

REVENUE: No revenue impact

FISCAL: No fiscal impact

Action:	Do Pass the A-Engrossed Measure
Vote:	4 - 0 - 1
Yeas:	George L., Monnes Anderson, Starr, Metsger
Nays:	0
Exc.:	Deckert
Prepared By:	Janet Adkins, Administrator
Meeting Dates:	5/16

WHAT THE MEASURE DOES: Standardizes the fee for a temporary sales license issued by the Oregon Liquor Control Commission to a flat fee of \$50 per day. Requires that applicants for a temporary sales license who are not exempted under ORS 471.190 submit a plan approved by the commission detailing how minor patrons will be prevented from gaining access to alcoholic beverages and to areas posted/identified as being prohibited to minors. Allows a temporary sales license to be issued to a winery trade association. Prohibits a raffle of alcoholic beverages by temporary sales license holders.

ISSUES DISCUSSED:

- Use of average temporary sales license to set \$50 fee
- Problems with current restrictions on groups eligible temporary sales license related to restrictions on minors

EFFECT OF COMMITTEE AMENDMENT: No amendment.

BACKGROUND: House Bill 2168-A standardizes the fee for a temporary sales license (TSL) issued by the Oregon Liquor Control Commission (OLCC) to a flat fee of \$50 per day. The current fee structure is based upon a five-hour period, \$25 for events lasting five hours or less and \$25 for each additional period of five hours or less. This structure can be confusing and can lead to a delay in issuing the license if the fee is miscalculated. According to the OLCC, the average timeframe of an event is 8½ hours. Based on that average, a licensee holding a typical event will pay the same fee under the measure that they are currently paying.

Current statute limits the eligibility for a TSL. If the applicant is not a governmental or nonprofit entity, the only way to qualify is for the applicant to show that the entire event is appropriate for minors to attend during its duration. Organizations that are issued this type of license cannot currently designate an alcohol-only area, such as a beer garden. This oversight is corrected in House Bill 2168-A by allowing applicants to have an alcohol-only area if their plan for controlling a minor's access is approved by OLCC prior to the event. The measure also provides eligibility to a winery trade association in order to hold tastings and similar events.

ORS 471.190(3) allows any person with a TSL to sell alcohol by a raffle, but ORS 471.408 says that only a charitable, nonprofit organization may sell wine by raffle. House Bill 2168-A resolves the conflict between these two statutes regarding raffles by removing the enabling language in ORS 471.190(3).

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This summary has not been adopted or officially endorsed by action of the committee.