



Hemp Beverages Retail Sales Requirements

This chart includes limitations on hemp-derived cannabinoid beverage products, labeling and packaging requirements, finished product or ingredient testing requirements, age restrictions, and registration or endorsement requirements for retail or specific products. It also includes any unique state requirements.

STATE	DELTA-9-BEVERAGES PERMITTED	STATE HAS A PRODUCT LABELING OR PACKAGING REQUIREMENT	STATE REQUIRES FINISHED PRODUCT OR INGREDIENT TESTING	STATE REQUIRES A REGISTRATION/ENDORSEMENT: RETAIL OR PRODUCT SPECIFIC	AGE RESTRICTION	CANNABINOID MILLIGRAM OR RATIO LIMITATION	UNIQUE REQUIREMENTS	APPLICABLE LEGISLATIVE / RULEMAKING ACTIVITY RECENT ENFORCEMENT ACTIONS / LITIGATION	STATE REGULATED MARIJUANA MARKET TYPE: ADULT-USE / MED / BOTH	STATE REGULATORY AGENCY	PRODUCT PERMISSIBILITY CITATIONS
ALABAMA (starting July 1, 2025 state expressly allows and regulates the sale of hemp-derived D9 products. A license will be required starting January 1, 2026)	YES	YES	YES	YES	YES - 21+ (HB 445; Ala. Code § 28-12-24(a)) Effective January 1, 2026, all consumable hemp products must be sold and consumed in the state. (HB 445; Ala. Code § 28-12-40)	 Cannabinoid limitation vary by product type. Starting January 1, 2026, all consumable hemp products must be sold and consumed in the state. Beverages: 10 total mg per serving. A beverage serving size may not exceed 12 fluid ounces or 355 milliliters and one carton of beverages may not contain more than four 12-ounce containers.	Consumable hemp products must be packaged in child-resistant containers, and products sold in stores must be in areas that are accessible to persons under 21. (HB 445; AL Code §§ 28-12-24, 28-12-48(a)) HB 445 authorizes the Alcoholic Beverage Control Board to license consumable hemp product retailers and prohibit on-site consumption, DTC and delivery sales, as well as products that are smokable, include cannabinoids chemically synthesized from non-cannabis material, alcohol, or other intoxicants. (HB 445)	Food service establishments are allowed to sell CBD (provided it is of the legal strength), and customers are allowed to add their own separately purchased CBD to food or beverages they have purchased. On May 14, 2025, the Governor of Alabama signed HB 445 into law, establishing a regulated consumable hemp program in the state that supersedes the <i>Alabama Dept. of Public Health vs. TSTL Holdings, LLC</i> court decision. The bill authorizes the Alcoholic Beverage Control Board to license consumable hemp product retailers and prohibit on-site consumption, DTC and delivery sales, as well as products that are smokable, include cannabinoids chemically synthesized from non-cannabis material, alcohol, or other intoxicants. Other than pharmacies also selling topical and sublingual hemp products or retail food stores selling hemp beverages, retailers will be limited to liquor licenses or stores that only sell consumable hemp products and that restrict entry to those 21 and older. Starting January 1, 2026, all consumable hemp products must be tested and limited to 10 mg THC per serving and 40 mg per package for beverages and edibles, and 40 mg THC per container for topicals, sublingual, and other consumable hemp products. A beverage serving size may not exceed 12 fluid ounces or 355 milliliters and one carton of beverages may not contain more than four 12-ounce containers. The act took effect on July 1, 2025, with additional provisions, including retail licensing requirements, effective January 1, 2026. (https://alison.legislature.state.al.us/files/pdf/SearchableInstruments/2025RS/HB445-enr.pdf)	MED	Alabama Department of Agriculture & Industries ("ADAI")	Ala. Code § 80-10-21 (https://admincode.legislature.state.al.us/administrative-code/80-10-21) AL HB 445 (https://alison.legislature.state.al.us/files/pdf/SearchableInstruments/2025RS/HB445-enr.pdf)

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