Public Health Division
Medical Marijuana Dispensary Program

Kate Brown, Governor

PO Box 14116
Portland, OR 97293
Voice: (855) 244-9580
Fax: (971) 673-0076
Website: healthoregon.org/marijuana

INFORMATION BULLETIN 2015-05

December 21, 2015

To: PRFs of OHA Registered Dispensaries, Dispensary Applicants, and other concerned parties

From: André Ourso, Manager, Oregon Medical Marijuana Section

Subject: Reminder of early retail marijuana sales rules on and after January 4, 2016

The Medical Marijuana Program would like to inform all dispensaries that they must continue to follow all Oregon Health Authority dispensary rules.

The rules for early retail marijuana sales do not change on January 4, 2016 for dispensaries registered with the Oregon Health Authority.

Registered medical marijuana dispensaries participating in early retail marijuana sales must continue to comply with OHA rules for early retail marijuana sales. These rules provide that dispensaries:

- Only sell limited marijuana retail products (dried leaves and flowers, immature marijuana plants and seeds).
- Only sell limited marijuana retail products to adults age 21 and older who prove their age with government-issued identification, verified by a dispensary employee.
- Only sell one quarter ounce of dried leaves and flowers to a retail customer in one day.
- Only sell four immature marijuana plants to the same individual through December 31, 2016.
- May not sell any concentrates, extracts, edibles, topicals and other marijuana products to anyone other than OMMP patients and caregivers. These includes kief and capsules.

- May not give away, provide free samples, or otherwise give or share any marijuana products, including concentrates, extracts, edibles and topicals, to retail customers, inside or outside of the dispensary.
- Must display proper signage at the dispensary entry and points of sale, and distribute a marijuana information card to each individual at the time of sale. Information about proper signage can be found on OHA's website, HealthOregon.org/marijuana, at the "Dispensary Forms and Signs" link at the bottom of the page.
- Must continue to record Oregon Medical Marijuana Program cardholder information: name, card number, expiration date and a copy of the person's picture identification.
- Must continue to record the date of birth, the sale price and date of sale of all retail customers that purchase limited marijuana retail products.
- Record all purchases for medical and retail customers in the electronic point of sales system.
- Maintain a written policy that outlines steps being taken to ensure no more than the allowed amount of limited marijuana retail product is sold to one person.

OHA and OLCC are closely monitoring—through regular, unannounced inspections by OHA staff—Oregon medical marijuana dispensaries participating in early retail marijuana sales to ensure compliance with early sales rules. When necessary, OHA will take enforcement action against dispensaries in violation of OHA rules. In addition, OHA will notify OLCC of noncompliant dispensaries and enforcement actions. OLCC will consider noncompliance with OHA rules when reviewing applications for prospective marijuana growers, wholesalers, processors and retail outlets. On January 4, 2016, the Oregon Liquor Control Commission will begin accepting applications for recreational marijuana operation licenses, such as producers, wholesalers, processors and retail outlets.

The Oregon Department of Revenue will begin collecting a 25 percent tax on limited marijuana retail products sold at dispensaries starting January 4, 2016. For questions related to taxes please contact the Marijuana Tax Program team at 503-947-2597 or marijuanatax.dor@oregon.gov. For more information you may also visit their website www.oregon.gov/dor/marijuana.

Violations and Enforcement:
Any dispensary found to be violating any of the new early retail sales rules will be prohibited from continuing to sell limited retail marijuana products to individuals. In addition, a dispensary's registration may be suspended or revoked.

Medical dispensaries will not be able to sell limited retail marijuana products after December 31, 2016.

If you have any questions or comments, please contact the Medical Marijuana Dispensary program at 855-244-9580 or medmj.dispensaries@state.or.us