

**PROPOSED AMENDMENTS TO  
HOUSE BILL 2567**

1 On page 1 of the printed bill, line 3, after “471.230” insert “; and declaring  
2 an emergency”.

3 Delete lines 5 through 28 and delete page 2 and insert:

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

5 “471.230. (1) A distillery license allows the licensee to import, manufac-  
6 ture, distill, rectify, blend, denature and store spirits of an alcoholic content  
7 greater than 17 percent alcohol by weight, to sell the spirits to the Oregon  
8 Liquor Control Commission and to transport the spirits out of this state for  
9 sale outside this state. [*Distillery licensees are permitted to purchase from and  
10 through the commission alcoholic beverages for blending and manufacturing  
11 purposes upon such terms and conditions as the commission may provide.*]

12 **Distillery licensees may purchase and sell distilled liquor from the**  
13 **commission, or directly from or to another distillery licensee, in con-**  
14 **tainers of one U.S. gallon or more capacity for blending and manu-**  
15 **facturing purposes, upon terms and conditions established by the**  
16 **commission.** A distillery licensee may not sell any alcoholic beverage  
17 within this state except to the commission or as provided in this section.  
18 However, any agricultural producer or association of agricultural producers  
19 or the legal agents of an agricultural producer or association of agricultural  
20 producers that manufactures and converts agricultural surpluses, by-products  
21 and wastes into denatured ethyl and industrial alcohol for use in the arts  
22 and industry are not required to obtain a license from the commission.

1       “(2) [A] **If a distillery licensee holds a valid distilled spirits plant**  
2 **basic permit issued by the federal Alcohol and Tobacco Tax and Trade**  
3 **Bureau for the licensed premises, the** distillery licensee may:

4       “(a) Permit tastings of [*the*] distilled liquor manufactured by the distillery  
5 licensee **or by another distillery licensee. Tastings may be of the dis-**  
6 **tilled liquor alone or in a mixed drink containing the distilled liquor.**

7 The tastings may be conducted on the licensed premises of the distillery and  
8 at no more than five other premises owned or leased by the licensee. [*The*  
9 *licensee must purchase the distilled liquor from the commission.*] **The com-**  
10 **mission may allow more than one distillery licensee to use the same**  
11 **premises at the same time for conducting tastings. If the manufac-**  
12 **turer of the distilled liquor obtains distilled liquor for conducting**  
13 **tastings from the inventory of the commission, the licensee shall pay**  
14 **the commission a processing fee.**

15       “(b) Obtain a special events distillery license.

16       “(c) Apply for appointment by the commission as a distillery retail outlet  
17 agent for purposes of retailing [*only*] distilled liquor that the licensee man-  
18 ufactured in Oregon at locations where tastings are permitted under para-  
19 graph (a) of this subsection or subsection (4)(a) of this section. **A distillery**  
20 **retail outlet agent may sell only distilled liquor that is on the list of**  
21 **products approved by the commission for retail sale in Oregon.**

22       “(d) **If appointed under paragraph (c) of this subsection as a**  
23 **distillery retail outlet agent, sell at retail containers of distilled liquor**  
24 **manufactured by any other distillery retail outlet agent that is au-**  
25 **thorized by the commission under this subsection to use the same**  
26 **premises at the same time for conducting tastings.**

27       “(3) Notwithstanding ORS 471.392 to 471.400, a distillery licensee may also  
28 hold a full on-premises sales license for a location at the licensed premises  
29 of the distillery and a full on-premises sales license for one other location.  
30 All distilled spirits sold under the full on-premises sales license must be

1 purchased from the commission.

2 “[*(4)(a) A distillery licensee that holds a special events distillery license*  
3 *may conduct an event on a premises at a designated location other than the*  
4 *location set forth in the distillery license for a period not exceeding five days.*  
5 *A distillery licensee conducting an event may.*]

6 “[*(A) Permit tastings of distilled liquor manufactured by the distillery.*]

7 “[*(B) Permit sales by the drink of distilled liquor manufactured by the*  
8 *distillery.*]

9 “[*(C) If the distillery licensee has been appointed as a distillery retail outlet*  
10 *agent under subsection (2)(c) of this section, sell factory sealed containers of*  
11 *distilled liquor manufactured by the distillery for consumption off the licensed*  
12 *premises of the event.*]

13 **“(4) A distillery licensee that holds a special events distillery license**  
14 **may conduct an event on a premises at a location designated in the**  
15 **special events distillery license for a period not exceeding five days.**  
16 **The commission may license more than one distillery licensee to hold**  
17 **a special event on the same premises at the same time. A distillery**  
18 **licensee conducting an event may:**

19 **“(a) Permit tastings of distilled liquor manufactured in Oregon by**  
20 **the distillery licensee or by another distillery licensee and approved**  
21 **by the commission for sale in Oregon. Tastings may be of the distilled**  
22 **liquor alone or in a mixed drink containing the distilled liquor. If the**  
23 **manufacturer of the distilled liquor obtains distilled liquor for con-**  
24 **ducting tastings from the inventory of the commission, the licensee**  
25 **shall pay the commission a processing fee.**

26 **“(b) Permit sales by the drink of distilled liquor. A drink that a**  
27 **distillery licensee sells under this paragraph must include distilled li-**  
28 **quor that the licensee manufactured in Oregon. Any distilled liquor**  
29 **contained in the drink must be on the list of products approved by the**  
30 **commission for retail sale in Oregon. The distillery licensee selling the**

1 **drink must purchase all distilled liquor contained in the drink at the**  
2 **retail price set by the commission for the month in which the drink**  
3 **is sold.**

4 **“(c) If the distillery licensee has been appointed as a distillery retail**  
5 **outlet agent under subsection (2)(c) of this section, sell distilled liquor**  
6 **in factory-sealed containers for consumption off the licensed premises**  
7 **of the event. Distilled liquor sold under this paragraph must be man-**  
8 **ufactured in Oregon, be on the list of products approved by the com-**  
9 **mission for retail sale in Oregon and be sold at the retail price set by**  
10 **the commission for the month of sale. The distilled liquor must have**  
11 **been manufactured by the distillery licensee or manufactured by an-**  
12 **other distillery licensee licensed by the commission to hold a special**  
13 **event on the same premises at the same time.**

14 *“(b) A distillery licensee that holds a special events distillery license:]*

15 *“(A) Must purchase distilled liquor that the licensee uses for conducting*  
16 *tastings at the event from the commission at the price set by the commission*  
17 *for distilled liquor removed from bond for tastings.]*

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

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

24 *“(D) Must sell distilled liquor described in subparagraph (C) of this par-*  
25 *agraph at the retail price set by the commission for the month in which the*  
26 *licensee makes the sale.]*

27 **“SECTION 2. This 2015 Act being necessary for the immediate**  
28 **preservation of the public peace, health and safety, an emergency is**  
29 **declared to exist, and this 2015 Act takes effect on its passage.”.**

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