BEFORE THE LIQUOR CONTROL COMMISSION
OF THE STATE OF OREGON

ORDER MODIFYING MARIJUANA LICENSEE TESTING REQUIREMENTS

BACKGROUND

OAR 845-025-5700 authorizes the Oregon Liquor Control Commission to issue an order allowing licensed marijuana testing laboratories to test randomly chosen samples from batches of usable marijuana submitting for pesticide testing by a licensee if the commission finds that there is insufficient laboratory capacity for the testing of pesticides.

FINDINGS

In order to determine laboratory capacity for pesticide testing commission staff reviewed data submitted by laboratory licensees and forecasts of production yield in medical and recreational market. Staff estimates that the average monthly harvest in the recreational and medical markets is approximately 10,000 pounds. If one hundred percent of the test batches in the average monthly harvest were tested for pesticides, staff estimate that existing laboratory licenses would require every working day in the month to process all samples. This estimate does not include time required for sampling, transit or re-testing. Moreover, due to the nature of the outdoor harvest, production yields are expected to be much higher than average in the month of October. Therefore, the commission finds that current laboratory capacity for testing pesticides is not sufficient.

ORDER

Licensed recreational producers must make all test batches in a harvest lot available for sampling and pesticide testing. For harvest lots consisting of one test batch, laboratory licensees must test every test batch for pesticides. For harvest lots consisting of more than one test batch, laboratory licensees must test at least thirty three percent of the test batches in the lot for pesticides. All testing must be performed pursuant to the requirements set forth in OAR 845-025-5700 and all test results must be recorded in the Cannabis Tracking System as required by rule.

Dated this 3 day of October, 2016.

Steve Marks

Steve Marks
Executive Director
Oregon Liquor Control Commission