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PH 32-2021
CHAPTER 333
OREGON HEALTH AUTHORITY
PUBLIC HEALTH DIVISION

FILING CAPTION: Quality Control and Research and Development Testing on Marijuana Items

EFFECTIVE DATE: 07/27/2021

AGENCY APPROVED DATE: 07/26/2021

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AMEND: 333-007-0500

REPEAL: Temporary 333-007-0500 from PH 10-2021

RULE TITLE: Quality Control and Research and Development Testing

NOTICE FILED DATE: 05/26/2021

RULE SUMMARY: Amend OAR 333-007-0500 to continue to allow licensed processors the ability to perform quality control tests on items they produce if they choose.

RULE TEXT:
(1) A registrant or a licensee may request that a laboratory conduct testing for the purpose of assuring quality control or for research and development, except as provided in section (2) of this rule.
(2) A registrant or a licensee may not request that a laboratory conduct pesticide testing on marijuana or usable marijuana for the purpose of quality control or for research and development. A pesticide test on marijuana or usable marijuana is considered by the Authority and the Commission to be a compliance test.
(3) A registrant or licensee that submits a marijuana item for quality control or research and development testing is not subject to OAR 333-007-0320 to 333-007-0470.
(4) A laboratory result from a quality control or research and development test cannot be used as a compliance test result and a marijuana item that has only undergone a quality control or research and development test may not be transferred or sold, unless the marijuana item is not required to have a compliance test before being transferred or sold.
(5) Registrants and licensees must maintain and retain all quality control and research and development test results for at least two years and provide copies of such results upon request to the Authority or the Commission.

STATUTORY/OTHER AUTHORITY: ORS 475B.555

STATUTES/OTHER IMPLEMENTED: ORS 475B.555