

Oregon Recreational Marijuana Program



OLCC Program and Rules Update
January 2019

State Marijuana Law and Responsible State Agencies

M91 November 2014

Statutes: ORS Chapter 475B

Administrative Rules OAR Division 25

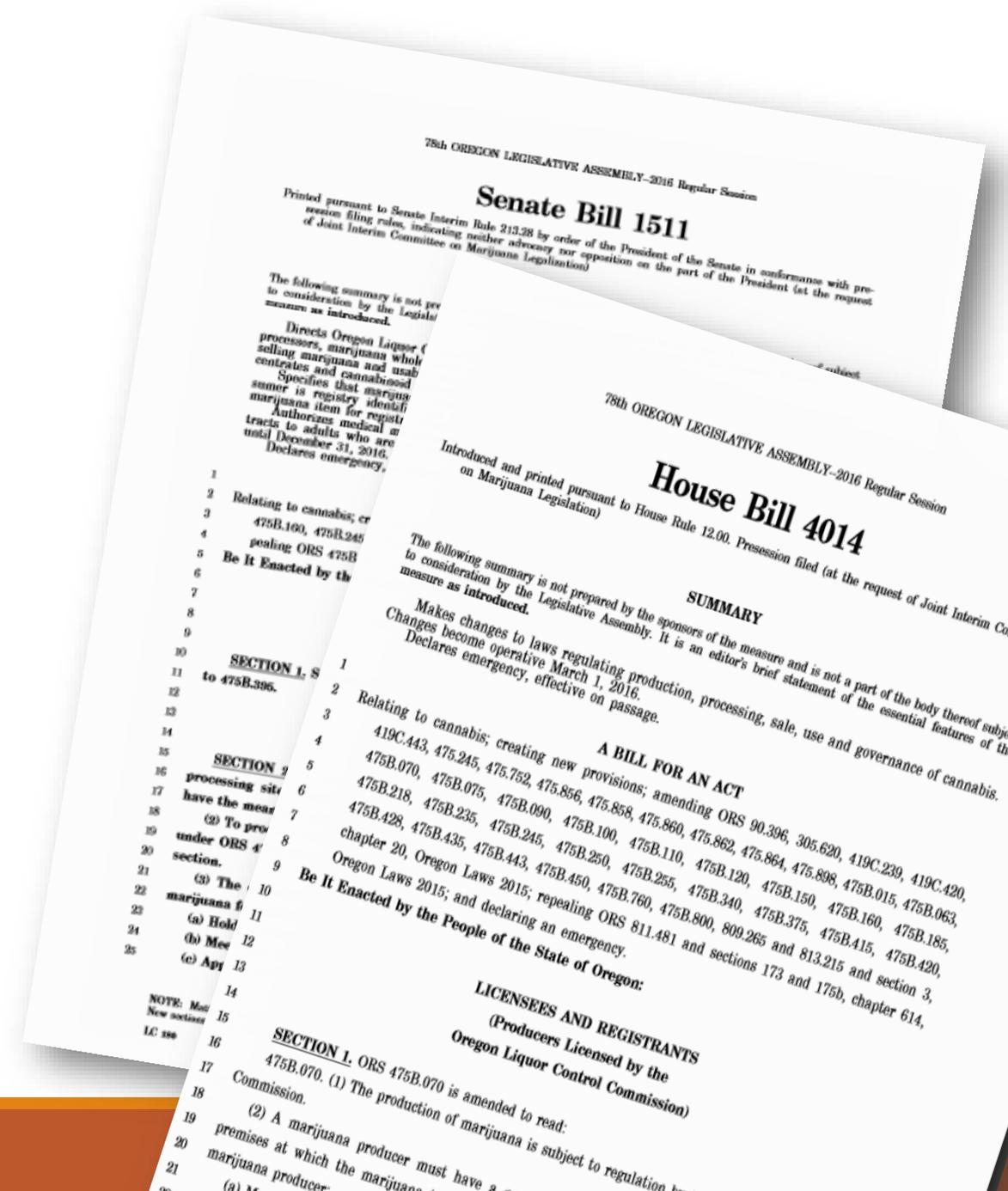
Oregon Liquor Control Commission (OLCC): recreational marijuana businesses and worker permits

Oregon Health Authority (OHA): medical marijuana activities/businesses, testing standards and requirements

Oregon Department of Revenue (DOR): tax collection

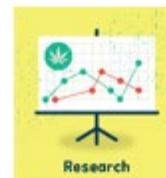
Oregon Department of Agriculture (ODA): commercial kitchens, scale certification, certain food handling activities, pesticides

Local jurisdictions: law enforcement, governing bodies, code enforcement





Licensing Update



Notification of Changes



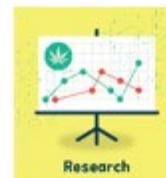
All changes in business structure of a licensed business, of any kind must be preapproved per OAR 845-025-1160(4). This includes, but is not limited to, the following scenarios:

- Changing ownership of the licensed business, in whole or in part.
- Addition new financial investors (of any amount or percentage of ownership).
- Members of a legal entity licensed business are removed from the business.
- Creating holding companies to wholly own a licensed business.
- Previously disclosed investors in a licensed business who were not subject to the background check requirement are taking a larger ownership role or financial interest that does require a background check

Failure to obtain pre-approval for any business structure or ownership change may result in license cancellation, and may affect licensees' ability to operate under any license in the future.



Rule Updates



Start up Inventory (OAR 845-025-2060)



- This rule change clarifies that applicants who submitted an application on or before July 1, 2018 may take advantage of this rule that allows immature plants to be brought onto the licensed premises from any source during the first 90 days of licensure.
- Any applications received **after July 1, 2018** will need to purchase start up inventory from other licensees.

Extract Processor Requirements (OAR 845-025-3260)



At the time of licensure or renewal an Extract processor must:
Provide proof in a form and manner specified by the commission that the premises proposed to be licensed has received a Certificate of Occupancy for the intended use issued by the appropriate local building official

Must list all equipment used in extraction and, if applicable, provide proof that equipment and process has been inspected by:

- Certified mechanical or electrical engineer;
- Industry recognized third party; or
- Manufacturer.



Trade Samples (OAR 845-025-1330)

- Allow wholesalers to transfer trade samples based on originating licensee, which will allow wholesalers to provide retailers with samples from more product line(s).
- Change trade sample amounts for cannabinoid products from three (3) to five (5). This will allow a licensee who makes multiple versions of a cookie, for example, to be able to provide 5 variations rather than only 3.
- Clarifies that licensees may share trade samples with their employees and must enter the transaction in the Cannabis Tracking System (CTS).



Retail Updates

OAR 845-025-1410

- This rule change clarifies that immature plants do not need to be locked in a safe or vault when the retailer is not open for business.

OAR 845-025-2800

- Clarifies that a retailer can only sell a customer five (5) grams of an inhalant per day.
- Allows medical patients to purchase eight (8) ounces of usable marijuana per day and no more than thirty two (32) ounces per month.

OAR 845-025-2880

- Enables retailers to apply for the ability to deliver to patients and primary caregivers throughout the state, even in opt-out jurisdictions

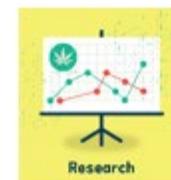


Waste Disposal

OAR 845-025-7750

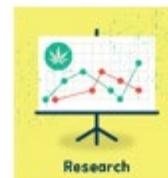


- This rule change requires camera coverage of marijuana waste, and requires the licensee to document a reason for the waste as well as the exact time and method of destruction of waste.





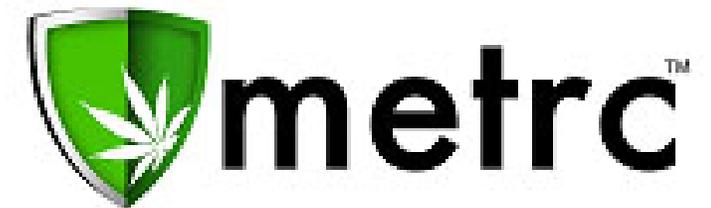
CTS Updates



METRC Wiki



<https://wiki-or.metrc.com>





METRC Training

- Links to training webinars and YouTube videos at metrc.com/Oregon
 - Advanced Webinar Training available for Licensees and Employees
 - On-Demand YouTube videos for most common tasks

The screenshot shows the METRC website header with navigation links: Home, The System, Support, RFID, Media, Customers, Contact, and [log in]. Below the header is a green banner with the text "Oregon Program Information" and the OLCC logo. The main content area contains the following text:

On behalf of the Oregon Liquor Control Commission I welcome you to the Franwell Inc. Metrc Oregon website.

The Franwell Metrc Cannabis Tracking System (CTS) is an integral part the OLCC's responsibility to ensure that recreational marijuana products can be tracked in the regulated market. Every OLCC Recreational Marijuana licensee is required to participate in the CTS.

Franwell Metrc is responsible for the technical and operational components of the CTS; the OLCC is responsible for CTS statutory and regulatory issues.

Franwell provides licensees with training sessions and webinars to provide a thorough understanding of the CTS. Prospective licensees will be required to pass a test on their knowledge of the CTS before the OLCC issues their license.

We hope you will use the information and tools found here and on the OLCC Recreational Marijuana website to become successful licensees in this newly regulated industry.

Steve Marks
Executive Director, OLCC

At the bottom of the page, there are three buttons: "Validated Integrators", "Schedule Training Now", and "Training Videos". The "Schedule Training Now" and "Training Videos" buttons are highlighted with a red border.



Hemp

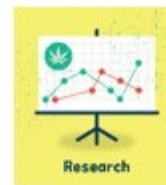


- Federal Farm Bill had no effect on hemp in OLCC market
- Currently hemp can only come into OLCC system through OLCC processor with hemp endorsement; originator (hemp grower/handler) outside of METRC
- Upcoming changes to hemp rules:
 - More product types allowed to enter (finished hemp products, e.g. hemp topicals)
 - Can come in through more license types (processors, wholesalers, and retailers)
 - Originator (hemp grower/handler) will be in METRC like any other licensee





Compliance Update





OLCC Compliance

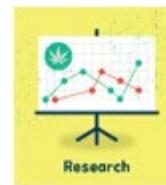
Current Compliance Inspections

Inspectors will be reviewing licensed premises for compliance with:

- Cannabis security and tracking requirements
- Compliance with basic operational requirements
- Unapproved premises alterations
- Unapproved business structure changes
- Ongoing retail licensee minor decoy operations
- Auditing CTS data for possible compliance actions
- Outdoor harvest notifications



Upcoming News



Upcoming News



- OLCC Supply and Demand Report (due to the legislature by February 1)
- Secretary of State Audit of Marijuana Programs
- Oregon Cannabis Commission Report and Recommendations (due to the legislature by February 1)
- Updated rules for hemp in the OLCC system – public comment until January 29th – OLCC Commission will vote on rules at its February meeting



Resources

Business Readiness Guide

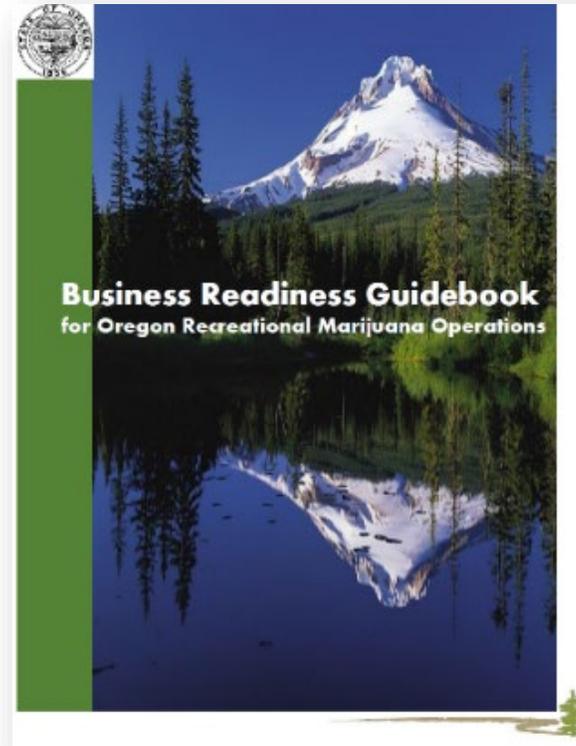
- Contains guidance on outside agencies, requirements
- Downloadable from OLCC website

www.marijuana.oregon.gov

State Agencies Regulating Marijuana

- Infographic on “who does what” downloadable from OLCC website

www.marijuana.oregon.gov



Marijuana in Oregon:
State resources by topic

Types of common questions and suggested state resources to refer to for information.

HEALTH <ul style="list-style-type: none">Product TestingConcentration LimitsLabelingYouth Prevention AGENCY: Oregon Health Authority	POSSESSION <ul style="list-style-type: none">PackagingWhat's legal?Minor in Possession decoy operations AGENCY: Oregon Liquor Control Commission	PUBLIC SAFETY <ul style="list-style-type: none">Nuisance complaintsDUI / field sobriety testsEnforcement of unlicensed locations AGENCY: Local law enforcement and Oregon State Police
AGRICULTURE <ul style="list-style-type: none">PesticidesWeights and measuresFood safety AGENCY: Oregon Department of Agriculture	HAVE A QUESTION? ?	RECREATIONAL MARIJUANA <ul style="list-style-type: none">Industry licensingCannabis Tracking SystemMarijuana worker permitsEnforcement of licensed locations AGENCY: Oregon Liquor Control Commission
TAXATION <ul style="list-style-type: none">Revenue forecasting and reportingLegal deductionsTax collection AGENCY: Oregon Department of Revenue	MEDICAL MARIJUANA <ul style="list-style-type: none">Medical Marijuana Processor RegistrationMedical Marijuana Dispensaries RegistrationCannabis Tracking SystemRegistered locations enforcement AGENCY: Oregon Health Authority	MORE INFORMATION <ul style="list-style-type: none">whatsthegator.oregon.commarijuana.oregon.gov

Oregon Liquor Control Commission:
Regulates the sale of recreational marijuana in Oregon. Works with local law enforcement and State Police to enforce the law.

Oregon Health Authority:
Oversees the medical marijuana caregiver registry for patients and regulates medical marijuana dispensaries, processors and grow sites.

Oregon Department of Agriculture:
Administers many programs that affect agriculture producers and processors. Programs could also affect cannabis production, processing, wholesale, and retail activities.

Oregon Department of Revenue:
Administers Oregon tax laws and collects taxes for more than 20 programs, including the recreational marijuana program.

Recreational Marijuana

Agency Overview ▾

Recreational Marijuana Program Home

Contact Us

Bulletins

Cannabis Tracking System

Forms & Publications

Frequently Asked Questions (FAQs)

Hemp

Laws and Rules

Licensing

Marijuana Worker Permit

News Room

Packaging and Labeling

Public Involvement

Public Meeting Calendar

OLCC Website Home

Recreational Marijuana Retail Sale Limits



Retailers can only sell certain amounts to recreational customers at any one time or within one day.

- ~ 1 oz of usable marijuana
- ~ 5 grams of cannabinoid extracts or concentrates
- ~ 16 oz of a cannabinoid product in solid form
- ~ 72 fluid oz of a cannabinoid product in liquid form
- ~ 10 marijuana seeds
- ~ 4 immature plants

[Recreational Marijuana Retail Sale Limits Poster](#)

◀ || ▶ 1 of 2

Recreational Marijuana Licensing

Marijuana License and Worker Permit Application Statistics

Up-to-date report of applications received for marijuana licenses and marijuana worker permits.

Marijuana Licenses

All License Types

[Approved Marijuana Licenses \(PDF\)](#)

[Approved Marijuana Licenses \(Excel\)](#)

Licensed Retailers

[Approved Marijuana Licensed Retailers \(PDF\)](#)

[Approved Marijuana Licensed Retailers \(Excel\)](#)

Online Application & Forms for Recreational Marijuana License

[Online Application](#)

[Licensing Forms and Documents](#)



Oregon Cannabis Tracking System Data

The **market trend data** should be considered a "snapshot in time." This data from the Oregon Liquor Control Commission is produced from Metrc, Oregon's Cannabis Tracking System, based on information entered by licensees. Currently, this data is posted monthly. In the near future, the OLCC plans to provide data that approaches "real-time," including wholesale and retail prices.

Control Study

[Control Study Certification Form](#)

The Control Study form updated January 1, 2019 to reflect new administrative rule [333-007-0440](#). Control Studies certified under old rules can continue to be used until the expiration date listed on the certified control study. Guidance on the new Control Study rules can be found [here](#).

Public/Consumer Resources

Secretary of State IT Audit

[OLCC's Written Response to IT Audit News Release](#)

Map of Recreational Marijuana Retailers and Laboratories

An interactive map of OLCC-licensed marijuana retailers and testing laboratories, including boundaries of cities and counties, including those that prohibit some or all recreational marijuana license types.



Recreational Marijuana Sales

[Marijuana Licensed Retailers \(PDF\)](#)

[Marijuana Licensed Retailers \(Excel\)](#)

[Marijuana Retail Sale Limits \(PDF\)](#)

[Marijuana Minor Decoy Operation Reports](#)

[Free ID Checking Classes](#)



State Agencies Regulating Marijuana

This infographic shows which state agency to contact with your questions about marijuana in Oregon.

[State Resources by Topic - Infographic](#)



SUBSCRIBE

Connect With Us

Job Opportunities

Government Resources

[Local Option Opt-Out Form](#)

[Cities/Counties Prohibiting Licensed Recreational Marijuana Facilities](#)

[House Bill 4014 Legislative Report](#)

[House Bill 3400 DUII Legislative Report](#)

[House Bill 3400 Recreational Marijuana Supply and Demand Legislative Report](#)

[House Bill 2198 Legislative Report](#)

OLCC'S MISSION

Support businesses, public safety,
and community livability
through education and the enforcement
of liquor and marijuana laws.

