

For your information

The Oregon Liquor Control Commission has:

Amended
 Adopted
 Suspended

OAR 845-025-2020
PERMANENT

Effective Date: February 1, 2020

Note: **Bold and underlined** = new text; *~~italics and strikethrough~~* = deleted text

845-025-2020

Producer Privileges; Prohibitions

(1) A producer may:

(a) Possess, plant, cultivate, grow, harvest and dry marijuana in the manner approved by the Commission and consistent with ORS 475B and these rules;

(b) Engage in indoor or outdoor production of marijuana, or a combination of the two;

(c) Produce kief as that term is defined in ORS 475B.096 and possess kief produced by the producer.

(A) A producer who produces kief is not a marijuana processor as defined in OAR 845-025-1015.

(B) Kief produced under this rule may not be used in a cannabinoid edible unless the producer complies with all provisions set forth in OAR 845-025-3250.

~~(c)~~ **(d)** Sell, transfer, transport, and deliver:

(A) Usable marijuana to the licensed premises of a marijuana processor, wholesaler, retailer, laboratory, non-profit dispensary, or research certificate holder;

(B) Whole, non-living marijuana plants that have been entirely removed from any growing medium to the licensed premises of a marijuana processor, wholesaler, non-profit dispensary or research certificate holder;

(C) Immature marijuana plants and seeds to the licensed premises of a marijuana producer, wholesaler, retailer or research certificate holder;

(D) Cannabinoid concentrates manufactured by the producer to the licensed premises of a marijuana processor, wholesaler, retailer, laboratory, or research certificate holder if the producer holds a concentrate endorsement under OAR 845-025-2025;

~~(D)~~ **(E)** Marijuana waste to a producer, processor, wholesaler, or research certificate holder; ~~and~~

~~(E)~~ **(F)** Trade samples to ~~another~~ a producer, **processor, wholesaler, or retailer** licensee, only as allowed under OAR 845-025-1330;

(G) Quality control samples to a license representative of the producer licensee, only as allowed under OAR 845-025-1360; and

(H) Kief, as that term is defined in ORS 475B.096, manufactured by the producer to the licensed premises of a marijuana processor, wholesaler, retailer, laboratory, or research certificate holder.

~~(e)~~ **(e)** Purchase and receive:

(A) Immature marijuana plants and seeds from a producer, wholesaler, or research certificate holder;

(B) Marijuana waste from a producer, processor, wholesaler, retailer, laboratory, or research certificate holder;

(C) Usable marijuana produced by the licensee that has been stored by a wholesaler on the producer's behalf; and

(D) Trade samples from ~~another~~ producer or processor licensee, as allowed under these rules.

~~(e)~~ **(f)** Allow a laboratory licensee to obtain samples for purposes of performing testing as provided in these rules and OAR 333-007-0300 to 333-007-0500.

~~(f)~~ **(g)** Accept or make returns, as long as the producer:

(A) ~~Only~~ **A**cccepts or returns usable marijuana, **kief**, immature marijuana plants, seeds and whole non-living marijuana plants;

(B) Accepts or returns cannabinoid concentrates, if the producer holds a concentrate endorsement under OAR 845-025-2025;

~~(B)~~ **(C)** Only accepts or returns eligible items listed in paragraph (A) **or (B)** of this section from the original licensee whom received or purchased the item; and

~~(C)~~ **(D)** Accurately records the transaction in the CTS.

(2) A producer may not possess, plant, cultivate, grow, harvest, dry, sell, deliver, transfer, transport, purchase, or receive any marijuana item other than as provided in:

(a) Section (1) of this rule;

(b) OAR 845-025-2025, if the producer has an approved concentrate endorsement; or

(c) OAR 845-025-2550, if the producer has been properly registered by the Commission.

Statutory/Other Authority: ORS 475B.025, 475B.070 & ~~475B.075~~ **475B.085**

Statutes/Other Implemented: ORS 475B.025, 475B.070, ~~475B.075~~, **475B.085, 475B.526, 475B.070, ORS 475B.177 & 2019 OL Ch. 391**