

HB 2282-1
(LC 3322)
4/4/25 (SCT/ps)

Requested by HOUSE COMMITTEE ON ECONOMIC DEVELOPMENT, SMALL BUSINESS, AND
TRADE (at the request of Representative Daniel Nguyen)

**PROPOSED AMENDMENTS TO
HOUSE BILL 2282**

1 On page 1 of the printed bill, line 2, after “alcohol” insert “; creating new
2 provisions; amending ORS 471.230, 471.322, 471.346, 471.365, 471.370, 471.380,
3 471.385, 471.542 and 471.750; and prescribing 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
6 of ORS 471.360 to 471.385.**

7 **“SECTION 2. (1) An individual who performs work for or on behalf
8 of a person that holds a distillery license issued under ORS 471.230 or
9 an agent appointed under ORS 471.750 must have a valid retail liquor
10 sales permit issued by the Oregon Liquor and Cannabis Commission
11 under this section if the individual sells alcohol to consumers for or
12 on behalf of the agent or licensee.**

13 **“(2) The commission shall establish by rule a process for the issu-
14 ance and renewal of a retail liquor sales permit. The rules adopted
15 under this subsection must include:**

16 **“(a) Eligibility criteria for the issuance and renewal of a retail li-
17 quor sales permit;**

18 **“(b) Fees; and**

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

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

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

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

6 “471.230. (1) A distillery license allows the licensee to import, manufac-
7 ture, distill, rectify, blend, denature and store distilled liquor, to sell the
8 distilled liquor to the Oregon Liquor and Cannabis Commission and to
9 transport the distilled liquor out of this state for sale outside this state.
10 Distillery licensees may purchase and sell distilled liquor from or to another
11 distillery licensee in containers having a capacity greater than one U.S.
12 gallon for blending and manufacturing purposes. A distillery licensee may
13 not sell any alcoholic beverage within this state except to the commission
14 or as provided in this section. However, any agricultural producer or asso-
15 ciation of agricultural producers or the legal agents of an agricultural pro-
16 ducer or association of agricultural producers that manufactures and
17 converts agricultural surpluses, by-products and wastes into denatured ethyl
18 and industrial alcohol for use in the arts and industry are not required to
19 obtain a license from the commission.

20 “(2) If a distillery licensee holds a valid distilled spirits plant basic permit
21 issued by the federal Alcohol and Tobacco Tax and Trade Bureau for the li-
22 censed premises, the distillery licensee may:

23 “(a) Permit tastings of distilled liquor approved by the commission for
24 sale in Oregon and manufactured in Oregon by the distillery licensee or by
25 another distillery licensee. Tastings may be of the distilled liquor alone or
26 with a mix of other liquids. If any of the other liquids are distilled liquors,
27 they must be distilled liquors on the list of products approved by the com-
28 mission for retail sale in Oregon and must be purchased by the licensee at
29 the retail price established by the commission. This paragraph does not au-
30 thorize sales by the drink of distilled liquor. The tastings may be conducted

1 on the licensed premises of the distillery and at no more than five other
2 premises owned or leased by the licensee. The commission may allow more
3 than one distillery licensee to use the same premises at the same time for
4 conducting tastings if the premises are a primary production location and the
5 licensees share the premises or are owned by the same entity. If the man-
6 ufacturer of the distilled liquor obtains distilled liquor for conducting
7 tastings from the inventory of the commission, the licensee shall pay the
8 commission a processing fee.

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

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

19 “(3) Notwithstanding ORS 471.392 to 471.400, a distillery licensee may
20 hold one or more full on-premises sales licenses. All distilled liquor sold
21 under a full on-premises sales license must be purchased from the commis-
22 sion.

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

30 “(a) Permit tastings of distilled liquor approved by the commission for

1 sale in Oregon and manufactured in Oregon by the distillery licensee.
2 Tastings may be of the distilled liquor alone or with a mix of other liquids.
3 If any of the other liquids are distilled liquors, they must be distilled liquors
4 on the list of products approved by the commission for retail sale in Oregon
5 and must be purchased by the licensee at the retail price established by the
6 commission. If the manufacturer of the distilled liquor obtains distilled li-
7 quor for conducting tastings from the inventory of the commission, the
8 licensee shall pay the commission a processing fee.

9 “(b) Permit sales by the drink of distilled liquor. A drink that a distillery
10 licensee sells under this paragraph must include distilled liquor that the
11 licensee manufactured in Oregon. Any distilled liquor contained in the drink
12 must be on the list of products approved by the commission for retail sale
13 in Oregon. The distillery licensee selling the drink must purchase all dis-
14 tilled liquor contained in the drink at the retail price set by the commission
15 for the month in which the drink is sold.

16 “(c) If the distillery licensee has been appointed as a distillery retail
17 outlet agent under subsection (2)(c) of this section, sell distilled liquor in
18 factory-sealed containers for consumption off the licensed premises. A
19 distillery retail outlet agent may sell at a location where tastings are al-
20 lowed under paragraph (a) of this subsection only distilled liquor that is on
21 the list of products approved by the commission for retail sale in Oregon and
22 is manufactured in Oregon by the distillery licensee. The distillery retail
23 outlet agent must sell the distilled liquor at the retail price set by the com-
24 mission for the month of sale.

25 “(5) The commission shall pay a distillery retail outlet agent compen-
26 sation for distilled liquor retail sales by the agent under subsection (2)(c)
27 or (4)(c) of this section. The compensation rate shall be:

28 “(a) For the first \$250,000 of annual total combined retail sales from all
29 distillery retail outlet agent tasting locations operated by the distillery
30 licensee under subsection (2)(a) or (4)(a) of this section, 45 percent of the

1 retail price set by the commission for the sold distilled liquor.

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

5 “(6) **A distillery licensee shall ensure that an individual who per-
6 forms work for or on behalf of the distillery licensee holds a valid re-
7 tail liquor sales permit issued under section 2 of this section if the
8 individual sells alcohol to consumers for or on behalf of the distillery
9 licensee.**

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

12 “471.230. (1) A distillery license allows the licensee to import, manufac-
13 ture, distill, rectify, blend, denature and store distilled liquor, to sell the
14 distilled liquor to the Oregon Liquor and Cannabis Commission and to
15 transport the distilled liquor out of this state for sale outside this state.
16 Distillery licensees may purchase and sell distilled liquor from or to another
17 distillery licensee in containers having a capacity greater than one U.S.
18 gallon for blending and manufacturing purposes. A distillery licensee may
19 not sell any alcoholic beverage within this state except to the commission
20 or as provided in this section. However, any agricultural producer or asso-
21 ciation of agricultural producers or the legal agents of an agricultural pro-
22 ducer or association of agricultural producers that manufactures and
23 converts agricultural surpluses, by-products and wastes into denatured ethyl
24 and industrial alcohol for use in the arts and industry are not required to
25 obtain a license from the commission.

26 “(2) If a distillery licensee holds a valid distilled spirits plant basic permit
27 issued by the federal Alcohol and Tobacco Tax and Trade Bureau for the li-
28 censed premises, the distillery licensee may:

29 “(a) Permit tastings of distilled liquor approved by the commission for
30 sale in Oregon and manufactured in Oregon by the distillery licensee or by

1 another distillery licensee. Tastings may be of the distilled liquor alone or
2 with a mix of other liquids. If any of the other liquids are distilled liquors,
3 they must be distilled liquors on the list of products approved by the com-
4 mission for retail sale in Oregon and must be purchased by the licensee at
5 the retail price established by the commission. This paragraph does not au-
6 thorize sales by the drink of distilled liquor. The tastings may be conducted
7 on the licensed premises of the distillery and at no more than five other
8 premises owned or leased by the licensee. The commission may allow more
9 than one distillery licensee to use the same premises at the same time for
10 conducting tastings if the premises are a primary production location and the
11 licensees share the premises or are owned by the same entity. If the man-
12 ufacturer of the distilled liquor obtains distilled liquor for conducting
13 tastings from the inventory of the commission, the licensee shall pay the
14 commission a processing fee.

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

16 “(c) Apply for appointment by the commission as a distillery retail outlet
17 agent for purposes of retailing distilled liquor at locations where tastings
18 are permitted under paragraph (a) of this subsection or subsection (4)(a) of
19 this section. A distillery retail outlet agent may sell at locations where
20 tastings are allowed under paragraph (a) of this subsection only distilled li-
21 quor that is on the list of products approved by the commission for retail
22 sale in Oregon and is manufactured in Oregon by the distillery licensee or
23 by another distillery licensee that uses the same premises as a primary pro-
24 duction location or is owned by the same entity as the distillery licensee.

25 “(3) Notwithstanding ORS 471.392 to 471.400, a distillery licensee may
26 hold one or more full on-premises sales licenses. All distilled liquor sold
27 under a full on-premises sales license must be purchased from the commis-
28 sion.

29 “(4) A distillery licensee that holds a special events distillery license may
30 conduct an event on premises designated in the special events distillery li-

1 cense. Except as provided in this subsection, a special events distillery li-
2 cense may be valid for a period not exceeding five days. The commission
3 shall limit the approval of special events distillery licenses for a distillery
4 licensee at the same location to not more than 62 days during a calendar
5 year. A distillery licensee conducting a special event may:

6 “(a) Permit tastings of distilled liquor approved by the commission for
7 sale in Oregon and manufactured in Oregon by the distillery licensee.
8 Tastings may be of the distilled liquor alone or with a mix of other liquids.
9 If any of the other liquids are distilled liquors, they must be distilled liquors
10 on the list of products approved by the commission for retail sale in Oregon
11 and must be purchased by the licensee at the retail price established by the
12 commission. If the manufacturer of the distilled liquor obtains distilled li-
13 quor for conducting tastings from the inventory of the commission, the
14 licensee shall pay the commission a processing fee.

15 “(b) Permit sales by the drink of distilled liquor. A drink that a distillery
16 licensee sells under this paragraph must include distilled liquor that the
17 licensee manufactured in Oregon. Any distilled liquor contained in the drink
18 must be on the list of products approved by the commission for retail sale
19 in Oregon. The distillery licensee selling the drink must purchase all dis-
20 tilled liquor contained in the drink at the retail price set by the commission
21 for the month in which the drink is sold.

22 “(c) If the distillery licensee has been appointed as a distillery retail
23 outlet agent under subsection (2)(c) of this section, sell distilled liquor in
24 factory-sealed containers for consumption off the licensed premises. A
25 distillery retail outlet agent may sell at a location where tastings are al-
26 lowed under paragraph (a) of this subsection only distilled liquor that is on
27 the list of products approved by the commission for retail sale in Oregon and
28 is manufactured in Oregon by the distillery licensee. The distillery retail
29 outlet agent must sell the distilled liquor at the retail price set by the com-
30 mission for the month of sale.

1 “(5) A distillery licensee shall ensure that an individual who per-
2 forms work for or on behalf of the distillery licensee holds a valid re-
3 tail liquor sales permit issued under section 2 of this section if the
4 individual sells alcohol to consumers for or on behalf of the distillery
5 licensee.

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

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

17 “(2) Except as provided in ORS 471.327, the penalty [*which*] **that** the
18 commission may impose pursuant to subsection (1) of this section against a
19 licensee shall not be less than \$100 nor more than \$5,000. The penalty
20 [*which*] **that** the commission may impose pursuant to subsection (1) of this
21 section against a [*service*] permittee shall not be less than \$25 nor more than
22 \$500.

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

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

26 “471.346. (1)(a) The Oregon Liquor and Cannabis Commission shall by rule
27 develop uniform standards for minor decoy operations used to investigate
28 licensees, permittees, agents appointed by the commission, third-party deliv-
29 ery facilitators and any person delivering alcoholic beverages to final con-
30 sumers in this state for violations of the laws of this state prohibiting sales

1 and deliveries of alcoholic beverages to minors.

2 “(b) Uniform standards established by the commission under this section
3 apply to all investigations conducted by the commission that use minor
4 decoys. The commission shall encourage all law enforcement agencies of this
5 state to use the uniform standards established under this section for minor
6 decoy operations conducted by the law enforcement agencies.

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

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

12 “(b) Provide for coordination between the commission and law enforce-
13 ment agencies of this state in conducting minor decoy operations.

14 “(3)(a) **Except as provided in subsection (4) of this section**, the uni-
15 form standards established by the commission under this section for investi-
16 gating sales by licensees occurring on licensed premises [*and in-store sales*
17 *by agents appointed by the commission*] must provide that:

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

20 “(B) Random minor decoy operations must cover a range of licensed
21 premises [*and retail outlets*]. For the purpose of implementing standards for
22 random minor decoy operations under this subparagraph, the commission
23 shall by rule adopt a methodology that produces, to the greatest extent pos-
24 sible, an equal chance that any licensee [*or agent*] will be subject to a minor
25 decoy operation.

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

30 “(b) Investigations of deliveries of alcoholic beverages to final consumers

1 in this state are exempt from the requirements for random and targeted mi-
2 nor decoy operations under paragraph (a) of this subsection.

3 **“(4)(a) Except as provided in paragraph (b) of this subsection, the**
4 **uniform standards established by the commission under this section**
5 **for investigating sales by a person that holds a license issued under**
6 **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**
8 **minor decoy operation per calendar year.**

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

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

15 **“(B) The random or targeted minor decoy operations described in**
16 **subsection (3) of this section if the premises is not licensed under ORS**
17 **471.230.**

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

23 **“[(5)] (6) In determining whether to impose sanctions based on multiple**
24 **violations of the laws of this state prohibiting sales or deliveries of alcoholic**
25 **beverages to minors, the commission may not consider any complaint filed**
26 **against, citation issued to or conviction of a licensee, permittee, agent ap-**
27 **pointed by the commission, third-party delivery facilitator or a person de-**
28 **livering alcoholic beverages to final consumers for selling or delivering**
29 **alcoholic beverages to a minor if the complaint, citation or conviction arose**
30 **out of a minor decoy operation that was not conducted pursuant to the uni-**

1 form standards established by the commission under this section.

2 “[6] (7) Notwithstanding any other provision of this chapter, the com-
3 mission may not consider any sale or delivery of alcoholic beverages to a
4 minor that results from a minor decoy operation that is not conducted in
5 compliance with the standards established under this section for the purpose
6 of:

7 “(a) Imposing any civil penalty against a licensee, permittee, agent ap-
8 pointed by the commission, third-party delivery facilitator or a person de-
9 livering alcoholic beverages to final consumers;

10 “(b) Making a decision on the renewal, suspension or cancellation of a
11 license, permit, appointment or third-party delivery facilitator permit issued
12 under this chapter or rules adopted under this chapter; or

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

17 “[7] (8) The commission shall give notice of the uniform standards es-
18 tablished under this section to all law enforcement agencies of this state that
19 conduct minor decoy operations.

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

22 “471.365. (1) A **retail liquor sales permit**, service permit or a temporary
23 service permit is a purely personal privilege, valid only upon licensed prem-
24 ises, for the period of time stated on the **retail liquor sale permit**, service
25 permit or temporary service permit, and may be suspended or revoked for any
26 reason set forth in ORS 471.360 to 471.385.

27 “(2) A **retail liquor sales permit**, service permit or temporary service
28 permit may not be used by any individual other than the individual to whom
29 the **retail liquor sales permit**, service permit or temporary service permit
30 is issued. The licensee **or agent** shall verify the identification of the

1 permittee and determine that the permittee has in possession a **retail liquor**
2 **sales permit**, service permit or temporary service permit before allowing the
3 permittee to perform a duty described in ORS 471.360 (3) **or section 2 of this**
4 **2025 Act**.

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

6 “471.370. Unless sooner suspended or revoked, a **retail liquor sales per-**
7 **mit or a** service permit expires five years after the date the Oregon Liquor
8 and Cannabis Commission issues the permit.

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

11 “471.380. (1) The Oregon Liquor and Cannabis Commission may refuse to
12 issue a **retail liquor sales permit**, service permit or temporary service
13 permit, or may issue a restricted **retail liquor sales permit or** service per-
14 mit, if the commission has reasonable grounds to believe any of the following
15 to be true:

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

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

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

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

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

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

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

1 or

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

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

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

9 “471.385. (1) The Oregon Liquor and Cannabis Commission may revoke,
10 restrict or suspend a **retail liquor sales permit**, service permit or a tem-
11 porary service permit, or impose a civil penalty in lieu of or in addition to
12 suspension as provided by ORS 471.322, if the commission finds or has rea-
13 sonable grounds to believe any of the following to be true:

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

15 “(b) That the permittee has been convicted of a felony, of violating any
16 of the liquor laws of the state, general or local, or any misdemeanor or vio-
17 lation of any municipal ordinance committed on the licensed premises.

18 “(c) That the permittee has performed or permitted any act which would
19 constitute a violation of any provision of this chapter or any rule of the
20 commission, if the act were performed or permitted by any licensee [*of the*
21 *commission*] **or by an agent appointed by the commission.**

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

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

29 “(3)(a) If a violation of this chapter or any rule adopted under this
30 chapter occurs upon any **licensed** premises [*licensed by the commission*], the

1 commission may revoke, restrict or suspend the service permit or temporary
2 service permit of the employee who violated the law or rule, the license of
3 the licensee upon whose premises the violation occurred or both the service
4 permit or temporary service permit and the license.

5 **“(b) If a violation of this chapter or any rule adopted under this**
6 **chapter occurs on a premises for which an agent, as a result of ap-**
7 **pointment under ORS 471.750, is responsible, the commission may re-**
8 **voke, restrict or suspend the retail liquor sales permit of the employee**
9 **who violated the law or rule, the appointment of the agent described**
10 **in this paragraph or both the retail liquor sales permit and the ap-**
11 **pointment.**

12 “(4) The commission may revoke, restrict or suspend a permittee’s service
13 permit and may impose a civil penalty for an act or omission of the permittee
14 that constitutes a reason described in subsection (1) of this section and that
15 occurred during the time the permittee held a temporary service permit.

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

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

20 “471.542. (1) The Oregon Liquor and Cannabis Commission shall require
21 an individual applying for issuance or renewal of a **retail liquor service**
22 **permit issued under section 2 of this 2025 Act** or service permit or tem-
23 porary service permit issued under ORS 471.375 to complete an approved al-
24cohol server education course and examination as a condition of the issuance
25 or renewal of the permit.

26 “(2) The commission shall by rule establish requirements for requalifica-
27 tion for a **retail liquor sales permit and a** service permit. A permittee shall
28 provide proof to the commission that the permittee has met the requirements
29 established under this subsection once every five years after the permittee
30 completes the initial alcohol server education course and examination. The

1 requirements must include a requirement to retake the alcohol server edu-
2 cation course and pass the examination.

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

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

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

9 “(b) Effects of alcohol in combination with commonly used legal, pre-
10 scription or nonprescription, drugs and illegal drugs.

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

13 “(d) State alcohol beverage laws such as prohibition of sale to minors and
14 sale to intoxicated persons, sale for on-premises or off-premises consumption,
15 hours of operation and penalties for violation of the laws.

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

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

20 “(g) Advertising and marketing for safe and responsible drinking patterns
21 and standard operating procedures for dealing with customers.

22 “(5) The commission shall adopt rules to impose reasonable fees for ad-
23 ministrative costs on alcohol server education course instructors and pro-
24 viders.

25 “(6) The commission shall provide alcohol server education courses and
26 examinations through independent contractors, private persons or private or
27 public schools certified by the commission. The commission shall adopt rules
28 governing the manner in which alcohol server education courses and exam-
29 inations are made available to individuals required to take the courses and
30 examinations. In adopting rules under this subsection, the commission shall

1 consider alternative means of providing courses, including but not limited
2 to providing courses through audiotapes, videotapes, the Internet and other
3 electronic media.

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

5 “471.750. (1) The Oregon Liquor and Cannabis Commission shall establish
6 stores and warehouses in places in this state that in the commission’s judg-
7 ment are required by public convenience or necessity, for the sale of distilled
8 liquors, wines and other alcoholic liquors containing over five percent alco-
9 hol by volume, in sealed containers for consumption off the premises. The
10 commission shall keep on hand in the stores or warehouses established under
11 this section quantities and kinds of alcoholic liquors as are reasonably re-
12 quired to supply the public demand.

13 “(2) Any person qualified to purchase alcoholic liquors from the commis-
14 sion may present to the commission, or at any of the stores established by
15 the commission, an application for any kind or brand of alcoholic liquor that
16 the person may desire and that may be manufactured or obtainable in any
17 place in the United States. The commission shall obtain the alcoholic liquor
18 and sell it to the applicant. The commission may not require that an appli-
19 cation for a kind or brand of alcoholic liquor include a commitment to pur-
20 chase a minimum amount of the alcoholic liquor or require that a purchase
21 be for more than one container of a kind or brand of alcoholic liquor if the
22 alcoholic liquor:

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

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

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

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

30 “(3) The commission may not establish a store in any county or incorpo-

1 rated city of this state where a local prohibitory law is in effect.

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

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

13 “(b) Signs and displays may be supplied by manufacturers, wholesalers or
14 distributors, and may bear the name of a particular distillery, supplier or
15 brand of liquor. The use of signs and displays is optional with the agent
16 appointed by the commission.

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

23 “(7) The commission shall compensate an agent appointed under this sec-
24 tion according to the schedule established in ORS 471.753.

25 “(8) **An agent appointed under this section shall ensure that an in-**
26 **dividual who performs work for or on behalf of the agent holds a valid**
27 **retail liquor sales permit issued under section 2 of this section if the**
28 **individual sells alcohol to consumers for or on behalf of the agent.**

29 **“SECTION 13. (1) Section 2 of this 2025 Act and the amendments to**
30 **ORS 471.230, 471.322, 471.346, 471.365, 471.370, 471.380, 471.385, 471.542 and**

1 471.750 by sections 3 to 12 of this 2025 Act become operative on January
2 1, 2027.

3 “(2) The Oregon Liquor and Cannabis Commission may take any
4 action before the operative date specified in subsection (1) of this sec-
5 tion that is necessary to enable the commission to exercise, on and
6 after the operative date specified in subsection (1) of this section, all
7 of the duties, functions and powers conferred on the commission by
8 section 2 of this 2025 Act and the amendments to ORS 471.230, 471.322,
9 471.346, 471.365, 471.370, 471.380, 471.385, 471.542 and 471.750 by sections
10 3 to 12 of this 2025 Act.

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

14 _____