIQUOR CONTROL

LEO SANDOVAL  
Director



GOV. MSG. NO. 1165

EXECUTIVE CHAMBERS  
KE KE'ENA O KE KIA'ĀINA

JOSH GREEN, M.D.  
GOVERNOR  
KE KIA'ĀINA

June 7, 2023

The Honorable Ronald D. Kouchi  
President of the Senate,  
and Members of the Senate  
Thirty-Second State Legislature  
State Capitol, Room 409  
Honolulu, Hawai'i 96813

✓The Honorable Scott K. Saiki  
Speaker, and Members of the  
House of Representatives  
Thirty-Second State Legislature  
State Capitol, Room 431  
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

This is to inform you that on June 7, 2023, the following bill was signed into law:

HB16 HD2 SD1

RELATING TO LIQUOR.  
**ACT 065**

Sincerely,

  
Josh Green, M.D.  
Governor, State of Hawai'i

on JUN 7 2023

HOUSE OF REPRESENTATIVES  
THIRTY-SECOND LEGISLATURE, 2023  
STATE OF HAWAII

H.B. NO. 16  
H.D. 2  
S.D. 1

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# A BILL FOR AN ACT

RELATING TO LIQUOR.

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

1 SECTION 1. Section 281-31, Hawaii Revised Statutes, is  
2 amended by amending subsection (u) to read as follows:

3 "(u) Any provision to the contrary notwithstanding [~~7~~-a]:

4 (1) A patron may remove from any class of licensed  
5 premises any portion of wine, liquor, or beer that was  
6 purchased on or brought onto the premises of the  
7 licensee engaged in meal service for consumption with  
8 a meal; provided that [~~it~~] the wine, liquor, or beer  
9 is recorked or resealed in its original container[-];  
10 and

11 (2) Licensees engaged in meal service may sell unopened  
12 beer, wine, and prepackaged cocktails with food for  
13 pick up, delivery, take out, or other means to be  
14 consumed off-premises."

15 SECTION 2. Section 281-39, Hawaii Revised Statutes, is  
16 amended by amending subsection (a) to read as follows:



1           "(a) A license issued under this chapter shall authorize  
2 the doing of the business licensed only at the place described  
3 in the license, which shall be known as the licensed premises,  
4 except:

5           (1) In case of a removal with the prior written consent of  
6 the liquor commission indorsed on the license, or  
7 outside warehousing which may be located off the  
8 licensed premises with prior written consent of the  
9 liquor commission; ~~and~~

10          (2) That the units that are used to provide transient  
11 lodging under a class 15 license may change from time  
12 to time; provided that the condominium hotel operator  
13 shall submit quarterly to the commission the list of  
14 units being utilized as part of the condominium hotel  
15 and ~~maintains~~ maintain a current list pursuant to  
16 section 281-35.5 at a condominium hotel for inspection  
17 by any authorized employee of the commission~~[-]~~; and

18          (3) Any provision to the contrary notwithstanding, that a  
19 licensee holding a class 4 retail dealer license may  
20 deliver a customer's purchased liquor to the

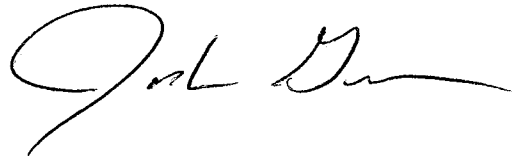


1           customer's vehicle located at a nearby curbside or  
2           other designated location."

3           SECTION 3. Statutory material to be repealed is bracketed  
4 and stricken. New statutory material is underscored.

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

APPROVED this 7th day of June , 2023



GOVERNOR OF THE STATE OF HAWAII



HB No. 16, HD 2, SD 1

THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: April 27, 2023  
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Thirty-Second Legislature of the State of Hawaii, Regular Session of 2023.



Scott K. Saiki  
Speaker  
House of Representatives

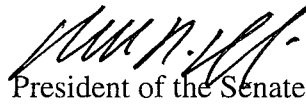



Brian L. Takeshita  
Chief Clerk  
House of Representatives

**THE SENATE OF THE STATE OF HAWAI'I**

Date: April 11, 2023  
Honolulu, Hawai'i 96813

We hereby certify that the foregoing Bill this day passed Third Reading in the Senate of the Thirty-Second Legislature of the State of Hawai'i, Regular Session of 2023.

  
President of the Senate

  
Clerk of the Senate