Memo

TO: To Whom It May Concern

FROM: Bryant Haley, Administrative Policy & Process Division

DATE: February 23, 2018

RE: Commission Action on Rules, February 22, 2018

On February 22, 2018, the Oregon Liquor Control Commission took the following rulemaking actions:

**INITIAL ACTION**

- **OAR 845-006-0335 - Age Verification; Minors on Licensed Premises**
  - Senate Bill 1044B passed the 2017 Oregon Legislature and made a number of changes to laws governing alcohol in Oregon. The amendments align the rule with statute and expand the definition of acceptable identification an individual may provide to purchase or be served alcoholic beverages.
  - **ACTION**
    - The Commission initiated rulemaking on the amendments to 845-006-0335. Staff will hold a comment period on this issue.

**FINAL ACTION**

- **OAR 845-006-0347 - Noisy, Disorderly or Unlawful Activity and Drinking Alcohol Outside the Premises**
  - This rule prohibits a permittee or licensee from permitting noisy, disorderly or unlawful activities on a licensed premises, defines those terms and lists penalties for violating various sections of the rule. This rulemaking clarifies two issues staff has become aware of: social gaming and eviction of persons.
  - Staff has been monitoring issues around gambling and social gaming within OLCC licensed establishments. OLCC licensees often contract with the Oregon Lottery to provide customers with a legal avenue for state sanctioned gambling. Further, municipalities may pass local ordinances allowing social gaming. Staff has added pertinent statutory definitions for both practices and subsequent clarifying language.
  - Staff has become aware of licensees not evicting their own staff or contractors when they are involved in unlawful acts. In response, staff removed the word patrons and replace it with persons. The amendments require the licensee to remove all persons engaged in unlawful activity from the licensed premises for 24 hours.
  - **ACTION:**
• The Commission approved the amendments to 845-006-0347 effective March 1, 2018.

Attached please find copies of the related rulemaking documents. For your convenience, all attachments are in PDF format.