

# Nursery 101: before-you-apply checklist

Gather it before the window opens. Only the first 50 applications count.

For anyone weighing New York's adult-use cannabis nursery license. **Nurseries can't sell seeds, clones or immature plants to consumers or home growers.** They sell only to State-licensed cannabis businesses.

## OCM's prep list

- ☐ **1. Confirm the license fits.** Nursery = produce, package, label and distribute seeds, clones, immature plants and other cultivation products for licensed cultivators, microbusinesses, co-ops, ROs/RONDS/RODs and other nurseries.
- ☐ **2. Pick the type.** Outdoor, mixed-light or indoor, based on how you'll grow. Canopy limits apply at every location combined.
- ☐ **3. Site control + certificate of occupancy.** A copy of the lease or deed for each proposed location, plus a certificate of occupancy or its equivalent. Extra locations must be disclosed and approved.
- ☐ **4. Agriculture & Markets registration.** A Nursery Grower Certificate of Registration from the NYS Department of Agriculture and Markets (\$100, valid two years).
- ☐ **5. Labor Peace Agreement.** Signed with a bona fide labor organization representing workers in New York State.
- ☐ **6. Cap table + DOS certificate.** Ownership and business information, including the applicant entity's capitalization table and its NY Department of State certificate.
- ☐ **7. Ownership check.** No owner or True Party of Interest with an interest in a retail dispensary, delivery or on-site consumption license.
- ☐ **8. SEE documents (if applying as equity).** The documentation required for your Social and Economic Equity category.
- ☐ **9. NYBE account ready.** Sign in or create a NY.gov account. NYBE lets you save and resume.
- ☐ **10. Plan for seed-to-sale.** All nursery licensees track cannabis in the State's seed-to-sale system.

**Fees are not the only cost of being late.** Applications after the first 50 are not considered (their application fee is returned). OCM plans more rounds, but no second date is set.

## Key dates

| Date                      | What happens                                                                                                                                     |
|---------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Wed, Oct 28, 2026</b>  | OCM Nursery License info session (listed in OCM's Nursery License Overview PDF).                                                                 |
| <b>Thu, Nov 5, 2026</b>   | First nursery application window opens on NYBE.                                                                                                  |
| <b>At 50 applications</b> | Window closes. First come, first served: only the first 50 received are considered.                                                              |
| <b>After the close</b>    | OCM review begins; 30-day cure period for deficiencies; to the Cannabis Control Board within several months. Every license needs Board approval. |

## Fees

| Type                | License fee | Max canopy    |
|---------------------|-------------|---------------|
| Nursery Outdoor     | \$750       | 100,000 sq ft |
| Nursery Mixed-Light | \$1,000     | 10,000 sq ft  |
| Nursery Indoor      | \$2,000     | 10,000 sq ft  |

- Application fee: **\$1,000**, non-refundable (returned only if filed after the first 50).
- Qualified SEE applicants: **50% off** both the application and license fees.
- Agriculture & Markets Nursery Grower registration: \$100, two years.

## Official OCM sources

- Resolution No. 2026-76 (CCB, Oct 1, 2026): [cannabis.ny.gov/system/files/documents/2026/09/76-consideration-of-nursery-license-application-form-and-window.pdf](https://cannabis.ny.gov/system/files/documents/2026/09/76-consideration-of-nursery-license-application-form-and-window.pdf)
- OCM Adult-Use Cannabis Nursery License Guidance: [cannabis.ny.gov/au-nursery](https://cannabis.ny.gov/au-nursery)
- OCM Adult-Use Nursery License Overview (PDF): [cannabis.ny.gov/au-nursery-overview](https://cannabis.ny.gov/au-nursery-overview)
- New York Business Express (NYBE): [www.businessexpress.ny.gov/](https://www.businessexpress.ny.gov/)
- NYS Agriculture & Markets, Nursery Grower licensing: [agriculture.ny.gov/plant-industry/licensing-and-plant-inspections](https://agriculture.ny.gov/plant-industry/licensing-and-plant-inspections)
- OCM Social and Economic Equity (SEE) overview: [cannabis.ny.gov/au-see-applicant-overview](https://cannabis.ny.gov/au-see-applicant-overview)

**Not legal advice.** General education from Green Events NYC, not legal, tax or agency advice, and not affiliated with OCM or the Cannabis Control Board. Rules, fees and dates can change. Check the official OCM pages and qualified counsel before applying.