

STATE OF NEW YORK

8189

2025-2026 Regular Sessions

IN SENATE

May 20, 2025

Introduced by Sen. HINCHEY -- 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 microbusiness licenses

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

1 Section 1. Section 73 of the cannabis law is amended by adding two new
2 subdivisions 4 and 5 to read as follows:

3 4. Licensees under this section may, upon approval by the office,
4 change their license type from microbusiness to adult use cannabis
5 cultivation. A licensee under this section who changes their license
6 type to adult use cannabis cultivation shall be required to relinquish
7 control, if established, over any property obtained for the purposes of
8 conducting adult use retail sales in accordance with this section. The
9 office may allow such licensee to maintain an interest in the real prop-
10 erty if the licensee demonstrates, to the satisfaction of the office,
11 that such real property will not be utilized by the licensee for the
12 purposes of adult use retail sales. Such proof may be supplied by the
13 licensee in the form of an attestation, affirmation or other oath to the
14 same effect.

15 5. The office shall promulgate regulations allowing a microbusiness
16 licensee under this section to be licensed and operate without opening a
17 retail storefront; provided, however, that nothing in this subdivision
18 shall authorize a licensee under this section to provide direct to
19 consumer sales without obtaining a retail storefront and approval from
20 the office to commence sales from such storefront.

21 § 2. This act shall take effect immediately.

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

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