



## Farm Direct Marketing, Agricultural Products

The Oregon Farm Direct Marketing Rules adopted under OAR [603-025-0215](#) thru [603-025-0275](#), exempts farm direct marketers from ODA licensing that sell agricultural products that they grow. All sales must be directly to the end retail consumer. Consignment sales of some agricultural products is allowed.

### **Direct retail sales of the following agricultural products are exempt from ODA licensing:**

- Fruits, vegetables, edible flowers and herbs that are fresh, cured, or dried as part of routine post-harvest handling
- Shelled and unshelled nuts
- Shell eggs
- Honey with no additives
- Uncooked whole, hulled, crushed or ground grain, legumes and seeds
- Uncooked parched or roasted grains
- Popcorn, nuts, peppers and corn on the cob that are roasted by the farm direct marketer at the place of purchase after purchase and not sold for immediate consumption

### **Labeling**

All bottled, packaged and canned products must be labeled with the following:

- Product identity
- Net weight
- An ingredients statement (including any major allergens)
- The complete physical address of the agricultural producer

The following statements must be in a prominent location in legible, all capital, and bold-face type no less than one-eighth inch for shell eggs, grains, legumes, seeds and honey (20 hives or fewer are exempt from the below statements).

- **“THIS PRODUCT IS NOT PREPARED IN AN INSPECTED FOOD ESTABLISHMENT”**
- **“NOT FOR RESALE”**

### **Consignment Sales**

In addition to selling their own products, farm direct marketers may also sell some agricultural products from other farm direct marketers under consignment. Agricultural products eligible for consignment sales include:

- Fruits, vegetables, edible flowers and herbs that are fresh, cured, or dried as part of routine post-harvest handling
- Unshelled nuts
- Shell eggs (if the seller is a licensed egg handler)
- Honey (only when not combined with other ingredients)

Consignment agreements can only take place between two farm direct marketers from the same county or adjoining counties. Products sold under consignment must be clearly identified with the name and address of the consigning (original) agricultural producer. Consignment sales

logs must be maintained that include the name, complete physical address, and phone number of the agricultural producer and documentation of the quantity of items sold under consignment. There are no gross annual sales limitations for items sold under consignment.

<b>Food Item</b>	<b>"Not Inspected" Labeling Requirement</b>	<b>Allowed For Consignment</b>
fresh fruits, vegetables, and herbs		X
dried fruits, vegetables, herbs		X*
grains, seeds, legumes	X	
flour	X	
nuts in shell		X
unshelled nuts		
shell eggs	X	X**
honey with no additives	X***	X

\*Not unless part of routine post-harvest handling

\*\*Consignment allowed only when the agricultural producer selling consigned eggs has an egg handler license.

\*\*\* 20 hives or fewer are exempt from "Not inspected/Not for resale" labeling requirement.