

**OREGON LIQUOR CONTROL COMMISSION
LAW ORIENTATION FOR WHOLESALE MALT BEVERAGE AND WINE LICENSEES**

Trade Name (DBA) _____ CITY _____

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 form 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.

REFERENCES (ELECTRONICALLY) FOR THIS LAW ORIENTATION

Oregon Revised Statutes (ORS) are adopted, repealed and amended by the Oregon legislature and signed into law by the Governor.

- [Oregon Revised Statutes \(ORS\), Chapter 459A](#)
- [Oregon Revised Statutes \(ORS\), Chapter 471](#)
- [Oregon Revised Statutes \(ORS\), Chapter 473](#)
- [Oregon Revised Statutes \(ORS\), Chapter 474](#)

Oregon Administrative Rules (OAR) are implemented by the OLCC. These regulations are proposed by, adopted, repealed and amended by the OLCC.

- [Oregon Administrative Rules \(OAR\), Division 007](#)
- [Oregon Administrative Rules \(OAR\), Division 010](#)
- [Oregon Administrative Rules \(OAR\), Division 013](#)
- [Oregon Administrative Rules \(OAR\), Division 020](#)

DEFINITIONS

ORS 471.001 Definition of terms
ORS 471.235 Wholesale Malt Beverage and Wine license

LICENSE REQUIRED

ORS 471.155 Commission's licensing duties; bonds
ORS 471.313 Grounds for refusing to issue license
ORS 471.730(8) Regulatory powers of commission

LABELING

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
OAR 845-010-0290 Labeling requirements for wine

PRICE LISTS

OAR 845-010-0170 Maintaining Records: Manufacturers, Wholesalers, Importers
OAR 845-010-0200 Wholesale Licensees; Sales, Prices to Retailers
OAR 845-010-0210 Price lists

ADVERTISING

OAR 845-007-0005 Purpose and application of rules
OAR 845-007-0010 Definitions
OAR 845-007-0015 Advertising media, coupons
OAR 845-007-0020 Restrictions
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 473.045	Tax on sale or use of agricultural products used by wineries; penalty for non-payment
ORS 473.047	Marketing activity tax credit; rules
ORS 473.050	When privilege tax not imposed
ORS 473.060	Payment of taxes; refunds; interest or penalty; appeal
ORS 473.065	Deposit in lieu of bond; requirements, refund of excess amounts; Waiver of bond.
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
OAR 845-010-0151	Deduction of privilege tax after destruction of defective product

TERRITORIAL AGREEMENT

ORS 474.105	Legislative finding on ORS 474.115
ORS 474.011	Good cause required for termination, cancellation or failure to renew agreement.
ORS 474.115	Wholesale sale of malt beverage subject to agreement designating territory of sale
OAR 845-010-0166	Territorial agreements for the wholesale sale of malt beverages.

BEVERAGE CONTAINERS AND REDEMPTION

ORS 459A.700	Definitions
ORS 459A.705	Refund value required
ORS 459A.710	Practices required of dealers and distributors
ORS 459A.712	Liability of manufacturer, distributor and importer for failure to pay refund value of beverage containers
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
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

TIED HOUSE, FINANCIAL ASSISTANCE and RETAIL SALES

- ORS 471.244 Certificate of Approval
- 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
- ORS 471.478 Keg Sales
- 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

VIOLATIONS

- ORS 471.315 Grounds for cancellation or suspension of license or imposition of civil penalty
- ORS 471.405 Delivery to unlicensed location (Sale of alcohol other than as license permits)
- ORS 471.405 Prohibited sales, purchases, possession, transportation, importation or solicitation in general; forfeiture upon conviction
- ORS 471.425 Misrepresentations by licensee and others; maintenance of disorderly establishment
- ORS 471.445 Use of misleading mark or label on container
- ORS 471.446 Improper labeling

LAW ORIENTATION ACKNOWLEDGEMENT

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

Date _____

Printed Name

Signature

Printed Name

Signature

Printed Name

Signature