



Office of Cannabis Management

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Executive Director

No. 2024-68
April 11, 2024

RESOLUTION TO ALLOW THE OFFICE OF CANNABIS MANAGEMENT TO ISSUE PROVISIONAL ADULT-USE CANNABIS LICENSES

WHEREAS, pursuant to Section 10(23) of the Cannabis Law, the Cannabis Control Board (Board) is empowered “with the exception of promulgating rules and regulations, ... to delegate any function, powers and duties ... to the executive director of the office of cannabis management”;

WHEREAS, pursuant to Section 120.2(b) of Title 9 of the New York Codes, Rules and Regulations (9 NYCRR), the Board “may grant a provisional license if the applicant submits all the same materials required to be submitted for a final operational license for the same adult-use license type”, except for the required premises information under 9 NYCRR 120.2(a)(4) and if applicable, “information relating to evaluation of applicants based on premises information”,

WHEREAS, the Board desires to delegate the authority to approve provisional licenses for applicants that submit all required information pursuant to 9 NYCRR 120.2(b) to the Executive Director of the Office of Cannabis Management (the Office); now, therefore, be it

RESOLVED, that effective immediately, the Office shall have the authority to approve provisional licensees for applicants that submit all required information pursuant to 9 NYCRR 120.2(b).

BE IT FURTHER RESOLVED, that in order to receive a final license, provisional licensees who are awarded by the Office, will need to come before the Board, with a completed application, including completing a notification to the appropriate municipality where the adult-use retail dispensary will be located, pursuant to Section 76 of the Cannabis Law.