

**OREGON LIQUOR CONTROL COMMISSION**  
**Law Orientation for Winery Licensees**

NAME OF APPLICANT \_\_\_\_\_ DATE \_\_\_\_\_

BUSINESS NAME \_\_\_\_\_ CITY \_\_\_\_\_

If your winery will also sell alcohol at retail in addition to producing wine, you must also complete one of the following:

- **Law Orientation Self-Test for Off-Premises Sales Licenses.** Complete this test if you will 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](http://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](http://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](mailto:Joy.Evensen@state.or.us).

**COMPLETING THIS LAW ORIENTATION**

To complete this law orientation you must read the statutes and rules referenced below, sign the statement at the end of this form, and submit the signed forms to OLCC with your license application packet. If you have questions regarding a specific statute or rule, please contact your license investigator or your local OLCC office.

**DEFINITIONS**

ORS 471.223                      Winery License

**MANDATORY LIABILITY INSURANCE**

ORS 471.168                      Certain licensees required to maintain liquor liability insurance or bond

## **“TIED HOUSE” PROHIBITIONS**

ORS 471.394	Prohibition on sales at both wholesale and retail; prohibition of financial connection between retailer and wholesaler
ORS 471.396	Exceptions to prohibition on financial on financial connection between wholesaler and retailer.
ORS 471.398	Prohibition of financial assistance from wholesaler to retailer
ORS 471.400	Exception to prohibition of financial assistance; rules
ORS 471.401	Exception from tied house prohibition for sale of advertising to arena
ORS 471.402	Sample tastings authorized

## **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

## **FINANCIAL ASSISTANCE**

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

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

By signing below, I certify that I have read the full text of the Oregon Revised Statutes, Oregon Administrative Rules and Booklets listed on this law orientation form.

\_\_\_\_\_  
Signature of Applicant      Date

(rev 8-07)