

CBD & ALCOHOL: ALCOHOL WHOLESALERS

Alcohol Wholesalers are licensees whose license allows for the distribution of alcoholic beverages to the OLCC or licensees of the OLCC. These are brewery, brewery-public house, distillery, growler sales privilege, warehouse, wholesale malt beverage and wine, and winery.

ALCOHOLIC BEVERAGES

Wholesalers are prohibited from storing, distributing, transporting, or selling any alcoholic beverage manufactured with cannabidiol (CBD).

- Effective January 1, 2020: *"No licensee or permittee will manufacture, store, transport, sell or offer to sell an alcoholic beverage that contains any substance derived from cannabis, or cannabinoids derived from any source, unless the substance has been approved for use in alcoholic beverages by the Alcohol and Tobacco Tax and Trade Bureau (TTB) and the U.S. Food and Drug Administration (FDA). Violation of this section is a Category III violation."* See **OAR 845-006-0345(14)**.
- If the OLCC believes that an alcoholic beverage contains a prohibited substance, it may request an analysis of the product and prohibit the continued sale of the product.

NON-ALCOHOLIC BEVERAGES

The Oregon Department of Agriculture (ODA) regulates non-alcoholic, hemp-derived CBD products and requires that any hemp item intended for human consumption be tested prior to consumer sale.

If a hemp-derived, non-alcoholic CBD product was created and tested in compliance with Oregon state law and ODA rules, a wholesaler may transfer or sell these items to other liquor-licensed businesses.

It is NOT the responsibility of the OLCC or ODA to test CBD products or verify that the CBD products have been tested.

Prior to obtaining any hemp product, the liquor licensed business must obtain testing reports for the hemp product and verify that:

- The source of the product is hemp and not marijuana;
- The hemp product was properly tested for pesticides, solvents, and potency according to ODA rules;
- The hemp product does not contain more than 0.3% total THC;
- The hemp product does not contain any artificially derived cannabinoids if it will be sold on or after July 1, 2022; and



For more information contact:

The **OLCC** for questions about compliance;
olcc.alcohol@oregon.gov

The **OLCC** for questions about THC and cannabinoid limits in hemp products;
olcc.hemp@oregon.gov

The **Oregon Department of Agriculture** for questions about hemp or hemp testing.

hemp@oda.oregon.gov;
<https://oda.direct/hemp>

The **Alcohol and Tobacco Tax and Trade Bureau** Regulations & Rulings Division for questions about federal formula or label approval. 202-453-2265.



OLCC's mission is to support businesses, public safety, and community livability through education and the enforcement of liquor and marijuana laws.

- The hemp product does not exceed the THC limits in OAR [845-026-0400](#) if it will be sold on or after July 1, 2022 (see the following page for more details).

The OLCC recommends licensees selling compliant hemp-derived products should obtain and maintain records of the lab testing performed on these products for at least one year.

See the OLCC [CBD Testing Requirements](#) document for specific details on testing requirements and verifying testing information.

LIMITS ON THC AND OTHER CANNABINOIDS IN HEMP PRODUCTS

Beginning July 1, 2022, any hemp product sold to a consumer age 21 and over in Oregon must comply with the limits on THC and artificially derived cannabinoids in OAR [845-026-0400](#):

- Up to 100 mg total THC in hemp tinctures, not to exceed 0.3% THC.
- Up to 2 mg total THC per serving and 20 mg total THC per container for hemp edibles and other cannabinoid hemp products (except tinctures and topicals), not to exceed 0.3% THC.
- Up to 0.3% total THC for all other hemp products subject to these limits (topicals, smokable flower, concentrates, or extracts).
- Hemp products may not contain any artificially-derived cannabinoids (substances that are created synthetically from a cannabis-derived starting material, like a hemp extract, rather than naturally occurring substances extracted from cannabis). Substances that are commonly created artificially include CBN (cannabinol) and Δ^8 -THC ("Delta 8").

Hemp products sold to minors under age 21 have a separate, lower limit of 0.5 mg total THC per container.

HEMP VAPE PRODUCTS

Beginning July 1, 2022, all industrial hemp-derived vapor items sold in Oregon must comply with new testing and labeling rules in OAR [845-026-5700](#) to -7070. This includes:

- Having an OLCC-approved label; and
- Being tested by an OLCC-licensed laboratory.

OTHER STATE AND FEDERAL REGULATIONS

There may be other federal or state agencies regulating these types of products. **It is the licensee's sole responsibility to make sure they are complying with all laws and regulations.** The OLCC cannot verify the source or the legal status of a CBD item. The OLCC may take action against your liquor license if you violate OLCC rules.

MARIJUANA

Licensees should also be aware of prohibitions regarding marijuana. **Marijuana and all marijuana derivatives are prohibited from being used or sold on a liquor licensed premises.** Any and all products derived from marijuana, including CBD derived from marijuana, are strictly prohibited from being used, sold, or stored at a liquor-licensed premises, even if the item does not contain alcohol. Additionally, licensees and permittees must not permit any person to use, consume, ingest, or inhale any marijuana item on a licensed premises. Permitting these activities may result in the OLCC taking action against your license or permit.