



## OREGON LIQUOR CONTROL COMMISSION

# Pesticide/Solvent Failure Notification

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### What is this form?

Usable marijuana, cannabinoid extracts, and cannabinoid concentrates must be tested for pesticides. Cannabinoid extracts and concentrates must also be tested for solvents. Under OAR 845-025-5740, a licensee's product that fails testing must comply with OAR 333-007-0450. Batches of these items that fail the required tests and that are not reanalysed or remediated as allowed by OAR 333-007-0450 must be held by the licensee until they are destroyed in a manner approved by the Commission.

Some marijuana items may be eligible for reanalysis and remediation. **See OAR 333-007-0450 to determine if a sample is eligible for possible reanalysis.** A request for reanalysis must be made to the lab within 7 days of the results being reported into the Cannabis Tracking System (CTS). The reanalysis must occur within 30 days of the date of this request. If that sample passes, the licensee may then have another laboratory resample the batch and confirm the passing result. The request for retesting must be made within 7 days of the results being reported into CTS. Retesting must occur within 30 days of the request. The licensee is required by OAR 333-007-0450 to notify the Commission of a request for reanalysis, retesting, and all results from reanalysis and retesting.

If a passing pesticide result is not confirmed or a licensee chooses not to have the laboratory reanalyse the sample, then OAR 333-007-0450 requires that the licensee destroy the batch in a manner approved by the Commission.

In addition, if a request for reanalysis is not requested, the licensee must notify the Commission of the testing failure and must destroy the marijuana items in an order prescribed by the Commission, but may not destroy the items until directed to by the Commission.

Use this form to notify the Commission of a failed test, any reanalysis or retesting, and to request product destruction.

### When is destruction required?

#### For pesticides:

- The sample fails pesticide testing and a reanalysis is not requested; or
- The sample fails pesticide testing and the reanalysis or retesting fails;

#### For residual solvents:

- The sample fails solvent testing and a reanalysis is not requested; or
- The sample fails solvent testing and the reanalysis or retesting fails; or
- The sample fails solvent testing and is not remediated and retested for solvents and pesticides.





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### Section 3 – Proposed Destruction Method

#### What is this section?

The Commission must approve the destruction of any marijuana item that failed pesticide or solvent testing, and did not undergo or pass subsequent reanalysis or retesting.

You may elect to either (1) surrender the failed marijuana item to Commission staff, who will arrange for the item's destruction, or (2) destroy the product yourself in accordance with applicable Department of Environmental Quality (DEQ) guidance, while a Commission employee observes. For applicable DEQ guidance and methods of destruction, visit the following website:

<https://www.oregon.gov/deq/Regulations/Pages/Marijuana-Regulation.aspx#:~:text=The%20Oregon%20Department%20of%20Environmental%20Quality%20does%20not%20emissions%2C%20solid%20waste%2C%20hazardous%20waste%20and%20wastewater%20management.>

Use this section to document your proposed destruction method. You may not destroy marijuana items that have failed solvent or pesticide testing until you receive approval from the Commission. You must destroy items only in the approved methods, and you must document this destruction in the Cannabis Tracking System.

What method do you propose to use to destroy the item(s) listed on the previous page? If you are proposing different methods for different items, list the UID tag numbers or submit a separate form.

If your request is denied, the Commission may require additional information or may be awaiting the results of an investigation prior to issuing approval. You are required to retain the marijuana item(s) securely until they are destroyed.

- ☐ I elect to surrender the marijuana items listed on page 2 to the Commission for destruction.
- ☐ I elect to destroy the marijuana items listed on page 2 in accordance with DEQ guidance, while a Commission employee observes. My proposed destruction method is:

\_\_\_\_\_  
Licensee Name (Print)

\_\_\_\_\_  
Licensee Signature

\_\_\_\_\_  
Date

\*\*\* A Commission employee will contact you to arrange an appointment. \*\*\*

OLCC USE ONLY		
Received Date		
Surrender Date		
Observation Date		
Staff Name (Print)	Initial	Date
<input type="checkbox"/>	Confirmation sent to applicant	



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\*\*\* For OLCC Use Only \*\*\*

Case #: \_\_\_\_\_

Package Tag #	CTS Weight	Package Weight on Site	Destruction observed, or package surrendered?
			Observed / Surrendered
			Observed / Surrendered
			Observed / Surrendered
			Observed / Surrendered
			Observed / Surrendered
			Observed / Surrendered
			Observed / Surrendered
			Observed / Surrendered
			Observed / Surrendered
			Observed / Surrendered
			Observed / Surrendered
			Observed / Surrendered
			Observed / Surrendered
			Observed / Surrendered

**Notes:**

\_\_\_\_\_  
Inspector

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Approved by

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date