

## Farm Direct Marketing, Agricultural Products

The Oregon Farm Direct Marketing Law and rules adopted at [OAR 603-025-0215 thru 603-025-0275](#), exempts farm direct marketers from ODA licensing that sell certain agricultural products that they themselves grow directly to the end user. The Farm Direct Marketing Law also exempts certain processed products where the farmer grows the principal ingredients. For more information on producer-processed products under the Oregon Farm Direct Marketing Law, see [Farm Direct Marketing, Producer-Processed Products](#).

### **Direct retail sales of the following agricultural products is exempt from ODA licensing:**

- Fresh, cured or dried fruits, vegetables, edible flowers and herbs
- Shelled and unshelled nuts
- Whole eggs
- Honey
- Whole, hulled, crushed or ground grain, legumes and seeds that are customarily cooked prior to eating
- Parched or roasted grains that are customarily cooked prior to eating
- Popcorn, nuts, peppers and corn that are roasted by the farm direct marketer at the place of purchase

### **Labeling**

All packaged products must be labeled with the following:

- Product identity
- Net weight
- An ingredients statement (including any major allergens)
- The address of the agricultural producer

Whole eggs, grain, dried legumes, seeds and honey (if the producer has more than 20 hives) must be labeled with the following statements in all capital, bold-face type, no less than one-eighth inch in height:

- **“THIS PRODUCT IS NOT PREPARED IN AN INSPECTED FOOD ESTABLISHMENT”**
- **“NOT FOR RESALE”**

### **Consignment Sales**

In addition to selling their own products, farm direct marketers also may sell some agricultural products from other farm direct marketers under consignment. Agricultural products eligible for consignment sales include:

- Fresh or cured fruits, vegetables, edible flowers and herbs
- Unshelled nuts
- Whole eggs (if the seller is a licensed egg handler)
- Honey (only when not combined with other ingredients)

Consignment agreements can take place only between two farm direct marketers from the same county or adjoining counties. Products sold under consignment must be clearly identified with the name and address of the consigning (original) agricultural producer. Consignment sales logs must be maintained that include the name and contact information of the agricultural producer and documentation of the quantity of items sold under consignment. There are no gross annual sales limitations for items sold under consignment

### Agricultural Products Included in the Farm Direct Bill

| Food Item                       | "Not Inspected" Labeling Requirement | Allowed For Consignment* |
|---------------------------------|--------------------------------------|--------------------------|
| fresh fruits, vegetables, herbs |                                      | X                        |
| dried fruits, vegetables, herbs |                                      | +                        |
| grains, whole or cracked        | X                                    |                          |
| parched or roasted grains       | X                                    |                          |
| fresh legumes and seeds         |                                      |                          |
| dried legumes and seeds         | X                                    |                          |
| flour                           | X                                    |                          |
| nuts in shell                   |                                      | X                        |
| shelled nuts                    |                                      |                          |
| eggs in shell                   | X                                    | X*                       |
| natural honey, no additives     | X                                    | X                        |

\*Consignment allowed only when the agricultural producer selling consigned eggs has an egg handler license.

+Not unless part of routine post-harvest handling.