

Cannabis Control Division

November 21, 2023

Reminders Regarding Cannabis Consumption and Giving Away Free Cannabis Product

Dear Licensee:

The Cannabis Control Division is reaching out to remind all licensees that they shall prohibit the consumption of cannabis or cannabis products on or within the licensed premises unless a cannabis consumption area has been approved by the Division. Licensees are obligated to monitor and appropriately respond to illegal consumption on their premises, including at cannabis conventions and other special events.

Additionally, smoking in a cannabis consumption area on a licensed premise shall be allowed only if the cannabis consumption area is in a designated smoking area or in a standalone building from which smoke does not infiltrate other indoor workplaces or other indoor public places where smoking is otherwise prohibited pursuant to the Dee Johnson Clean Indoor Air Act [Chapter 24, Article 16 NMSA 1978].

Further, the Division reminds licensees that giving away cannabis or cannabis product for free is prohibited (see, 16.8.2.40(J) NMAC).

Any licensee found to have violated any provision of the Cannabis Regulation Act, the Division rules, or any applicable state or federal law may be subject to disciplinary action. The Division may assess a monetary penalty ranging from \$1,000.00 to \$10,000.00 per violation and suspension or revocation of the license.

The Division is monitoring social media accounts to ensure compliance and encourage licensees acting in good faith to report instances of non-compliance using our complaint form found here:

<https://www.rld.nm.gov/cannabis/compliance/report-a-violation/>.

Thank you for your attention to this matter.

Sincerely,

Cannabis Control Division