

# STATE OF NEW YORK

9487

## IN SENATE

May 16, 2024

Introduced by Sen. COONEY -- read twice and ordered printed, and when printed to be committed to the Committee on Investigations and Government Operations

AN ACT to amend the cannabis law, in relation to cannabinoid hemp and hemp extract

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Section 103 of the cannabis law is amended by adding two  
2 new subdivisions 4 and 5 to read as follows:

3 4. Notwithstanding any law, rule, or regulation, an orally consumed  
4 product in the form of a beverage and containing cannabinoids derived  
5 only from hemp, including cannabinoid hemp or hemp extract:

6 (a) may contain up to five milligrams of total delta-9 tetrahydrocann-  
7 nabinol concentration (THC) per container;

8 (b) may contain, subject to the five milligram of total THC container  
9 limit in paragraph (a) of this subdivision, up to five milligrams of  
10 total THC per serving; and

11 (c) is not required to contain a ratio of any non-THC cannabinoid,  
12 including but not limited to cannabidiol (CBD), to THC per serving or  
13 container.

14 5. Notwithstanding any law, rule, or regulation, any orally consumed  
15 product in the form of a beverage and containing cannabinoids derived  
16 only from hemp, including cannabinoid hemp or hemp extract, with .5  
17 milligrams or greater of total THC per container may not be sold to  
18 individuals under twenty-one years of age.

19 § 2. Section 104 of the cannabis law is amended by adding a new subdi-  
20 vision 5 to read as follows:

21 5. Notwithstanding any law, rule, or regulation, an orally consumed  
22 product in the form of a beverage and containing cannabinoids derived  
23 only from hemp, including cannabinoid hemp or hemp extract:

24 (a) may contain up to five milligrams of total delta-9 tetrahydrocann-  
25 nabinol concentration (THC) per container;

EXPLANATION--Matter in italics (underscored) is new; matter in brackets  
[-] is old law to be omitted.

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1 (b) may contain, subject to the five milligram of total THC container  
2 limit in paragraph (a) of this subdivision, up to five milligrams of  
3 total THC per serving; and

4 (c) is not required to contain a ratio of any non-THC cannabinoid,  
5 including but not limited to cannabidiol (CBD), to THC per serving or  
6 container.

7 § 3. This act shall take effect immediately.