

REVENUE: No revenue impact

FISCAL: Fiscal statement issued

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| Action: | Do Pass as Amended and Be Printed Engrossed |
| Vote: | 7 - 3 - 0 |
| Yeas: | Barton, Edwards C., Holvey, Kennemer, Matthews, Witt, Schaufler |
| Nays: | Cameron, Esquivel, Thatcher |
| Exc.: | 0 |
| Prepared By: | Theresa Van Winkle, Administrator |
| Meeting Dates: | 4/3, 4/27 |

WHAT THE MEASURE DOES: Allows an Oregon Liquor Control Commission (OLCC) full on-premises sales or limited on-premises sales licensee to obtain, upon the health inspection or re-inspection of the premises, verification of the capacity of pint glasses used for draught malt beverages. Allows licensee to obtain a display sticker from the OLCC if glasses at premises hold a pint of malt beverage under standard conditions. Allows DHS to charge a fee for the verification, and for the OLCC to charge a fee for the decal not to exceed the cost for providing the decal service.

ISSUES DISCUSSED:

- Whether facilities can ask for an inspection merely to be certified
- Who will pay for the display sticker
- “Cheater glasses” used at some bars and restaurants
- Fiscal impact on local health departments
- Methodology of determining fees to be charged to a licensee who wishes their glasses to be verified
- Effect of the measure on local bars and restaurants

EFFECT OF COMMITTEE AMENDMENT: Clarifies that the glasses used at the licensee’s premises for serving malt beverages are capable of holding at least 16 ounces when dispensed under standard conditions.

BACKGROUND: When bars and restaurants sell beer and other malt beverages by the glass, they are very often sold by the pint (16 ounces). However, it has been discovered that due to the types of glasses used (known as the “shaker pint” glass) the actual amount provided to the customer is often 14 ounces or less.

HB 3122-A allows bars and restaurants, when they are being inspected/re-inspected by the Department of Human Services (DHS), to formally verify that they use 16-ounce pint glasses and 16 ounces of malt beverage can be poured into the glass. Upon valid measurement verification, they are authorized to display an “honest pint” decal, designed and issued by the Oregon Liquor Control Commission (OLCC) at their licensed premises. The decal expires two years after the verification, unless additional valid measurement verification takes place.