



STATE OF RHODE ISLAND
DEPARTMENT OF BUSINESS REGULATION
Office of Cannabis Regulation
560 Jefferson Blvd. Ste. 204
Warwick, Rhode Island 02886

Guidance for Consumable Hemp Product Designations

Issued pursuant to 230-RICR-80-10-1
Rhode Island Industrial Hemp Program
Updated 3/14/2024

On August 14th, 2024, updates to Rhode Island's Industrial Hemp Program regulations came into effect and, as a result, revised the requirements for sales of hemp products in the State.

The purpose of this guidance document is to provide an overview of these updated conditions for current and future licensees. This is *not* a substitution for licensees thoroughly reviewing and understanding the regulations which are available at <https://rules.sos.ri.gov/regulations/part/230-80-10-1>.

The following requirements apply to *all* consumable hemp products, regardless of type:

- Consumable hemp products may only be sold by individuals holding an active Hemp Retailer license issued by the Department of Business Regulation; and
- Consumable hemp products may only be sold to individuals twenty-one (21) years of age and older.

At the end of this Guidance, please find a chart outlining further conditions of sale for pre-packaged Hemp Products.

Products Allowed for Sale:

Hemp Flower

Raw Hemp Flower is any unprocessed hemp plant material.

This includes (but not limited to):

- Raw Hemp Flower sold in a package at retail.
- Unpackaged Hemp Flower that is packaged at point of sale. (Such as a "Bud Bar").
- Hemp/CBD Pre-rolls. (Cigarette Tax may apply to Pre-rolls, please refer to Taxation)

In order to qualify for sale in Rhode Island, Hemp Flower must:

- Have a Certificate of Analysis from an Approved Testing Facility showing that the flower is below 1% Total THC.
- Be packaged and labeled in accordance with all requirements outlined in 230-RICR-80-10-1.11(l)

Hemp Concentrates Intended for Inhalation

Hemp concentrates include any extracted or concentrated hemp product that are designed to be inhaled rather than eaten or otherwise orally consumed.

Products include (but are not limited to):

- Vaporizer cartridges.
- CBD “dabs”.

In order to qualify for sale in Rhode Island, Hemp Concentrates must:

- Have a Certificate of Analysis from an Approved Testing Facility showing that each package of the product, such as the individual jar or cartridge, has less than 5mg of Total THC. *Tinctures may contain up to 100mg THC per package and are defined as a solution of cannabis extract, derived either directly from the plant or from a manufactured extract dissolved in solution. Tinctures shall not be in packages greater than 2 fl oz and shall include a calibrated dropper or similar device for measuring a single serving.*
- Not have any non-cannabis derived ingredients, including botanically derived terpenes or other cutting agents.
- Be packaged and labeled in accordance with all requirements outlined in 230-RICR-80-10-1.11(I)

Hemp Infused Pre-Packaged Products to be Consumed Orally

These products include all hemp-infused edibles that are packaged either at, or prior to, the point of sale. *Serving* refers to each individual item within a given package; a single gummy/ lozenge, or a non-resealable beverage or baked good is considered a single serving.

Products include (but are not limited to)

- Gummies.
- Lozenges.
- Packaged Baked Goods.
- Beverages.

To qualify for sale in Rhode Island, hemp infused pre-packaged products must:

- Have a Certificate of Analysis from an Approved Testing Facility showing that each serving has no more than 1mg of Total THC and that each package, if containing multiple servings, contains no more than 5mg of Total THC.
- If a multiple serving product, be resealable and have easily measurable servings.
- Be packaged and labeled in accordance with all requirements outlined in 230-RICR-80-10-1.11(I)

Hemp Infused Unpackaged Products to be Consumed Orally

These products include any infused product that is meant to be consumed on-site at the point of sale or served in an unpackaged form and taken off-site in an exit package.

Products include (but are not limited to):

- Food Items (Ex. A sundae with infused whipped cream).
- Poured Beverages (draft or infused on demand).

All products falling under this category are considered single serving. To qualify for sale in Rhode Island, such products must:

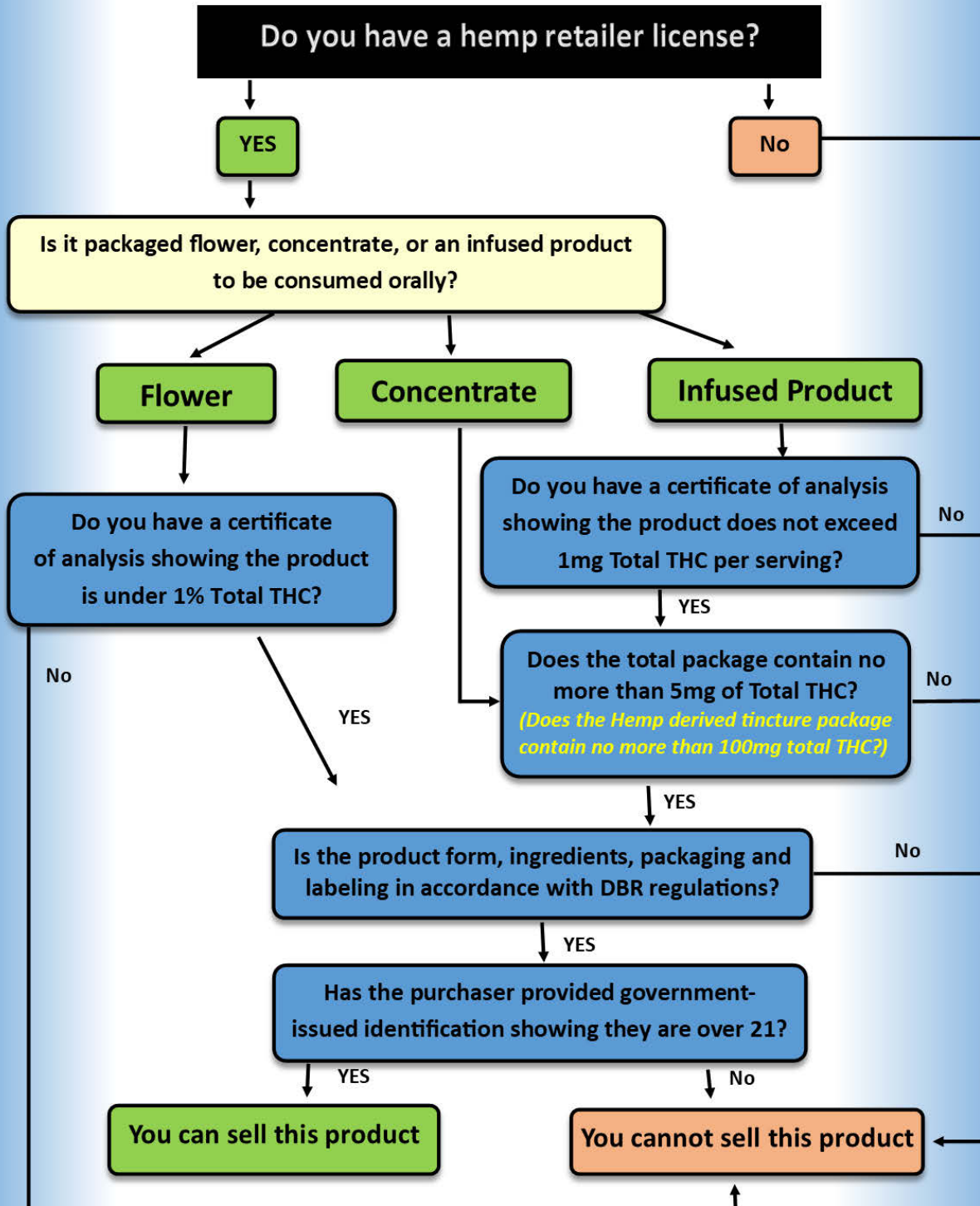
- Not be a concentrate intended for inhalation.
- Have a Certificate of Analysis from an Approved Testing Facility showing that each serving has no more than 1mg of Total THC.
- If cannabinoids are added at the point of sale, have an ability to measure consistent and repeatable doses such that the final product does not have more than 1mg of Total THC.
- Have all label and warning information required by 230-RICR-80-10-1.11(I) prominently displayed and available to purchasers.
- If taken off-site have all labeling requirements outlined in 230-RICR-80-10-1.11(I) on a receipt or card given with the exit package. QR Codes are acceptable.

The 2nd chart at the end of this Guidance provides an additional overview of the requirements for sale for Hemp Infused Unpackaged Products.

See Guidance Charts On Next Pages

For packaged hemp products

Can I Sell This Consumable Hemp Product?



For unpackaged hemp products

Can I Sell This Consumable Hemp Product?

