



MARIJUANA LEGALIZATION
State Survey

Summary of Select State Laws: Regulation of Cannabis-Infused Edibles

State ¹	State Law	Edibles Allowed	Dose Restrictions	Must Include Warning Label	Restrictions on Packaging Design to Protect Children	Child-Resistant Packaging	Restrictions on Product Design to Protect Children	Producers Fall Under Existing Food Safety Regulations	Prohibitions on What Products Can Be Infused With Cannabis
Alaska	Edibles: ALASKA ADMIN. CODE 3, § 306.505(3)(B) Dose: ALASKA ADMIN. CODE 3, §	Yes	Yes	Yes	Yes	Yes	Yes	Yes	No

¹ All states with legal marijuana programs were surveyed and the following states do not allow edibles: Connecticut, Hawaii, Louisiana, Minnesota, New York, North Dakota, Pennsylvania, Utah, and West Virginia.



	<p>306.307(a)(2)(B): ALASKA ADMIN. CODE 3, § 306.560 - Pg 1177</p> <p>Warning label: ALASKA ADMIN. CODE 3, § 306.770(g)</p> <p>Package Design: ALASKA ADMIN. CODE 3, §306.345</p> <p>Child Resistant Packaging: ALASKA ADMIN. CODE 3, § 306.345(a)(3)</p> <p>Product Design Restrictions: ALASKA ADMIN. CODE 3, § 306.510(c)</p> <p>Food Safety: ALASKA ADMIN. CODE 3, § 306.545</p>								
Arizona	<p>Edibles: ARIZ. REV. STAT. ANN. § 36-2801(17)</p> <p>Food Safety: ARIZ. ADMIN. CODE § R9-17-319</p>	Yes	No	No	No	No	No	Yes	Yes



	ARIZ. ADMIN. CODE § R9-8-101 to R9-8-109 Item Restriction: AZ Dep't of Health Services Potentially Hazardous Food Guidance								
Arkansas	Edibles: ARK. CODE R. 006.02.7- 3(40), ARK. CODE R. 006.02.7-12.4 Dosing: ARK. CODE R. 006.02.7-12.4(d) Warning Label: ARK. CODE R. 006.02.7-15.2(a)(ii) Packaging Restrictions: ARK. CODE R. 006.02.7-13.1(b)(ii) Child Resistant Packaging: ARK. CODE R. 006.02.7-13.1(b)(i)(2) Product Design Restrictions:	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes



	ARK. CODE R. 006.02.7-17.1 Food Safety Regs: ARK. CODE R. 006.02.7-12.4 Item Prohibition: ARK. CODE R. 006.02.7-12.2(a)(3)								
California	Edibles: CAL. CODE REGS. 16 § 42 - 5000(f) Dosing: Cal. Code. Regs. 16 § 42 - 5724 Packaging Restrictions: CAL. CODE REGS. 16 § 42 - 5303(D) Child Resistant Packaging: CAL. CODE REGS. 16 § 42 - 5303(A)(i) Food Safety Regs: CAL. CODE REGS. 16 § 42 - 5713(b)	Yes	Yes	No	Yes	Yes	No	No	Yes
Colorado	Edibles: Colo. Code Regs. § 212-3 S1-115 Dosing:	Yes	Yes	Yes	Yes	Yes	Yes	No	No



	<p><u>Colo. Code.</u> <u>Regs. § 212-3: 3-335D(4)(a)</u></p> <p>Warning Label: <u>Colo. Code.</u> <u>Regs. § 212-3: 3-1005(E)(g)</u></p> <p>Packaging Rest.: <u>Colo. Code.</u> <u>Regs. § 212-3: 3-1010</u></p> <p>Child Resistant Packaging: <u>COLO. CODE.</u> <u>REGS. § 212-3: 3-1010(D)</u></p> <p>Product Design Restrictions: <u>Colo. Code.</u> <u>Regs. § 212-3: 3-335(G)(1)(ii)</u></p>								
Delaware	<p>Edibles: <u>16 DEL. ADMIN. CODE. §4470 - 10.0</u></p> <p>Dosing: <u>16 DEL. ADMIN. CODE. §4470 - 11.2.6</u></p> <p>Warning Label: <u>16 DEL. ADMIN. CODE § 4470 - 10.3</u></p> <p>Packaging Restrictions: <u>16 DEL. ADMIN. CODE</u></p>	Yes	Yes	Yes	Yes	Yes	No	No	Yes



	<p>§4470 - 10.2.2.6-8</p> <p>Child Resistant Packaging: 16 DEL. ADMIN. CODE §16-4470 - 10.2.2.1</p> <p>Item Restrictions: 16 DEL. ADMIN. CODE § 4470 - 11.2.3</p>								
District of Columbia	<p>Edibles: D.C. MUN. REGS. TIT. 22, § C5609.1</p> <p>Warning Label: D.C. MUN. REGS. TIT. 22, § C5607.4</p> <p>Packaging Restrictions: D.C. MUN. REGS. TIT. 22, § C5607.11, D.C. MUN. REGS. TIT. 22, § C5607.14</p> <p>Child Resistant Packaging: D.C. MUN. REGS. TIT. 22, § C5607.12(c)</p> <p>Product Design Restrictions: D.C. MUN. REGS. TIT. 22, § C5607.4,</p>	Yes	No	Yes	Yes	Yes	Yes	No	Yes



	D.C. MUN. REGS. tit. 22, § C5608.5 Item Prohibition: D.C. MUN. REGS. tit.22, § C5608.3; D.C. MUN. REGS. tit. 22 § C5608.4								
Florida	Edibles: FLA. STAT. § 381.986(1)(d) Dose: FLA. STAT. § 381.986(8)(e)(8) Warning Label: FLA. STAT. § 381.986(8)(e)(15) Product Design Rest.: FLA. STAT. § 381.986(8)(e)(8) Food Safety: FLA. STAT. § 381.986(8)(e)(8)	Yes	Yes	Yes	No	No	Yes	Yes	No
Illinois	Edibles: 410 ILL. COMP. STAT. ANN. 705 / 1-10 Dosing: 410 ILL. COMP. STAT.	Yes	Yes	Yes	Yes	Yes	No	Yes	No



	<p>ANN. 705 / 55-5(f)²</p> <p>Warning Labels: 410 ILL. COMP. STAT. ANN. 705 / 55-21</p> <p>Packaging Restrictions: 410 ILL. COMP. STAT. ANN. 705/ 55-21</p> <p>Child Resistant Packaging: 410 ILL. COMP. STAT. ANN. 705 / 55-21(c)</p> <p>Food Safety: 410 ILL. COMP. STAT. ANN. 705 / 45-15</p>								
Maine	<p>Edibles: 18-691 ME. CODE R. § 1.4(30)</p> <p>Dose: 18-691 ME. CODE R. § 3.8.2(D)</p> <p>Warning Label: 18-691 ME.</p>	Yes	Yes	Yes	Yes	Yes	Yes	Yes	No

² Department of Agriculture shall by rule establish maximum level of THC that may be contained in each serving of cannabis-infused product. However, no official rule has been issued by the Illinois Department of Agriculture as of June 2020.



	<p>CODE R. § 11.1.2</p> <p>Packaging Restriction: 18-691 ME. CODE R. § 11.4.1</p> <p>Child Resistant Packaging: 18-691 ME. CODE R. §11.4.1</p> <p>Product Design: 18-691 ME. CODE R. § 3.8.2(A)</p> <p>Food Safety Regs: 18-691 ME. CODE R. § 8</p>								
Maryland	<p>MD Code Ann., Health-Gen. §13-3307</p> <p>MD Code Ann., Health-Gen. §13-3309</p>	Yes ³	--	--	--	--	--	--	--
Massachusetts	<p>Edibles: 935 MASS. CODE REGS. § 500.002; 935 MASS. CODE REGS. § 500.150;</p>	Yes	Yes	Yes	Yes	Yes	Yes	Yes	No

³ Legislation legalizing edibles has been recently passed, however the regulations are in the works.



	<p>Dose: 935 MASS. CODE REGS. § 500.150(4)</p> <p>Warning Label: 935 MASS. CODE REGS. § 500.105(5)(b)</p> <p>Packaging Restrictions: 935 MASS. CODE REGS. § 500.105(6)(b)</p> <p>Child Resistant Packaging: 935 MASS. CODE REGS. § 500.105(6)(a)</p> <p>Product Design: 935 MASS. CODE REGS. § 500.150(1)(b)</p> <p>Food Safety Regs: 935 MASS. CODE REGS. § 500.105(3)</p>								
<u>Michigan</u>	<p>Edibles: MICH. ADMIN. CODE r. 333.261</p> <p>Dose: MICH. ADMIN. CODE r. 333.262; see also, Maximum THC levels for marijuana-</p>	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes



	<p>infused products Table 1 Chart</p> <p>Warning Label: MICH. ADMIN. CODE r. 333.273</p> <p>Package Design: MICH. ADMIN. CODE r. 333.261(7)</p> <p>Child Resistant Packaging: MICH. ADMIN. CODE r. 333.261(7)(c)</p> <p>Product Design Restrictions: MICH. ADMIN. CODE r. 333.261(7)(b)</p> <p>Food Safety Regs: MICH. ADMIN. CODE r. 333.261(6)</p>								
Missouri	<p>Edibles: MO. CODE. REGS. ANN. tit. 19, §30-95.010(21)</p> <p>Warning Label: MO. CODE. REGS. ANN. tit. 19, §30-95.040(4)(K)</p> <p>Package Design: MO. CODE.</p>	Yes	No	Yes	Yes	Yes	Yes	Yes	No



	<p>REGS. ANN. tit. 19, §30-95.040(4)(K)</p> <p>Child Resistant Packaging: MO. CODE. REGS. ANN. tit. 19, §30-95.040(4)(K)(3)</p> <p>Product Design Restrictions: MO. CODE. REGS. ANN. tit. 19, §30-95.040(4)(K)</p> <p>Food Safety Regs: MO. CODE. REGS. ANN. tit. 19, §30-95.060(2)(E)</p>								
Montana	<p>Edibles: MONT. ADMIN. R. 37.107.110(20); MONT. ADMIN. R.37.107.204</p> <p>Warning Label: MONT. ADMIN. R. 37.107.401</p> <p>Package Design: MONT. ADMIN. R. 37.107.401(11)</p> <p>Child Resistant Packaging:</p>	Yes	No	Yes	Yes	Yes	No	No	No



	MONT. ADMIN. R.37.107.402								
Nevada	Edibles: NEV. ADMIN. CODE § 453D.089 Dose: NEV. ADMIN. CODE § 453D.089 ; NEV. ADMIN. CODE § 453D.672 ; NEV. ADMIN. CODE § 453D.800(2) ; NEV. ADMIN. CODE § 453D.805 Warning Label: NEV. ADMIN. CODE § 543D.828 Package Design: NEV. ADMIN. CODE § 453D.805 Child Resistant Packaging: NEV. ADMIN. CODE § 453D.805(2) Product Design Restrictions: NEV. ADMIN. CODE § 453D.805(1)(d)	Yes	Yes	Yes	Yes	Yes	Yes	No	Yes
New Hampshire	Edibles:	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes



<p>N.H. CODE ADMIN. R. ANN. He-C 402.16</p> <p>Dose: N.H. CODE ADMIN. R. ANN. He-C 402.13(i)</p> <p>Warning Label: N.H. CODE ADMIN. R. ANN. He-C 402.19(d)</p> <p>Package Design: N.H. CODE ADMIN. R. ANN. He-C 402.19(b)</p> <p>Child Resistant Packaging: N.H. CODE ADMIN. R. ANN. He-C 402.19</p> <p>Product Design Restrictions: N.H. CODE ADMIN. R. ANN. He-C 402.19</p> <p>Food Safety: N.H. CODE ADMIN. R. ANN. He-C 402.16(e)</p> <p>Item Prohibition: N.H. CODE ADMIN. R. ANN. He-C 402.08(i)</p>									
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New Jersey	Edibles: N.J. STAT. ANN. § 24:6I-7(a)(5)(6) Dose: N.J. ADMIN. CODE § 8:64-10.7(C) Item Prohibition: N.J. STAT. ANN. § 24:6I-7(a)(5)(6)	Yes	Yes	No	No	No	No	No	No
New Mexico	Edibles: N.M. CODE R. § 7.34.4.7(K) Dose: N.M. CODE R. § 7.34.4.10 Warning Label: N.M. CODE R. § 7.34.4.16 Package Design: N.M. CODE R. § 7.34.4.16(B) Child Resistant Packaging: N.M. CODE R. § 7.34.4.16(A) Item Prohibition: N.M. CODE R. § 7.34.4.14(C)	Yes	Yes	Yes	Yes	Yes	Yes	No	Yes
Ohio	Edibles: OHIO ADMIN. CODE 3796:8-1-01(B)	Yes	Yes	Yes	Yes	Yes	Yes	No	Yes



	<p>Dose: OHIO ADMIN. CODE 3796:8-2-06(B)</p> <p>Warning Label: OHIO ADMIN. CODE 3796:3-2-02(A)(2)</p> <p>Package Design: OHIO ADMIN. CODE 3796:3-2-02(A)(1)</p> <p>Child Resistant Packaging: OHIO ADMIN. CODE 3796:3-2-02(A)(1)</p> <p>Product Design Restrictions: OHIO ADMIN. CODE 3796:8-2-03</p>								
Oklahoma	<p>Edibles: OKLA. ADMIN. CODE § 310:681-1-4</p> <p>Warning Label: OKLA. ADMIN. CODE § 310:681-7-1(e)</p> <p>Package Design: OKLA. ADMIN. CODE § 310:681-7-1(d)</p> <p>Child Resistant Packaging: OKLA. ADMIN.</p>	Yes	No	Yes	Yes	Yes	Yes	Yes	No



	CODE § 310:681-7-1(d)(3) Food Safety: OKLA. ADMIN. CODE § 310:681-5-8.1(b)								
Oregon	Edibles: OR. ADMIN. R. 333-008-0010(10) Dose: OR. ADMIN. R. 333-007-0220 Table 2 Warning Label: OR. ADMIN. R. 333-007-0050 Package Design: OR. ADMIN. R. 845-025-7020 ; see also, OR. Packaging and Labeling Guide Child Resistant Packaging: OR. ADMIN. R. 845-025-7020 ; see also, OR. Packaging and Labeling Guide Product Design Restrictions: OR. ADMIN. R. 333-008-1740(2)(a)	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes



	<p>Food Safety: OR. ADMIN. R. 333-008-1750; OR. ADMIN. R. 333-008-1800</p> <p>Item Prohibition: OR. ADMIN. R. 333-008-1780(2)</p>								
Rhode Island	<p>Edibles: 216-20 R.I. CODE R. § 3.3(A)(15)</p> <p>Dose: 230-80 R.I. CODE R. § 1.5.2(D)(1)</p> <p>Warning Label: 230-80 R.I. CODE R. § 1.5.3</p> <p>Package Design: 230-80 R.I. CODE R. § 1.5.2</p> <p>Child Resistant Packaging: 230-80 R.I. CODE R. § 1.1.1(9);280-80 R.I. CODE R. § 1.5.2(5-6)</p> <p>Product Design Restrictions: 230-80 R.I. CODE R. § 1.7</p>	Yes	Yes	Yes	Yes	Yes	Yes	No	No
Vermont	<p>Edibles: VT. STAT. ANN. 18, § 4474e(a)(1)(A)</p>	Yes	No	Yes	Yes	Yes	No	No	No



	<p>Warning Label: VT. STAT. ANN. 18, § 4474e(h)</p> <p>Child Resistant Packaging: VT. STAT. ANN. 18, § 4474e(a)(1)(A); <i>citing</i> VT. STAT. ANN. 7, § 1012(b)(1)</p>								
Washington	<p>Edibles: WASH. REV. CODE § 69.50.101(ff)</p> <p>Dose: WASH. REV. CODE § 69.50.101(ff)</p> <p>Warning Label: WASH. ADMIN. CODE § 314-55-105</p> <p>Package Design: WASH. ADMIN. CODE § 314-55-105(3)</p> <p>Child Resistant Packaging: Product Design Restrictions: WASH. ADMIN. CODE § 314-55-105(3)</p> <p>Food Safety: WASH. ADMIN.</p>	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes



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CODE § 314-55-077 Item Prohibition: WASH. ADMIN. CODE § 314-55-077(10); WASH. ADMIN. CODE §246-215-01115									
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SUPPORTERS

The Network for Public Health Law is a national initiative of the Robert Wood Johnson Foundation Foundation.

This document was developed by Katherine Lekh, J.D. Candidate, Devon Horine, J.D. Candidate, and Stephen Weyler, J.D. Candidate, at the University of Maryland Francis King Carey School of Law, with guidance and review by Mathew Swinburne, J.D., Associate Director, Network for Public Health Law – Eastern Region at the University of Maryland Francis King Carey School of Law. The Network for Public Health Law provides information and technical assistance on issues related to public health. The legal information and assistance provided in this document do not constitute legal advice or legal representation. For legal advice, please consult specific legal counsel.

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