

SB 750 STAFF MEASURE SUMMARY
House Committee On General Government

Carrier: Rep. Wilde

Action Date: 05/06/21
Action: Do Pass.
Vote: 5-0-0-0
Yeas: 5 - Leif, Lively, Valderrama, Wilde, Zika
Fiscal: Has minimal fiscal impact
Revenue: No revenue impact
Prepared By: Caine Francis, LPRO Analyst
Meeting Dates: 4/29, 5/6

WHAT THE MEASURE DOES:

Authorizes Oregon Liquor Control Commission to grant temporary letter of authority valid for up to 180 days to eligible applicant for any liquor license issued by commission. Authorizes commission to revoke or refuse to issue temporary letter of authority without administrative proceedings and clarifies those actions are not a contested case under the Oregon Administrative Procedures Act.

ISSUES DISCUSSED:

- Provisions of measure
- Role of temporary letters of authority in changes of ownership

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

The Oregon Liquor Control Commission (OLCC) oversees the sale of alcoholic beverages and recreational marijuana in the state. The OLCC issues licenses for the purposes of manufacturing, storing, distributing, and retailing distilled spirits, wine, cider, and malt beverages. The OLCC also issues licenses for alcohol sales at special events and permits for serving alcoholic beverages.

Unless otherwise specified in law, OLCC licenses are issued for a period of one year or less and expire at midnight at the end of a calendar quarter. Temporary letters of authority are valid for the time frame established in the temporary instrument and are commonly used when a licensed premise changes ownership. Temporary letters of authority for change of ownership and off-premises sales may not exceed 90 days, may be extended for 30 days under specified circumstances, and may be revoked without administrative proceedings.

Senate Bill 750 authorizes the OLCC to issue a temporary letter of authority for up to 180 days if the applicant meets eligibility requirements adopted by the commission. The measure allows the commission to revoke or refuse to issue a temporary letter of authority and specifies that those actions are not a contested case under the Oregon Administrative Procedures Act.