

A-Engrossed
House Bill 3122

Ordered by the House April 30
Including House Amendments dated April 30

Sponsored by Representatives BAILEY, SCHAUFLER; Representatives BARTON, GARRETT

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Allows holder of full on-premises sales license or limited on-premises sales license to obtain verification of capacity of pint glasses used at licensed premises for draught malt beverages. Allows holder to obtain display sticker from Oregon Liquor Control Commission if glasses at premises hold pint of malt beverage under standard conditions.

A BILL FOR AN ACT

1
2 Relating to malt beverages.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. Section 2 of this 2009 Act is added to and made a part of ORS chapter 471.**

5 **SECTION 2. (1) If the Director of Human Services conducts an inspection under ORS**
6 **624.060 of a premises licensed for full on-premises sales or limited on-premises sales, the**
7 **holder of the license may request that the director verify the amount of liquid held by pint**
8 **glasses used at the licensed premises for serving draught malt beverages to customers. If**
9 **the director determines, based on a random sampling of the glasses, that the glasses used**
10 **for serving malt beverages at the premises are capable of holding at least 16 fluid ounces**
11 **when dispensed under standard conditions established by the director, the director shall**
12 **provide the holder of the license with written verification of the measurement.**

13 **(2) The director may adopt all rules necessary to carry out the duties of the director**
14 **under subsection (1) of this section. However, any rules adopted by the director under this**
15 **section for measuring the capacity of glasses are subject to approval by the Director of Ag-**
16 **riculture. The Director of Human Services may charge the holder of the license a reasonable**
17 **fee for conducting the measurement and providing the written measurement verification.**

18 **(3) The Oregon Liquor Control Commission shall design a decal that features the words**
19 **"honest pint" for display at qualifying premises. If the Director of Human Services provides**
20 **the holder of a license with a written measurement verification under subsection (1) of this**
21 **section, the holder may submit the measurement verification to the commission. Upon re-**
22 **ceiving a valid measurement verification, the commission shall issue the holder an "honest**
23 **pint" decal for display at the licensed premises where the director conducted the measure-**
24 **ment verification. Notwithstanding ORS 471.730, the commission shall allow the display of**
25 **an "honest pint" decal on a window or door of the licensed premises. The right to display the**
26 **decal expires two years after issuance or renewal, unless the director performs a new**
27 **measurement verification and the commission renews the right to display the certificate.**

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 **The commission may charge the holder of a license a reasonable fee, not to exceed the cost**
2 **of providing the decal service.**

3 **(4) The holder of a license may display an “honest pint” decal at a licensed premises only**
4 **if the premises has qualified for the decal as provided in this section.**

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