

## Notice of Filing Emergency Regulations: Part 114 (Cannabinoid Hemp)

This communication is to inform you, that on July 27, 2023, the Notice of Emergency Adoption and Proposed Rulemaking to Part 114 (Cannabinoid Hemp) was filed for publication in the State Register, thus making regulatory amendments, which governs the processing and retail sale of cannabinoid hemp products in New York State, effective immediately, with the exception of the revised packaging, labeling, and advertising requirements and revised product warnings which go into effect on January 1, 2024.

The Cannabinoid Hemp Emergency Regulations can be viewed here:

[https://cannabis.ny.gov/system/files/documents/2023/07/part-114-exprs-trms-emerg-published\\_0.pdf](https://cannabis.ny.gov/system/files/documents/2023/07/part-114-exprs-trms-emerg-published_0.pdf)

The commencement of the public comment period will begin **August 9th, 2023**, and close on **October 10th, 2023**. Comments on the emergency regulations can be submitted by email to: [regulations@ocm.ny.gov](mailto:regulations@ocm.ny.gov) or mailed to: New York State Office of Cannabis Management, P.O. Box 2071, Albany, NY 12220. Please visit the Office of Cannabis Management's website for more information on how to submit a public comment:

<https://cannabis.ny.gov/marihuana-regulation-and-taxation-act-mrta>

As a reminder, these regulations were enacted on an emergency basis to protect the public from the immediate threat posed by intoxicating cannabinoid hemp products, especially youth and adolescents who have access to these products and children who can accidentally consume these products, and for the protection of public health, safety, and welfare of consumers in New York State.

The emergency regulations address these areas by implementing, among other changes, the following amendments:

- Establishment of a minimum allowable CBD:THC ratio (15:1) in cannabinoid hemp products provided however, if CBD is not the primary marketed cannabinoid, the sum of the cannabinoids, excluding THC, must contain a minimum ratio of 15:1 THC. This change does not apply to flower products or topicals.
- Establishment of limits on total THC and cannabinoid levels in cannabinoid hemp products for orally consumed products, tinctures, and concentrated cannabinoid hemp products.
- Modifications to the packaging, labeling, and advertising requirements and revised product warnings.

Any questions regarding the information provided in this notice, should be directed to the New York State Cannabinoid Hemp Program at [hemp@ocm.ny.gov](mailto:hemp@ocm.ny.gov)

Sincerely,

The New York State Office of Cannabis Management (OCM)