

HOUSE AMENDMENTS TO HOUSE BILL 2282

By COMMITTEE ON ECONOMIC DEVELOPMENT, SMALL BUSINESS, AND TRADE

April 14

1 On page 1 of the printed bill, line 2, after “alcohol” insert “; creating new provisions; amending
2 ORS 471.230, 471.322, 471.346, 471.365, 471.370, 471.380, 471.385, 471.542 and 471.750; and prescribing
3 an effective date”.

4 Delete lines 4 through 8 and insert:

5 **“SECTION 1. Section 2 of this 2025 Act is added to and made a part of ORS 471.360 to
6 471.385.**

7 **“SECTION 2. (1) The following individuals must have a valid retail liquor sales permit
8 issued by the Oregon Liquor and Cannabis Commission under this section in order to sell
9 alcohol to consumers:**

10 **“(a) Except as provided in subsection (4) of this section, an individual who performs work
11 for or on behalf of a distillery licensee and whose work includes selling alcohol to consumers
12 for or on behalf of the licensee.**

13 **“(b) An individual who performs work for or on behalf of an agent appointed under ORS
14 471.750 and whose work includes selling alcohol to consumers for or on behalf of the agent.**

15 **“(c) An individual who is an agent appointed under ORS 471.750.**

16 **“(d) Except as provided in subsection (4) of this section, an individual who holds a
17 distillery license issued under ORS 471.230, if the individual personally holds the license.**

18 **“(2) The commission shall establish by rule a process for the issuance and renewal of a
19 retail liquor sales permit. The rules adopted under this subsection must include:**

20 **“(a) Eligibility criteria for the issuance and renewal of a retail liquor sales permit;**

21 **“(b) Fees; and**

22 **“(c) Requirements that an applicant for a retail liquor sales permit be at least 18 years
23 of age and submit to the commission an application in a form and manner acceptable to the
24 commission.**

25 **“(3) A permittee shall make the retail liquor sales permit available at any time while on
26 duty for immediate inspection by a regulatory specialist or other peace officer.**

27 **“(4) An individual who holds a distillery license as described in subsection (1) of this
28 section, or who performs work for or on behalf of a distillery licensee, and who holds a ser-
29 vice permit required under ORS 471.360 is not required to also hold a retail liquor sales per-
30 mit under this section.**

31 **“(5) Violation of this section is a Class B violation.**

32 **“SECTION 3. ORS 471.230 is amended to read:**

33 **“471.230. (1) A distillery license allows the licensee to import, manufacture, distill, rectify, blend,
34 denature and store distilled liquor, to sell the distilled liquor to the Oregon Liquor and Cannabis
35 Commission and to transport the distilled liquor out of this state for sale outside this state.**

1 Distillery licensees may purchase and sell distilled liquor from or to another distillery licensee in
2 containers having a capacity greater than one U.S. gallon for blending and manufacturing purposes.
3 A distillery licensee may not sell any alcoholic beverage within this state except to the commission
4 or as provided in this section. However, any agricultural producer or association of agricultural
5 producers or the legal agents of an agricultural producer or association of agricultural producers
6 that manufactures and converts agricultural surpluses, by-products and wastes into denatured ethyl
7 and industrial alcohol for use in the arts and industry are not required to obtain a license from the
8 commission.

9 “(2) If a distillery licensee holds a valid distilled spirits plant basic permit issued by the federal
10 Alcohol and Tobacco Tax and Trade Bureau for the licensed premises, the distillery licensee may:

11 “(a) Permit tastings of distilled liquor approved by the commission for sale in Oregon and man-
12 ufactured in Oregon by the distillery licensee or by another distillery licensee. Tastings may be of
13 the distilled liquor alone or with a mix of other liquids. If any of the other liquids are distilled li-
14 quors, they must be distilled liquors on the list of products approved by the commission for retail
15 sale in Oregon and must be purchased by the licensee at the retail price established by the com-
16 mission. This paragraph does not authorize sales by the drink of distilled liquor. The tastings may
17 be conducted on the licensed premises of the distillery and at no more than five other premises
18 owned or leased by the licensee. The commission may allow more than one distillery licensee to use
19 the same premises at the same time for conducting tastings if the premises are a primary production
20 location and the licensees share the premises or are owned by the same entity. If the manufacturer
21 of the distilled liquor obtains distilled liquor for conducting tastings from the inventory of the
22 commission, the licensee shall pay the commission a processing fee.

23 “(b) Obtain a special events distillery license.

24 “(c) Apply for appointment by the commission as a distillery retail outlet agent for purposes of
25 retailing distilled liquor at locations where tastings are permitted under paragraph (a) of this sub-
26 section or subsection (4)(a) of this section. A distillery retail outlet agent may sell at locations
27 where tastings are allowed under paragraph (a) of this subsection only distilled liquor that is on the
28 list of products approved by the commission for retail sale in Oregon and is manufactured in Oregon
29 by the distillery licensee or by another distillery licensee that uses the same premises as a primary
30 production location or is owned by the same entity as the distillery licensee.

31 “(3) Notwithstanding ORS 471.392 to 471.400, a distillery licensee may hold one or more full
32 on-premises sales licenses. All distilled liquor sold under a full on-premises sales license must be
33 purchased from the commission.

34 “(4) A distillery licensee that holds a special events distillery license may conduct an event on
35 premises designated in the special events distillery license. Except as provided in this subsection,
36 a special events distillery license may be valid for a period not exceeding five days. The commission
37 shall limit the approval of special events distillery licenses for a distillery licensee at the same lo-
38 cation to not more than 62 days during a calendar year. A distillery licensee conducting a special
39 event may:

40 “(a) Permit tastings of distilled liquor approved by the commission for sale in Oregon and man-
41 ufactured in Oregon by the distillery licensee. Tastings may be of the distilled liquor alone or with
42 a mix of other liquids. If any of the other liquids are distilled liquors, they must be distilled liquors
43 on the list of products approved by the commission for retail sale in Oregon and must be purchased
44 by the licensee at the retail price established by the commission. If the manufacturer of the distilled
45 liquor obtains distilled liquor for conducting tastings from the inventory of the commission, the

1 licensee shall pay the commission a processing fee.

2 “(b) Permit sales by the drink of distilled liquor. A drink that a distillery licensee sells under
3 this paragraph must include distilled liquor that the licensee manufactured in Oregon. Any distilled
4 liquor contained in the drink must be on the list of products approved by the commission for retail
5 sale in Oregon. The distillery licensee selling the drink must purchase all distilled liquor contained
6 in the drink at the retail price set by the commission for the month in which the drink is sold.

7 “(c) If the distillery licensee has been appointed as a distillery retail outlet agent under sub-
8 section (2)(c) of this section, sell distilled liquor in factory-sealed containers for consumption off the
9 licensed premises. A distillery retail outlet agent may sell at a location where tastings are allowed
10 under paragraph (a) of this subsection only distilled liquor that is on the list of products approved
11 by the commission for retail sale in Oregon and is manufactured in Oregon by the distillery licensee.
12 The distillery retail outlet agent must sell the distilled liquor at the retail price set by the com-
13 mission for the month of sale.

14 “(5) The commission shall pay a distillery retail outlet agent compensation for distilled liquor
15 retail sales by the agent under subsection (2)(c) or (4)(c) of this section. The compensation rate shall
16 be:

17 “(a) For the first \$250,000 of annual total combined retail sales from all distillery retail outlet
18 agent tasting locations operated by the distillery licensee under subsection (2)(a) or (4)(a) of this
19 section, 45 percent of the retail price set by the commission for the sold distilled liquor.

20 “(b) For distilled liquor retail sales by the agent that are not described in paragraph (a) of this
21 subsection, 17 percent of the retail price set by the commission for the sold distilled liquor.

22 “(6) **Except as provided in section 2 (4) of this 2025 Act, a distillery licensee shall ensure**
23 **that an individual who performs work for or on behalf of the distillery licensee holds a valid**
24 **retail liquor sales permit issued under section 2 of this 2025 Act if the individual sells alcohol**
25 **to consumers for or on behalf of the distillery licensee.**

26 “**SECTION 4.** ORS 471.230, as amended by section 3, chapter 649, Oregon Laws 2021, is
27 amended to read:

28 “471.230. (1) A distillery license allows the licensee to import, manufacture, distill, rectify, blend,
29 denature and store distilled liquor, to sell the distilled liquor to the Oregon Liquor and Cannabis
30 Commission and to transport the distilled liquor out of this state for sale outside this state.
31 Distillery licensees may purchase and sell distilled liquor from or to another distillery licensee in
32 containers having a capacity greater than one U.S. gallon for blending and manufacturing purposes.
33 A distillery licensee may not sell any alcoholic beverage within this state except to the commission
34 or as provided in this section. However, any agricultural producer or association of agricultural
35 producers or the legal agents of an agricultural producer or association of agricultural producers
36 that manufactures and converts agricultural surpluses, by-products and wastes into denatured ethyl
37 and industrial alcohol for use in the arts and industry are not required to obtain a license from the
38 commission.

39 “(2) If a distillery licensee holds a valid distilled spirits plant basic permit issued by the federal
40 Alcohol and Tobacco Tax and Trade Bureau for the licensed premises, the distillery licensee may:

41 “(a) Permit tastings of distilled liquor approved by the commission for sale in Oregon and man-
42 ufactured in Oregon by the distillery licensee or by another distillery licensee. Tastings may be of
43 the distilled liquor alone or with a mix of other liquids. If any of the other liquids are distilled li-
44 quors, they must be distilled liquors on the list of products approved by the commission for retail
45 sale in Oregon and must be purchased by the licensee at the retail price established by the com-

1 mission. This paragraph does not authorize sales by the drink of distilled liquor. The tastings may
2 be conducted on the licensed premises of the distillery and at no more than five other premises
3 owned or leased by the licensee. The commission may allow more than one distillery licensee to use
4 the same premises at the same time for conducting tastings if the premises are a primary production
5 location and the licensees share the premises or are owned by the same entity. If the manufacturer
6 of the distilled liquor obtains distilled liquor for conducting tastings from the inventory of the
7 commission, the licensee shall pay the commission a processing fee.

8 “(b) Obtain a special events distillery license.

9 “(c) Apply for appointment by the commission as a distillery retail outlet agent for purposes of
10 retailing distilled liquor at locations where tastings are permitted under paragraph (a) of this sub-
11 section or subsection (4)(a) of this section. A distillery retail outlet agent may sell at locations
12 where tastings are allowed under paragraph (a) of this subsection only distilled liquor that is on the
13 list of products approved by the commission for retail sale in Oregon and is manufactured in Oregon
14 by the distillery licensee or by another distillery licensee that uses the same premises as a primary
15 production location or is owned by the same entity as the distillery licensee.

16 “(3) Notwithstanding ORS 471.392 to 471.400, a distillery licensee may hold one or more full
17 on-premises sales licenses. All distilled liquor sold under a full on-premises sales license must be
18 purchased from the commission.

19 “(4) A distillery licensee that holds a special events distillery license may conduct an event on
20 premises designated in the special events distillery license. Except as provided in this subsection,
21 a special events distillery license may be valid for a period not exceeding five days. The commission
22 shall limit the approval of special events distillery licenses for a distillery licensee at the same lo-
23 cation to not more than 62 days during a calendar year. A distillery licensee conducting a special
24 event may:

25 “(a) Permit tastings of distilled liquor approved by the commission for sale in Oregon and man-
26 ufactured in Oregon by the distillery licensee. Tastings may be of the distilled liquor alone or with
27 a mix of other liquids. If any of the other liquids are distilled liquors, they must be distilled liquors
28 on the list of products approved by the commission for retail sale in Oregon and must be purchased
29 by the licensee at the retail price established by the commission. If the manufacturer of the distilled
30 liquor obtains distilled liquor for conducting tastings from the inventory of the commission, the
31 licensee shall pay the commission a processing fee.

32 “(b) Permit sales by the drink of distilled liquor. A drink that a distillery licensee sells under
33 this paragraph must include distilled liquor that the licensee manufactured in Oregon. Any distilled
34 liquor contained in the drink must be on the list of products approved by the commission for retail
35 sale in Oregon. The distillery licensee selling the drink must purchase all distilled liquor contained
36 in the drink at the retail price set by the commission for the month in which the drink is sold.

37 “(c) If the distillery licensee has been appointed as a distillery retail outlet agent under sub-
38 section (2)(c) of this section, sell distilled liquor in factory-sealed containers for consumption off the
39 licensed premises. A distillery retail outlet agent may sell at a location where tastings are allowed
40 under paragraph (a) of this subsection only distilled liquor that is on the list of products approved
41 by the commission for retail sale in Oregon and is manufactured in Oregon by the distillery licensee.
42 The distillery retail outlet agent must sell the distilled liquor at the retail price set by the com-
43 mission for the month of sale.

44 “(5) **Except as provided in section 2 (4) of this 2025 Act, a distillery licensee shall ensure**
45 **that an individual who performs work for or on behalf of the distillery licensee holds a valid**

1 **retail liquor sales permit issued under section 2 of this 2025 Act if the individual sells alcohol**
2 **to consumers for or on behalf of the distillery licensee.**

3 **“SECTION 5.** ORS 471.322 is amended to read:

4 “471.322. (1) If a license issued under this chapter, **a retail liquor sales permit issued under**
5 **section 2 of this 2025 Act** or a service permit issued under ORS 471.360 is suspended for a period
6 of 30 days or less, the Oregon Liquor and Cannabis Commission may impose against the affected
7 licensee or permittee in lieu of or in addition to the suspension a civil penalty fixed by the com-
8 mission in accordance with subsection (2) of this section if the commission is satisfied that such a
9 penalty in lieu of or in addition to suspension is consistent with the purposes of the Liquor Control
10 Act [*and the Oregon Distilled Liquor Control Act*]. Upon payment of the penalty in lieu of suspension,
11 the commission shall cancel the suspension.

12 “(2) Except as provided in ORS 471.327, the penalty [*which*] **that** the commission may impose
13 pursuant to subsection (1) of this section against a licensee shall not be less than \$100 nor more
14 than \$5,000. The penalty [*which*] **that** the commission may impose pursuant to subsection (1) of this
15 section against a [*service*] permittee shall not be less than \$25 nor more than \$500.

16 “(3) Civil penalties under this section shall be imposed as provided in ORS 183.745.

17 **“SECTION 6.** ORS 471.346 is amended to read:

18 “471.346. (1)(a) The Oregon Liquor and Cannabis Commission shall by rule develop uniform
19 standards for minor decoy operations used to investigate licensees, permittees, agents appointed by
20 the commission, third-party delivery facilitators and any person delivering alcoholic beverages to
21 final consumers in this state for violations of the laws of this state prohibiting sales and deliveries
22 of alcoholic beverages to minors.

23 “(b) Uniform standards established by the commission under this section apply to all investi-
24 gations conducted by the commission that use minor decoys. The commission shall encourage all law
25 enforcement agencies of this state to use the uniform standards established under this section for
26 minor decoy operations conducted by the law enforcement agencies.

27 “(2) To the greatest extent possible, the uniform standards established by the commission under
28 this section must:

29 “(a) Be the same for minor decoy operations conducted by the commission and for minor decoy
30 operations conducted by law enforcement agencies of this state; and

31 “(b) Provide for coordination between the commission and law enforcement agencies of this state
32 in conducting minor decoy operations.

33 “(3)(a) **Except as provided in subsection (4) of this section,** the uniform standards established
34 by the commission under this section for investigating sales by licensees occurring on licensed
35 premises [*and in-store sales by agents appointed by the commission*] must provide that:

36 “(A) Minor decoy operations must be conducted on either a random or a targeted basis in cities
37 with populations of 20,000 or more.

38 “(B) Random minor decoy operations must cover a range of licensed premises [*and retail*
39 *outlets*]. For the purpose of implementing standards for random minor decoy operations under this
40 subparagraph, the commission shall by rule adopt a methodology that produces, to the greatest ex-
41 tent possible, an equal chance that any licensee [*or agent*] will be subject to a minor decoy opera-
42 tion.

43 “(C) Targeted minor decoy operations may be conducted for a single licensee [*or agent*], but may
44 be used only if there is a documented compliance problem with the specific licensee [*or agent*] that
45 is the target of the minor decoy operation.

1 “(b) Investigations of deliveries of alcoholic beverages to final consumers in this state are ex-
2 empt from the requirements for random and targeted minor decoy operations under paragraph (a)
3 of this subsection.

4 “(4)(a) **Except as provided in paragraph (b) of this subsection, the uniform standards es-**
5 **tablished by the commission under this section for investigating sales by a person that holds**
6 **a license issued under ORS 471.230 or by an agent appointed under ORS 471.750 must provide**
7 **that the licensee or the agent may be subject to no more than one minor decoy operation**
8 **per calendar year.**

9 “(b) **If a licensee or agent described in paragraph (a) of this subsection holds any other**
10 **license issued under this chapter for a different premises than the premises described in**
11 **paragraph (a) of this subsection, the premises may be subject to:**

12 “(A) **No more than one minor decoy operation per calendar year if the premises is li-**
13 **censed under ORS 471.230; or**

14 “(B) **The random or targeted minor decoy operations described in subsection (3) of this**
15 **section if the premises is not licensed under ORS 471.230.**

16 “[4] (5) Except as provided in subsection [(5)] (6) of this section, the failure of the commission
17 or of a law enforcement agency to follow uniform standards established by the commission under
18 this section is not grounds for challenging any complaint, citation or conviction for violation of the
19 laws prohibiting the sale or delivery of alcoholic beverages to minors.

20 “[5] (6) In determining whether to impose sanctions based on multiple violations of the laws
21 of this state prohibiting sales or deliveries of alcoholic beverages to minors, the commission may
22 not consider any complaint filed against, citation issued to or conviction of a licensee, permittee,
23 agent appointed by the commission, third-party delivery facilitator or a person delivering alcoholic
24 beverages to final consumers for selling or delivering alcoholic beverages to a minor if the com-
25 plaint, citation or conviction arose out of a minor decoy operation that was not conducted pursuant
26 to the uniform standards established by the commission under this section.

27 “[6] (7) Notwithstanding any other provision of this chapter, the commission may not consider
28 any sale or delivery of alcoholic beverages to a minor that results from a minor decoy operation that
29 is not conducted in compliance with the standards established under this section for the purpose of:

30 “(a) Imposing any civil penalty against a licensee, permittee, agent appointed by the commission,
31 third-party delivery facilitator or a person delivering alcoholic beverages to final consumers;

32 “(b) Making a decision on the renewal, suspension or cancellation of a license, permit, appoint-
33 ment or third-party delivery facilitator permit issued under this chapter or rules adopted under this
34 chapter; or

35 “(c) Otherwise sanctioning a licensee, permittee, agent appointed by the commission, third-party
36 delivery facilitator or a person delivering alcoholic beverages to final consumers for the sale or
37 delivery of alcoholic beverages to a minor.

38 “[7] (8) The commission shall give notice of the uniform standards established under this sec-
39 tion to all law enforcement agencies of this state that conduct minor decoy operations.

40 “**SECTION 7.** ORS 471.365, as amended by section 11, chapter 40, Oregon Laws 2024, is
41 amended to read:

42 “471.365. (1) A **retail liquor sales permit**, service permit or a temporary service permit is a
43 purely personal privilege, valid only upon licensed premises, for the period of time stated on the
44 **retail liquor sale permit**, service permit or temporary service permit, and may be suspended or
45 revoked for any reason set forth in ORS 471.360 to 471.385.

1 “(2) A **retail liquor sales permit**, service permit or temporary service permit may not be used
2 by any individual other than the individual to whom the **retail liquor sales permit**, service permit
3 or temporary service permit is issued. The licensee **or agent** shall verify the identification of the
4 permittee and determine that the permittee has in possession a **retail liquor sales permit**, service
5 permit or temporary service permit before allowing the permittee to perform a duty described in
6 ORS 471.360 (3) **or section 2 of this 2025 Act.**

7 “**SECTION 8.** ORS 471.370 is amended to read:

8 “471.370. Unless sooner suspended or revoked, a **retail liquor sales permit or a** service permit
9 expires five years after the date the Oregon Liquor and Cannabis Commission issues the permit.

10 “**SECTION 9.** ORS 471.380, as amended by section 13, chapter 40, Oregon Laws 2024, is
11 amended to read:

12 “471.380. (1) The Oregon Liquor and Cannabis Commission may refuse to issue a **retail liquor**
13 **sales permit**, service permit or temporary service permit, or may issue a restricted **retail liquor**
14 **sales permit or** service permit, if the commission has reasonable grounds to believe any of the
15 following to be true:

16 “(a) That the applicant is in the habit of using alcoholic beverages or controlled substances to
17 excess.

18 “(b) That the applicant has made false statements to the commission.

19 “(c) That the applicant is incompetent or physically incapable of performing the duties of a
20 permittee.

21 “(d) That the applicant has been convicted of violating any of the alcoholic liquor laws of this
22 state, general or local, or has been convicted at any time of a felony.

23 “(e) That the applicant has not completed the alcohol server education course and examination
24 required by ORS 471.542.

25 “(2) Notwithstanding ORS 183.435, an applicant who seeks review of the refusal of a **retail li-**
26 **quor sales permit**, service permit or temporary service permit must request a hearing:

27 “(a) Within 15 days after notification of the refusal, if the refusal is based on failure to complete
28 the alcohol server education course and examination; or

29 “(b) Within 30 days after notification of the refusal, if the refusal is based on any grounds other
30 than failure to complete the alcohol server education course and examination.

31 “(3) The refusal to issue a temporary service permit is not a contested case under ORS chapter
32 183.

33 “**SECTION 10.** ORS 471.385, as amended by section 14, chapter 40, Oregon Laws 2024, is
34 amended to read:

35 “471.385. (1) The Oregon Liquor and Cannabis Commission may revoke, restrict or suspend a
36 **retail liquor sales permit**, service permit or a temporary service permit, or impose a civil penalty
37 in lieu of or in addition to suspension as provided by ORS 471.322, if the commission finds or has
38 reasonable grounds to believe any of the following to be true:

39 “(a) That the permittee has made false statements to the commission.

40 “(b) That the permittee has been convicted of a felony, of violating any of the liquor laws of the
41 state, general or local, or any misdemeanor or violation of any municipal ordinance committed on
42 the licensed premises.

43 “(c) That the permittee has performed or permitted any act which would constitute a violation
44 of any provision of this chapter or any rule of the commission, if the act were performed or per-
45 mitted by any licensee [*of the commission*] **or by an agent appointed by the commission.**

1 “(d) That the permittee was aware of activities that the permittee had a duty to report under
2 ORS 471.271 and the permittee did not report.

3 “(2) The issuance, restriction, suspension or revocation of a **retail liquor sales permit**, service
4 permit or temporary service permit under ORS 471.360 to 471.385 does not relieve a licensee **or**
5 **agent** from responsibility for any act of an employee on the licensee’s premises **or premises for**
6 **which the agent is responsible**.

7 “(3)(a) If a violation of this chapter or any rule adopted under this chapter occurs upon any
8 **licensed** premises [*licensed by the commission*], the commission may revoke, restrict or suspend the
9 service permit or temporary service permit of the employee who violated the law or rule, the license
10 of the licensee upon whose premises the violation occurred or both the service permit or temporary
11 service permit and the license.

12 “(b) **If a violation of this chapter or any rule adopted under this chapter occurs on a**
13 **premises for which an agent, as a result of appointment under ORS 471.750, is responsible,**
14 **the commission may revoke, restrict or suspend the retail liquor sales permit of the em-**
15 **ployee who violated the law or rule, the appointment of the agent described in this paragraph**
16 **or both the retail liquor sales permit and the appointment.**

17 “(4) The commission may revoke, restrict or suspend a permittee’s service permit and may im-
18 pose a civil penalty for an act or omission of the permittee that constitutes a reason described in
19 subsection (1) of this section and that occurred during the time the permittee held a temporary
20 service permit.

21 “(5) Civil penalties under this section shall be imposed as provided in ORS 183.745.

22 “**SECTION 11.** ORS 471.542, as amended by section 15, chapter 40, Oregon Laws 2024, is
23 amended to read:

24 “471.542. (1) The Oregon Liquor and Cannabis Commission shall require an individual applying
25 for issuance or renewal of a **retail liquor service permit issued under section 2 of this 2025 Act**
26 **or** service permit or temporary service permit issued under ORS 471.375 to complete an approved
27 alcohol server education course and examination as a condition of the issuance or renewal of the
28 permit.

29 “(2) The commission shall by rule establish requirements for requalification for a **retail liquor**
30 **sales permit and a** service permit. A permittee shall provide proof to the commission that the
31 permittee has met the requirements established under this subsection once every five years after the
32 permittee completes the initial alcohol server education course and examination. The requirements
33 must include a requirement to retake the alcohol server education course and pass the examination.

34 “(3) The commission may extend the time period described in subsection (2) of this section upon
35 a showing of hardship.

36 “(4) The standards and curriculum of alcohol server education courses must include, but are not
37 limited to, the following:

38 “(a) Alcohol as a drug and its effects on the body and behavior, especially driving ability.

39 “(b) Effects of alcohol in combination with (b) commonly used legal, prescription or nonprescription,
40 drugs and illegal drugs.

41 “(c) Recognizing the problem drinker and community treatment programs and agencies.

42 “(d) State alcohol beverage laws such as prohibition of sale to minors and sale to intoxicated
43 persons, sale for on-premises or off-premises consumption, hours of operation and penalties for vio-
44 lation of the laws.

45 “(e) Drunk driving laws and liquor liability statutes.

1 “(f) Intervention with the problem customer, including ways to cut off service, ways to deal with
2 the belligerent customer and alternative means of transportation to get the customer safely home.

3 “(g) Advertising and marketing for safe and responsible drinking patterns and standard operat-
4 ing procedures for dealing with customers.

5 “(5) The commission shall adopt rules to impose reasonable fees for administrative costs on al-
6 cohol server education course instructors and providers.

7 “(6) The commission shall provide alcohol server education courses and examinations through
8 independent contractors, private persons or private or public schools certified by the commission.
9 The commission shall adopt rules governing the manner in which alcohol server education courses
10 and examinations are made available to individuals required to take the courses and examinations.
11 In adopting rules under this subsection, the commission shall consider alternative means of provid-
12 ing courses, including but not limited to providing courses through audiotapes, videotapes, the
13 Internet and other electronic media.

14 “**SECTION 12.** ORS 471.750 is amended to read:

15 “471.750. (1) The Oregon Liquor and Cannabis Commission shall establish stores and warehouses
16 in places in this state that in the commission’s judgment are required by public convenience or ne-
17 cessity, for the sale of distilled liquors, wines and other alcoholic liquors containing over five per-
18 cent alcohol by volume, in sealed containers for consumption off the premises. The commission shall
19 keep on hand in the stores or warehouses established under this section quantities and kinds of al-
20 coholic liquors as are reasonably required to supply the public demand.

21 “(2) Any person qualified to purchase alcoholic liquors from the commission may present to the
22 commission, or at any of the stores established by the commission, an application for any kind or
23 brand of alcoholic liquor that the person may desire and that may be manufactured or obtainable
24 in any place in the United States. The commission shall obtain the alcoholic liquor and sell it to the
25 applicant. The commission may not require that an application for a kind or brand of alcoholic li-
26 quor include a commitment to purchase a minimum amount of the alcoholic liquor or require that
27 a purchase be for more than one container of a kind or brand of alcoholic liquor if the alcoholic
28 liquor:

29 “(a) Except as provided in subsection (6) of this section, has a retail sales price of \$30 or more
30 per container;

31 “(b) Is available through a distributor in the United States that does not require the commission
32 to acquire more than one case of the distilled liquor in a single transaction;

33 “(c) Is not regularly stocked by the commission; and

34 “(d) Is ordered in a 750 milliliter container size if available in that size.

35 “(3) The commission may not establish a store in any county or incorporated city of this state
36 where a local prohibitory law is in effect.

37 “(4) The commission may appoint agents in the sale of alcoholic liquors pursuant to agreements
38 negotiated between the commission and the agents, or representatives of the agent.

39 “(5)(a) The commission shall adopt rules governing advertising by stores operated by the com-
40 mission. Rules relating to advertising adopted by the commission under this subsection must allow
41 signs and displays within the commission’s stores for the purpose of supplying consumer information
42 to customers, including but not limited to discounts, sales and other specials. Commission discretion
43 with respect to the signs and displays described in this subsection is limited to regulation of the
44 content, size, number per brand, type and duration of the sign or display.

45 “(b) Signs and displays may be supplied by manufacturers, wholesalers or distributors, and may

1 bear the name of a particular distillery, supplier or brand of liquor. The use of signs and displays
2 is optional with the agent appointed by the commission.

3 “(6) The commission may annually adjust the price threshold established in subsection (2)(a) of
4 this section by a percentage equal to the percentage change in the Consumer Price Index for All
5 Urban Consumers, West Region (All Items), as published by the Bureau of Labor Statistics of the
6 United States Department of Labor. However, the commission may not adjust the price threshold to
7 be less than \$30.

8 “(7) The commission shall compensate an agent appointed under this section according to the
9 schedule established in ORS 471.753.

10 “(8) **An agent appointed under this section shall ensure that an individual who performs**
11 **work for or on behalf of the agent holds a valid retail liquor sales permit issued under section**
12 **2 of this 2025 Act if the individual sells alcohol to consumers for or on behalf of the agent.**

13 “**SECTION 13. (1) Section 2 of this 2025 Act and the amendments to ORS 471.230, 471.322,**
14 **471.346, 471.365, 471.370, 471.380, 471.385, 471.542 and 471.750 by sections 3 to 12 of this 2025**
15 **Act become operative on January 1, 2027.**

16 “(2) **The Oregon Liquor and Cannabis Commission may take any action before the oper-**
17 **ative date specified in subsection (1) of this section that is necessary to enable the commis-**
18 **sion to exercise, on and after the operative date specified in subsection (1) of this section,**
19 **all of the duties, functions and powers conferred on the commission by section 2 of this 2025**
20 **Act and the amendments to ORS 471.230, 471.322, 471.346, 471.365, 471.370, 471.380, 471.385,**
21 **471.542 and 471.750 by sections 3 to 12 of this 2025 Act.**

22 “**SECTION 14. This 2025 Act takes effect on the 91st day after the date on which the 2025**
23 **regular session of the Eighty-third Legislative Assembly adjourns sine die.**”
24
