

9810.2503 RETAIL SALES OF LOWER-POTENCY HEMP EDIBLES.**Subpart 1. General requirements.**

A. This part applies to the retail sale of lower-potency hemp edibles by a lower-potency hemp edible retailer. A retailer regulated by Minnesota Statutes, chapter 342, must:

(1) ensure that all products sold comply with the requirements for packaging and labeling under parts 9810.1400 to 9810.1403;

(2) ensure that all displays of lower-potency hemp edibles comply with part 9810.2501, subpart 4, and Minnesota Statutes, section 342.46, subdivision 4, except that lower-potency hemp edibles that are intended for consumption as a beverage may be stored in a refrigerator or similar cooling unit; and

(3) verify the age of the customer, as required by Minnesota Statutes, section 342.27, subdivision 4, before any sale.

B. A retailer may sell beverages in multipack units such as cases if the label on the packaging describes the number of individual units contained inside the packaging, describes the potency and number of servings per unit, and complies with part 9810.1400, subparts 2 and 3.

Subp. 2. **Inspections.** All lower-potency hemp edible retailers must comply with regulatory inspections and requests for records by the office.

Subp. 3. On-site consumption.

A. A retailer with an on-site consumption endorsement may permit a customer to consume lower-potency hemp edibles on-site under the following conditions:

(1) the retailer must ensure that testing of the lower-potency hemp edibles has been completed by batch to verify the edibles' compliance with acceptable contaminant levels for beverages prepared off-site in bulk and dispensed individually, such as from kegs; and

(2) the manufacturer of the bulk beverages must have completed testing of the lower-potency hemp edibles for homogeneity and shelf-stability to ensure that the dispensed beverage has consistent potency over time.

B. Lower-potency hemp beverages stored in bulk and dispensed individually, such as from kegs, must:

(1) be dispensed only in a single serving of no less than eight fluid ounces; and

(2) contain no more than five mg of THC per serving.

Statutory Authority: *MS s 342.02*

History: *49 SR 1143*

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