



Office of Cannabis Management

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Executive Director

No. 2022-45
November 21, 2022

RESOLUTION DIRECTING THE OFFICE OF CANNABIS MANAGEMENT TO FILE FOR ADOPTION CERTAIN EMERGENCY CANNABIS LABORATORY REGULATIONS

WHEREAS, pursuant to Section 129 of the Cannabis Law, the Cannabis Control Board (Board) is charged with permitting one or more independent cannabis testing laboratories to test medical cannabis, adult-use cannabis and/or cannabinoid hemp or hemp extract;

WHEREAS, pursuant to Sections 34(3), 43, 82, 89, 105 and 129 of the Cannabis Law, the Board has the authority to establish standards and requirements, and to promulgate rules and regulations, governing required laboratory testing and sampling of medical cannabis, adult-use cannabis and/or cannabinoid hemp products including but not limited to, testing and sampling requirements, testing and sampling methodologies, reporting requirements and product quarantine, hold, recall and remediation;

WHEREAS, pursuant to Section 13(5) of the Cannabis Law, the Board desires to take emergency action by advancing emergency rulemaking to permit cannabis laboratories and sampling firms to address the immediate need to allow for the lengthy lead times required to permit cannabis laboratories and expand the compacity to test medical cannabis, adult-use cannabis and/or cannabinoid hemp products to protect the integrity of both medical and adult-use cannabis products as well as protecting the health and safety of patients and consumers of New York's cannabis products.

WHEREAS the Office of Cannabis Management (Office) recommends that the Board propose to establish a cannabis laboratory testing regulatory framework as specified in the attached proposed regulations;

WHEREAS the Board directed the Office to file certain cannabis laboratory regulations on August 16, 2022 which will expire on December 14, 2022; now, therefore, be it

RESOLVED, the Board directs the Office to refile the attached emergency cannabis laboratory regulations upon the expiration of the existing emergency cannabis laboratory regulations on December 14, 2022.

[Attachment]