

INFORMATION BULLETIN 2016-09

April 18, 2016

To: Medical Marijuana Dispensaries and Processors and Interested Parties
From: André Ourso, Manager, Oregon Medical Marijuana Program
Subject: Laws and Rules Reminder for April 20th Events

The Oregon Medical Marijuana Program (OMMP) would like to remind dispensaries and processors of laws and rules regarding limited marijuana retail sales, free marijuana give-aways, raffles, drawings, or other games to win prizes, and the Oregon Indoor Clean Air Act as we approach April 20.

Limited Marijuana Retail Sales

What you can sell:

- A dispensary participating in limited retail sales may sell up to one-quarter ounce of dried leaves and flower per day to an adult-use retail consumer and four immature marijuana plants to the same adult-use retail consumer at any time between October 1, 2015 and December 31, 2016.
- A dispensary participating in limited retail sales **MAY NOT SELL** edibles, extracts, or topicals to adult-use retail consumers until OHA has adopted temporary rules to implement Senate Bill 1511, adopted by the Legislature during the 2016 legislative session.

No raffles, drawings or other games to Win Prizes:

- Marijuana may not be given as a prize, premium or consideration for a lottery, contest, game of chance, game of skill or competition of any kind. ORS 475B.275

More information can also be found at: <http://www.doj.state.or.us/charigroup/howtoraffle.shtml>

- OHA's rules do not allow a dispensary participating in limited retail sales to give away any

marijuana products to adult-use retail consumers. OAR 333-008-1500(3)

Public Consumption of Marijuana and the Indoor Clean Air Act

Public consumption of marijuana is not allowed under Oregon law. ORS 475B.280

The Oregon Indoor Clean Air Act prohibits any kind of smoking or vaping in the workplace.

For information about Oregon's Indoor Clean Air Act:

<https://public.health.oregon.gov/PreventionWellness/TobaccoPrevention/SmokefreeWorkplaceLaw/Pages/thelaw.aspx>

OMMP rules also state that any kind of smoking, including vaping, or consumption of any marijuana item is prohibited inside a dispensary. The only exception to the law is that an employee of a registered dispensary who is also an OMMP patient, may consume a marijuana item during his or her work shift on the premises of the dispensary, as necessary, for his or her medical condition. Additionally, the employee must be alone and in a closed room where no other marijuana items are present and not be visible to anyone inside or outside the dispensary. For purposes of this exception, 'consume' does not include smoking, combusting, inhaling, vaporizing or aerosolizing a marijuana item. OAR 333-008-1110(7)