



Consumer and Retailer Notice: Kratom-Related Products Now Illegal in Ohio

Date Issued: 12/12/2025

Updated: 12/29/2025

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.

Effective December 12, 2025, OAC 4729:9-1-01.1 makes all forms kratom-related products illegal to sell, possess, or distribute in the state of Ohio. For more information on this emergency rule, see the Board of Pharmacy's 3-Factor Analysis (www.pharmacy.ohio.gov/7OH) and Governor DeWine's Executive Order.

A copy of the emergency rule is available at the end of this document.

What is considered a kratom-related product? (Updated 12/16/2025)

A kratom-related product includes all derivatives of kratom including, but not limited to, the following:

- 7-hydroxymitragynine (sometimes referred to as 7-OH);
- Mitragynine pseudoindoxyl;
- Dihydro-7-hydroxy mitragynine; and
- 7-acetoxymitragynine.

IMPORTANT: This rule **does not** apply to isolated mitragynine, including products that are comprised of natural kratom in its vegetation form.

How do I identify kratom-related products banned under this rule? (Updated 12/16/2025)

Retailers should look for any products (capsules, tablets, vapes, gummies, drinks, etc.) that contain any kratom-related compounds, including the following ingredients:

- 7-hydroxymitragynine (sometimes referred to as 7-OH);
- Mitragynine pseudoindoxyl;
- Dihydro-7-hydroxy mitragynine; and
- 7-acetoxymitragynine.



Examples of kratom-related products. US Food and Drug Administration. Preventing the Next Wave of the Opioid Epidemic: What You Need to Know About 7-OH. <https://www.fda.gov/media/187913/download?attachment>. Accessed Nov. 12, 2025.

Does this ban apply to kratom products such as natural kratom in its vegetation form? (Updated 12/16/2025)

No. The Governor's Executive Order specifically exempts natural kratom in vegetation form. Therefore, any kratom products that are comprised of natural kratom in its vegetation form are not subject to the ban. Vegetation form refers to the natural plant matter, specifically the

leaves of the *Mitragyna speciosa* tree, as opposed to concentrated extracts or synthesized derivatives.

Natural kratom may still be subject to restrictions described by the Ohio Department of Agriculture: www.pharmacy.ohio.gov/ODAkratom.

Does the rule impact kratom in its natural vegetation state that contains trace amounts of 7-hydroxymitragine (7-OH)? (Updated 12/29/2025)

Kratom that is sold in its natural vegetation state that contains trace amounts of 7-OH is not banned under the emergency rule. The Governor's Executive Order specifically exempts natural kratom in vegetation form. Regardless of whether the Board of Pharmacy's emergency rule applies to a specific product, the Ohio Department of Agriculture (ODA) is responsible for food and dietary product safety. Under existing Ohio law and consistent with ODA's legal authority, natural kratom may only be sold in its whole or dried leaf form, or in a powdered form. For more information, visit: www.pharmacy.ohio.gov/ODAkratom.

Are there any additional requirements for the sale of natural kratom in vegetation form? (Added 12/16/2025)

Yes. Those engaged in the sale of natural kratom in vegetation form are strongly encouraged to review this guidance from the Ohio Department of Agriculture:
www.pharmacy.ohio.gov/ODAkratom.

What do I do if I discover kratom-related products on my shelves or in my possession?

These products should be disposed of immediately.

What are the next steps the Board is considering to address kratom and kratom-related products in Ohio?

For Kratom-Related Products: The emergency rule banning kratom-related products is effective for 180 days. During this time, the Board will propose a permanent rule to ban all kratom-related products in the state.

For Kratom Products (*mitragynine only*): For those kratom products that are not covered by this rule, [Governor DeWine is asking the Ohio Board of Pharmacy](#) to pursue the scheduling of mitragynine, the active opioid compound found in the natural kratom plant. This pathway recognizes that legislation establishing kratom regulations has been introduced and will allow for hearings on the topic by all interested parties.

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Mitragynine-related compounds.

The following are classified as schedule I controlled substances:

(A) Mitragynine-related compounds, whether synthetic or naturally occurring substances contained in the plant, or in the resinous extractives of mitragyna speciosa (also known as kratom) and/or synthetic substances, derivatives, prodrugs, isomers, esters, ethers, salts and salts of isomers, esters and ethers with similar chemical structure.

Mitragynine-related compounds include, but are not limited to, the following: 7-hydroxymitragynine; mitragynine pseudoindoxyl; dihydro-7-hydroxy mitragynine; and 7-acetoxymitragynine. Mitragynine-related compounds do not include any of the following:

(1) Any dangerous drug that is the subject of an application approved by the United States food and drug administration under subsections 505(c) or (j) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 355(c) or (j)) (December 12, 2025) for marketing as a dangerous drug;

(2) Any compound used in food consistent with either:

(a) A food additive regulation published in the United States code of federal regulations; or

(b) A "no questions response" issued by the United States food and drug administration in response to a generally recognized as safe notice.

(3) Any drug approved by the United States food and drug administration to that may be lawfully sold over the counter without a prescription in accordance with section 505G of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 355h) (December 12, 2025).

(4) Mitragynine.

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CERTIFIED ELECTRONICALLY

Certification

12/12/2025

Date

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