

# HB 3000 DELTA-8-THC

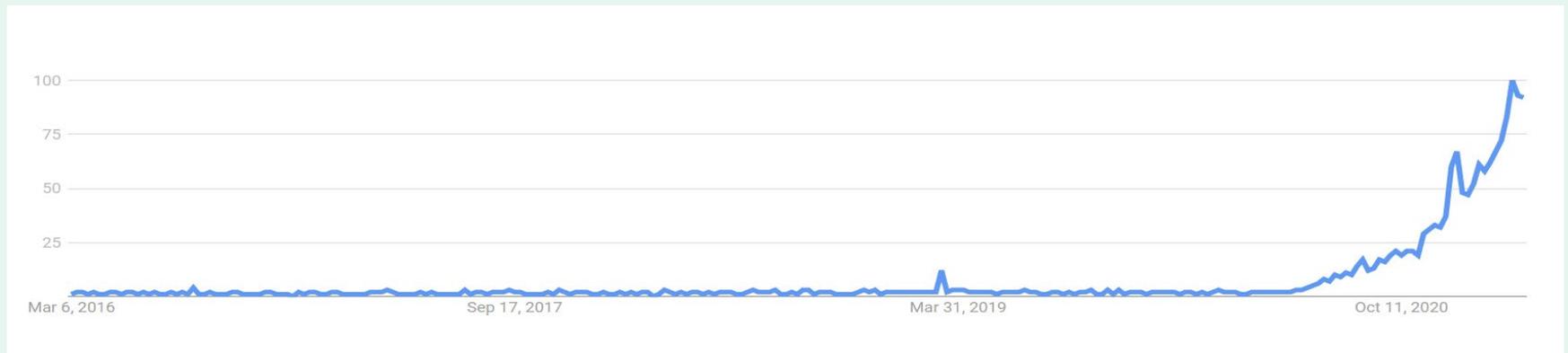
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OLCC Hemp & Processing Compliance Specialist |  
March 25, 2021



# HB 3000

## WHAT IS DELTA-8-THC?

- Delta-8-THC ( $\Delta^8$ -THC, sometimes just called “Delta 8” or “D8”) is an intoxicating cannabinoid, chemically similar to the more common Delta-9-THC ( $\Delta^9$ -THC).
- It can be sold to minors and unknowing consumers on the open market in Oregon and other states or purchased on-line with no age verification.
- Delta-8-THC can be created from CBD by chemical processing. This also produces significant amounts of chemical byproducts with unknown health effects.
- Google Trends interest over time for “delta 8” web searches:



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## DELTA-8-THC PRODUCT UNKNOWN BYPRODUCTS



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## DELTA-8-THC PRODUCT EXAMPLES

Candies



Vapes



Gummies



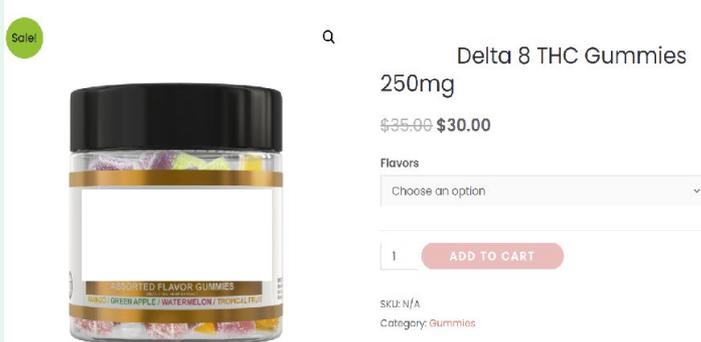
Delta 8 Sprayed  
Pre-rolls



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## PRODUCT EXAMPLES

- This edible has about 40% less Delta-8-THC than advertised. It is also significantly more intoxicating than the label indicates, because it contains a large amount of Delta-9-THC that is not mentioned on the label.
- Advertised: Over 25 mg  $\Delta^8$ -THC
- Actual: 15 mg  $\Delta^8$ -THC and 8 mg  $\Delta^9$ -THC



**Details:** New all natural hemp derived Delta 8 THC gummies. These gummies are packed with assorted flavors. Each of these Hemp gummies has over 25mg of Delta 8 THC and are 3rd party lab tested. Made in the USA. (250mg), 10 pieces.

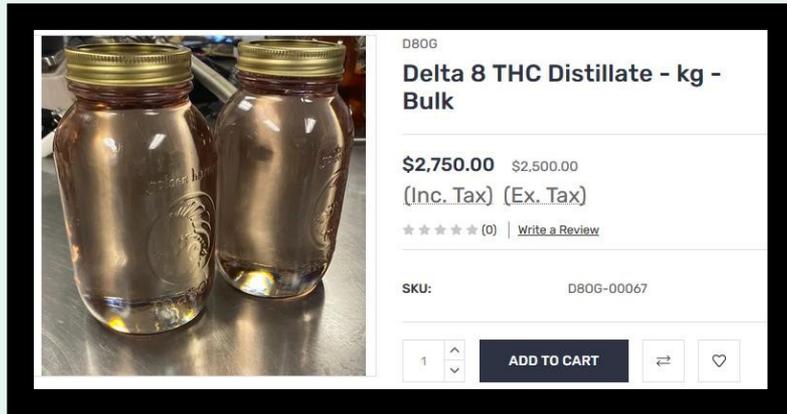
**Delta 8 Gummies - 25mg**  
Matrix: Hemp Products

Source ID:  
Date Sampled: 08/24/20 Date Accepted: 08/24/20

Potency			
Date/Time Extracted: 08/25/20 12:21			
Cannabinoids	LOQ (%)	mg/g	%
Total CBD	0.0159	0.612	0.061
THCA	0.0221	< LOQ	< LOQ
delta 9-THC	0.0153	2.147	0.215
delta 8-THC	0.0192	3.936	0.394
THCV	0.0150	< LOQ	< LOQ
THCVA	0.0224	< LOQ	< LOQ
CBD	0.0159	0.612	0.061
CBDA	0.0220	< LOQ	< LOQ
CBDV	0.0154	< LOQ	< LOQ

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## NOT JUST FINISHED PRODUCTS, NOT JUST DELTA-8-THC



D80G

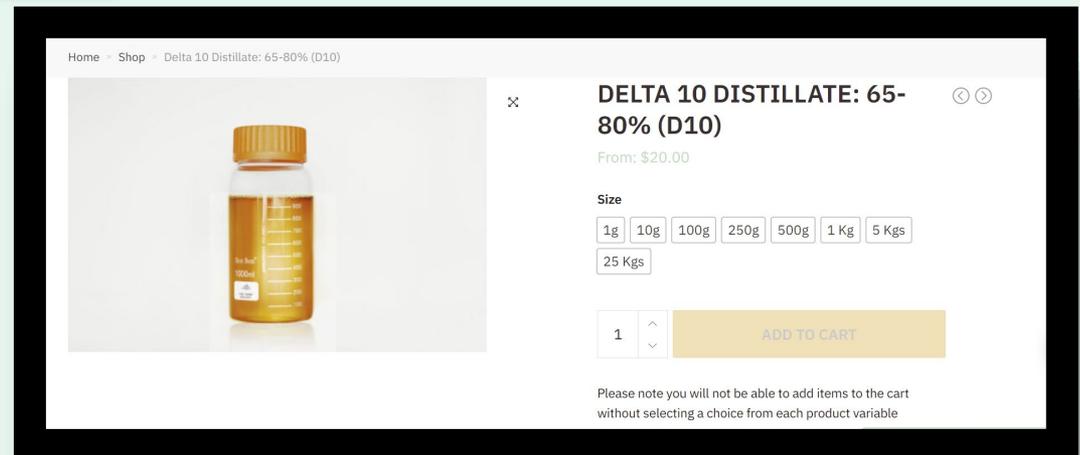
**Delta 8 THC Distillate - kg - Bulk**

**\$2,750.00** ~~\$2,500.00~~  
(Inc. Tax) (Ex. Tax)

★ ★ ★ ★ ★ (0) [Write a Review](#)

SKU: D80G-00067

1 **ADD TO CART**



Home - Shop - Delta 10 Distillate: 65-80% (D10)

**DELTA 10 DISTILLATE: 65-80% (D10)**

From: \$20.00

Size

1g 10g 100g 250g 500g 1 Kg 5 Kgs

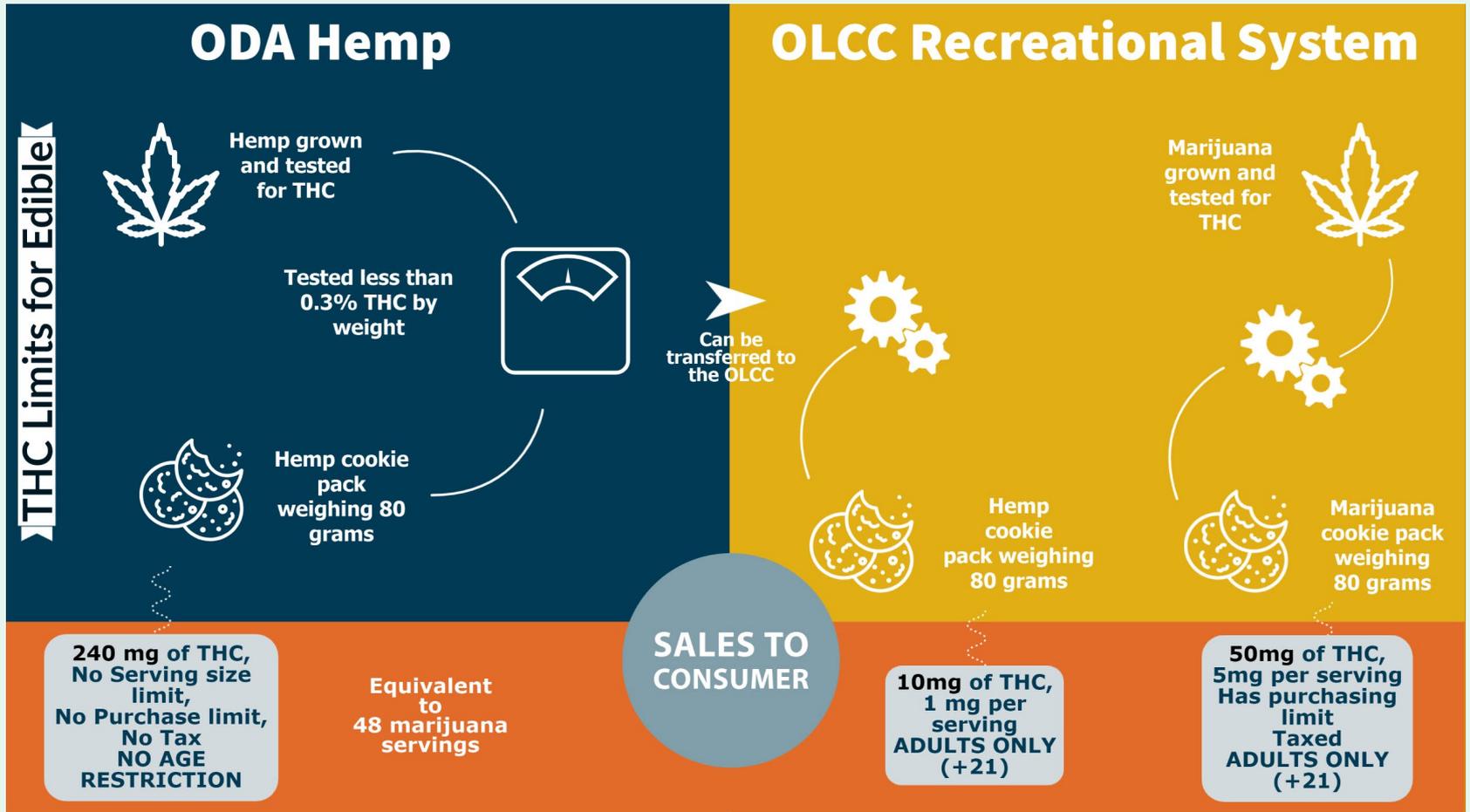
25 Kgs

1 **ADD TO CART**

Please note you will not be able to add items to the cart without selecting a choice from each product variable

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## DELTA-9-THC: OPEN MARKET VS. OLCC MARKET



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## DELTA-9-THC ON THE OPEN MARKET

- High-THC hemp edibles can legally be sold to consumers in Oregon, including minors, as long as they are below 0.3% Delta-9-THC.



(item pictured is not a marijuana or hemp item)

### What does 0.3% look like? “Fun Size” of gummies

	Hemp Potency Limit	Adult-Use Marijuana Limit
20 g pack of gummies	60 mg $\Delta^9$ -THC	50 mg $\Delta^9$ -THC

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## DELTA-9-THC ON THE OPEN MARKET

- High-THC hemp edibles can legally be sold to consumers in Oregon, including minors, as long as they are below 0.3% Delta-9-THC.



(item pictured is not a marijuana or hemp item)

### What does 0.3% look like? Chocolate Bar

	Hemp Potency Limit	Adult-Use Marijuana Limit
85g bar of chocolate	255 mg $\Delta^9$ -THC	50 mg $\Delta^9$ -THC

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## DELTA-9-THC ON THE OPEN MARKET

- High-THC hemp edibles can legally be sold to consumers in Oregon, including minors, as long as they are below 0.3% Delta-9-THC.



(item pictured is not a marijuana or hemp item)

### What does 0.3% look like? Standard 12 oz soda can

	Hemp Potency Limit	Adult-Use Marijuana Limit
12 oz beverage	>1,000 mg $\Delta^9$ -THC	50 mg $\Delta^9$ -THC

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## COMPARING OREGON MARKETS

Hemp	Marijuana
Most manufacture not licensed by any state agency Sellers not licensed by any state agency (could also sell online)	Processors and Retailers licensed and regulated by OLCC
No age restriction – could sell to minor of any age	Can only sell to consumer age 21+, medical cardholder 18+
Edibles may have up to 0.3% $\Delta^9$ -THC by weight (no maximum container size)	Potency limited based on product type (e.g. 50 mg $\Delta^9$ -THC limit for edible)
Limited testing required, very limited enforceability No batch tracking No oversight of impurities or manufacturing practices	Tested for potency, solvents, pesticides, etc. Seed-to-sale tracking Test results tracked to specific batches
Minimal labeling regulation	Subject to OLCC labeling rules, including label approval
Not taxed	Taxed
No distance restriction from school	Must be at least 500-1000 ft+ from school



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## WHAT THE BILL DOES

- **Short-term:** Address the immediate issue of sales to minors and gaps in regulatory authority:
  - Prohibit sales of intoxicants to minors by allowing the Oregon Department of Agriculture to set potency limits for THC and artificially-derived cannabinoids.
  - Expand Oregon Department of Agriculture and Oregon Liquor Control Commission authority to regulate cannabis in their markets.
- **Longer-term:** Establish a Task Force
  - Begin work to address the larger structural issues that allow intoxicating cannabis-derived products to be unregulated.
  - Think about positioning Oregon as a forward-looking leader in cannabis regulation.



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## WHY IS A TASK FORCE IMPORTANT?

- Structural issues in cannabis regulation:
  - Little meaningful regulation of intoxicating products made from hemp.
  - No clear regulation on the use of cannabis extracts as a starting material in the manufacture of rare or novel psychoactive substances.
  - No clear regulation on cannabis plants genetically engineered to produce high concentrations of rare or novel cannabinoids.
- Consider:
  - Where should these products fit into Oregon's legal cannabis markets?
  - What measures are necessary for consumer's to be capable of making informed choices about consuming these products?

