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:

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

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

(a) may contain up to five milligrams of total delta-9 tetrahydrocannabinol concentration (THC) per container;

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

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

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

§ 2. Section 104 of the cannabis law is amended by adding a new subdivision 5 to read as follows:

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

(a) may contain up to five milligrams of total delta-9 tetrahydrocannabinol concentration (THC) per container;

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

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

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

§ 3. This act shall take effect immediately.