MINNESOTA
OFFICE OF CANNABIS MANAGEMENT

Criteria: Petition to Approve a New Product Category

Tier 1: Administrative

Criteria	Requirement	Result
Submission window	Was the petition submitted between the first and last business days of July? [50]	[Pass/Fail]

Tier 2: Universal Prohibitions

Regardless of the petition type, if the product or process meets any of the following criteria under Minnesota Statutes, section 342.06, subd. 1(d), it must be summarily denied (any single "fail" will result in a denial):

Do any of the following apply?	Result
Is or appears to be a lollipop or ice cream.	[Pass/Fail/NA]
Bears the likeness or contains characteristics of a real or fictional person, animal, or fruit.	[Pass/Fail/NA]
Is modeled after a type or brand of products primarily consumed by or marketed to children.	[Pass/Fail/NA]
Is substantively similar to a meat food product, poultry food product as defined in M.S. § 31A.02, subd. 10, or a dairy product as defined in M.S. § 32D.01, subd. 7.	[Pass/Fail/NA]
Contains a synthetic cannabinoid.	[Pass/Fail/NA]
Is made by applying a cannabinoid, including but not limited to an artificially derived cannabinoid, to a finished food product that does not contain cannabinoids and is sold to consumers, including but not limited to a candy or snack food.	[Pass/Fail/NA]
If the product is an edible cannabis product or lower-potency hemp edible, contains an ingredient, other than a cannabinoid, that is not approved by the U.S. Food and Drug Administration (FDA) for use in food.	[Pass/Fail/NA]

Tier 3: Name and Definition

Criteria	Requirement	Result
Name and Description	A specific name and formal identity for the petition subject, clearly defining its intended use.[26,50]	[Pass/Fail/NA]
Source	Identify if the cannabinoid(s) present have been identified in cannabis plants, cannabis extract, hemp plant parts or hemp extract.[26]	[Pass/Fail/NA]

Criteria	Requirement	Result
Chemical Composition	A full breakdown of active constituents, including delta-9-THC, CBD, and terpene profiles, as well as a list of all inactive additives.[28,30,53,59]	[Pass/Fail/NA]

Tier 4: Regulatory compliance and feasibility

Product manufacturing

Criteria	Requirement	Result
Method of production (SOPs)	Detailed SOPs including all processing steps (extraction, synthesis, etc.), hazard analysis and control actions.[28,30,56]	[Pass/Fail/NA]
Process control measures	Specific measures to control the manufacturing process must be provided.[56]	[Pass/Fail/NA]
Input disclosure	Disclosure of all solvents, volatile chemicals, catalysts, gases, and other inputs.[28,30]	[Pass/Fail/NA]
Solvent safety	All solvents must be safe for human consumption and FDA-approved for food use.[56]	[Pass/Fail/NA]
Non-cannabis ingredients	Ingredients must be "safe for intended purpose," free from contaminants and used in appropriate concentrations.[56]	[Pass/Fail/NA]
Ingredient sourcing	Sources for all ingredients and inputs must be provided.[56]	[Pass/Fail/NA]
Regulated product sourcing	Regulated products must be acquired from a permitted Minnesota cannabis business or Tribal licensed business.[56]	[Pass/Fail/NA]
Hemp sourcing	Hemp must be from a federally compliant program or a permitted Minnesota/Tribal business.[56]	[Pass/Fail/NA]
Infused dry flower	Infused only with cannabis-derived products.[57]	[Pass/Fail/NA]
Minnesota food law	Ingestible products must comply with Minnesota Food Law and M.S. § 31.101 (except regarding cannabinoid presence).[58]	[Pass/Fail/NA]
Consistency of servings	Finished ingestible products must have consistent servings/packaging per M.R. P. 9810.3100.[58]	[Pass/Fail/NA]

Criteria	Requirement	Result
Lower-potency hemp edibles	Must contain no added cannabis flower or cannabis-derived concentrates.[30]	[Pass/Fail/NA]
Vaporizer inactive ingredients	All non-cannabis inactive ingredients must be listed in the FDA Inactive Ingredient Database.[59]	[Pass/Fail/NA]
Vaporizer solution purity	Must be 100% naturally occurring plant-derived terpene oil. No artificial/synthetic compounds.[59]	[Pass/Fail/NA]
Prohibited vaping additives	No MCT, PEG, VG, vitamin E acetate, diacetyl, or squalene.[59]	[Pass/Fail/NA]
Approved additives	Only office-approved chemicals may be added to concentrates or artificially derived cannabinoids.[28,30]	[Pass/Fail/NA]
Trademarked foods	No cannabis/hemp added to trademarked food unless used as an unadvertised recipe component.[28,30]	[Pass/Fail/NA]
Artificially derived cannabinoids	Except for petitions to manufacture or use artificially derived cannabinoids: no artificial cannabinoids other than delta-9-THC (with specific 20:1 ratio exceptions).[59]	[Pass/Fail/NA]
Potency limits (hemp edibles)	Per package: max 50 mg delta-9-THC; max 1,000 mg each of CBD, CBG, CBN, or CBC (effective 08/01/26).[32]	[Pass/Fail/NA]
Potency limits (adult-use edibles)	Max 10 mg THC per serving; 200mg THC per package.[29]	[Pass/Fail/NA]
Beverage limits (hemp)	Single serving container: max 10 mg delta-9-THC; total max: 200 mg CBD, CBG, CBN, or CBC. Multiple serving container (minimum 750mL container): max 85 mg THC; total max 400 mg CBD, CBG, CBN, or CBC; max 17 servings (effective 08/01/26). [32]	[Pass/Fail/NA]
Beverage limits (adult-use)	Single container: max 10 mg THC per serving; max 20 mg (two servings) per container.[32]	[Pass/Fail/NA]
Market potency caps	Adult-use vapes: max 80% THC; combination: max 50% THC; hemp-derived: max 0.3% THC.[55]	[Pass/Fail/NA]
Topical limits	Max 1,000 mg THC per package.[55]	[Pass/Fail/NA]

Criteria	Requirement	Result
Applicability rationale	If any product manufacturing criteria are not addressed or are deemed not applicable, an evidence-based rationale must be provided.	[Pass/Fail/NA]

Product packaging

Criteria	Requirement	Result
Contact materials	Must be safe, non-toxic, and FDA-approved for food (if edible).[32,51]	[Pass/Fail/NA]
Shelf life and safety	Designed to maximize shelf life; must not contain PFAS or PFAS coatings.[32,51]	[Pass/Fail/NA]
General safety standards	Must be child-resistant (except some beverages), tamper-evident, and opaque.[32]	[Pass/Fail/NA]
Multi-serving indicators	Each serving must be indicated by scoring, wrapping, or a calibrated measuring device.[32]	[Pass/Fail/NA]
Resealability	Multi-serving edibles must be in resealable packaging.[32]	[Pass/Fail/NA]
Non-resemblance	Packaging must not resemble commercially available non-cannabinoid products.[32]	[Pass/Fail/NA]
Under-21 appeal	No toys, robots, fruit images (except for flavor), characters or candy-brand imitations.[32]	[Pass/Fail/NA]
Applicability rationale	If any product packaging criteria are not addressed or are deemed not applicable, an evidence-based rationale must be provided.	[Pass/Fail/NA]

Product labeling

Criteria	Requirement	Result
Basic metrics	Net weight, product type (e.g., CBD-dominant), and serving size/count must be listed.[33,52]	[Pass/Fail/NA]
Cannabinoid/terpene profile	Projected profile per serving and in total.[33,52]	[Pass/Fail/NA]
Ingredients and allergens	List in descending order of weight; must list major allergens by common name.[28,52]	[Pass/Fail/NA]
Usage and safety	Directions for use, recommended dosage and expiration or use by date.[52]	[Pass/Fail/NA]
Extraction method	Concentrates must list the method of extraction/conversion. [52]	[Pass/Fail/NA]

Criteria	Requirement	Result
Topical specifics	Recommended amount for one-time use; total CBD/CBG/cannabinoid content.[33]	[Pass/Fail/NA]
Applicability rationale	If any product labeling criteria are not addressed or are deemed not applicable, an evidence-based rationale must be provided.	[Pass/Fail/NA]

Tier 5: Product Testing

Criteria	Requirement	Result
Testing category identification	Identification of the applicable categories listed in part 9810.3100, subpart 5, item B, which are appropriate for testing.[50,59,60]	[Pass/Fail/NA]
Contamination acceptance	Proposed acceptance criteria for contamination levels in each identified category in part 9810.3100, subpart 5, item B. [50,59,60]	[Pass/Fail/NA]
Protocol research	Scientific research from peer-reviewed sources that supports the proposed testing protocols.[50]	[Pass/Fail/NA]
Applicability rationale	If any product testing criteria are not addressed or are deemed not applicable, an evidence-based rationale must be provided.	[Pass/Fail/NA]

Tier 6: Product Safety

Criteria	Requirement	Result
Peer-reviewed safety data	Scientific research from peer-reviewed sources demonstrating the product is safe for human use.[50]	[Pass/Fail/NA]
Health risk assessment	Assessment addressing potential side effects, adverse events, contraindications, drug interactions, health risks, and warnings.[50]	[Pass/Fail/NA]
Impairment profiles	Factual information on impairment effects and the expected timing of those effects.[33,50]	[Pass/Fail/NA]
Scientific substantiation	Verified data, validated studies, or other evidence generally relied upon in the scientific community to support the petition.[26,50]	[Pass/Fail/NA]
Applicability rationale	If any product safety criteria are not addressed or are deemed not applicable, an evidence-based rationale must be provided.	[Pass/Fail/NA]

Appendix A: Legislative Reference

1. M.S. § 342.01, subd. 2, Adult-use cannabis concentrate.
2. M.S. § 342.01, subd. 3, Adult-use cannabis flower.
3. M.S. § 342.01, subd. 4, Adult-use cannabis product.
4. M.S. § 342.01, subd. 6, Artificially derived cannabinoid.
5. M.S. § 342.01, subd. 10, Cannabinoid.
6. M.S. § 342.01, subd. 11, Cannabinoid extraction.
7. M.S. § 342.01, subd. 12, Cannabinoid product.
8. M.S. § 342.01, subd. 13, Cannabinoid profile.
9. M.S. § 342.01, subd. 15, Cannabis concentrate.
10. M.S. § 342.01, subd. 16, Cannabis flower.
11. M.S. § 342.01, subd. 20, Cannabis product.
12. M.S. § 342.01, subd. 24, Child-resistant.
13. M.S. § 342.01, subd. 31, Edible cannabis product.
14. M.S. § 342.01, subd. 35, Hemp concentrate.
15. M.S. § 342.01, subd. 37, Hemp-derived consumer product.
16. M.S. § 342.01, subd. 38, Hemp-derived topical product.
17. M.S. § 342.01, subd. 42, Hemp plant parts.
18. M.S. § 342.01, subd. 46, Intoxicating cannabinoid.
19. M.S. § 342.01, subd. 50, Lower-potency hemp edible.
20. M.S. § 342.01, subd. 52, Medical cannabinoid product.
21. M.S. § 342.01, subd. 54, Medical cannabis flower.
22. M.S. § 342.01, subd. 56, Nonintoxicating cannabinoid.
23. M.S. § 342.01, subd. 69, Synthetic cannabinoid.
24. M.S. § 342.01, subd. 69b, Total THC.
25. M.S. § 342.01, subd. 72, Volatile solvent.
26. M.S. § 342.06 Approval of Cannabis Flower, Products, and Cannabinoids.
27. M.S. § 342.06, subd. 1(a), Product category.
28. M.S. § 342.26, Manufacture of Cannabis Products; General Requirements.
29. M.S. § 342.27, Retail Sale of Cannabis Flower and Products; General Requirements.
30. M.S. § 342.45, Lower-Potency Hemp Edible Manufacturer.
31. M.S. § 342.53, Duties of Office of Cannabis Management; Approval of Cannabinoid Products for Registry Program.
32. M.S. § 342.62, Packaging.
33. M.S. § 342.63, Labeling.
34. M.R. P. 9810.0200. subp. 2, Acceptance criteria.
35. M.R. P. 9810.0200, subp. 24, Excipient.
36. M.R. P. 9810.0200, subp. 31, In-process product.
37. M.R. P. 9810.0200, subp. 30, Ingestible cannabis product.
38. M.R. P. 9810.0200, subp. 33, Kief.
39. M.R. P. 9810.0200, subp. 36, Manufacturing.
40. M.R. P. 9810.0200, subp. 37, Manufacturing facility.
41. M.R. P. 9810.0200, subp. 38, Marketing layer.

42. M.R. P. 9810.0200, subp. 50, Regulated products.
43. M.R. P. 9810.0200, subp. 52, Representative sample.
44. M.R. P. 9810.0200, subp. 56, Retail sale.
45. M.R. P. 9810.0200, subp. 61, Smokeable cannabis product.
46. M.R. P. 9810.0200, subp. 62, Solvent.
47. M.R. P. 9810.0200, subp. 66, Terpene profile.
48. M.R. P. 9810.0200, subp. 67, THC.
49. M.R. P. 9810.0200, subp. 68, Tincture.
50. M.R. P. 9810.1003, Petitioning the Office.
51. M.R. P. 9810.1400, Packaging and Labeling Requirements.
52. M.R. P. 9810.1401, Packaging and Labeling Requirements for Retail Sale.
53. M.R. P. 9810.1402, Packaging and Labeling Requirements for Medical Patients.
54. M.R. P. 9810.2100, Approved Product Categories and Cannabinoids.
55. M.R. P. 9810.2101, Production and Potency Limits.
56. M.R. P. 9810.2102, Manufacturing.
57. M.R. P. 9810.2203, Dried Cannabis Flower Product; Manufacturing Requirements.
58. M.R. P. 9810.2204, Ingestible Cannabis Product; Manufacturing Requirements.
59. M.R. P. 9810.2205, Cannabis and Hemp Concentrate; Manufacturing Requirements.
60. M.R. P. 9810.3100, Product Testing and Product Sampling Protocols.