

# OREGON LIQUOR CONTROL COMMISSION

## At-A-Glance Initial Action

### Harvest Notification

*(adopt OAR 845-025-2090)*

### March 2018

The Commission is tasked with regulating the recreational market. One key task of regulation is to prevent diversion of marijuana into other markets. Staff has identified harvest as an opportunity for diversion and is seeking to adopt a notification requirement for outdoor growers. This would require outdoor growers to notify the Commission of five harvest dates 72-hours before the first planned harvest date. This notification will allow enforcement staff ample opportunity to monitor harvests and ensure compliance with pertinent laws and rules.

**SUGGESTED MOTION:** I move to initiate rulemaking and hold a rulemaking hearing at staff's discretion.

**ALTERNATIVE MOTIONS:** I move to defer this rulemaking action until our next meeting.

I move to decline this rulemaking action.

**OREGON LIQUOR CONTROL COMMISSION**  
**CHAPTER 845**  
**PROPOSED AMENDMENTS**

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

**845-025-2090**  
**Harvest Notice**

**(1) Notice Requirement. A producer license must file a harvest notice in a form and manner proscribed by the Commission. A notice must:**

**(a) Be filed at least 72 hours in advance of harvesting from any mature marijuana plant located in an outdoor canopy area;**

**(b) Identify the dates of the proposed harvest and the location of the canopy to be harvested; and**

**(c) Identify up to 5 harvest dates.**

**(2) Alteration of Dates. A harvest notice may be rescinded or amended with 24 hour notice to the Commission.**

**(3) Violations. Failure to file a harvest notice or failure to properly amend a notice within 24 hours is a Category III violation for each day the violation occurs.**

**Statutory/Other Authority: ORS 475B.130 & 475B.635**

**Statutes/Other Implemented: ORS 475B.130 & & 475B.635**