

REVENUE: No revenue impact

FISCAL: No fiscal impact

Action:	Do Pass as Amended and Be Printed Engrossed
Vote:	9 - 0 - 1
Yeas:	Garrett, Nolan, Olson, Schaufler, Tomei, Wand, Whisnant, Barker, Krieger
Nays:	0
Exc.:	Hicks
Prepared By:	Drew Johnston, Counsel
Meeting Dates:	3/9, 3/30

WHAT THE MEASURE DOES: Eliminates culpable mental state requirement for administrative sanctions against liquor licensees and service permit holders that allow on-premises consumption of alcohol by minors or visibly intoxicated persons.

ISSUES DISCUSSED:

- How to prosecute on-premise establishments
- Difficulty in setting a reasonable standard for selling to intoxicated persons

EFFECT OF COMMITTEE AMENDMENT: Focuses removal of culpable mental state requirement to those licensees that allow, not sell, improper consumption. Incorporates text of House Bill 2641, which eliminates the culpable mental state requirement when licensees allow improper consumption.

BACKGROUND: Currently, the Oregon Liquor Control Commission (OLCC) can sanction licensees and permit holders that allow minors or visibly intoxicated persons to consume, but only if they knowingly do so.