



# ADULT-USE MICROBUSINESS LICENSE OVERVIEW

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## OVERVIEW



The adult-use microbusiness license authorizes the cultivation, processing, distribution, retail sale and delivery of the licensee’s own cannabis products. An adult-use microbusiness must engage in cannabis cultivation and at least one additional licensed activity including processing, distribution, or retail sale. A microbusiness must locate its retail premises near its cultivation location, but the required distance is based on whether the microbusiness cultivation premises is located in or outside of New York City.

**Note:** License holders must meet and comply with all laws, regulations, and guidance related to the adult-use microbusiness license. Failure to comply with any current or future laws, rules, or regulations issued by the Cannabis Control Board may result in disciplinary action, including, but not limited to, revocation of the license.

**Depending on the authorizations requested during the application process, microbusiness license holders are authorized to conduct some (or all) of the following activities:**

- Cultivate cannabis in a canopy that is either: **indoors** (up to 3,500 ft<sup>2</sup>), in **mixed light** (up to 5,000 ft<sup>2</sup>), **outdoors** (up to 10,000 ft<sup>2</sup>), or in a **combination of outdoors and mixed light** (up to 5,000 ft<sup>2</sup> outdoors and up to 2,500 ft<sup>2</sup> mixed light);
- Operate a processing facility to manufacture cannabis products;
- Purchase up to 500lbs of cannabis biomass (or the extract equivalent) per calendar year from a licensed cultivator, microbusiness, cooperative or collective, Registered Organization with Dispensing (ROD) and Registered Organization with No Dispensing (ROND);
- Process up to 1,700 pounds of cannabis biomass per year into cannabis products (unless all the biomass is cultivated solely by the microbusiness exclusively at its licensed premises, then there is no processing limit);
- Sell cannabis to a duly licensed processor;
- Sell cannabis products it has produced to a duly licensed distributor;
- Distribute self-produced cannabis products to retail dispensaries and on-site consumption premises;
- Deliver a microbusinesses cannabis products to cannabis consumers;
- Be a Cannabis Event Organizer; and
- Sell cannabis products directly to consumers from the microbusinesses retail premises.

**Ownership Restrictions:** No person, other than a passive investor, may have an interest in more than one microbusiness license or any other license type that includes cultivation. The licensed microbusiness entity cannot have any interest in any other licenses. Under no circumstances can a microbusiness or its true parties of interest have any direct or indirect interest in a retail dispensary, delivery, or on-site consumption license. Microbusinesses and distributors cannot have any TPI in common except for passive investors. No person may submit applications for more licenses or license types than they would be permitted to hold.

## APPLICATION & LICENSE FEES

Type	Amount
Adult-Use Application Fee, per application	\$1,000
Adult-Use Microbusiness License Fee	\$4,500

## FEE REDUCTION

Application and license fees are reduced by 50% for all Social and Economic Equity (SEE) applicants.

## KEEP IN MIND BEFORE APPLYING

### Eligibility Requirements:

- All licensees must be at least 21 years of age and not be otherwise prohibited from holding a license under Cannabis Law or regulations, based on prior non-cannabis convictions as stated in Section 137 of New York State cannabis adult-use regulations or True Parties of Interest (TPI) prohibitions.

### Find a compliant location. Microbusinesses are designed to be small, craft producers and as such there are restrictions on where a microbusiness' retail location can be located, in relation to where it cultivates and processes cannabis.

- Provisional License:** If you do not have proof of control over a property at the time of initial application, you may submit the application without these details and gain a provisional license from the NYS Cannabis Control Board. After receiving a provisional license, you may take up to twelve (12) months to submit proof of control over a location and finalize your application.
- Full License:** If you already have proof of control over the property at the time of your initial application, whether by lease agreement, mortgage, or outright ownership, or have an option to lease or buy the property, you may identify the property on your application submission and submit a complete application for the Office's review. A location cannot be used for licensed activities without prior explicit Office approval.

### Think Creatively. The microbusiness license is ideal for the development of innovative, craft brands. Microbusinesses are able to cultivate cannabis, process that cannabis into cannabis products, and sell those products directly at retail. Though there are limitations on the size and scale of microbusiness production, these small and medium sized entities comprise a crucial part of New York's cannabis supply chain.

Cultivation Premises	Retail Premises
In a city with a population over 1,000,000	Must be in the same county as the cultivation location.
In a city with a population under 1,000,000	Must be within 25 miles of the cultivation location.

### Applicants must apply for the license as the business that will conduct the authorized activities, and this business must be formally established before starting the application.

### Compile all information and business-related documents.

### Review New York Cannabis Rules and Regulations. Read the approved [adult-use regulations](#) and [guidance](#).

### Attend an OCM Road Map to General Licensing Application event to learn more in-person.

## MORE RESOURCES

All applicants are strongly encouraged to review the [Adult-Use Cannabis Regulations](#) and all [application resources](#) to learn more about how to obtain and operate an adult-use cannabis license in New York State. Please note that this is only the first application window for general adult-use cannabis licensing. Future application windows for licenses such as nursery, delivery, cooperative or collective, and on-site consumption are anticipated. Please email [info@ocm.ny.gov](mailto:info@ocm.ny.gov) if you have any further questions.

