



Consumer and Retailer Notice: Sale and Possession of Kratom in Ohio

Date Revised: 5/28/2026

This document replaces all previous guidance issued by the Ohio Board of Pharmacy on the enforcement of OAC [4729:9-1-01.1](#) and the manufacture, possession, and sale of kratom in Ohio.

DISCLAIMER: *The information contained in this notice does not, and is not intended to, constitute legal advice; instead, all information provided is for general informational purposes only. Information contained in this notice may not constitute the most up-to-date legal or other information. The Ohio Board of Pharmacy is not able to provide any additional guidance beyond what is provided in this notice. For additional questions, readers should contact an attorney to obtain advice with respect to the information provided in this notice.*

Frequently Asked Questions

Q1) What is Kratom?

Kratom is a tropical tree in the coffee family (*Mitragyna speciosa*) that is native to Southeast Asia. The kratom leaves are the part of the tree that are used and sold either fresh or dried. When dried, the kratom leaves are typically sold in the form of green powder. Dried leaves are also used to make tablets, capsules, extracts and gum as well as other edible products.

Q2) What forms of kratom are legal to sell in Ohio?

The following table provides an overview of what is legal to sell or possess in the state of Ohio under OAC 4729:9-1-01.1:

Form of Kratom	Legal to Sell or Possess?	Legal Citation
Natural kratom (<i>Mitragyna speciosa</i>) in its vegetation form (e.g., whole or ground dried leaf).*	Yes.	OAC 4729:9-1-01.1 (effective May 19, 2026)
Kratom-related (i.e., mitragynine-related) compounds, including, but not limited, to: <ul style="list-style-type: none">▪ 7-hydroxymitragynine (sometimes referred to as 7-OH);▪ Mitragynine pseudoindoxyl;▪ Dihydro-7-hydroxy mitragynine; and▪ 7-acetoxymitragynine.	No. These compounds are prohibited under OAC 4729:9-1-01.1 .	OAC 4729:9-1-01.1 (emergency rule: effective December 12, 2025 / permanent rule: effective May 19, 2026)

Mitragynine in vegetative form, including natural kratom leaf and ground natural kratom leaf, is not a Schedule I controlled substance under this rule. All entities that possess, manufacture, market or sell kratom or kratom products must comply with R.C. Chapter 3715, the Pure Food and Drug Act, regardless of whether the kratom product is a controlled substance or not.

The rule references Ohio's Food Safety Laws (ORC [3715.](#)), which have their own legal requirements for kratom products separate from the rule. For more information on kratom products and compliance with Ohio's food safety laws, visit:

<https://agri.ohio.gov/divisions/food-safety/resources/Kratom>.

Q3) Does the rule impact kratom in its natural vegetation state that contains trace amounts of 7-hydroxymitragynine (7-OH)?

Kratom that is sold in its natural vegetation state that contains trace amounts of 7-OH may still be legally sold in Ohio. The Board's rule specifically exempts natural kratom in vegetation form.

Q4) How do I identify kratom products banned under this rule?

Retailers and consumers should look for any products that do not meet the requirements listed in [Q2 of this document](#).

Q5) Are there any additional requirements for the sale of natural kratom in vegetation form?

Those engaged in the sale of natural kratom in vegetation form are strongly encouraged to contact the Ohio Department of Agriculture's Division of Food Safety (614-728-6250 / foodsafety@agri.ohio.gov) with any questions.

According to the Ohio Department of Agriculture, all entities that possess, manufacture, market, or sell kratom or kratom products must comply with R.C. Chapter 3715, the Pure Food and Drug Act. Retailers should also consult the Ohio Department of Agriculture's guidance on kratom products and compliance with Ohio's food safety laws, by visiting:

<https://agri.ohio.gov/divisions/food-safety/resources/Kratom>.

Q6) What do I do if I discover illegal kratom products on my shelves or in my possession?

These products should be disposed of immediately.