



BULLETIN: 2021 – 006
Effective Date: April 9, 2021
Updated: May 14, 2021

Edible Cannabis Products - Effective Date of Regulations

Linthicum, MD – On April 9, 2021 the [Notice of Final Action](#) for several MMCC regulatory provisions, including regulations establishing the framework for edible cannabis products, were published in the *Maryland Register*. The Maryland Medical Cannabis Commission (“MMCC”) is issuing this bulletin to provide licensees with information regarding the effective date of these provisions.

All new regulations will take effect on April 19, 2021, *except for those expressly identified for delayed enforcement below.*

This means that effective April 19, 2021, pursuant to COMAR 10.62.01.01B(15), any “medical cannabis product intended for human consumption by oral ingestion...that dissolve[s] or disintegrate[s] in the mouth,” will be recategorized as an edible cannabis product and subject to regulation under COMAR 10.62.37.

Additionally, pursuant to COMAR 10.62.37.03, a licensed medical cannabis processor wishing to engage in the processing of edible medical cannabis products must obtain a permit from the MMCC. The permit application is available on the MMCC’s website. **All permit applications must be reviewed and approved by the full Commission.**

The MMCC is delaying enforcement of the following provisions for existing products to July 18, 2021 (90 days from effective date of April 19, 2021) to allow adequate time for licensees to come into compliance:

Updated Packaging and Labeling Requirements

Pursuant to COMAR 10.62.24.01 and 10.62.29.01, **all medical cannabis products to be distributed to patients and caregivers** must bear the MMCC approved Universal Symbol and the following statements:

- “Consumption of medical cannabis may impair your ability to drive a car or operate machinery. Please use extreme caution.”
- “There may be health risks associated with cannabis use, especially during pregnancy or breastfeeding.”
- “This package contains cannabis. Keep out of the reach of children and animals.”

All newly approved products must comply effective April 19, 2021, and all other products must come into compliance within 90 days (by July 18, 2021).

The Universal Symbol can be obtained by emailing scientificsupport.mmcc@maryland.gov.

Edible Cannabis Products

Edible Cannabis Product Requirements – COMAR 10.62.37.12

- All edible cannabis products must be approved by MMCC prior to sale or distribution to a licensed dispensary. An edible cannabis product may not contain more than 10mg THC per dose, and 100mg THC per package, unless the product has been approved by the MMCC.

NOTE: All new edible cannabis products must comply with dosing requirements outlined in COMAR 10.62.37.12.B upon the effective date of April 19, 2021. All products that fall under the definition of edible cannabis product pursuant to COMAR 10.62.01.01.B(15) and were on the market prior to April 19, 2021, must come into compliance within 90 days (by July 18, 2021).

Edible Cannabis Packaging and Labeling Requirements – COMAR 10.62.37.13 and .14

- Packaging and labeling for edible cannabis products must comply with additional requirements, including being tamper evident and child resistant, and include a list of ingredients.

NOTE: All new edible medical cannabis products must comply with packaging and labeling requirements as of April 19, 2021. All products that fall under the definition of edible cannabis product pursuant to COMAR 10.62.01.01.B(15) and were on the market prior to April 19, 2021, must come into compliance within 90 days (by July 18, 2021).

Dispensary Responsibility – COMAR 10.62.37.17

- A licensed medical cannabis dispensary may not receive, store, or distribute edible cannabis products that are **not shelf-stable** unless the dispensary has established standard operating procedures for the receipt, storage, and distribution of edible cannabis products, and passed an inspection in which operations conform to the established procedures.
 - **NOTE:** Shelf-stable edible cannabis products may be sold in accordance with existing SOPs, and additional MMCC inspection and approval is **not** required.
- Each dispensary must offer for sale locking storage containers that are designed to prevent children from being able to unlock the container.
- A dispensary may only store or distribute products containing potentially hazardous ingredients if the product is stored in accordance with COMAR 10.62.37.06, and the business has received MMCC approval.

Please direct any questions regarding edible cannabis products or COMAR 10.62.37 to scientificsupport.mmcc@maryland.gov.

For more information on the new edible cannabis product regulations, please see the guidance materials posted on mmcc.maryland.gov.