



Cannabis Control Board

For more information, visit: cannabis.ny.gov/cannabis-control-board-meetings

MARCH 21, 2025

AGENDA

- I. Call to Order
- II. Welcome and Opening Remarks
- III. Approval of Meeting Minutes from February 14, 2025, Board Meeting
- IV. Consideration of Adult-Use Applications for Approval
- V. Consideration of Conditional Adult-Use Retail Dispensary Applications for Renewal
- VI. Consideration of Location and Tier Change Amendments
- VII. Consideration of Registered Organization Application for Approval
- VIII. Consideration of Cannabis Testing Laboratory Permit Approvals
- IX. Consideration of Cannabis Research License
- X. Consideration of Cannabis Research License Annual Report

AGENDA

- XI. Consideration of School and House of Worship Proximity Distance Policy
- XII. Consideration of Provisional Adult-Use Licensee Extension
- XIII. Consideration of Amendments to the Packaging, Labeling, Marketing and Advertising Proposed Regulations
- XIV. Consideration of Administrative Law Hearing Appeals
- XV. Discussion of Public Convenience and Advantage Process
- XVI. Office of Cannabis Management Report
- XVII. Public Comment
- XVIII. Adjourn

CHAIR WRIGHT OPENING REMARKS

- **Welcome:** Good afternoon, everyone. As always, it's great to be here with all of you as we continue the important work of shaping New York's cannabis industry. Thank you to my fellow Board members, OCM staff, and all stakeholders for your ongoing dedication and engagement.
- **Spring Growth & Progress:** With spring here, this is a season of renewal and progress. Our industry is growing, more businesses are opening their doors, and we are seeing the positive economic and community impacts of a well-regulated cannabis market.
- **Looking Ahead:** Our priorities remain clear—strengthening enforcement efforts, expanding support for social and economic equity businesses, and ensuring cannabis tax revenue is reinvested into the communities most impacted by past prohibition. As we move forward, we remain committed to building a thriving, inclusive, and sustainable cannabis industry that benefits all New Yorkers.

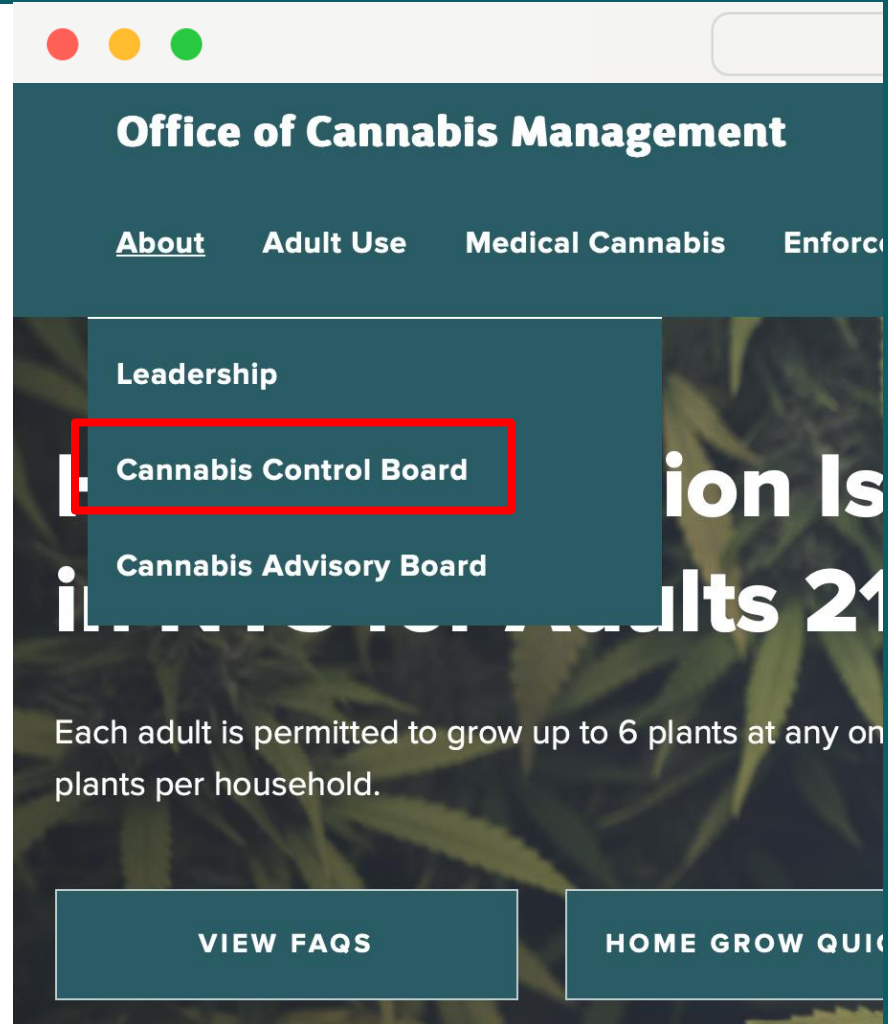


APPROVAL OF MEETING MINUTES FROM THE FEBRUARY 14, 2025, BOARD MEETING

Pursuant to the Open Meetings Law, within two weeks, the following is provided on cannabis.ny.gov on the Cannabis Control Board page:

- Meeting minutes
- Meeting transcript
- Meeting video

The public was provided with information on how to access this meeting in the Public Notice. An unabridged video recording, an unabridged transcript, will be made available on the OCM website within two weeks of the Board meeting.



CONSIDERATION OF ADULT-USE CANNABIS LICENSES

RESOLUTION NO. 2025-14

- On October 4, 2023, OCM opened an application window for adult-use licenses. The application window included applications for cultivators, processors, distributors, retail dispensaries and microbusinesses.
- The application window closed on November 17, 2023, for retail and microbusiness applications who were applying with a location. The remaining applications closed on December 18, 2023. Overall, nearly 7,000 applications were received.
- **101 AU applications** are being recommended for approval today and all have satisfied the necessary requirements in accordance with the Cannabis Law and regulations.
- The Office is actively reviewing and issuing additional adult-use licenses on a rolling basis. If the Office has been in contact with you, please respond to any deficiency letter with the requested information to keep your application processing.



RESOLUTION NO. 2025-14: CONSIDERATION OF ADULT-USE CANNABIS LICENSES

CULTIVATION LICENSURE TO DATE

- OCM is working to implement a seed-to-sale system to track inputs and outputs over time. Insight particular to New York is the best foundation on which to base future license recommendations to the Board.
- In 2022, New York saw the impact of cultivation oversupply. Growers were unable to move product to retail and the industry saw the risks and realities of degraded biomass quality and diversion into unregulated markets.
- To date, OCM has licensed 195 cultivators and 229 microbusinesses, many of these in 2024. This represents up to 6.5 million square feet of potential canopy space set to operationalize in 2025.
- Critically, this disincentivizes the current issue of inversion of out-of-state cannabis into New York, which undermines industry integrity, consumer health and safety, and New York's social and economic equity goals.
- CROPTOBER 2025 will be first time that New York will see how a healthy cohort of cultivation operators will impact the market. New York has 329 stores in operation and OCM expects many more open by year's end. With that, OCM expects that the 2025 harvest will mean more sufficient in-state supply to meet in-state demand.
- Understanding the yields coming out of the 2025 growing season, with an implemented seed-to-sale system and market monitoring, is critical for OCM to make evidence-based recommendations to the Board on future cultivation licensure.
- At this time, OCM recommends the Board slow the pace of cultivation license approvals pending outcomes from the 2025 growing season. New York must avoid oversupply relative to retail, and oversupply, license devaluation, and unsold surplus issues other markets have experienced.

CONSIDERATION OF ADULT-USE CANNABIS LICENSES

RESOLUTION NO. 2025-14

CULTIVATION

Total Square Footage*	
Cultivator	5,725,479 sq ft.
Microbusiness	1,147,266 sq ft.
Total	6,872,745 sq ft.

**Includes those cultivators/microbusinesses currently in the status "Approved – Fees Due."*

Total Licenses*	
200 Cultivators	
8 ROND or ROD	
229 Microbusiness	
169 Indoor	123 Outdoor
78 Mixed	70 Combination



RESOLUTION NO. 2025-14: CONSIDERATION OF ADULT-USE CANNABIS LICENSES

CONSIDERATION OF ADULT-USE CANNABIS LICENSES

RESOLUTION NO. 2025-14

Application ID	License Type	Entity Name
OCMCULT-2024-000025	Adult-Use Cultivator License	True Budz LLC
OCMCULT-2023-000095	Adult-Use Cultivator License	Blueroman, LLC
OCMDIST2-2024-000010	Adult-Use Distributor License	Rollin' Cuisine LLC
OCMDIST2-2024-000019	Adult-Use Distributor License	Starwater Group LLC
OCMDIST2-2024-000009	Adult-Use Distributor License	The Grasse Company LLC
OCMDIST-2024-000017	Adult-Use Distributor License	True Budz LLC
OCMDIST-2023-000347	Adult-Use Distributor License	Leaf Lab NYC, LLC
OCMDIST2-2024-000012	Adult-Use Distributor License	Flower City Cannabis LLC
OCMDIST-2023-000228	Adult-Use Distributor License	Green Theory Labs LLC
OCMDIST-2023-000225	Adult-Use Distributor License	NorthEast Extracts LLC
OCMDIST-2023-000041	Adult-Use Distributor License	Jamestown Canna Company LLC
OCMDIST-2023-000083	Adult-Use Distributor License	Forgotten Borough Farms, LLC
OCMDIST-2023-000063	Adult-Use Distributor License	ASSOCIATED SUPPLY, LLC
OCMDIST2-2025-000001	Adult-Use Distributor License	MacGowan Ventures LLC
OCMDIST-2023-000070	Adult-Use Distributor License	Jeanette Padilla Neji



RESOLUTION NO. 2025-14: CONSIDERATION OF ADULT-USE CANNABIS LICENSES

CONSIDERATION OF ADULT-USE CANNABIS LICENSES

RESOLUTION NO. 2025-14

Application ID	License Type	Entity Name
OCMDIST-2023-000150	Adult-Use Distributor License	Lion's Mane Infusions, LLC
OCMMICR-2023-000500	Adult-Use Microbusiness License w/Retail	AMAA Venture LLC
OCMMICR-2023-000337	Adult-Use Microbusiness License w/ Retail	Rolling Hills Wellness llc
OCMMICR-2023-000390	Adult-Use Microbusiness License w/ Retail	Upstate New York Cannabis and Clone Company, LLC
OCMMICR-2023-000052	Adult-Use Microbusiness License w/Retail	DAISEYS LLC
OCMMICR-2023-000085	Adult-Use Microbusiness License w/Retail	Grass Roots Wellness NY LLC
OCMMICR-2023-000308	Adult-Use Microbusiness License w/Retail	Alpine agronomy LLC
OCMMICR-2023-000492	Adult-Use Microbusiness License	Green Goat Gardens, LLC
OCMMICR-2023-000595	Adult-Use Microbusiness License	Merit NY Group LLC
OCMMICR-2023-001328	Adult-Use Microbusiness License	Birch & Bloom LLC
OCMMICR-2023-000463	Adult-Use Microbusiness License	Utopia Flowers LLC
OCMMICR-2023-000246	Adult-Use Microbusiness License	DANK VALLEY GROWERS LLC
OCMMICR-2023-000303	Adult-Use Microbusiness License	845 Organics LLC
OCMMICR-2023-000123	Adult-Use Microbusiness License	Battenkill Buds LLC
OCMMICR-2023-000528	Adult-Use Microbusiness License	Excelsior Legacy LLC



RESOLUTION NO. 2025-14: CONSIDERATION OF ADULT-USE CANNABIS LICENSES

CONSIDERATION OF ADULT-USE CANNABIS LICENSES

RESOLUTION NO. 2025-14

Application ID	License Type	Entity Name
OCMPROC-2023-000308	Adult-Use Processor License	NorthEast Extracts LLC
OCMPROC-2023-000317	Adult-Use Processor License	Nama Brands LLC
OCMPROC-2023-000410	Adult-Use Processor License	Terp Land Farms LLC
OCMPROC-2024-000020	Adult-Use Processor License	True Budz LLC
OCMPROC-2023-000517	Adult-Use Processor License	Leaf Lab NYC, LLC
OCMPROC-2024-000045	Adult-Use Processor License	County Line Ventures, LLC
OCMPROC-2024-000003	Adult-Use Processor License	Tumbleweed Farms, LLC
OCMPROC-2023-000257	Adult-Use Processor License	Red Eye Foods and Distributors, LLC
OCMPROC-2023-000240	Adult-Use Processor License	Puffcorn & Sweets LLC
OCMPROC-2023-000039	Adult-Use Processor License	WHR Consulting LLC
OCMPT3B-2025-000065	Adult-Use Processor Type 3 Branding License	Double or Nothing, LLC
OCMPT3B-2025-000025	Adult-Use Processor Type 3 Branding License	Paula Collins
OCMPT3B-2024-000073	Adult-Use Processor Type 3 Branding License	Absurd Exotics, Inc.



RESOLUTION NO. 2025-14: CONSIDERATION OF ADULT-USE CANNABIS LICENSES

CONSIDERATION OF ADULT-USE CANNABIS LICENSES

RESOLUTION NO. 2025-14

Application ID	License Type	Entity Name
OCMPT3B-2024-000070	Adult-Use Processor Type 3 Branding License	The Budcracker LLC
OCMPT3B-2024-000066	Adult-Use Processor Type 3 Branding License	Joseph W Kepferle
OCMPT3B-2024-000058	Adult-Use Processor Type 3 Branding License	Healthy Living By Design, Inc.
OCMPT3B-2024-000057	Adult-Use Processor Type 3 Branding License	Yerba LLC
OCMPT3B-2024-000054	Adult-Use Processor Type 3 Branding License	Water Brands, LLC
OCMPT3B-2024-000050	Adult-Use Processor Type 3 Branding License	5Boro Legacy Corp
OCMPT3B-2024-000049	Adult-Use Processor Type 3 Branding License	Doe boyz llc
OCMPT3B-2024-000048	Adult-Use Processor Type 3 Branding License	NATIONAL DISTRIBUTORS LLC
OCMPT3B-2024-000045	Adult-Use Processor Type 3 Branding License	Kerry Kaur

RESOLUTION NO. 2025-14: CONSIDERATION OF ADULT-USE CANNABIS LICENSES

CONSIDERATION OF ADULT-USE CANNABIS LICENSES

RESOLUTION NO. 2025-14

Application ID	License Type	Entity Name
OCMPT3B-2024-000043	Adult-Use Processor Type 3 Branding License	DocTree LLC
OCMPT3B-2024-000039	Adult-Use Processor Type 3 Branding License	Kitty Creme LLC
OCMPT3B-2024-000038	Adult-Use Processor Type 3 Branding License	Gummies For The People LLC
OCMPT3B-2024-000007	Adult-Use Processor Type 3 Branding License	High Seal LLC
OCMPT3B-2024-000068	Adult-Use Processor Type 3 Branding License	GOOD ROOTS NY LLC
OCMPT3B-2024-000067	Adult-Use Processor Type 3 Branding License	LIN'S CULTIVATION INC
OCMPT3B-2024-000056	Adult-Use Processor Type 3 Branding License	S.T.A. Exotics Enterprises LLC
OCMPT3B-2024-000055	Adult-Use Processor Type 3 Branding License	MASC LC CONSULTANTS INC
OCMPT3B-2024-000052	Adult-Use Processor Type 3 Branding License	Munchies NY LLC



RESOLUTION NO. 2025-14: CONSIDERATION OF ADULT-USE CANNABIS LICENSES

CONSIDERATION OF ADULT-USE CANNABIS LICENSES

RESOLUTION NO. 2025-14

Application ID	License Type	Entity Name
OCMPT3B-2024-000034	Adult-Use Processor Type 3 Branding License	KHP Development LLC
OCMPT3B-2024-000019	Adult-Use Processor Type 3 Branding License	HOLM GROWN LLC
OCMPT3B-2024-000020	Adult-Use Processor Type 3 Branding License	Bezos Buds, LLC
OCMPT3B-2024-000069	Adult-Use Processor Type 3 Branding License	Brand JP LLC
OCMPT3B-2024-000029	Adult-Use Processor Type 3 Branding License	Christopher Bell
OCMPT3B-2024-000027	Adult-Use Processor Type 3 Branding License	Adis Kolenovic
OCMPT3B-2024-000002	Adult-Use Processor Type 3 Branding License	NY FINCA LLC
OCMPT3B-2024-000053	Adult-Use Processor Type 3 Branding License	Minute Particulars LLC



RESOLUTION NO. 2025-14: CONSIDERATION OF ADULT-USE CANNABIS LICENSES

CONSIDERATION OF ADULT-USE CANNABIS LICENSES

RESOLUTION NO. 2025-14

Application ID	License Type	Entity Name
OCMPT3B-2024-000094	Adult-Use Processor Type 3 Branding License	Reliable Telecommunication, INC
OCMPT3B-2024-000082	Adult-Use Processor Type 3 Branding License	Mend NY LLC
OCMPT3B-2024-000084	Adult-Use Processor Type 3 Branding License	MBW Technical Solutions LLC
OCMRETL-2023-001750	Adult-Use Retail Dispensary License	Brow & Body LLC
OCMRETL-2023-001867	Adult-Use Retail Dispensary License	Birchwyn & Tess LLC
OCMRETL-2023-002067	Adult-Use Retail Dispensary License	Cannary LLC
OCMRETL-2023-001927	Adult-Use Retail Dispensary License	Copper City Bud LLC
OCMRETL-2023-001469	Adult-Use Retail Dispensary License	MANK LLC
OCMRETL-2023-001426	Adult-Use Retail Dispensary License	Exotic Farms LLC
OCMRETL-2023-000090	Adult-Use Retail Dispensary License	100 North 3rd Ltd
OCMRETL-2023-000246	Adult-Use Retail Dispensary License	ONE STOP DELI & CANDY STORE INC
OCMRETL-2023-000402	Adult-Use Retail Dispensary License	NSH LLC
OCMRETL-2023-000133	Adult-Use Retail Dispensary License	Dansville Dispensary Corporation



RESOLUTION NO. 2025-14: CONSIDERATION OF ADULT-USE CANNABIS LICENSES

CONSIDERATION OF ADULT-USE CANNABIS LICENSES

RESOLUTION NO. 2025-14

Application ID	License Type	Entity Name
OCMRETL-2023-000848	Adult-Use Retail Dispensary License	Happy Cork Bedstuy
OCMRETL-2023-000881	Adult-Use Retail Dispensary License	EVERYTHING EXOTIC DELI CORP
OCMRETL-2023-000986	Adult-Use Retail Dispensary License	LUCIFER BREWING CORPORATION
OCMRETL-2023-001509	Adult-Use Retail Dispensary License	Joint Venture 1111 LLC
OCMRETL-2023-002109	Adult-Use Retail Dispensary License	Astrid Holdings LLC
OCMRETL-2023-001939	Adult-Use Retail Dispensary License	Richard G Robinson III
OCMRETL-2023-001567	Adult-Use Retail Dispensary License	Azzam Properties LLC
OCMRETL-2023-001565	Adult-Use Retail Dispensary License	3 Guys Canna, LLC
OCMRETL-2023-001906	Adult-Use Retail Dispensary License	HF Dispensary LLC
OCMRETL-2023-001204	Adult-Use Retail Dispensary License	CB BudCo LLC
OCMRETL-2023-001003	Adult-Use Retail Dispensary License	Luminare LLC
OCMRETL-2023-000218	Adult-Use Retail Dispensary License	Lake Eire Holdings LLC
OCMRETL-2023-001747	Adult-Use Retail Dispensary License	Jojo Show LLC
OCMRETL-2023-000427	Adult-Use Retail Dispensary License	WNY Greenhouse LLC
OCMRETL-2023-000599	Adult-Use Retail Dispensary License	Sunny Days Dispensary LLC



RESOLUTION NO. 2025-14: CONSIDERATION OF ADULT-USE CANNABIS LICENSES

CONSIDERATION OF ADULT-USE CANNABIS LICENSES

RESOLUTION NO. 2025-14

Application ID	License Type	Entity Name
OCMRETL-2023-000606	Adult-Use Retail Dispensary License	Dankley LLC
OCMRETL-2023-000793	Adult-Use Retail Dispensary License	SUPPLY DESIGN LLC
OCMRETL-2023-000142	Adult-Use Retail Dispensary License	Seneca Cann LLC
OCMRETL-2023-001771	Adult-Use Retail Dispensary License	Smitty Buds Inc.



RESOLUTION NO. 2025-14: CONSIDERATION OF ADULT-USE CANNABIS LICENSES

ADULT-USE CANNABIS LICENSE TOTALS

License Type	March Board Meeting	Total Licenses Issued
Adult-Use Cultivator License	2	202
Adult-Use Distributor License	14	200
Adult-Use Microbusiness License	14	254
Adult-Use Processor License	42	371
Adult-Use Retail Dispensary License	29	347
CAURD Final Licensed	0	240
Total	101	1,614

CONSIDERATION OF CONDITIONAL ADULT-USE RETAIL DISPENSARY APPLICATIONS FOR RENEWAL

RESOLUTION NO. 2025-15

- Part 116 outlines the requirements for the CAURD license. The CAURD conditional period lasts four years, with the first renewal required after two years from the date the license was first granted.
- CAURD licenses up for renewal received their initial CAURD license in late 2022 and early 2023.
- CAURD licenses submitted a renewal application in accordance with Part 116 including requiring the submission of a notice to the municipality to the applicable municipality or community board in which the CAURD licensee operates.

License ID	License Type	Entity Name
OCM-CAURD-22-000001	Conditional Adult-Use Retail Dispensary	HOUSING WORKS CANNABIS, LLC
OCM-CAURD-23-000002	Conditional Adult-Use Retail Dispensary	SMACKED LLC
OCM-CAURD-23-000003	Conditional Adult-Use Retail Dispensary	THE DOE STORE LLC



RESOLUTION NO. 2025-15: CONSIDERATION OF CONDITIONAL ADULT-USE RETAIL DISPENSARY APPLICATIONS FOR RENEWAL

CONSIDERATION OF CERTAIN LOCATION AND/OR TIER CHANGE AMENDMENTS FOR CANNABIS LICENSEES

RESOLUTION NO. 2025-16

- Sections 13(1), 67(2), 126(1), and 129 of the Cannabis Law allows the Board to authorize amendments to cannabis licenses and permits. Sections 120.18(d)(1)(iii), 132.9(g)(ii), and 130.7(f) of Title 9 of the New York Codes, Rules and Regulations outline the criteria for such amendments.
- The Office of Cannabis Management launched an amendment survey on August 27, 2024, which allows adult-use cannabis licensees to request certain amendments including location or cultivation tier changes which require Board approval in accordance with the cannabis regulations. The Office has begun the review of amendments submitted and will be reviewing requests on a rolling basis.
- For the applications listed in the attached resolution, the Office is recommending approval. The licensees have provided all necessary information in accordance with the cannabis regulations.



RESOLUTION NO. 2025-16: CONSIDERATION OF LOCATION CHANGE AMENDMENTS

CONSIDERATION OF REGISTERED ORGANIZATION APPLICATION FOR APPROVAL

RESOLUTION NO. 2025-17

- Section 35(9) of the Cannabis Law states that the Board shall register additional registered organizations in the Medical Cannabis Program to provide services to unserved and underserved areas of the state and shall actively promote racial, ethnic, and gender diversity when registering additional registered organizations.
- The Board approved the application under [Resolution No. 2023-34](#) and the Office has been diligently reviewing applications since last year.
- For the registration listed in the attached resolution, the Office is recommending approval. The applicant has provided all necessary information in accordance with the cannabis regulations.

Application Number	Business Name
554	Wave Holistic LLC



RESOLUTION NO. 2025-17: CONSIDERATION OF REGISTERED ORGANIZATION APPLICATION FOR APPROVAL

CONSIDERATION OF CANNABIS TESTING LABORATORY PERMIT APPROVALS

RESOLUTION NO. 2025-18

- On January 14, 2025, OCM released the application for permitted laboratories to renew their permits. Applicants were required to verify their current information and provide:
 - \$1000 non-refundable application fee,
 - Ownership information (Entities and True Parties of Interest),
 - Information related to technical staff (lead technical director, technical directors, laboratory technicians, and quality assurance officer),
 - Cannabis testing scope,
 - Status of ISO/IEC 17025 certification
- Approved applicants will pay a permit fee of \$1000 or 1% of their gross annual receipts for calendar year 2024 (whichever is greater) to receive a cannabis laboratory permit commencing April 1, 2025, and expiring March 31, 2026.
- The Office recommends that the Board approves to permit fifteen (15) laboratories who have successfully met the requirements pursuant to the cannabis laboratory regulations.



RESOLUTION NO. 2025-18: CONSIDERATION OF CANNABIS TESTING LABORATORY PERMIT APPROVALS

CONSIDERATION OF CANNABIS RESEARCH LICENSES

RESOLUTION NO. 2025-19

- Pursuant to Section 38 of the Cannabis Law, the Board has the authority to approve and license individuals interested in producing, processing, purchasing, and/or possessing cannabis for research purposes.
- Cannabis research licensees may obtain cannabis products from regulated NYS dispensaries, cultivators, and processors across the state, which opens the door to valuable research partnerships and collaborations.
- The following individual has applied to the Office to be a cannabis research licensee:

OCM-RSCHAPP-24-0006

- The Office has reviewed these applications for project quality, study design, value, and impact and believes the applicants have the appropriate expertise and infrastructure to successfully perform the proposed research.



 **RESOLUTION NO. 2025-19: CONSIDERATION OF CANNABIS
RESEARCH LICENSES**

Scan QR code or visit
[cannabis.ny.gov/
research](https://cannabis.ny.gov/research) to learn about
Cannabis Research
Licenses.



CONSIDERATION OF CANNABIS RESEARCH LICENSE ANNUAL REPORT

RESOLUTION NO. 2025-20

- Pursuant to Section 38 of the Cannabis Law, the Board has the authority to approve and license individuals interested in producing, processing, purchasing, and/or possessing cannabis for research purposes.
- Pursuant to Section 132.9 of Title 9, in order to continue licensed activity, a cannabis research licensee must submit certain information to the Board through the submission of an annual report with the Office of Cannabis Management (Office) for subsequent approval or denial by the Board;
- The following research licensee has submitted to the Office an annual report:

OCM-RSCHAPP-24-0001

- The Office has reviewed the annual report submission for project quality, study design, value, and impact and believes the licensee has demonstrated sufficient evidence to continue with its research activity.



 **RESOLUTION NO. 2025-20: CONSIDERATION OF CANNABIS
RESEARCH LICENSE ANNUAL REPORT**

Scan QR code or visit
[cannabis.ny.gov/
research](https://cannabis.ny.gov/research) to learn about
Cannabis Research
Licenses.



CONSIDERATION OF SCHOOL AND HOUSE OF WORSHIP PROXIMITY DISTANCE POLICY

RESOLUTION NO. 2025-21

- Pursuant to Cannabis Law Section 72(6), “no cannabis retail licenses shall locate a storefront within five hundred feet of a school grounds as such term is defined in the Education law or within two hundred feet of a house of worship”;
- The Cannabis Law does not expressly state when the determination of the proximity of a proposed licensed location to school grounds or a place of worship should be made;
- The resolution sets out a policy for the Board to use the date the application is filed with the Office of Cannabis Management to determine whether the proposed licensed complies with the provisions of Cannabis Law Section 72(6).



RESOLUTION NO. 2025-21: CONSIDERATION OF SCHOOL AND HOUSE OF WORSHIP PROXIMITY DISTANCE POLICY

CONSIDERATION OF PROVISIONAL ADULT-USE LICENSEE EXTENSION

RESOLUTION NO. 2025-22

- Section 120.9(c) states that “an applicant shall submit all outstanding information required for final operational license approval within twelve (12) months of receiving a provisional license unless otherwise approved by the Board”;
- Due to litigation related to the adult-use program in Organic Blooms, LLC, et al., v. The New York State Office of Cannabis Management, et al, (Index No. 904497-24), the Board was unable to issue or process adult-use licenses for a period of time;
- The Office is recommending to the Board a six (6) month extension of the provisional license period for adult-use provisional licensees to provide further time to submit outstanding information required for final license approval as a result of such litigation delays;



**RESOLUTION NO. 2025-22: CONSIDERATION OF PROVISIONAL ADULT-USE LICENSEE
EXTENSION**

CONSIDERATION OF AMENDMENTS TO THE PACKAGING, LABELING, MARKETING AND ADVERTISING PROPOSED REGULATIONS

RESOLUTION NO. 2025-23

Resolution includes proposed amendments to Packaging, Labeling, Marketing and Advertising (PLMA) regulations (Part 128 & 129) which were originally adopted in March 2023. The amendments consider recommendations made by licensees and other stakeholder groups.

REVISIONS TO PART 128 AND 129 AIM TO:

- Reduce common noncompliance causes of Statements of Findings for which there is no risk to health and safety;
- Streamline language to account for the medical cannabis program
- Make it easier for licensees to market and advertise competitively;
- Restrict marketing and advertising practices that are a potential threat to public health and safety; such as targeting individuals under 21; and
- Clarify in regulation certain provisions and changes previously established in guidance only.



RESOLUTION NO. 2025-23: CONSIDERATION OF AMENDMENTS TO THE PACKAGING, LABELING, MARKETING AND ADVERTISING PROPOSED REGULATIONS

SUMMARY OF PLMA PUBLIC COMMENT

SUMMARY OF OPINIONS

SUPPORT	REVISE	OPPOSE
34	181	20

COMMENTORS' AFFILIATIONS

Affiliation	Total
Licensee/Applicant/Cannabis Organization or their Representatives	22
Marketing/Advertising Business/Association	4
Private Citizen/Unknown Affiliation	4
Community Association	1
Other Business/Business Owner	3
TOTAL INDIVIDUAL COMMENTERS:	34

SUMMARY OF PROPOSED AMENDMENTS TO PART 128 PACKAGING AND LABELING REGULATIONS

PROPOSED REVISIONS TO PART 128 AIM TO:

- Streamline OCM operations by reducing common causes of Statements of Findings for which there is no risk to health and safety;
- Provide technical edits to accommodate the medical cannabis program whose regulations now point to Part 128;
- Clarify existing provisions; and
- Codify changes previously implemented in guidance only.

The proposed amended PLMA regulations allow for discounting with some requirements, including that the discount cannot result in the sale of cannabis products below market value or subvert State and local tax collections. OCM received many comments in support of allowing discounts. Some commenters expressed public health concerns related to potentially promoting increased consumption. Many commenters requested OCM define market value.

PROPOSED REVISIONS TO PART 128 RESULTING FROM PUBLIC COMMENTS:

- Addition of a definition for *market value* which informs rules around discount products;
- Addition of a definition for *wholesale price* which is the price of the cannabis product sold via a distributor to a retailer;
- Edited the definition of *advertisement* to replace “buy-one-get-one” offers with “bundled discounts”;
- Clarified that the calculation of retail tax due is required on pre-discounted cannabis products; and
- Edited language to allow advertising of price reductions, discounts, coupons, points-based reward systems, customer loyalty programs, or bundled discounts via a third-party website allowed by the licensee.

SUMMARY OF PROPOSED AMENDMENTS TO PART 129 PACKAGING AND LABELING REGULATIONS

PROPOSED REVISIONS TO PART 129 AIM TO:

- Ensure that licensees remain competitive, particularly in an environment with widespread proliferation of illicit cannabis businesses;
- Maintain New York State's commitment to protect public health and safety;
- Clarify existing provisions; and
- Codify changes previously implemented in guidance only.

HIGHLIGHTS INCLUDE:

- New allowances for retail outdoor signs, including the removal of the (2) per licensee limit to allow for more signage
- New allowances for promotions and product discounts
- Addition of permitted and prohibited practices for brand representatives
- Adjusted audience composition requirements for certain cannabis advertisements to conform to the proportion of the State that is 21 and older
 - Currently 75.9% of the NYS population per the US Census Bureau's Annual Estimates of the Resident Population, released June 2023

CONSIDERATION OF ADMINISTRATIVE APPEALS

Article 2 of the Cannabis Law §§ 10 and 17:

The Cannabis Control Board (“Board”) is charged with the responsibility of issuing a final determination when an administrative decision is appealed.

The proposed decisions were provided in advance of today’s meeting and posted on the OCM website.

1. **BMillz LLC v. OCM** - OCM conducted two regulatory inspections within 27 days. An Order to Cease Unlicensed Activity and a Notice of Violation ('NOV') was issued after each inspection. The matters were consolidated, and a hearing was held with the Office of Administrative Hearing (“OAH”). The presiding ALJ issued a decision finding Appellant in violation of the Cannabis Law and imposed a civil penalty.
2. **7th Ave Organic Corp. v. OCM** - OCM conducted a regulatory inspection and issued a NOV, a Cease Order and an immediate Order to Seal ('OTS') for Appellant's business. A hearing was held with the OAH. The presiding ALJ issued a decision extending the OTS.

Appellants submit the instant appeals to the Board for review (Title 9 of the New York Codes, Rules, and Regulations § 133.25[k])

BMILLZ V. OCM

COMPLAINT NOS. 117 2023 0621 0026 & 112 2023 0718 0055

RESOLUTION NO. 2025-24

Appellant asserts:

- The ALJ's decision was untimely due to the timing between the conclusion of the hearing and the issuance of the decision (approximately 95 days);
- The enforcement against Appellant's business was arbitrary and capricious; and
- The civil penalty imposed was arbitrary and capricious and violative of both the NY and U.S. Constitutions.

Recommendation: Confirm the ALJ's decision and deny Appellant's requested relief:

- Appellant has not established that the ALJ's decision was untimely under the law.
- Appellant raises general policy and constitutional arguments that are not based on the facts that were before the ALJ and thus beyond the scope of an administrative appeal.
- Penalty imposed was based on evidence presented at the hearing and was proportionate to the violations and in accordance with the penalties set forth in the Cannabis Law.



RESOLUTION NO. 2025-24: CONSIDERATION OF ADMINISTRATIVE LAW HEARING APPEALS

7TH AVE ORGANIC CORP. V. OCM

INSPECTION NO. 102 2024 0618 0011

RESOLUTION NO. 2025-25

Appellant asserts the OTS was erroneously extended because:

- OCM failed to establish proper and sufficient service in accordance with jurisdictional requirements mandated by Cannabis Law § 138-b; and
- Because there was insufficient evidence to establish the unlicensed activity was more than a de minimis part of Appellant's business activity.

Recommendation: Confirm the ALJ's decision and Deny Appellant's requested relief:

- Record contains substantial evidence that service was effectuated on Appellant; Appellant cannot raise lack of jurisdiction based on improper service of another; and
- Substantial evidence to support the finding that the unlicensed cannabis activity was more than a de minimis part of Appellant's business activity.



RESOLUTION NO. 2025-25: CONSIDERATION OF ADMINISTRATIVE LAW HEARING APPEALS

PCA PROCESS DISCUSSION

OFFICE OF CANNABIS MANAGEMENT REPORT

MARKET UPDATE

SOCIAL & ECONOMIC EQUITY UPDATE

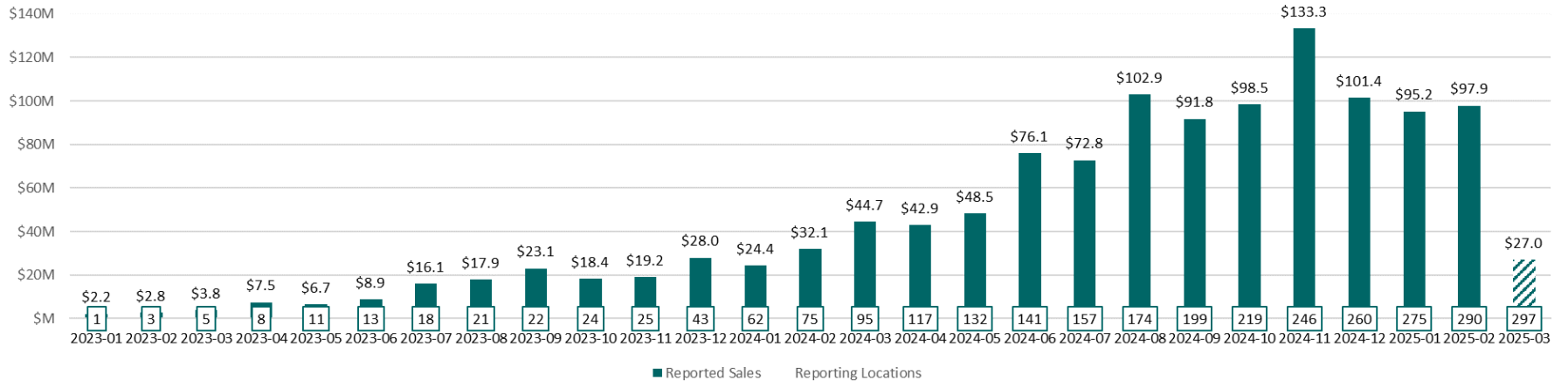
TRADE PRACTICES BUREAU UPDATE

COMMUNITY REINVESTMENT GRANTS UPDATE

MARKET UPDATE

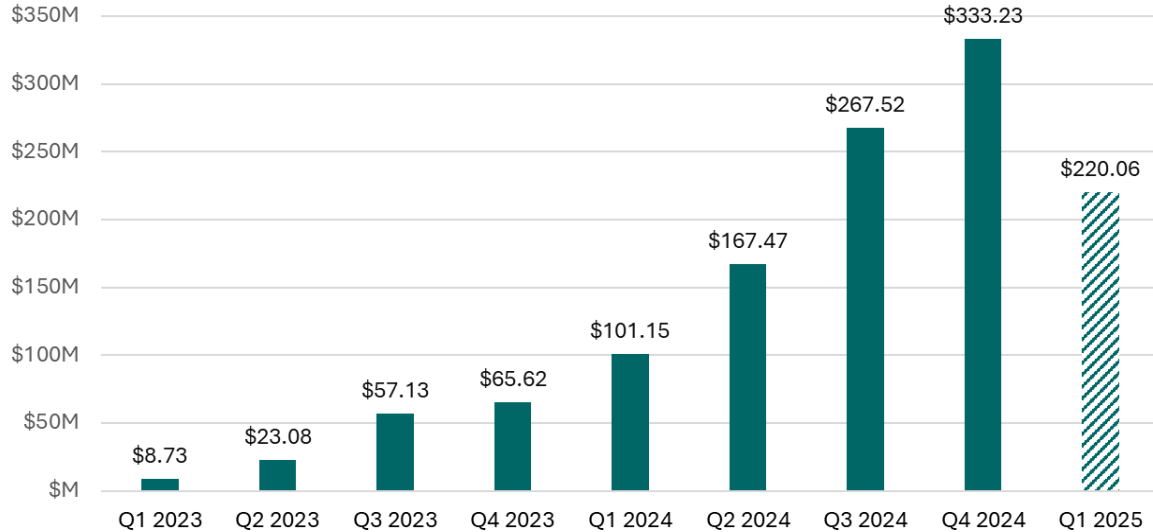
RETAIL SALES ARE REBOUNDED FOLLOWING THE JAN/FEB LULL

New York Cannabis Reported Retail Sales By Month



THROUGH EARLY MARCH ARE ALREADY ONE-QUARTER OF 2024'S TOTAL

New York Cannabis Reported Retail Sales
By Quarter



Retail Revenue Totals

2023

\$154.6 million*

2024

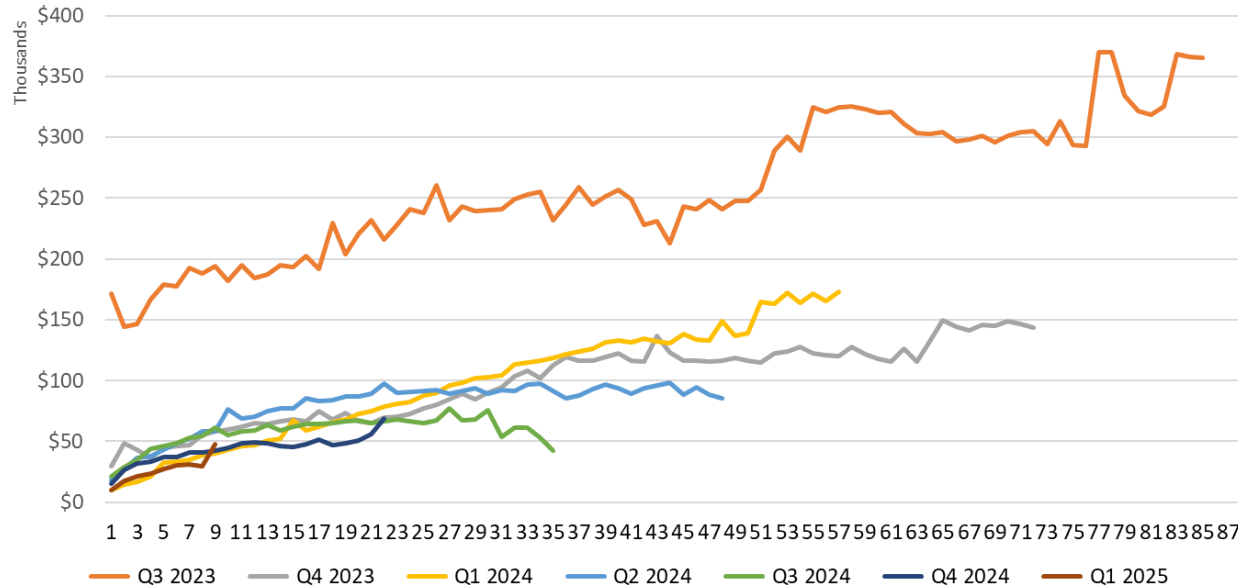
\$869.4 million

YTD 2025

\$220.1 million

NEWER STORES ARE GROWING SLOWER & PLATEAUEING EARLIER, A SIGN OF INTENSIFYING COMPETITION

New York Cannabis Reported Sales by Cohort
By Weeks Active

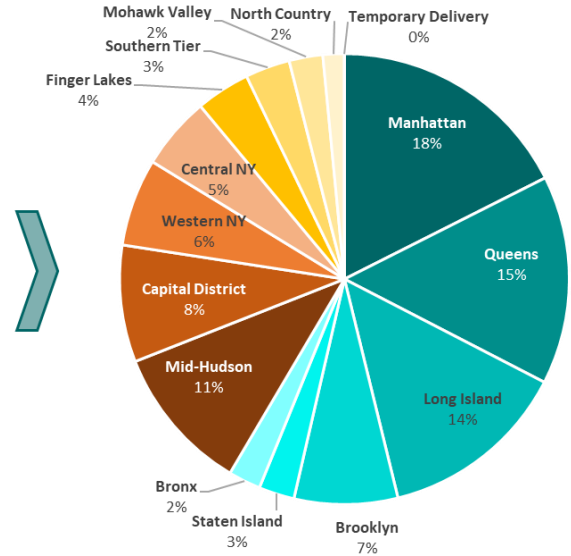
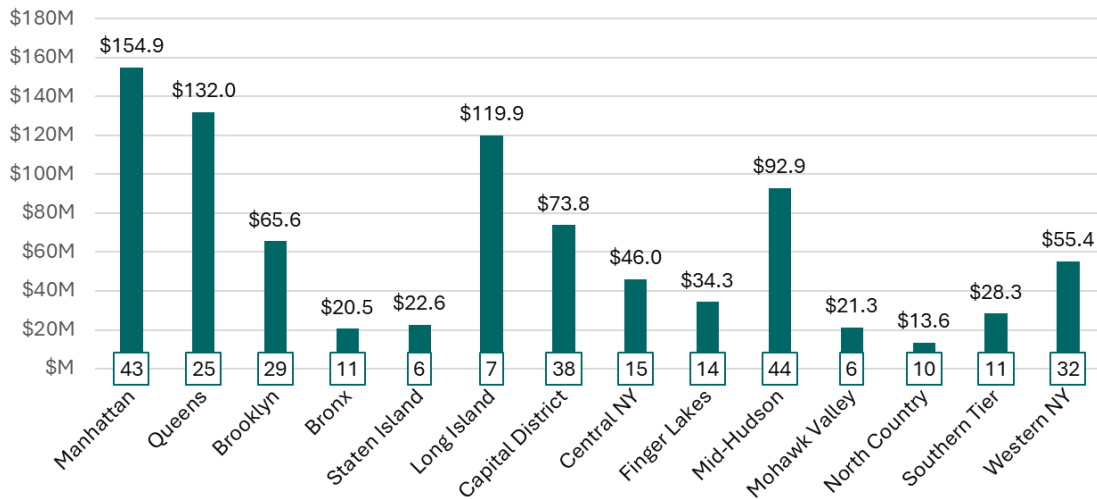


Cohort	Store Count
Q3 2023	9
Q4 2023	21
Q1 2024	50
Q2 2024	44
Q3 2024	63
Q4 2024	69
Q1 2025	36*

* Cohort reflects store openings through end of February

THREE DOWNSTATE REGIONS (MANHATTAN, QUEENS, LI) ACCOUNT FOR 47% OF SALES IN THE LAST 12 MONTHS

New York Cannabis Reported Retail Sales (LTM)
By ESD Region



Based on 12-month sales from March 2024 – February 2025

THE OFFICE IS MONITORING MACROECONOMIC DEVELOPMENTS TO ASSESS IMPACT ON NY'S CANNABIS INDUSTRY

Shifting national policies are may impact licensed business operations, including:

- Impact of tariffs on the cost of key operational inputs (cultivation supplies, manufacturing equipment, retail packaging, etc.)
- Cannabis tax revenue as an offset to municipal revenue losses from closure of federal operations
- Changes in interest rates impacting borrowing costs, including real estate prices
- Outlook for cannabis consumer spending as economic conditions evolve

The Office will closely monitor how these developments may impact the market's growth and outlook.

LICENSES ISSUED

CAURD with
Final Licenses

255

CAURD
operating
at Delivery
Only

2

Registered
Organization
Dispensing and
Non-dispensing
(ROD/ROND)

9

Provisionally
Approved Retail
Dispensaries

182



Adult-Use
Cultivators

202



Adult-Use
Processors

371



Adult-Use
Distributors

200



Adult-Use
Microbusiness

254[^]



Adult-Use
Retail Dispensary

347

*Note: Many AUCCs and AUCCPs are in the process of transitioning to "non-conditional" licenses.

**Note: Provisionally approved retail dispensaries is just AU Retail.

[^]Note: Microbusiness Licensees that include a Retail Dispensary: 95.

POWERSCORE

THE POWERSCORE REPORT IS DUE IN LESS THAN SIX MONTHS

Applies to: All licensees authorized to cultivate

Due date: August 31, 2025

- Free PowerScore webinar hosted by Resource Innovation Institute (RII) on **Wednesday, March 26, 2025** at **11:00 AM ET**. Scan the QR code to register for webinar.
- Video tutorials forthcoming.
- Questions about **reporting requirements and timelines**? Contact the Office: PowerScore@ocm.ny.gov
- Questions about the **PowerScore platform or accessing your account**? Contact RII: PowerScore@resourceinnovation.org



Scan QR code to
register for upcoming
3/26 PowerScore
webinar hosted by RII.



SOCIAL & ECONOMIC EQUITY (SEE) UPDATE

SEE STATUS

59% OF ADULT-USE LICENSES ISSUED TODAY ARE SEE OWNED

Minority-Owned
Business

47%

Women-Owned
Business

33%

MOB+WOB
Business

13%

SDV

2%

CDI

15%

***Please Note:** Licenses may be counted multiple times if they are approved for multiple types of SEE categories

SEE STATS (YEAR TO DATE)

55% OF ALL ADULT-USE LICENSES ISSUED ARE SEE OWNED

Minority-Owned
Business

43%

Women-Owned
Business

53%

Distressed
Farmer

9%

SDV

7%

CDI

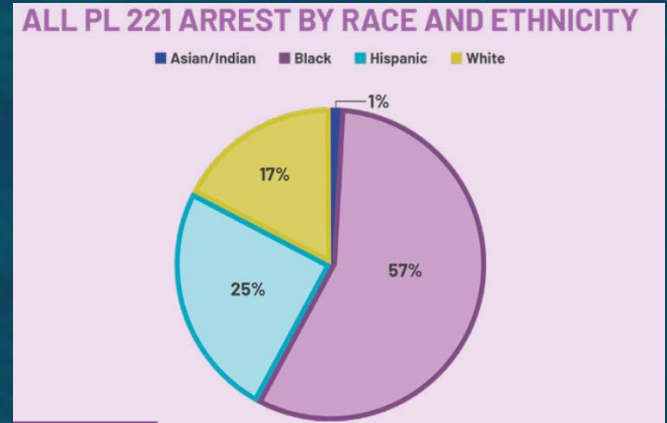
13%

***Please Note:** Licenses may be counted multiple times if they are approved for multiple types of SEE categories

CDI NUMBERS

- In the March 2024 Board Meeting, we presented that 6% of licenses issued were CDI certified.
- Today, those numbers have grown to 13% CDI certified, thanks in part to SEE Recertification of multiple SEE categories.

Felony Arrests		Misd. Arrests		Arrests Total	
Total	66,197	Total	524,903	Arrests Total	591,100
Black	50%	Black	58%	Black	57%
Hispanic	15%	Hispanic	26%	Hispanic	25%
White	35%	White	15%	White	18%



SEE ACROSS THE SUPPLY CHAIN



Adult-Use
Cultivators

37%



Adult-Use
Processors

46%



Adult-Use
Distributors

40%



Adult-Use
Microbusiness

58%



Adult-Use
Retail Dispensary

77%

UPCOMING SEE PROGRAMS

CHIP ACADEMY:

Educational training program for licensees

- Part 4 starts **Tuesday, April 8th** (from 6-7:30 PM EST)
- Sessions are typically held on Tuesdays and/or Thursdays
- Schedule will be shared with all licensees in the coming weeks

ONLINE HUB OF RESOURCES:

OCM-produced resources for licensees

- Licensees must create an account to access these resources
- Review email sent to licensees on 3/14/25 at 1:30 PM for more details; newly-approved licensees will receive details in the coming weeks

CAURD GRANT PROGRAM LAUNCH

- OCM, in partnership with Empire State Development (ESD), has launched the Conditional Adult-Use Retail Dispensary (CAURD) Grant Program, a \$5 million initiative designed to help **licensed CAURD dispensary owners** cover critical **startup costs**.
- Eligible reimbursable costs include, but are not limited to:
 - commercial rent,
 - capital improvements for retail locations,
 - security equipment purchases and installation,
 - point of sale system purchases,
 - inventory tracking systems, and
 - insurance costs
- **Grants range between \$10,000-\$30,000 for eligible expenses.** Funds will be issued to awardees through a one-time reimbursement on a **first-come, first served basis** until available funding has been depleted.

Questions about the opportunity should be sent to the grant administrator at Support@forwardplatform.zendesk.com or by calling 1(855) 933-5556



Scan QR code or visit cannabis.ny.gov/equity for more information on how to apply for the grant.

TRADE PRACTICES BUREAU (TPB)

TRADE PRACTICES BUREAU (TPB) KEY UPDATES

- **Established:** 1 month ago
- **Current Staffing:** 4 employees (expanding to 15, including Investigative Attorneys, Inspectors, and Data Analysts)
- **Recruitment:** Active job postings to meet staffing goals

ENFORCEMENT & OVERSIGHT

Complaints Received: Over 24 (and growing)

Active Investigations: 5 active cases

TRADE PRACTICES BUREAU (TPB) KEY UPDATES

KEY VIOLATIONS UNDER INVESTIGATION

- Inversion
- True Party of Interest (TPI), ownership, and control violations
- License stacking and defrauding licensees
- White-labeling to produce "house" retail brands
- Pay-to-Play: Processors paying for floor space at retail establishments

HOW TO REPORT VIOLATIONS

- **Online Complaint Portal:** cannabis.ny.gov/tpb
- **Tip Line:** 855-420-TIPS (855-420-8477) (Confidential Reporting)

COMMUNITY REINVESTMENT PROGRAM UPDATE

PROGRESS TO DATE

- ✓ Issued on October 16, 2024
- ✓ Application Deadline: December 18, 2024, at 5 PM
- ✓ OGS conducted "Minimum Eligibility Assessment"
- ✓ OCM recruited ~40 evaluators from inside agency.
- ✓ Training for evaluators was completed, covering RFA details, scoring, best practices, and confidentiality/conflict of interest (COI) requirements.
- ✓ All evaluators signed confidentiality and COI agreements.
- ✓ Evaluators vetted applications for potential COIs.
- ✓ Applications sorted into 3-person Review Teams according to RFA selection methodology and COI avoidance.
- ✓ Applications became available for OCM review starting January 23.
- ✓ Evaluators diligently working on reviews and are making steady progress.



Lead Applicant Eligibility: 501c3 orgs serving young people (0-24)
Funding Focus: Mental Health, Housing, and/or Workforce Development

Cannabis related activities NOT required

Total Available 2024: \$5M / Each Award: \$100,000

Scan QR code or visit
[cannabis.ny.gov/
reinvestment](https://cannabis.ny.gov/reinvestment) to learn
about the Community
Reinvestment Program



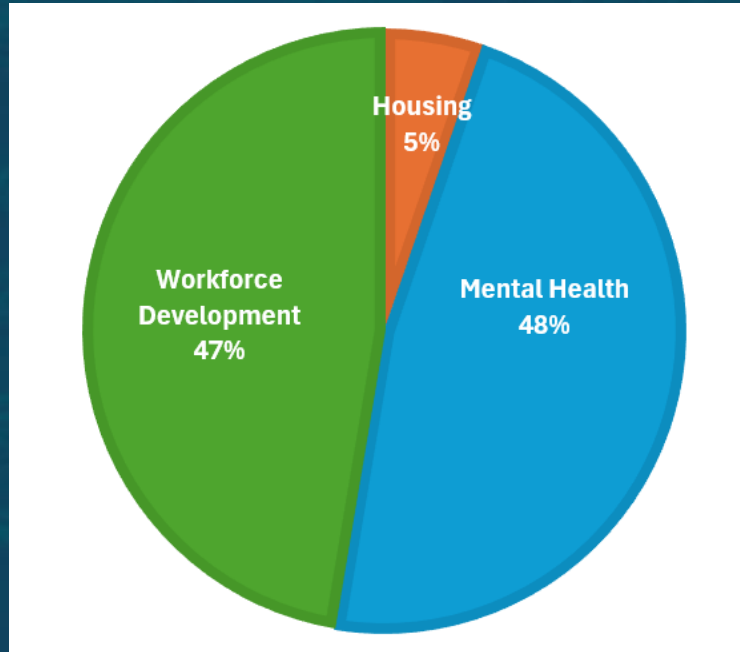
APPLICATIONS BY STATUS AND CATEGORY

Total Applications
Received

451

Eligible Applications
Currently in Review

340



Housing

18

Mental Health

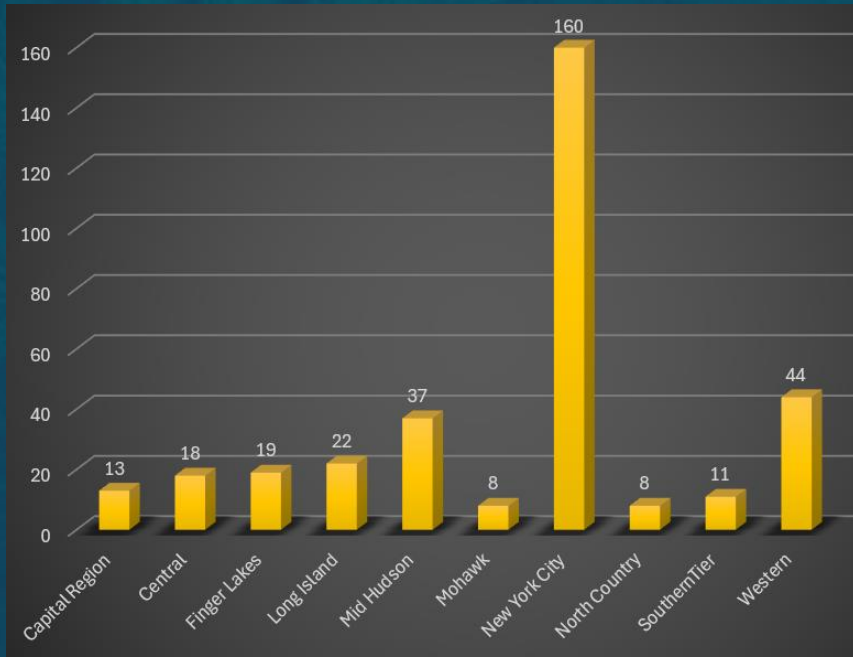
161

Workforce Development

161

These numbers are subject to change.

ELIGIBLE APPLICATIONS BY REGION



Capital Region	13
Central	18
Finger Lakes	19
Long Island	22
Mid Hudson	37
Mohawk	8
New York City	160
North Country	8
Southern Tier	11
Western	44

NEXT STEPS

Application Evaluation
and Scoring

**LATE MARCH –
MID-APRIL**



Notifications to
Applicants
Procurement Package
to OSC

**LATE APRIL –
EARLY MAY**



Public Announcement
of Awardees

**LATE MAY –
EARLY JUNE**

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. on March 24, 2025**, to be included in the 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: cannabis.ny.gov



Cannabis
Control Board



Cannabis
Control Board

ADJOURN



Cannabis
Control Board



Cannabis
Control Board