

OREGON LIQUOR CONTROL COMMISSION LAW ORIENTATION FOR BREWERY-PUBLIC HOUSE LICENSEES

If your Brew-Pub will also sell alcohol at retail in addition to manufacturing malt beverages, you must also complete one of the following:

- **Law Orientation Self-Test for Off-Premises Sales Licenses.** Complete this test if you will only be selling wine, malt beverages or cider at retail “to go” in sealed containers. Note—use this test even if you provide sample tastes. Sample tastes are no more than 1.5 oz for wine or cider, and no more than 3 oz for malt beverages.
- **Law Orientation Self-Test for On-Premises Sales Licenses.** Complete this test if you are selling wine, cider, or malt beverages by the glass or bottle for consumption on the licensed premises, even if you will also sell alcohol “to go” in sealed containers.

You will need to review the OLCC **Law Orientation Booklet for Retailers** to complete the self-test. The law orientation booklet and the self test forms are available at www.oregon.gov/OLCC. Click on the “Get a Liquor License” link to access these documents.

REFERENCES FOR THIS LAW ORIENTATION

In the text below, ORS refers to Oregon Revised Statutes, and OAR refers to Oregon Administrative Rules. The OLCC Law Book and links to Oregon Administrative Rules and Oregon Revised Statutes are available on-line at www.oregon.gov/OLCC. Click on Liquor Laws and Rules to access these documents. You can also request the laws and rules on a CD or in a hard copy format by calling 503-872-5003 or by e-mailing a request to Joy.Evensen@state.or.us.

DEFINITIONS

ORS 471.200	Brewery-Public House License
ORS 471.001	Definition of terms

TERRITORIAL AGREEMENT

OAR 845-010-0166	Territorial agreements for the wholesale sale of malt beverages
ORS 474.105	Legislative finding on ORS 474.115
ORS 474.115	Wholesale sale of malt beverage subject to agreement designating territory of sale

LABELING

ORS 471.315	Grounds for cancellation or suspension of license or imposition of civil penalty
ORS 471.446	Seals on wine containers; improper labeling; injurious or adulterated ingredients
OAR 845-010-0205	Malt beverage labeling requirements, analysis of malt beverages
OAR 845-010-0206	Private labels

PRICE LISTS

OAR 845-010-0210	Price lists
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ADVERTISING

OAR 845-007-0005	Purpose and application of rules
OAR 845-007-0010	Definitions

OAR 845-007-0015	Advertising media
OAR 845-007-0020	Restrictions
OAR 845-007-0025	Advertising signs on licensed premises
OAR 845-007-0035	Removal of objectionable and non-conforming advertising

WINE, CIDER AND MALT BEVERAGE PRIVILEGE TAX - CHAPTER 473

ORS 473.005	Definitions for chapter
ORS 473.015	Definition of ““cider””
ORS 473.020	Administration of chapter by commission
ORS 473.030	Tax on wines and malt beverages
ORS 473.035	Tax on cider
ORS 473.040	Additional tax on beverages manufactured out of state
ORS 473.045	Tax on sale or use of agricultural products used by wineries; penalty for nonpayment
ORS 473.047	Marketing activity tax credit; rules
ORS 473.050	When privilege tax not imposed
ORS 473.057	Reciprocal waiver of tax on wine or cider authorized
ORS 473.060	Payment of taxes; refunds; interest or penalty; appeal
ORS 473.070	Statements by manufacturers as to quantities produced
ORS 473.080	Estimate by commission when statement not filed or false statement filed
ORS 473.090	Lien created by the tax
ORS 473.100	Seizure of property; notice of sale
ORS 473.110	Sale of property; disposal of proceeds
ORS 473.120	Collection of sums due state; remedies cumulative
ORS 473.130	Estimate by commission as prima facie evidence
ORS 473.140	Records to be kept by manufacturers and purchasers
ORS 473.150	Inspection of manufacturer’s records; records to be kept for prescribed period
ORS 473.160	Records to be kept by persons transporting wine, cider or malt beverage
ORS 473.170	Failure to pay tax or to maintain records
ORS 473.180	Applicability to interstate and foreign commerce
ORS 473.190	State has exclusive right to tax liquor
ORS 473.990	Penalties
ORS 473.992	Penalty upon failure to pay agricultural products tax

BEVERAGE CONTAINERS AND REDEMPTION

OAR 845-020-0005	Definitions
OAR 845-020-0010	Certification of containers
OAR 845-020-0015	Application for certification of containers
OAR 845-020-0020	Redemption centers
OAR 845-020-0025	Application for approval of redemption center
OAR 845-020-0030	Standards of sanitation and cleanliness of redemption center
OAR 845-020-0035	When dealer not required to accept containers
ORS 459A.700	Definitions
ORS 459A.705	Refund value required
ORS 459A.710	Practices required of dealers and distributors
ORS 459A.715	When dealer or distributor authorized to refuse to accept or pay refund in certain cases; notice
ORS 459A.720	Indication of refund value required; exception; certain metal containers and plastic container holders prohibited
ORS 459A.725	Certification of containers as reusable by more than one manufacturer

ORS 459A.730 Decision upon certification applications; review and withdrawal of certification
ORS 459A.735 Redemption centers

TIED HOUSE, FINANCIAL ASSISTANCE and RETAIL SALES

ORS 471.392 Definitions for ORS 471.392 to 471.400
ORS 471.394 Prohibition on sales at both wholesale and retail; prohibition on financial connection between retailer and wholesaler
ORS 471.396 Exceptions to prohibition on financial connection between wholesaler and retailer
ORS 471.398 Prohibition of financial assistance from wholesaler to retailer
ORS 471.400 Exceptions to prohibition of financial assistance; rules

OAR 845-013-0001 Financial assistance; purpose, limitation, definitions and record keeping
OAR 845-013-0010 Substantial gratuities
OAR 845-013-0020 Money, credit, discounts
OAR 845-013-0030 Fixtures, furniture, furnishings
OAR 845-013-0040 Advertising
OAR 845-013-0050 Point of sale material
OAR 845-013-0060 Items of nominal value
OAR 845-013-0070 Services of nominal value
OAR 845-013-0075 Schematics
OAR 845-013-0090 Wholesale-retail relations: non-profit special licenses
OAR 845-013-0100 Wholesale-retail relations: sale at both wholesale and retail
OAR 845-013-0110 Wholesale-retail relation: prohibited conduct
ORS 471.289 Certificate of Approval
ORS 471.478 Keg Sales

Law Orientation Booklet for Retailers, emphasis to Section F, "Advertising and Financial Assistance."

LAW ORIENTATION ACKNOWLEDGEMENT

By signing below, I certify that I have received and reviewed copies of the above regulations which pertain to a Brewery-Public House license.

APPLICANT SIGNATURE(S) AND DATE

_____	_____	_____	_____
Name	Date	Name	Date
_____	_____	_____	_____
Name	Date	Name	Date