

# Compliance Education Bulletin

## Bulletin CE2017-15

November 13, 2017

The Oregon Liquor Control Commission is providing the following information to: recreational marijuana licensees.

The bulletin is part of OLCC's compliance education. It is important that you read it, and understand it. If you don't understand it please contact the OLCC for help.

Failure to understand and follow the information contained in this bulletin *could result in an OLCC rules compliance violation affecting your ability to work or operate your business.*

Bulletin CE2017-15 covers the following issues:

- Trade Sample and Quality Control Samples

## Trade Sample and Quality Control Samples

**Trade Samples** are samples of product sent to other licensees for purposes of determining whether to purchase the marijuana product.

**Quality Control Samples** are samples of a licensee's own product for internal quality control and product development purposes.

### 845-025-1330

#### Trade Samples

Limited trade samples are allowed between licensees for purposes of determining whether to purchase the marijuana product. Below are items that can be shared as trade samples depending on the license type.

Trade samples **may not be consumed on the licensed premises**, and **cannot be resold** to another licensee or consumer. All trade samples must meet [Oregon Health Authority testing requirements](#).

**Producer:** Can share usable marijuana with a wholesaler, retailer or processor

**Processor:** Can share cannabinoid product, concentrate or extract with a wholesaler or retailer

**Wholesaler:** Can share usable marijuana or a cannabinoid product, concentrate or extract with a wholesaler, retailer or processor

**Retailer:** Can only receive trade samples from other license types as described above

Licensees are limited to providing the following trade sample amounts of marijuana to an individual recipient licensee in a 30-day period:

- 30 grams of usable marijuana
- 5 grams of cannabinoid concentrates or extracts
- 3 units of sale of any individual cannabinoid product

### **How to enter a trade sample in the Cannabis Tracking System (CTS)**

Trade samples are sent by producers, processors, and wholesalers to other licensees to create product awareness and as a means to generate business.

**Any time marijuana is on the road it must have an accompanying Metrc transfer manifest**—this includes trade samples. In Metrc the originating/sending licensee treats trade samples like any other package – every trade sample must be tagged as a package in Metrc and manifested to the destination.

Although not required, it is recommended that licensees distributing trade samples create a specific item in Metrc for the trade sample.

*For example: a producer distributing a trade sample of “Grape Ape Buds” would create a Metrc item of “Grape Ape Buds - Trade Sample.” This makes it clear to the sender, receiver, and OLCC what this item is intended as and that it is not for resale.*

The receiving licensee will accept the transfer and adjust the package in CTS with the reason of “Trade Sample.”

**Only the recipient of a trade sample should use the “Trade Sample” adjustment reason. Any marijuana item on the road without a transfer manifest would be a serious violation of OLCC rules and potentially of state law.**

Even if no sample is left behind – for example, a producer with an “exhibit case” to show the same example marijuana items to different retailers – a transfer manifest is still required.

If a licensee travels between multiple licensees showing an “exhibit case” of trade samples, or if a licensee previously agreed to accept the trade samples and later refuses, the manifest must be rejected by the transfer recipient.

For trade samples or any other package, once a licensee rejects the product it can be added to a new manifest for a different licensee. However, two important steps are required:

- The rejected package first must be accepted back by the sending licensee before it is available to be added to the next manifest; and
- A physical, printed manifest must accompany the new transfer. This may require the use of a portable printer in the delivery vehicle and remotely logging into Metrc from a computer or other device in the vehicle.

**845-025-1360**

### **Quality Control Samples**

Only producers and processors may provide quality control samples to their own employees. Quality control samples are only for internal quality control and product development purposes of a licensee's own items. The items **cannot be consumed on the licensed premises** and **cannot be resold** to another licensee or consumer. Below are the limits on products used for quality control samples within a business.

#### **Producer:**

- 28 grams of usable marijuana per harvest lot

#### **Processor:**

- 5 grams of cannabinoid concentrates or extracts per process lot
- 12 individual units of sale per process lot for other cannabinoid products

#### **How to enter a quality control sample in CTS**

Quality control samples should be recorded via an adjustment with the reason of "In-House Quality Control."

**Retailers and wholesalers cannot take quality control samples;** they can only record trade samples received from other licensees (see above).