

Oregon's Alcohol Laws and Minors

ORS 165.805 - Misrepresentation of age by a minor. When a minor misrepresents their age, they are referred to Juvenile Court (if under 18) or cited into District Court (if 18-20). Misrepresentation of age is a Class C misdemeanor, and the minor will have to wait up to one year to obtain a driver's license.

ORS 471.430 - Minor in possession of alcohol. When a minor is in possession of alcohol, (including through consumption), they will be referred to Juvenile Court or cited into District Court. They will be fined, driving privileges will be suspended for up to one year, and/or the minor will have to wait up to one year to apply for a driver's license. Juveniles may be sent to Alcohol School.

ORS 471.610 - Confiscation of liquor and property. When any officer arrests a person for violation (usually selling/serving without a license), the officer may take into possession all alcoholic liquor and other property used for the event. Other property that can be confiscated include: bars, glasses, chairs, tables, music devices, furniture, equipment. This property shall be forfeited to the State of Oregon.

ORS 471.620 - Property or places subject to confiscation. Any room, house, building, boat, structure, or place of any kind where alcoholic liquor is sold or given away in violation of the law shall be subject to confiscation. Anyone who maintains or assists in maintaining such a place, shall be guilty of a violation.

ORS 471.410(2) - Furnishing alcohol to a minor. In Oregon, it is illegal for anyone except a parent or legal guardian to give alcohol to a minor.

ORS 471.410(3) - Allowing person under 21 to consume alcohol on property under your control. It is illegal for someone exercising control over private real property to knowingly allow any person under 21, who is not a child or minor ward of the person, to consume alcohol on the property, or allow any other person under the age of 21 to remain on the property if they have consumed alcohol. Mandatory minimum sentences of \$350 for a first offense, and a fine of \$1000 for subsequent convictions.

ORS 30.950 - Licensee, permittee and social host liability. As a social host, you are liable for damages incurred or caused by intoxicated patrons or guests away from your home if you served or provided the guest alcoholic beverages while that guest was visibly intoxicated.

ORS 30.960 - Liability for serving minors; liability for misrepresentation of age. As a host, you are liable for injuries caused by a minor who obtained alcoholic beverages from you if you did not have proof the minor was of age. Also, a minor who misrepresents their age to an OLCC licensee or server whom OLCC fines, may be sued by the licensee/server to recover damages.

Remember: It is illegal in Oregon for anyone except a parent or legal guardian to provide alcohol to a minor. A parent or guardian may legally provide alcohol *only* to their child in a private residence when accompanying their child. A parent cannot "transfer" this responsibility to another adult or to a public place. And, if you allow your property/home to be used for a party where minors (other than your children in your presence) consume alcohol, you may have to forfeit property and/or go to court.