

For your information

The Oregon Liquor Control Commission has:

- Amended
- Adopted
- Suspended

OAR 845-025-2550 **PERMANENT**

Effective Date: February 1, 2020

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

845-025-2550

Requirements for Producing and Providing Marijuana for Patients

A licensed producer who has been registered by the Commission to produce marijuana for patients:

(1) Must:

- (a) Comply with all seed-to-sale tracking requirements required in these rules.
- (b) Comply with testing rules in OAR 333-007-0300 to 333-007-0500 applicable to licensee testing of usable marijuana prior to transferring usable marijuana to a patient or the patient's designated primary caregiver and upon request by a patient, provide a patient with a copy of all testing results.
- (c) Comply with all applicable testing, labeling and packaging rules when transferring or selling usable marijuana to any licensee of the Commission.
- (d) In addition to subsection (a) of this section, use CTS to document the amount of usable marijuana transferred to each patient or designated primary caregiver , the date of the transfer, and the patient or designated primary caregiver's OMMP number.
- (e) Provide at least 75 percent of the annual yield of usable marijuana to patients or their designated primary caregivers.
- (f) Generate a manifest in CTS and carry a physical copy of the manifest when delivering usable marijuana to a patient or designated primary caregiver. If a patient or designated primary caregiver is picking up the usable marijuana, the producer must generate a manifest in CTS but a physical copy is not required.

(2) **Notwithstanding OAR 845-025-2020(2), a producer registered to produce marijuana for patients may:**

(a) Transfer immature marijuana plants, seeds and tissue cultures from the producer's recreational plant stock to the area used for the production of marijuana for patients.

(b) Provide a patient or a designated primary caregiver:

(A) ~~Up to~~ **No more than 24 ounces of usable marijuana per patient in any one transfer or in any 24 hour period;**

(B) An aggregate amount of three pounds **of usable marijuana per patient** in a calendar year; or

(C) **No more than 12 immature marijuana plants in one transfer or in any 24-hour period.** ~~Immature plants.~~

(c) Provide a PRMG with immature marijuana plants.

(d) Terminate their registration with prior notice to the commission.

(e) Upon termination, the producer must:

(A) Cease production in the medically designated canopy area; and

(B) Transfer any remaining usable marijuana yielded from the medically designated canopy to either a registry identification cardholder or designated primary caregiver, as allowed by these rules.

(3) May not:

(a) Be compensated for producing or providing marijuana to a patient or the patient's designated primary caregiver; ~~or~~

(b) Transfer more than 25% of the total annual yield of usable marijuana from the producer's medically designated canopy to licensees of the Commission; or.

(c) Transfer marijuana to a patient or designated primary caregiver other than as described in (2) of this rule.

(4) A violation of section (3) of this rule is a Category I violation.

Statutory/Other Authority: ORS 475B.025 & ORS 475B.136

Statutes/Other Implemented: ORS 475B.025 & ORS 475B.136