

**PROPOSED AMENDMENTS TO
SENATE BILL 1559**

1 On page 1 of the printed bill, line 3, delete “, 471.745”.

2 On page 2, delete lines 24 through 45 and delete pages 3 through 12 and
3 insert:

4 **“SECTION 1. Section 2 of this 2014 Act is added to and made a part
5 of ORS chapter 471.**

6 **“SECTION 2. (1) The Oregon Liquor Control Commission shall sell
7 distilled liquor to an off-premises sales licensee that holds a distilled
8 liquor endorsement issued under ORS 471.186. The commission shall
9 establish wholesale prices for distilled liquor purchased from the
10 commission by licensees. The wholesale price established by the com-
11 mission for a type, brand and size of distilled liquor sold to licensees
12 shall be uniform throughout the state. The licensee shall establish the
13 price for which the licensed premises sells distilled liquor to the public.
14 However, a licensed premises may not sell distilled liquor for less than
15 the liquor store regular retail price fixed by the commission under
16 ORS 471.745 for the month in which the sale by the licensed premises
17 occurs.**

18 **“(2) An off-premises sales licensee that holds a distilled liquor
19 endorsement may purchase distilled liquor only from the commission.
20 The commission shall provide for distilled liquor sales to the licensee
21 at the warehouses maintained by the commission and may provide for
22 delivery at other locations and by other means that the commission**

1 **determines to be practicable and convenient. The commission shall**
2 **adopt rules to regulate distilled liquor purchases and sales by licensees**
3 **holding distilled liquor endorsements, including but not limited to any**
4 **rules the commission deems appropriate to promote public safety.**

5 **“(3) The commission may require an off-premises sales licensee to**
6 **place a minimum order that is larger than the order that would be**
7 **required of a retail sales agent operating a liquor store if ordering the**
8 **same type, brand and size of distilled liquor. Distilled liquor sold by**
9 **the commission under this section must be paid for by the licensee at**
10 **the time of purchase. Payment must be in the form of cash, an elec-**
11 **tronic funds transfer initiated on or before the purchase date or a**
12 **valid check, money order or other instrument negotiable on the pur-**
13 **chase date. Distilled liquor becomes the property of the licensee im-**
14 **mediately upon purchase, although retail sale of the distilled liquor**
15 **remains subject to governance by the commission. Moneys from sales**
16 **by the commission to a licensee under this section shall be deposited**
17 **for use as provided under ORS 471.810.**

18 **“(4) The commission shall establish by rule a distilled liquor**
19 **endorsement fee. The endorsement fee shall be in addition to the fee**
20 **for an off-premises sales license. Moneys collected from endorsement**
21 **fees shall be deposited to the Oregon Liquor Control Commission Ac-**
22 **count and expended by the commission for capital investment and**
23 **ongoing operating costs associated with the storage and distribution**
24 **of distilled liquor.**

25 **“SECTION 3. ORS 471.175 is amended to read:**

26 **“471.175. (1) The holder of a full on-premises sales license may sell by the**
27 **drink at retail wine, malt beverages, cider and distilled liquor. Except as**
28 **provided in this section, all alcoholic beverages sold under a full on-premises**
29 **sales license must be consumed on the licensed premises.**

30 **“(2) A full on-premises sales license may be issued only to:**

1 “(a) A nonprofit private club, as described in subsection (8) of this sec-
2 tion.

3 “(b) A public passenger carrier as provided in ORS 471.182.

4 “(c) A commercial establishment, as defined in ORS 471.001 (2).

5 “(d) A public location that does not qualify for licensing under para-
6 graphs (a) to (c) of this subsection if:

7 “(A) Food is cooked and served at the location;

8 “(B) The predominant business activity at the location is other than the
9 preparation or serving of food or the serving of alcohol; and

10 “(C) The location meets any minimum food service requirements estab-
11 lished by Oregon Liquor Control Commission rule.

12 “(e) A caterer, subject to the requirements of ORS 471.184.

13 “(3) The holder of a full on-premises sales license shall allow a patron to
14 remove a partially consumed bottle of wine from the licensed premises if the
15 wine is served in conjunction with the patron’s meal, the patron is not a
16 minor and the patron is not visibly intoxicated.

17 “(4) *[The holder of a full on-premises sales license is entitled to purchase*
18 *any distilled liquor from an agent of the commission appointed pursuant to*
19 *ORS 471.750 at a discount of not more than five percent off the regular listed*
20 *price fixed by the commission, together with all taxes, in a manner prescribed*
21 *by commission rule.]* **The holder of a full on-premises sales license may**
22 **purchase distilled liquor only from a liquor store operated by a retail**
23 **sales agent appointed under ORS 471.750. The holder of a full on-**
24 **premises sales license may purchase distilled liquor from a liquor store**
25 **for five percent less than the regular retail price fixed by the com-**
26 **mission under ORS 471.745.** For purposes of compensation by the commis-
27 sion, the appointed agent shall be credited with such sales at full retail cost.

28 “(5) The commission may not require *[the]* **a full on-premises sales**
29 **licensee to purchase more than one container of distilled liquor at a time if**
30 **the distilled liquor:**

1 “(a) Except as provided in subsection (9) of this section, has a **regular**
2 retail [*sales*] price of \$30 or more per container;

3 “(b) Is available through a distributor in the United States that does not
4 require the commission to acquire more than one case of the distilled liquor
5 in a single transaction;

6 “(c) Is not regularly stocked by the commission; and

7 “(d) Is ordered in a 750 milliliter container size if available in that size.

8 “[(5) *The holder of a full on-premises sales license may purchase distilled*
9 *liquor only from a retail sales agent of the commission or from another person*
10 *licensed under this section who has purchased the distilled liquor from a retail*
11 *sales agent of the commission.*]

12 “(6) The holder of a full on-premises sales license may sell factory-sealed
13 containers of wine to a person who organizes a private gathering on the
14 licensee’s premises if the wine was acquired as part of a larger purchase of
15 wine by the licensee for the purpose of the gathering and only part of the
16 larger purchase was consumed at the gathering. Wine sold under this sub-
17 section may be sold only for an amount adequate to compensate the licensee
18 for the amounts paid by the licensee for the wine.

19 “(7) The holder of a full on-premises sales license may sell for consump-
20 tion off the licensed premises malt beverages, wines and cider in securely
21 covered containers provided by the consumer and having capacities of not
22 more than two gallons each.

23 “(8) A nonprofit private club, including but not limited to a fraternal or
24 veterans organization, may qualify for a full on-premises sales license under
25 this section only if the club meets any minimum membership, nonprofit sta-
26 tus and food service requirements established by commission rule.

27 “(9) The commission may annually adjust the price threshold established
28 in subsection [(4)(a)] **(5)(a)** of this section by a percentage equal to the per-
29 centage change in the Portland-Salem, OR-WA Consumer Price Index for All
30 Urban Consumers for All Items as published by the Bureau of Labor Statis-

1 tics of the United States Department of Labor. However, the commission may
2 not adjust the price threshold to be less than \$30.

3 **“SECTION 4.** ORS 471.186 is amended to read:

4 “471.186. (1) The holder of an off-premises sales license may:

5 **“(a)** Sell factory-sealed containers of wine, malt beverages and cider[.];
6 **and**

7 **“(b)** If the licensee holds a distilled liquor endorsement issued by
8 the Oregon Liquor Control Commission, sell distilled liquor in
9 factory-sealed containers of 750 milliliters or larger at the licensed
10 premises.

11 **“(2)** The commission shall issue an off-premises sales licensee a
12 distilled liquor endorsement if:

13 **“(a)** The licensed premises has more than 10,000 square feet of space
14 devoted to the retail sale of merchandise, including any space to be
15 used for the retail sale of alcoholic liquor;

16 **“(b)** The licensed premises is not located in a county or incorpo-
17 rated city where a local charter prohibits distilled liquor sales;

18 **“(c)** The licensee submits a safety plan showing how theft of dis-
19 tilled liquor at the licensed premises will be prevented;

20 **“(d)** The application information demonstrates that the plan for
21 distilled liquor sales at the licensed premises conforms with commis-
22 sion rules;

23 **“(e)** The off-premises sales license is not the subject of a pending
24 proceeding for a violation that may result in cancellation of the li-
25 cense;

26 **“(f)** In addition to any license fee, the licensee pays the endorse-
27 ment fee established by the commission by rule; and

28 **“(g)** The licensee submits a plan that states in detail:

29 **“(A)** The amount of shelf space, if any, that the licensee expects to
30 use for the display of distilled liquor produced in Oregon;

1 **“(B) The amount of shelf space, if any, that the licensee expects to**
2 **use for the display of wine, malt beverages or cider produced in Oregon**
3 **and to what extent, if any, the amount differs from the amount of**
4 **shelf space used for that purpose on the application date; and**

5 **“(C) Any features of the licensed premises that the licensee expects**
6 **on the application date to use for the promotion of Oregon distilled**
7 **liquors.**

8 **“(3)(a) The commission shall issue a distilled liquor endorsement to**
9 **be effective for the same period as the off-premises sales license for**
10 **the premises.**

11 **“(b) The commission shall cancel or refuse to renew a distilled li-**
12 **quor endorsement if the licensed premises ceases to qualify for the**
13 **endorsement or the off-premises sales license is canceled or is refused**
14 **renewal.**

15 **“(c) The commission may suspend a distilled liquor endorsement for**
16 **any violation that would be grounds for a license suspension under**
17 **ORS 471.315 or for any violation of commission rules. If the off-**
18 **premises sales license is suspended, the endorsement is automatically**
19 **suspended for the same period as the license. If a distilled liquor**
20 **endorsement is suspended, the commission may also suspend the off-**
21 **premises sales license of the licensee.**

22 **“(d) Issuance of a distilled liquor endorsement is not subject to local**
23 **government recommendation requirements under ORS 471.166. How-**
24 **ever, local government recommendations regarding the renewal of an**
25 **off-premises sales license may include comments regarding any prob-**
26 **lems from distilled liquor sales.**

27 **“(4) Factory-sealed containers of malt beverages sold under the license**
28 **may not hold more than two and one-quarter gallons.**

29 **“[(2)] (5) The holder of an off-premises sales license may sell for con-**
30 **sumption off the licensed premises malt beverages, wines and cider in**

1 securely covered containers supplied by the consumer and having capacities
2 of not more than two gallons each.

3 “[3] **(6)** The holder of an off-premises sales license may provide sample
4 tasting of [*alcoholic beverages*] **wine, cider or malt beverages** on the li-
5 censed premises if the licensee makes written application to the [*Oregon Li-*
6 *quor Control*] commission and receives approval from the commission to
7 conduct tastings on the premises. [*Tastings must be limited to the alcoholic*
8 *beverages that may be sold under the privileges of the license.*]

9 “[4] *An off-premises sales license may not be issued for use at a premises*
10 *that is mobile.*]

11 “[5] **(7)** Except as provided in ORS 471.402, a manufacturer or wholesaler
12 may not provide or pay for sample tastings of [*alcoholic beverages*] **wine,**
13 **cider or malt beverages** for the public on premises licensed under an off-
14 premises sales license.

15 “**(8) An off-premises sales license may not be issued for use at a**
16 **premises that is mobile.**

17 “[6] **(9)** The holder of an off-premises sales license may deliver wine or
18 cider that is sold under the privileges of the license to retail customers in
19 this state without a direct shipper permit issued under ORS 471.282. Any
20 deliveries by the holder of an off-premises sales license are subject to any
21 rules adopted by the commission relating to deliveries made under this sub-
22 section. Deliveries under this subsection:

23 “(a) May be made only to a person who is at least 21 years of age;

24 “(b) May be made only for personal use and not for the purpose of resale;
25 and

26 “(c) Must be made in containers that are conspicuously labeled with the
27 words: ‘CONTAINS ALCOHOL: SIGNATURE OF PERSON AGE 21 YEARS
28 OR OLDER REQUIRED FOR DELIVERY.’

29 “[7] **(10)** The holder of an off-premises sales license that makes deliveries
30 of wine or cider under subsection [(6)] **(9)** of this section must take all

1 actions necessary to ensure that a carrier used by the licensee does not de-
2 liver any wine or cider unless the carrier:

3 “(a) Obtains the signature of the recipient of the wine or cider upon de-
4 livery;

5 “(b) Verifies by inspecting government-issued photo identification that the
6 recipient is at least 21 years of age; and

7 “(c) Determines that the recipient is not visibly intoxicated at the time
8 of delivery.

9 “[8] (11) Any person who knowingly or negligently delivers wine or cider
10 under the provisions of this section to a person under 21 years of age, or
11 who knowingly or negligently delivers wine or cider under the provisions of
12 this section to a visibly intoxicated person, violates ORS 471.410.

13 “[9] (12) If a court determines that deliveries of wine or cider under
14 subsection [(6)] (9) of this section cannot be restricted to holders of off-
15 premises sales licenses, and the decision is a final judgment that is no longer
16 subject to appeal, the holder of an off-premises sales license may not make
17 deliveries of wine or cider under the provisions of subsection [(6)] (9) of this
18 section after entry of the final judgment.

19 **“SECTION 5.** ORS 471.282 is amended to read:

20 “471.282. (1) Notwithstanding any other provision of this chapter and ex-
21 cept as provided by ORS 471.186 [(6)] (9), a person may sell and ship wine
22 or cider directly to a resident of Oregon only if the person holds a direct
23 shipper permit. The Oregon Liquor Control Commission shall issue a direct
24 shipper permit only to:

25 “(a) A person that holds a license issued by this state or another state
26 that authorizes the manufacture of wine or cider;

27 “(b) A person that holds a license issued by this state or another state
28 that authorizes the sale of wine or cider produced only from grapes or other
29 fruit grown under the control of the person;

30 “(c) A person that holds a license authorizing the sale of wine or cider

1 at retail; or

2 “(d) A nonprofit trade association that holds a temporary sales license
3 under ORS 471.190 and that has a membership primarily composed of persons
4 holding winery licenses issued under ORS 471.223 or grower sales privilege
5 licenses issued under ORS 471.227.

6 “(2)(a) A person may apply for a direct shipper permit by filing an appli-
7 cation with the commission. The application must be made in such form as
8 may be prescribed by the commission.

9 “(b) If the application is based on a license issued by this state, the per-
10 son must include in the application the number of the license issued to the
11 person.

12 “(c) If the application is based on a license issued by another state, the
13 person must include in the application a true copy of the license issued to
14 the person by the other state or include sufficient information to allow ver-
15 ification of the license by electronic means or other means acceptable to the
16 commission.

17 “(d) If the application is based on a license issued by another state, or the
18 application is by a nonprofit trade association described in subsection (1)(d)
19 of this section, the person or association must pay a \$50 registration fee and
20 maintain a bond or other security described in ORS 471.155 in the minimum
21 amount of \$1,000.

22 “(3) Sales and shipments under a direct shipper permit:

23 “(a) May be made only to a person who is at least 21 years of age;

24 “(b) May be made only for personal use and not for the purpose of resale;
25 and

26 “(c) May not exceed two cases, containing not more than nine liters per
27 case, to any resident per month.

28 “(4) Sales and shipments under a direct shipper permit must be made di-
29 rectly to a resident of this state in containers that are conspicuously labeled
30 with the words: ‘CONTAINS ALCOHOL: SIGNATURE OF PERSON AGE

1 21 YEARS OR OLDER REQUIRED FOR DELIVERY.’

2 “(5) A person holding a direct shipper permit must take all actions nec-
3 essary to ensure that a carrier used by the permit holder does not deliver
4 any wine or cider unless the carrier:

5 “(a) Obtains the signature of the recipient of the wine or cider upon de-
6 livery;

7 “(b) Verifies by inspecting government-issued photo identification that the
8 recipient is at least 21 years of age; and

9 “(c) Determines that the recipient is not visibly intoxicated at the time
10 of delivery.

11 “(6)(a) A person holding a direct shipper permit must report to the com-
12 mission all shipments of wine or cider made to Oregon residents under the
13 permit as required by ORS chapter 473. The report must be made in a form
14 prescribed by the commission.

15 “(b) A person holding a direct shipper permit must allow the commission
16 to audit the permit holder’s records upon request and shall make those re-
17 cords available to the commission in this state.

18 “(c) A person holding a direct shipper permit consents to the jurisdiction
19 of the commission and the courts of this state for the purpose of enforcing
20 the provisions of this section and any related laws or rules.

21 “(7)(a) A person holding a direct shipper permit must timely pay to the
22 commission all taxes imposed under ORS chapter 473 on wine and cider sold
23 and shipped under the permit. For the purpose of the privilege tax imposed
24 under ORS chapter 473, all wine or cider sold and shipped pursuant to a di-
25 rect shipper permit is sold in this state.

26 “(b) A person holding a direct shipper permit based on a license issued
27 by another state must timely pay to the commission all taxes imposed under
28 ORS chapter 473 on all wine or cider sold and shipped directly to Oregon
29 residents under the permit. The permit holder, not the purchaser, is respon-
30 sible for the tax.

1 “(8) A direct shipper permit must be renewed annually. If the person holds
2 the permit based on an annual license issued by another state, the person
3 may renew the permit by paying a \$50 renewal fee and providing the com-
4 mission with a true copy of a current license issued to the person by the
5 other state or with sufficient information to allow verification of the license
6 by electronic means or other means acceptable to the commission. If the
7 person holds the permit based on an annual license issued by this state, the
8 person may renew the permit at the same time that the person renews the
9 license.

10 “(9) The commission may refuse to issue or may suspend or revoke a di-
11 rect shipper permit if the permit holder fails to comply with the provisions
12 of this section. A person may sell and ship wine or cider under a direct
13 shipper permit only for as long as the person has the license issued by this
14 state or another state that authorizes the person to hold a direct shipper
15 permit.

16 “(10) Any person who knowingly or negligently delivers wine or cider
17 under the provisions of this section to a person under 21 years of age, or
18 who knowingly or negligently delivers wine or cider under the provisions of
19 this section to a visibly intoxicated person, violates ORS 471.410.

20 “(11) A person may not make sales and shipments of wine or cider directly
21 to Oregon residents unless the person holds a direct shipper permit issued
22 under this section. Any person who knowingly makes, participates in, trans-
23 ports, imports or receives a shipment of wine or cider that is in violation
24 of this section commits a misdemeanor as provided in ORS 471.990 (1).

25 **“SECTION 6.** ORS 471.446 is amended to read:

26 “471.446. (1) *[No retail licensee shall purchase any wine or cider]* **A retail**
27 **licensee may not purchase distilled liquor, wine, cider or malt**
28 **beverages** for resale except in sealed containers, the seals of which shall
29 remain unbroken when it is sold for consumption off the premises.

30 “(2) The Oregon Liquor Control Commission may refuse to sell, or may

1 prohibit any licensee from selling, any brand of alcoholic liquor [*which in*
2 *its judgment is*] **that the commission considers to be** deceptively labeled
3 or branded as to content, or **that** contains injurious or adulterated ingredi-
4 ents.

5 **“SECTION 7.** ORS 471.730 is amended to read:

6 “471.730. The function, duties and powers of the Oregon Liquor Control
7 Commission include the following:

8 “(1) To control the manufacture, possession, sale, purchase, transporta-
9 tion, importation and delivery of alcoholic liquor in accordance with the
10 provisions of this chapter and ORS 474.105 and 474.115.

11 “(2) To grant, refuse, suspend or cancel licenses, **endorsements** and per-
12 mits for the sale or manufacture of alcoholic liquor, or other licenses and
13 permits in regard [*thereto, and to permit, in its discretion,*] **to alcoholic li-**
14 **quor, and to allow, in the discretion of the commission,** the transfer of
15 a license of any person.

16 “(3) To collect the taxes and duties imposed by statutes relating to alco-
17 holic liquors, and to issue, and provide for cancellation, stamps and other
18 devices as evidence of payment of such taxes or duties.

19 “(4) To investigate and aid in the prosecution of every violation of stat-
20 utes relating to alcoholic liquors, to seize alcoholic liquor manufactured,
21 sold, kept, imported or transported in contravention of this chapter and ORS
22 474.105 and 474.115, and apply for the confiscation thereof, whenever required
23 by statute, and cooperate in the prosecution of offenders before any court
24 of competent jurisdiction.

25 “(5) To adopt [*such regulations as are necessary and feasible*], **amend and**
26 **repeal rules** for carrying out the provisions of this chapter and ORS 474.105
27 and 474.115 [*and to amend or repeal such regulations. When such regulations*
28 *are adopted they shall*]. **Rules adopted under this subsection** have the full
29 force and effect of law.

30 “(6) To exercise all powers incidental, convenient or necessary to enable

1 it to administer or carry out any of the provisions of this chapter and ORS
2 474.105 and 474.115.

3 “(7) To control, regulate and prohibit any advertising by manufacturers,
4 wholesalers or retailers of alcoholic liquor by the medium of newspapers,
5 letters, billboards, radio or otherwise.

6 “(8) To sell, license, regulate and control the use of alcohol for scientific,
7 pharmaceutical, manufacturing, mechanical, industrial and other purposes,
8 and to provide by regulation for the sale thereof for such uses.

9 **“SECTION 8.** ORS 471.750 is amended to read:

10 “471.750. (1) The Oregon Liquor Control Commission shall establish such
11 **liquor** stores and warehouses in such places in the state as in its judgment
12 are required by public convenience or necessity, for the sale of spirituous
13 liquors, wines and other alcoholic liquors containing over five percent alco-
14 hol by volume, in sealed containers for consumption off the premises. The
15 commission shall keep on hand in such stores or warehouses such quantities
16 and kinds of alcoholic liquors as are reasonably required to supply the public
17 demand.

18 “(2) **Except as provided in this subsection,** any person qualified to
19 purchase such liquors from the commission has the right to present to the
20 commission, or at any of its stores, an application for any kind or brand of
21 alcoholic liquor that the person may desire and that may be manufactured
22 or obtainable in any place in the United States, and the commission shall
23 obtain such liquor and sell it to the applicant. **An off-premises sales**
24 **licensee that holds a distilled liquor endorsement may not present an**
25 **application under this subsection by submitting the application to a**
26 **liquor store.** The commission may not require that an application for a kind
27 or brand of alcoholic liquor include a commitment to purchase a minimum
28 amount of the liquor or require that a purchase be for more than one con-
29 tainer of a kind or brand of alcoholic liquor if the liquor:

30 “(a) Except as provided in subsection (5) of this section, has a **regular**

1 retail [*sales*] price of \$30 or more per container;

2 “(b) Is available through a distributor in the United States that does not
3 require the commission to acquire more than one case of the distilled liquor
4 in a single transaction;

5 “(c) Is not regularly stocked by the commission; and

6 “(d) Is ordered in a 750 milliliter container size if available in that size.

7 “(3) The commission may not establish a **liquor** store in any county or
8 incorporated city of this state where a local prohibitory law is in effect. The
9 commission shall adopt rules governing advertising by **liquor** stores operated
10 by [*the commission*] **retail sales agents**. The commission may appoint **retail**
11 **sales** agents in the sale of said liquor under such agreement as the com-
12 mission may negotiate with said agents or their representative.

13 “(4) Rules relating to advertising adopted by the commission under sub-
14 section (3) of this section shall allow signs and displays within [*its*] **liquor**
15 stores for the purpose of supplying consumer information to customers, in-
16 cluding but not limited to discounts, sales and other specials. Commission
17 discretion with respect to those signs and displays shall be limited to regu-
18 lation of the content, size, number per brand, type and duration of the sign
19 or display. Signs and displays may be supplied by manufacturers, wholesalers
20 or distributors, and may bear the name of a particular distillery, supplier or
21 brand of liquor. The use of signs and displays shall be optional with the
22 **retail sales** agent appointed by the commission **to operate the liquor**
23 **store**. Signs or displays authorized by the commission may not be placed in
24 positions within the store where the sign or display would be readily visible
25 from outside of the store.

26 “(5) The commission may annually adjust the price threshold established
27 in subsection (2)(a) of this section by a percentage equal to the percentage
28 change in the Portland-Salem, OR-WA Consumer Price Index for All Urban
29 Consumers for All Items as published by the Bureau of Labor Statistics of
30 the United States Department of Labor. However, the commission may not

1 adjust the price threshold to be less than \$30.

2 **“SECTION 9. The Oregon Liquor Control Commission shall make**
3 **distilled liquor endorsements available for issuance no later than**
4 **January 1, 2015. An off-premises sales licensee that is issued a distilled**
5 **liquor endorsement prior to March 1, 2015, may purchase distilled li-**
6 **quor from the commission as provided under section 2 of this 2014 Act**
7 **but may not sell distilled liquor to the public prior to March 1, 2015.**

8 **“SECTION 10. The Oregon Liquor Control Commission shall report**
9 **to an interim committee of the Seventy-eighth Legislative Assembly**
10 **in the manner provided by ORS 192.245 no later than September 1, 2015,**
11 **regarding the implementation of this 2014 Act. The report must in-**
12 **clude, but need not be limited to:**

13 **“(1) The number of distilled liquor endorsements issued to off-**
14 **premises sales licensees prior to the report date;**

15 **“(2) A brief description of rules adopted by the commission gov-**
16 **erning distilled liquor sales by off-premises sales licensees;**

17 **“(3) To the extent practicable, data regarding the ability of liquor**
18 **stores operated by retail sales agents to compete with off-premises**
19 **sales licensees for distilled liquor sales;**

20 **“(4) To the extent practicable, data regarding distilled liquor sales**
21 **and pricing impacts resulting from the issuance of distilled liquor**
22 **endorsements;**

23 **“(5) A description of any material changes in revenues received by**
24 **the Oregon Liquor Control Commission Account as a result of changes**
25 **in distilled liquor sales and pricing;**

26 **“(6) A description of the revenue impact of issuing distilled liquor**
27 **endorsements to off-premises sales licensees, including but not limited**
28 **to fee revenue and costs of administration and enforcement;**

29 **“(7) To the extent practicable, data concerning the public safety**
30 **impacts of issuing distilled liquor endorsements to off-premises sales**

1 licenses, including but not limited to changes in the acquisition of
2 distilled liquor by persons under 21 years of age;

3 “(8) To the extent practicable, data concerning the impact on
4 Oregon distilleries resulting from the issuance of distilled liquor
5 endorsements to off-premises sales licensees; and

6 “(9) To the extent practicable, an estimate of short-term budget
7 needs and impacts resulting from issuing distilled liquor endorsements
8 to off-premises sales licensees, including but not limited to budget
9 needs and impacts regarding:

10 “(a) Administration, enforcement, distribution and revenue col-
11 lection costs; and

12 “(b) Nonrecurring capital investment needs.

13 **“SECTION 11.** Notwithstanding section 2 (4) of this 2014 Act, in ad-
14 dition to any other authorized purposes, prior to January 1, 2016, the
15 Oregon Liquor Control Commission may expend moneys collected from
16 distilled liquor endorsement fees and deposited to the Oregon Liquor
17 Control Commission Account for the purpose of paying any costs in-
18 curred by the commission in the implementation and carrying out of
19 this 2014 Act.

20 **“SECTION 12.** This 2014 Act being necessary for the immediate
21 preservation of the public peace, health and safety, an emergency is
22 declared to exist, and this 2014 Act takes effect on its passage.”.

23
