



HUDSON VALLEY BOTANICALS

Poughkeepsie, New York | Established 2017

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September 22, 2026

Kimberly Richards, County Attorney

Warren County Municipal Center, 1340 State Route 9, Lake George, New York 12845

Re: Drafting references for the kratom local law referred September 22.

Dear Ms. Richards,

I own Hudson Valley Botanicals, a kratom vendor in Poughkeepsie that sells into Warren County. Ms. Allen forwarded my June and August comments to your office, so you may have seen them; I have a commercial interest in the local law the Health Services Committee referred to your office on September 22 and say so again here.

Since the referral asks your office to draft, I am sending three New York texts as drafting references, without argument attached.

1. Dutchess County Resolution 2026136. I sent the filed text in August. It has since been adopted unanimously and signed by the County Executive in September, so I am sending it again as enacted law. It prohibits 7-OH above two percent of total alkaloids or one milligram per serving and named synthetic analogs, reaches delivery into the county, assigns enforcement to the county health department, and includes a reverse preemption clause. Drafted by the Dutchess County law department. Attached.

2. Albany County Emergency Public Health Order No. 1 of 2026, effective September 1. Albany prohibited all kratom, but its Section 1(c) defines a "Prohibited Kratom Product" by concentration, above 0.05% on a dry-weight basis or one milligram per serving, excluding natural leaf, and Section 8 preserves that narrower prohibition if the categorical one is invalidated. Attached for the definition and the severability structure.

3. Ulster County Proposed Local Law No. 16 of 2026, with a public hearing proposed for October 20. It uses the same thresholds as Dutchess, reaches delivery into the county, imposes strict liability, assigns enforcement to the county health department, and includes a reverse preemption clause and a Type II SEQRA determination, with a separate prohibition on sales of non-prohibited kratom to anyone under 21. Attached.

The Dutchess and Ulster thresholds match S8925-A, which passed both houses in June and awaits the Governor. Albany shares the one-milligram-per-serving limit but measures leaf by dry weight. The referral's rationale names 7-hydroxymitragynine specifically, and these are the texts that reach it.

I have written separately to the Board on the policy question through Ms. Allen. This comes to you directly because it is drafting material rather than comment.

Thank you for your time.

Respectfully, Scott Urbin | Owner, Hudson Valley Botanicals LLC | Poughkeepsie, NY

Enclosures: Dutchess County Resolution 2026136, filed text; Albany County Emergency Public Health Order No. 1 of 2026; Ulster County Proposed Local Law No. 16 of 2026