



**OREGON LIQUOR CONTROL COMMISSION**  
The Commission proposes to amend the following  
Oregon Administrative Rules:

**Temporary Event Housekeeping Package**  
OAR 845-005-0405, OAR 845-005-0410 & OAR 845-005-0415

**PUBLIC HEARING:**

Commission staff will hold a public hearing on this proposed action:

**Date:** January 27, 2009  
**Time:** 10:00 am - Noon  
**Location:** Oregon Liquor Control Commission  
9079 SE McLoughlin Boulevard  
Portland, OR 97222

Phone: (503) 872-5004 (toll free within Oregon 1-800-452-6522)

Fax: (503) 872-5110

**Presiding Officer:** Jennifer Huntsman

(Auxiliary aids for persons with disabilities are available upon advance request)

**CAPTION: Amendments to stipulate control of minor patronage and standardize language with temporary sales license rule**

The proposed amendments match the changes recently made to Minor Posting and Temporary Sales License rules. Those amendments are: deleting “ongoing business operation” language and replacing it with the limitation that the same applicant at a single location can be issued a temporary license for no more than 31 license days per calendar year; definition of key terms; removing references to the Minor Posting rule and instead clarifying requirements in each temporary event rule regarding plans to control minor patronage; and standardizing rule language with Temporary Sales License and Minor Posting rules.

You can obtain a copy of the proposed amendments by calling Laura Paul at 503-872-5105, or the toll-free number listed above. Rule drafts are also available on the OLCC web site: <http://oregon.gov/OLCC/> - go to the “Liquor Laws and Rules” button, then follow the link to “OLCC Proposed Rulemaking”, then “Temporary Events Rulemaking”, and finally “Initial Proposed Rule Draft”. If you wish to give your views, arguments, or information on this matter, you may do so at the public hearing, or you can submit comments by February 10, 2009. You can also email your comments to: [jennifer.huntsman@state.or.us](mailto:jennifer.huntsman@state.or.us).

**Documents faxed, mailed or emailed must be received by 5:00 pm on February 10, 2009.**

ORS 183.335(2)(G) requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing negative economic impact of the rule on business. That comment must also be received by 5:00 pm on February 10, 2009.

The Commission reserves the right to request and receive additional comments at any time on or before the date the Commission takes final action on the proposed rule.

**Statutory Authority:** ORS Chapter 471, including 471.030, 471.040 & 471.730(1)&(5)

**Other Authority:** None

**Statutes Implemented:** ORS 471.184, 471.223 & 471.227

**Need for the Rule(s):** These three rules describe the qualifications a Full or Limited On-Premises Sales Licensee must meet for the Commission to approve them for small-scale private catering, large-scale private catering, or applying for the temporary use of their license at another location. Also described is the process a Winery or Grower Sales Privilege licensee must follow to apply for using the privilege of their license on another premises. The proposed amendments match the changes recently made to Minor Posting and Temporary Sales License rules. Those amendments are: deleting "ongoing business operation" language and replacing it with the limitation that the same applicant at a single location can be issued a temporary license for no more than 31 license days per calendar year; definition of key terms; removing references to the Minor Posting rule and instead clarifying requirements in each temporary event rule regarding plans to control minor patronage; and standardizing rule language with Temporary Sales License and Minor Posting rules.

**Documents Relied Upon, and where they are available:** None.

**Fiscal and Economic Impact, including Statement of Cost of Compliance:** This statement takes into account the fiscal impact on (a) Licensees approved for temporary events; (b) local government; (c) state agencies; and (d) the public.

(a) **Licensees approved for temporary events.** The Commission does not anticipate any fiscal impact on liquor licensees from amending these rules.

(b) **Local government.** The Commission does not anticipate any fiscal impact on local government from the proposed rule amendments.

(c) **State agencies.** The Commission does not anticipate any fiscal impact on state agencies from the proposed rule amendments.

(d) **The public.** The Commission does not anticipate any fiscal impact on the public from the proposed rule amendments.

**Cost of Compliance:** There should be no costs for anyone to comply with these amendments. There are no reporting or recordkeeping requirements required for compliance. There is no requirement for equipment, supplies, labor, or administration. The new restriction that a maximum of seven license days can be approved on a single application might translate into some added inconvenience for the applicant in that they may have to fill out more paperwork. While some inconvenience could occur, the Commission does not anticipate any fiscal impact on liquor licensees from the proposed rule amendments.

**Because there is not adequate information available to accurately project the fiscal impact, the Commission is unable to calculate the potential fiscal impacts.**

**How were small businesses involved in the development of this rule?** The Commission assumes all licensed businesses are small businesses. Because the amendments to the rule are housekeeping in nature, we anticipate no negative fiscal or other impacts on any small business.

**Administrative Rule Advisory Committee consulted?** No. Because the amendments are housekeeping in nature, we did not consult an advisory committee.

(This notice mailed December 31, 2008)