

REVENUE: No revenue impact

FISCAL: Minimal fiscal impact, no statement issued

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Action: Do Pass

Vote: 8 - 0 - 0

Yeas: Conger, Doherty, Esquivel, Hoyle, Johnson, Matthews, Kennemer, Schaufler

Nays: 0

Exc.: 0

Prepared By: Theresa Van Winkle, Administrator

Meeting Dates: 4/27

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**WHAT THE MEASURE DOES:** Allows the Oregon Liquor Control Commission to request proof that a person who is serving or selling alcohol meets minimum age requirements. Allows the Commission to order a person to immediately cease activity subject to the minimum age requirement if the requested proof of age is not supplied upon request. Provides that failure of restaurant licensee or manager to provide proof of age for person performing work at restaurant is prima facie evidence that the licensee has allowed the person to perform work in violation of minimum age requirements.

**ISSUES DISCUSSED:**

- One of a number of measures aimed at curtailing human trafficking
- Concern regarding individuals between the ages of 18 and 21 being allowed to work at adult establishments
- Unanimous support from the Oregon Liquor Control Commission

**EFFECT OF COMMITTEE AMENDMENT:** No amendment.

**BACKGROUND:** Employees of licensees who hold an off-premises sales license and sell or serve alcohol, or who hold a wholesale malt beverage and wine license who deliver alcohol, must be at least 18 years of age. While employees between the ages of 18 to 21 that work for businesses that hold other types of liquor licenses can sell or serve alcohol, they cannot mix, pour, or draw liquor except when pouring is done at a patron's table or drawing is done in a portion of the business's premises that is not prohibited to minors.

Senate Bill 898-A allows the Oregon Liquor Control Commission (OLCC), during any inspection of a licensed premises, to require proof that a person performing work on the premises meets the applicable minimum age requirement. If the person cannot provide acceptable proof of age upon request, the OLCC can either require the person to immediately cease any activities that are subject to the minimum age requirement until the acceptable proof of age is accepted, or have the person leave the premises if the activity is the sole lawful basis for the person to be present. The measure also allows the OLCC to request that the premise's licensee or a manager provide proof that the person meets the applicable minimum age requirement.

Senate Bill 898-A does not apply to persons who are temporarily at the premises for purposes independent of the premise's operations, such as deliveries or maintenance or repair calls.