



Cannabis Control Board

Meeting of the New York State Cannabis Control Board

March 6, 2023

Agenda

- i. Call to Order
- ii. Welcome and Opening Remarks
- iii. Approval of Meeting Minutes from January 25, 2023 Board Meeting
- iv. Consideration of Packaging, Labeling, Marketing & Advertising Regulations
- v. Consideration of Laboratory Testing Regulations
- vi. Consideration of Cannabis Research Regulations
- vii. Executive Director Report
- viii. Public Comment
- ix. Adjourn



Chair Wright Opening Remarks

- To date, 4 CAURD licensees have opened their doors representing the first legal Adult-Use dispensaries open for business in New York State.
- These dispensaries are selling products cultivated by small farmers and small businesses grown and manufactured in New York State.
- All these cannabis products have been laboratory tested prior to sale ensuring the products are tested for common analytes and below levels that could be dangerous for consumers.
- This has all been made possible through the Seeding Opportunity Initiative which has allowed these conditional licensees to begin operations jumpstarting New York's cannabis market.
- Over the coming weeks we are anticipating several other dispensary openings throughout the state.

Approval of Meeting Minutes: January 25, Board Meeting

Office of Cannabis Management

Adult Use

Medical Cannabis

Cannabinoid Hemp

Licensing

Local Government

Board Meetings

Pressroom

- Pursuant to the Open Meetings Law, meeting minutes are taken at every Board meeting and made available on the Office of Cannabis Management website (cannabis.ny.gov) under the Board Meetings tab on the homepage.
- The public was provided with information on how to access this meeting in the Public Notice. An unabridged video recording of this meeting, together with an unabridged transcript, will be made available on the OCM website within two weeks of the meeting.

Consideration of Packaging, Labeling, Marketing, and Advertising (PLMA) Regulations

Resolution 2023-08

- In November 2022, the Cannabis Control Board voted to revise and refile proposed regulations for the packaging, labeling, marketing, and advertising of adult-use cannabis products. The public comment period closed on January 30, 2023.
- Over 400 comments were received, and only grammatical and technical changes were made to the proposed regulations as a result of public comment.
- These finalized regulations require sustainable packaging practices, and are flexible enough to allow licensees to package, label, market, and advertise in a variety of ways while maintaining robust public health standards.
- **Resolution No. 2023-08: Resolution to file and make Effective the Packaging, Labeling, Marketing, and Advertising Regulations**

Consideration of Cannabis Laboratory Testing Regulations

Resolution 2023-09

- In November 2022, the Cannabis Control Board voted to revise and refile proposed regulations for Cannabis Laboratory Testing. The public comment period closed on January 30, 2023.
- Over 15 comments were received, and only grammatical and technical changes were made to the proposed regulations as a result of public comment.
- These finalized regulations provide a permit process for laboratories to be approved by the Board to test cannabis products in New York State. Cannabis products must be tested and labeled prior to being authorized to be sold in the regulated marketplace.
- **Resolution No. 2023-09: Resolution to file and make Effective Cannabis Laboratory Testing Regulations**

Consideration of Cannabis Research Regulations

Resolution 2023-10

- In accordance with Section 38 of the Cannabis Law, Part 132 was drafted to provide a framework for cannabis research licensees to produce, process, purchase, and/or possess cannabis for limited research purposes in New York State. The regulations:
 - Are written for “plant-touching” studies or studies involving human subjects (any study that would require informed consent by an IRB).
 - The intention is to not require a research license for studies purely focused on data (ex: economics, supply-chain, energy metrics, etc.).
 - Do not require existing licensees, permittees, and ROs to obtain a research license for R&D, as long as the research project falls under the purview of their licensed activity.
- With the adoption of Part 132, New York State will have the opportunity to lead the nation in advancing the science of cannabis and dismantling the stigma surrounding cannabis. Some of the specific goals we hope to achieve include:
 - Encouraging “plant touching” research studies.
 - Allowing for researchers to obtain cannabis for non-clinical research purposes through NYS dispensaries, processors, and cultivators and bypass the need for federal sourcing. This will allow for more pre-trial data and exploration.
 - Permitting the enrollment of human subjects into observational trials with the ability for dispensaries to dispense blinded product directly to participants.
- **Resolution No. 2023-10: Resolution to file for public comment Cannabis Research Regulations**



Executive Director Report

CAURD Accelerator Program

- Partnership with Our Academy – 501(c)3 nonprofit
- Kick Off: March 17th SOHO Works in Brooklyn
- Access to state and national cannabis experts, 1:1 mentorship, hybrid learning on topics including:

- ✓ Operations
- ✓ Fundraising
- ✓ Investors & Partnerships
- ✓ Supply Chain

- ✓ Business Organization
- ✓ Compliance
- ✓ Marketing and Sales

- ✓ Pro Forma and Finance
- ✓ Staffing & Training
- ✓ Security Planning



Executive Director Report

CAURD Expansion

Region	Previous Allocation	New Allocation
Brooklyn	19	38
Capital	7	14
Central	7	14
Finger Lakes	9	18
Long Island	20	40
Manhattan	22	44
Mid-Hudson	17	34
Mohawk Valley	2	4
North Country	4	8
Queens	16	32
Richmond	3	6
Southern Tier	3	6
The Bronx	10	20
Western NY	11	22
Total	150	300

- Expanding the number of Conditional Adult-Use Retail Dispensary (CAURD) licenses to be issued at this time, from 150 to 300 across the State
- Licenses will be increased proportionally in each region
- Additional licensees will be awarded from existing pool of CAURD applicants
- Support from Cannabis Investment Fund is not guaranteed for all new applicants

Executive Director Report

Adult-Use Regulation Public Comment Update

- Following an initial review of over 440 public comments, the following categories/themes/issues have been identified:
 - Providing clarification on certain definitions of terms;
 - Clarifying certain qualifications for social and economic applicants;
 - Providing procedures to promote diversity in all adult-use and medical licenses;
 - Providing feedback on cultivator and nursery operations and tier levels;
 - Comments around the allowable merchandise at customer-facing licensees;
 - Clarifying sustainability standards, including lighting, recycling, and composting.

Public Comment

- Thank you to those who submitted comments online. Online comments will be captured via the meeting minutes. All online comments must be submitted by 5 p.m. today to be captured in the March 2, 2023, Board meeting minutes. The link is available under the Cannabis Control Board page on cannabis.ny.gov.
- You can also reach the Office with any questions, comments, or concerns at regulations@ocm.ny.gov.
- Remarks must be limited to **2 minutes or less** to allow all participants an equal amount of time to speak.

Next Full Cannabis Control Board Meeting

- Time, location, and a live stream link will be shared on the Office of Cannabis Management website in advance of the meeting: www.cannabis.ny.gov

Adjourn