

## INFORMATION BULLETIN 2016-26

October 3, 2016

To: Medical Marijuana Dispensaries, Processors, and Interested Parties

From: Oregon Medical Marijuana Program

Subject: October 1<sup>st</sup>, 2016 Compliance Clarification

The Oregon Medical Marijuana Program (OMMP) has a compliance deadline of October 1, 2016, that affects testing, labeling, packaging, and concentration/serving size. **The OMMP has not pushed back the compliance date related to any of these items but has made a few minor modifications in the form of temporary rules.**

If a marijuana item was transferred to a dispensary prior to October 1, 2016, it may continue to be sold if one of the following statements listed under the testing, labeling and packaging categories are true:

### Testing:

- The item was tested by a laboratory that was not licensed and not accredited prior to October 1, 2016, and contains a sticker that reads “**DOES NOT MEET NEW TESTING REQUIREMENTS**” in 12 point font, and in bold, capital letters on the label. Items labeled in this manner will not be able to be sold after December 31, 2016; OR
- The item was tested by an accredited and licensed laboratory under the new [division 7 testing standards](#).

### Labeling:

- The marijuana item contains a generic label appropriate for the marijuana item as indicated in [division 7 rules](#); OR
- The marijuana item contains a label that has received pre-approval by the OLCC.

### Packaging:

- If a marijuana item was not packaged in child-resistant packaging prior to October 1, the item may be placed in child-resistant exit packaging by the dispensary before it is transferred to a patient, caregiver or consumer; OR
- The marijuana item’s package has received pre-approval and will not be needing addition packaging before it is transferred to a patient, caregiver or consumer.

To further explain labeling, a generic label means that it contains no pictures, graphics or logos. A dispensary may re-label any item that it received prior to October 1 to meet the new division 7 rules and does not need to include the harvest date, harvest lot number, date the product was made or the process lot number if that information is not known by the dispensary.

If label pre-approval by the OLCC has been received, proof may be shown by obtaining a copy of the approval letter or obtaining a screen shot capture of the label's approved status for the marijuana item in the person's OLCC online account in their dashboard.

For more information regarding labeling and packaging visit the [OLCC's packaging and labeling web page](#).

#### Concentration:

Medical marijuana items sold from a dispensary to patients and caregivers, such as edibles, topicals, tinctures, capsules, suppositories, transdermal patches, concentrates, extracts and other cannabinoid products must meet the concentration and serving size limits outlined in [Table 2](#) of OAR 333-007-0220. This also applies to items transferred into a dispensary prior to October 1, 2016.

Dispensaries participating in early retail sales may only sell limited marijuana retail products as outlined in [OAR 333-008-1500](#) to adults 21 years of age or older. The only types of edibles that may be sold during early retail start are low-dose edibles that contain no more than 15 milligrams of THC in a unit.

*Dispensaries that currently have in-stock marijuana items that do not meet the concentration and serving size limits must return those items to the processor or dispose of them properly. The dispensary must document any returns or disposal of products.*

**The retail concentration and serving size limits outlined in [Table 1](#) of OAR 333-007-0210 apply to OLCC licensed processors and retail shops only.**

On and after October 1, 2016, a dispensary may only accept the transfer of a marijuana item if the item:

- Has been tested by an accredited and licensed laboratory.
- Contains a generic label or a label that has received pre-approval from the OLCC.
- Has a package that has been pre-approved by OLCC, unless pre-approval is not required.
- Meets the concentrations limits outlined in Table 2 of OAR 333-007-0220 or is a product allowed under early retail sales.
- Is a marijuana product transferred by a processor that is listed on the [OMMP's website](#). Patients, caregivers and growers may only continue to transfer useable marijuana to dispensaries.

All rules regarding medical marijuana may be found at: [healthoregon.org/ommprules](http://healthoregon.org/ommprules)