

**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 or to**
13 **another distillery licensee in containers having a capacity greater than**
14 **one U.S. gallon for blending and manufacturing purposes.** A distillery
15 licensee may not sell any alcoholic beverage within this state except to the
16 commission or as provided in this section. However, any agricultural pro-
17 ducer or association of agricultural producers or the legal agents of an ag-
18 ricultural producer or association of agricultural producers that
19 manufactures and converts agricultural surpluses, by-products and wastes
20 into denatured ethyl and industrial alcohol for use in the arts and industry
21 are not required to obtain a license from the commission.

22 **“(2) [A] If a distillery licensee holds a valid distilled spirits plant**

1 **basic permit issued by the federal Alcohol and Tobacco Tax and Trade**
2 **Bureau for the licensed premises, the distillery licensee may:**

3 “(a) Permit tastings of [*the*] distilled liquor [*manufactured*] **approved by**
4 **the commission for sale in Oregon and manufactured in Oregon** by the
5 distillery licensee **or by another distillery licensee. Tastings may be of**
6 **the distilled liquor alone or with a mix of other liquids.** The tastings
7 may be conducted on the licensed premises of the distillery and at no more
8 than five other premises owned or leased by the licensee. [*The licensee must*
9 *purchase the distilled liquor from the commission.*] **The commission may**
10 **allow more than one distillery licensee to use the same premises at the**
11 **same time for conducting tastings. If the manufacturer of the distilled**
12 **liquor obtains distilled liquor for conducting tastings from the inven-**
13 **tory of the commission, the licensee shall pay the commission a pro-**
14 **cessing 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 manufactured**
21 **in Oregon and on the list of products approved by the commission for**
22 **retail sale in Oregon.**

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

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 approved by the commission**
20 **for sale in Oregon and manufactured in Oregon by the distillery**
21 **licensee or by another distillery licensee. Tastings may be of the dis-**
22 **tilled liquor alone or with a mix of other liquids. If the manufacturer**
23 **of the distilled liquor obtains distilled liquor for conducting tastings**
24 **from the inventory of the commission, the licensee shall pay the**
25 **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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