

**PROPOSED AMENDMENTS TO  
HOUSE BILL 4092**

1 On page 1 of the printed bill, line 2, delete “creating new provisions;”.

2 Delete lines 5 through 28.

3 Delete pages 2 and 3 and insert:

4 **“SECTION 1.** ORS 471.230 is amended to read:

5 “471.230. (1) A distillery license [*shall allow the holder thereof*] **allows the**  
6 **licensee** to import, manufacture, distill, rectify, blend, denature and store  
7 spirits of an alcoholic content greater than 17 percent alcohol by weight, to  
8 sell the [*same*] **spirits** to the Oregon Liquor Control Commission and to  
9 transport the [*same*] **spirits** out of this state for sale outside this state.  
10 Distillery licensees [*shall be*] **are** permitted to purchase from and through  
11 the commission alcoholic beverages for blending and manufacturing purposes  
12 upon such terms and conditions as the commission may provide. [*No such*  
13 *licensee shall*] **A distillery licensee may not** sell any alcoholic beverage  
14 within this state except to the commission or as provided in this section.  
15 However, any agricultural producer or association of agricultural producers  
16 or **the** legal agents [*thereof who manufacture and convert*] **of an agricultural**  
17 **producer or association of agricultural producers that manufactures**  
18 **and converts** agricultural surpluses, by-products and wastes into denatured  
19 ethyl and industrial alcohol for use in the arts and industry [*shall not be*]  
20 **are not** required to obtain a license from the commission.

21 “(2) A distillery licensee may:

22 “(a) Permit tastings of the distilled liquor manufactured by the distillery

1 licensee. The tastings may be conducted on the licensed premises of the  
2 distillery, on one other premises owned or leased by the licensee, or both.  
3 The licensee must purchase the distilled liquor from the commission.

4 “(b) Obtain a special events distillery license. [*entitling the holder to*  
5 *permit tastings of the distilled liquor manufactured by the distillery licensee.*  
6 *Tastings may be conducted under a special events distillery license at a des-*  
7 *ignated location other than the location set forth in the distillery license for*  
8 *a period not exceeding five days. The licensee must purchase the distilled li-*  
9 *quor from the commission.*]

10 “(c) Apply for appointment by the commission as a distillery retail outlet  
11 agent for purposes of retailing only distilled liquor that the licensee manu-  
12 factured in Oregon at locations where tastings are permitted under para-  
13 graph (a) of this subsection **or subsection (4)(a) of this section.**

14 “(3) Notwithstanding ORS 471.392 to 471.400, a distillery licensee may also  
15 hold a full on-premises sales license for a location at the licensed premises  
16 of the distillery and a full on-premises sales license for one other location.  
17 All distilled spirits sold under the full on-premises sales license must be  
18 purchased from the commission.

19 “**(4)(a) A distillery licensee that holds a special events distillery li-**  
20 **cence may conduct an event on a premises at a designated location**  
21 **other than the location set forth in the distillery license for a period**  
22 **not exceeding five days. A distillery licensee conducting an event may:**

23 “**(A) Permit tastings of distilled liquor manufactured by the**  
24 **distillery.**

25 “**(B) Permit sales by the drink of distilled liquor manufactured by**  
26 **the distillery.**

27 “**(C) If the distillery licensee has been appointed as a distillery retail**  
28 **outlet agent under subsection (2)(c) of this section, sell factory sealed**  
29 **containers of distilled liquor manufactured by the distillery for con-**  
30 **sumption off the licensed premises of the event.**

1       **“(b) A distillery licensee that holds a special events distillery li-**  
2 **cense:**

3       **“(A) Must purchase distilled liquor that the licensee uses for con-**  
4 **ducting tastings at the event from the commission at the price set by**  
5 **the commission for distilled liquor removed from bond for tastings.**

6       **“(B) Must purchase distilled liquor that the licensee uses for sales**  
7 **by the drink at the event at the retail price set by the commission for**  
8 **the month in which the distilled liquor is sold by the drink.**

9       **“(C) Must purchase distilled liquor that the licensee sells in factory**  
10 **sealed containers at the event at the retail price set by the commission**  
11 **for the month in which the licensee makes the purchase.**

12       **“(D) Must sell distilled liquor described in subparagraph (C) of this**  
13 **paragraph at the retail price set by the commission for the month in**  
14 **which the licensee makes the sale.**

15       **“SECTION 2. This 2012 Act being necessary for the immediate**  
16 **preservation of the public peace, health and safety, an emergency is**  
17 **declared to exist, and this 2012 Act takes effect on its passage.”.**

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