

## Rules Advisory Committee (RAC) Notification

**Date:** December 6<sup>th</sup>, 2023

**Contact:** Steven Jetter, 503-505-2672, [steven.jetter@oha.oregon.gov](mailto:steven.jetter@oha.oregon.gov)

The Oregon Environmental Laboratory Accreditation Program (ORELAP) is seeking rules advisory committee members to review proposed rule changes to Division 64 affecting cannabis and psilocybin testing laboratories. The meeting is to be held virtually over Zoom on January 18, 2024 from 1:00 pm – 4:00 pm. At the RAC, members will provide input that will help ORELAP develop the Notice of Proposed Rulemaking and help the program better understand the fiscal impact of the proposed rule changes.

Please share this information with others who may be affected by and interested in providing input about the proposed rule changes. Please respond by 12/29/2023 to be considered for this RAC.

### Summary of proposed changes for Rules Advisory Committee discussion

To view the current rules, go to the Secretary of State website:

<https://secure.sos.state.or.us/oard/displayDivisionRules.action?selectedDivision=1276>

Proposed changes include: adding a requirement that accredited laboratories maintain licensure by Oregon Psilocybin Services or the Oregon Liquor and Cannabis Commission as appropriate; bringing agency guidance into rule on the removal of filters or tips prior to homogenization for infused pre-rolls; adding a requirement to use an internal amplification control when analyzing samples by polymerase chain reaction for microbiological contaminants; clarifying that finished inhalable cannabinoid products are not reported as dry weight; specifying sample retention requirements for cannabis testing laboratories; providing exemptions on what the 2016 TNI Standard requires of reports for cannabis or psilocybin testing laboratories; adding additional information from the TNI Standard on reporting Proficiency Test (PT) results; adding mycotoxins to the list of analyses that are required to be in a usable marijuana matrix for biological tissue PTs; and adding information about accepting psilocybin-containing material from unlicensed entities.

### Rules Advisory Committee contact information

If these changes are likely to affect you or your business, you can ask to join us as a RAC member. To do this, contact the person listed below. Include a description of the business or organization you are a part of (if applicable) and how you, your business, or organization interact with cannabis and psilocybin testing rules.

**Contact name:** Steven Jetter, Program Analyst 4

- **Phone:** 503-505-2672
- **Email:** [steven.jetter@oha.oregon.gov](mailto:steven.jetter@oha.oregon.gov)

## **Request to increase diversity and equity in membership for RAC**

The Oregon Health Authority (OHA) goal is to create more equitable administrative rules. RACs members are required to analyze the Racial Equity Impact Statement on proposed rules. Organizations can help reach this goal by choosing a RAC member from a priority population to represent their organization.

OAR 950-020-0010(7):

Priority populations means:

- (a) Communities of color;
- (b) Tribal communities including the nine federally recognized tribes of Oregon and other American Indians and Alaska Natives people;
- (c) Immigrants;
- (d) Refugees;
- (e) Migrant and seasonal farmworkers;
- (f) Low-income individuals and families;
- (g) Persons with disabilities; and
- (h) Individuals who identify as lesbian, gay, bisexual, transgender, or queer, or who question their sexual or gender identity.

OHA Health Equity Definition “communities historically and currently disadvantaged by their race, ethnicity, language, disability, gender, gender identity, sexual orientation, social class, intersections among these communities or identities, or other socially determined circumstances”

RAC membership will be limited to three persons/people per affected community. At the RAC, members will provide input that will help us develop the Notice of Proposed Rulemaking and help us better understand the fiscal impact of the proposed rule changes.

Everyone has a right to know about and use Oregon Health Authority (OHA) programs and services. OHA provides free help. Some examples of the free help OHA can provide:

- Sign language and spoken language interpreters
- Written materials in other languages
- Braille
- Large print
- Audio and other formats

If you need help or have questions, please contact Steven Jetter at 503-505-2672, 711 TTY, or [steven.jetter@oha.oregon.gov](mailto:steven.jetter@oha.oregon.gov) at least two business days before the meeting.

Thank you in advance for your participation and continued interest.

## **About Rule Advisory Committees**

Rule Advisory Committee meetings are held in accordance with [Oregon Revised Statute 183.333](#) (Policy statement; public involvement in development of policy and drafting of rules).

The RAC will hold at least one meeting to discuss the proposed revisions, the fiscal impact statement, and summary for the Notice of Proposed Rulemaking that the Division will file for these changes.