

**REVENUE: No revenue impact**

**FISCAL: Minimal fiscal impact, no statement issued**

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**Action:** Do Pass as Amended and Be Printed Engrossed

**Vote:** 5 - 0 - 0

**Yeas:** Close, Dembrow, Kruse, Roblan, Prozanski

**Nays:** 0

**Exc.:** 0

**Prepared By:** Channa Newell, Counsel

**Meeting Dates:** 2/12

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**WHAT THE MEASURE DOES:** Changes penalty when employee unknowingly or unintentionally sells alcohol to a minor while operating a store checkout device from Class A misdemeanor to Class A violation. Clarifies offense of endangering welfare of minor is Class A violation when person sells device for smoking tobacco to person under 18 years of age. Declares emergency; effective on passage.

**ISSUES DISCUSSED:**

- Effect of misdemeanor conviction on employees' abilities to find new employment in field
- Impact of conviction not in proportion to offense
- Discharged employees' personal experiences
- Effects of amendment

**EFFECT OF COMMITTEE AMENDMENT:** Clarifies scope of persons affected by measure.

**BACKGROUND:** Oregon law prohibits anyone other than the parent or guardian of a person under the age of 21 years from selling or giving alcohol to a person under 21 years of age. An employee who does unknowingly or unintentionally sell alcohol to a minor is required to undergo the Oregon Liquor Control Commission training course under ORS 471.341, but is subject to a misdemeanor charge for a first conviction.

Senate Bill 1546-A specifies that employees of off-premises sale licensees, such as a grocery store clerk, who unknowingly or unintentionally sell alcohol to a minor while operating a check-out device may be convicted of a Class A violation and not a Class A misdemeanor for a first offense.