



# OREGON LIQUOR CONTROL COMMISSION OREGON DISTILLERY TASTING PRIVILEGE

Application to Provide Tastings of Distilled Liquor

**INSTRUCTIONS:** Complete this form and mail it to: OLCC License Process Unit, P.O. Box 22297, Milwaukie, OR 97269-2297

An Oregon Distillery Licensee is eligible to provide tastings of distilled liquor on the Distillery Licensee's annually licensed premises and effective January 1, 2014 at no more than five other premises owned or leased by the licensee. ORS 471.230(2)(a)

Note: To sell factory-sealed containers of your product directly to retail consumers on your annually licensed premises and at no more than five other premises owned or leased by you call the OLCC Retail Services Division at 503-872-5020 or email: [OLCC.RetailServices@state.or.us](mailto:OLCC.RetailServices@state.or.us)

**PLEASE PRINT OR TYPE**

**Licensee Name:** \_\_\_\_\_ **Trade Name:** \_\_\_\_\_

**I am applying to provide tastings of distilled liquor at:**

My annually licensed premises (Location #1): \_\_\_\_\_  
(Business Street Address) (City)

**And/or at the following location(s):**

Location #2: \_\_\_\_\_  
(Business Street Address) (City)

Location #3: \_\_\_\_\_  
(Business Street Address) (City)

Location #4: \_\_\_\_\_  
(Business Street Address) (City)

Location #5: \_\_\_\_\_  
(Business Street Address) (City)

Location #6: \_\_\_\_\_  
(Business Street Address) (City)

**I will distinguish trade visitors from members of the public by (check those that apply):**

- Providing tastings for trade visitors in separate areas or at separate times from tastings for the general public;
- Using distinctive glassware for trade visitors;
- Using badges or name tags;
- Other (please describe): \_\_\_\_\_

1. Include with this application a separate floor plan of the "identified tasting area" (the area where the public can have distilled liquor tastings) for **EACH** business location at which you are applying to provide tastings.

2. If you are applying to provide tastings of distilled liquor at one (or more) location other than your annually licensed premises include either proof of ownership or the lease for the real property for each business location address.

**Please note that you must receive approval from the OLCC prior to providing tastings of distilled liquor.**

I understand and will comply with the requirements of OAR 845-006-0452. I understand the business location address can't be on the premises of a Full On-Premises that is not owned by me or any Limited On-Premises, Off-Premises, or Temporary Sales License.

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

<b>OLCC USE ONLY</b>	Premises Number: _____
	Approved by: _____ Date: _____

## **OAR 845-006-0452**

OAR 845-005-0431 sets the qualifications for an Oregon distillery licensee to obtain Commission approval to provide tastings of distilled liquor manufactured by the distillery licensee for consumption on the distillery licensed premises, or on another premises owned or leased by the licensee, or both. This rule sets the requirements to provide the tastings.

(1) Definitions. For this rule and OAR 845-005-0431

(a) "Per day" means from 7:00 am until 2:30 am on the succeeding calendar day.

(b) "Identified tasting area" means a specific defined area where tastings of alcohol occur. The area must be of a size and design such that the person(s) serving the taste(s) can observe and control persons in the area to ensure no minors or visibly intoxicated persons possess or consume alcohol and that other liquor laws are followed.

(c) "Manufactured by the distillery licensee" means the licensee distills, rectifies, blends, or otherwise produces the distilled liquor product on the distillery licensed premises in Oregon.

(d) "Another premises owned or leased by the distillery licensee" is an annually licensed second location of the distillery licensee at which the distillery licensee owns specific real estate or has a written contract which allows the licensee to exclusively possess or use specific real estate for a specified term and for a specified rent. The real estate must be off of the distillery licensee's annually licensed premises and may not be on the premises of a retail licensee as defined in ORS 471.392(2).

(e) "Trade visitor" means a person whose job includes the purchase, or recommended purchase, of distilled spirits by a licensee of the Commission or distributors and others in the commercial distribution chain; or a person representing an agency of mass communication, such as television, radio, newspaper, magazine, and internet.

(2) The tastings of distilled liquor are allowed only within the identified tasting area approved by the Commission. The identified tasting area must be on the distillery licensee's annually licensed premises or on another premises owned or leased by the licensee. Customers may not remove the tasting from the identified tasting area.

(3) A distillery licensee may provide only tastings and only of distilled liquor manufactured by the distillery licensee and approved by the Commission for sale in Oregon.

(4) Tastings provided to the general public.

(a) A tasting provided to the general public shall be no more than one-half fluid ounce of distilled liquor in a single container. The container may also contain nonalcoholic beverages; however, the total amount of liquid in the container may be no more than two ounces. A licensee may charge a member of the general public a fee for tastings.

(b) A distillery licensee shall not provide more than two and one-half fluid ounces of distilled liquor per person per day.

(5) Tastings provided to a trade visitor.

(a) A tasting provided to a trade visitor shall be no more than one fluid ounce of distilled liquor in a single container. The container may also contain nonalcoholic beverages; however, the total amount of liquid in the container may be no more than three ounces. A licensee may not charge a trade visitor a fee for tastings.

(b) There is no daily limit on distilled liquor tastings provided to a trade visitor.

(c) Trade visitors must be distinguished from members of the general public (OAR 845-005-0431(8)(b)).

(6) Minors are permitted in the identified tasting area only if allowed by the Commission's rule on minor postings, OAR 845-006-0340.

(7) Alcohol servers who pour tastings must have valid service permits and be at least 21 years of age.

(8) Failing to obtain Commission approval as required by OAR 845-005-0431 prior to providing the service of distilled liquor tastings is a Category I violation. A violation of sections (1) – (7) of this rule is a Category III violation.

(9) A violation of a liquor law at another premises owned or leased by the distillery licensee is the responsibility of the distillery licensee.

# FLOOR PLAN FORM for OREGON DISTILLERY TASTING PRIVILEGE

Oregon Distillery Licensee: \_\_\_\_\_

Trade Name: \_\_\_\_\_

Business Location Address: \_\_\_\_\_

City/Zip Code: \_\_\_\_\_

Please complete a separate form for each premises where you will be providing tastings (your annually licensed premises and/or at no more than five other premises).

Use this box to provide a simple sketch or drawing of:

- a) The room or rooms that make up the Distillery licensed premises; and
- b) The "identified tasting area" (the area where the public can have distilled liquor tastings) within the premises. Please label this area as the "identified tasting area."

Licensee Signature: \_\_\_\_\_ Date: \_\_\_\_\_

<b>OLCC USE ONLY</b>	Premises Number: _____
	Approved by: _____ Date: _____