OREGON LIQUOR & CANNABIS COMMISSION



THIRD-PARTY DELIVERY FACILITATOR Permit Privileges

WHAT IS A "THIRD-PARTY DELIVERY FACILITATOR"?

A Third-Party Delivery Facilitator (TPDF) is defined in OAR 845-005-0421 as an individual, person, or company that:

- Delivers, or holds itself out as willing to deliver, alcoholic beverages from an eligible business to a final consumer in Oregon; or
- Facilitates, or holds itself out as willing to facilitate, the sale and delivery of alcoholic beverages by an eligible business to a final consumer in Oregon.

THIRD-PARTY DELIVERY FACILITATOR PERMIT PRIVILEGES

- Deliver, or cause to be delivered, alcoholic beverages to a final consumer on behalf of an eligible business
- Advertise alcoholic beverages available for retail sale
- Solicit, receive, and accept orders for alcoholic beverages from final consumers
- Receive payment for alcoholic beverages ordered by final consumers

Holders of a TPDF permit may only exercise the above privileges when acting on behalf of an eligible business. The eligible business must control the advertising, price, acceptance of orders, payments received, and ensure that a final consumer is provided only the types of alcoholic beverages allowed to be sold at retail by the eligible business.

Eligible businesses that may use a TPDF to deliver alcoholic beverages to a final consumer in Oregon include the holder of the following licenses and permits:

- Full on-premises sales license (ORS 471.175)
- Limited on premises sales license (ORS 471.178)
- Off-premises sales license (ORS 471.186)
- Temporary sales license (471.190)
- Brewery-public house license (ORS 471.200)
- Brewery license (ORS 471.221)
- Winery license (ORS 471.223)
- Grower sales privilege license (ORS 471.227)
- Direct shipper permit (ORS 471.282)
- *** Retail Liquor Stores and Distillery Retail Outlets are <u>not</u> eligible businesses under the Commission's current rules. A TPDF permittee may not act on behalf of these businesses while exercising TPDF privileges.

PERMIT REQUIREMENTS

The TPDF permit fee is \$500 per year. Additionally, the Alcohol Delivery Training Program has an initial review fee of \$250.

Applicants for a TPDF permit must identify at the time of application an alcohol delivery training program as outlined in OAR 845-005-0451 that will be used to educate all persons who will deliver alcohol beverages under the TPDF permit. An applicant for a TPDF permit may only use an alcohol delivery training program that has been approved by the OLCC. Alcohol delivery training programs must be provided by either the permittee or by another party under contract with the permittee.

An alcohol delivery training program shall include training on at least the following:

- Forms of identification required by ORS 471.130 and the Commission rules and methods for identifying, inspecting, accepting or rejecting identification.
- Signs of visible intoxication and methods for recognizing these signs and for refusing to deliver alcoholic beverages to a final consumer.
- Rules adopted by the Commission relating to the delivery of alcoholic beverages to a final consumer.

To deliver alcohol beverages to a final consumer, a TPDF permittee may only use a delivery person who:

- Has completed an approved alcohol delivery training program within the last three years; or
- Has completed an approved alcohol server education course and passed the examination within the last three years.
- Is at least 18 years of age and holds a valid driver's license or other identification.
- Has no relevant convictions as outlined in OAR 845-005-0421(8)(b)(E-G).

The holder of a TPDF permit must retain certain records related to delivery persons and alcoholic beverage delivery activities in Oregon and must allow OLCC to audit the permittee's records upon request. The permittee must make these records available to the Commission no later than 30 days after the Commission sends a written request to the permittee. The application form on page three includes Audit Request Contact Information which must be provided in order to be issued a TPDF permit.

Additionally, any applicant for a TPDF permit may not be or hold financial interest in a manufacturer or wholesaler of alcoholic beverages.

To apply for the Third-Party Delivery Facilitator permit, use the OLCC Cannabis & Alcohol Management Program (CAMP): CAMP Customer Portal

Relevant Links

- CAMP Customer Portal: CAMP Customer Portal
- Delivery of Alcoholic Beverages to Individuals Definitions: OAR 845-005-0416
- Third-Party Delivery Facilitator Permit: OAR 845-005-0421
- Wine and cider delivery to a consumer: OAR 845-006-0392
- Malt beverage delivery to a consumer: OAR 845-006-0396
- Supplier-Retailer Relations Guide
- For alcohol service permit questions: olcc.servicepermits@olcc.oregon.gov
- For general liquor licensing questions: olcc.alcohollicensing@olcc.oregon.gov
- For liquor license renewal inquiries: <u>olcc.renewals@olcc.oregon.gov</u>
- For liquor compliance or enforcement inquiries: alcohol.olcc@olcc.oregon.gov