

New York State Office of Cannabis Management Releases Preliminary Regulations for Adult-Use Marketplace

On November 21, 2022, New York State's Office of Cannabis Management set forth its proposed regulatory framework for aspects of the state's adult-use cannabis industry. This comes nearly over a year and a half after the Governor's announcement that New York State intended to legalize cannabis for adult-use.

The two hundred eighty two (282) page draft outlines aspects of commercial cannabis for cultivators, processors, retailers, microbusinesses, registered organizations and distributors. The proposed regulations inform municipal rulemaking, application and licensure requirements and prohibitions, social equity qualifications and impact, points of entry for existing registered organizations, business requirements and prohibitions, and general ownership and operating requirements and prohibitions. The public will have sixty (60) days to comment on the proposed regulations from the date that they are published in the State Register. Additional rule making is expected in the coming weeks and months.

New York's cannabis regulatory framework is both unique and complex. Ruskin Moscou Faltischek P.C.'s Cannabis Law Practice Group counsels clients in every link of the cannabis chain, including on matters involving licensing and regulatory compliance, real estate, corporate structure and financing needs. RMF's Cannabis Law Practice Group also advises ancillary businesses looking to form business relationships with plant-touching/non-plant touching enterprises.

Please reach out to Elizabeth Kase, Esq., or Arthur Jerry Kremer, Esq., Co-Chairs of RMF's Cannabis Law Practice Group, for clarification and strategic counseling.

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