
HOUSE BILL 2304

State of Washington

63rd Legislature

2014 Regular Session

By Representative Moscoso; by request of Liquor Control Board

Read first time 01/15/14. Referred to Committee on Government
Accountability & Oversight.

1 AN ACT Relating to marijuana processing and retail licenses; and
2 amending RCW 69.50.325, 69.50.354, 69.50.357, and 69.50.360.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 69.50.325 and 2013 c 3 s 4 (Initiative Measure No.
5 502) are each amended to read as follows:

6 (1) There shall be a marijuana producer's license to produce
7 marijuana for sale at wholesale to marijuana processors and other
8 marijuana producers, regulated by the state liquor control board and
9 subject to annual renewal. The production, possession, delivery,
10 distribution, and sale of marijuana in accordance with the provisions
11 of chapter 3, Laws of 2013 and the rules adopted to implement and
12 enforce it, by a validly licensed marijuana producer, shall not be a
13 criminal or civil offense under Washington state law. Every marijuana
14 producer's license shall be issued in the name of the applicant, shall
15 specify the location at which the marijuana producer intends to
16 operate, which must be within the state of Washington, and the holder
17 thereof shall not allow any other person to use the license. The
18 application fee for a marijuana producer's license shall be two hundred
19 fifty dollars. The annual fee for issuance and renewal of a marijuana

1 producer's license shall be one thousand dollars. A separate license
2 shall be required for each location at which a marijuana producer
3 intends to produce marijuana.

4 (2) There shall be a marijuana processor's license to process,
5 package, and label marijuana, useable marijuana, and marijuana-infused
6 products for sale at wholesale to marijuana processors and marijuana
7 retailers, regulated by the state liquor control board and subject to
8 annual renewal. The processing, packaging, possession, delivery,
9 distribution, and sale of marijuana, useable marijuana, and marijuana-
10 infused products in accordance with the provisions of chapter 3, Laws
11 of 2013 and the rules adopted to implement and enforce it, by a validly
12 licensed marijuana processor, shall not be a criminal or civil offense
13 under Washington state law. Every marijuana processor's license shall
14 be issued in the name of the applicant, shall specify the location at
15 which the licensee intends to operate, which must be within the state
16 of Washington, and the holder thereof shall not allow any other person
17 to use the license. The application fee for a marijuana processor's
18 license shall be two hundred fifty dollars. The annual fee for
19 issuance and renewal of a marijuana processor's license shall be one
20 thousand dollars. A separate license shall be required for each
21 location at which a marijuana processor intends to process marijuana.

22 (3) There shall be a marijuana retailer's license to sell
23 marijuana, useable marijuana, and marijuana-infused products at retail
24 in retail outlets, regulated by the state liquor control board and
25 subject to annual renewal. The possession, delivery, distribution, and
26 sale of marijuana, useable marijuana, and marijuana-infused products in
27 accordance with the provisions of chapter 3, Laws of 2013 and the rules
28 adopted to implement and enforce it, by a validly licensed marijuana
29 retailer, shall not be a criminal or civil offense under Washington
30 state law. Every marijuana retailer's license shall be issued in the
31 name of the applicant, shall specify the location of the retail outlet
32 the licensee intends to operate, which must be within the state of
33 Washington, and the holder thereof shall not allow any other person to
34 use the license. The application fee for a marijuana retailer's
35 license shall be two hundred fifty dollars. The annual fee for
36 issuance and renewal of a marijuana retailer's license shall be one
37 thousand dollars. A separate license shall be required for each

1 location at which a marijuana retailer intends to sell marijuana,
2 useable marijuana, and marijuana-infused products.

3 **Sec. 2.** RCW 69.50.354 and 2013 c 3 s 13 (Initiative Measure No.
4 502) are each amended to read as follows:

5 There may be licensed, in no greater number in each of the counties
6 of the state than as the state liquor control board shall deem
7 advisable, retail outlets established for the purpose of making
8 marijuana, useable marijuana, and marijuana-infused products available
9 for sale to adults aged twenty-one and over. Retail sale of marijuana,
10 useable marijuana, and marijuana-infused products in accordance with
11 the provisions of chapter 3, Laws of 2013 and the rules adopted to
12 implement and enforce it, by a validly licensed marijuana retailer or
13 retail outlet employee, shall not be a criminal or civil offense under
14 Washington state law.

15 **Sec. 3.** RCW 69.50.357 and 2013 c 3 s 14 (Initiative Measure No.
16 502) are each amended to read as follows:

17 (1) Retail outlets shall sell no products or services other than
18 marijuana, useable marijuana, marijuana-infused products, or
19 paraphernalia intended for the storage or use of marijuana, useable
20 marijuana, or marijuana-infused products.

21 (2) Licensed marijuana retailers shall not employ persons under
22 twenty-one years of age or allow persons under twenty-one years of age
23 to enter or remain on the premises of a retail outlet.

24 (3) Licensed marijuana retailers shall not display any signage in
25 a window, on a door, or on the outside of the premises of a retail
26 outlet that is visible to the general public from a public right-of-
27 way, other than a single sign no larger than one thousand six hundred
28 square inches identifying the retail outlet by the licensee's business
29 or trade name.

30 (4) Licensed marijuana retailers shall not display useable
31 marijuana or marijuana-infused products in a manner that is visible to
32 the general public from a public right-of-way.

33 (5) No licensed marijuana retailer or employee of a retail outlet
34 shall open or consume, or allow to be opened or consumed, any
35 marijuana, useable marijuana, or marijuana-infused product on the
36 outlet premises.

1 (6) The state liquor control board shall fine a licensee one
2 thousand dollars for each violation of any subsection of this section.
3 Fines collected under this section must be deposited into the dedicated
4 marijuana fund created under RCW 69.50.530.

5 **Sec. 4.** RCW 69.50.360 and 2013 c 3 s 15 (Initiative Measure No.
6 502) are each amended to read as follows:

7 The following acts, when performed by a validly licensed marijuana
8 retailer or employee of a validly licensed retail outlet in compliance
9 with rules adopted by the state liquor control board to implement and
10 enforce chapter 3, Laws of 2013, shall not constitute criminal or civil
11 offenses under Washington state law:

12 (1) Purchase and receipt of marijuana, useable marijuana, or
13 marijuana-infused products that have been properly packaged and labeled
14 from a marijuana processor validly licensed under chapter 3, Laws of
15 2013;

16 (2) Possession of quantities of marijuana, useable marijuana, or
17 marijuana-infused products that do not exceed the maximum amounts
18 established by the state liquor control board under RCW 69.50.345(5);
19 and

20 (3) Delivery, distribution, and sale, on the premises of the retail
21 outlet, of any combination of the following amounts of marijuana,
22 useable marijuana, or marijuana-infused product to any person twenty-
23 one years of age or older:

- 24 (a) One ounce of useable marijuana;
- 25 (b) Sixteen ounces of marijuana-infused product in solid form;
- 26 (~~(c)~~)
- 27 (c) Seventy-two ounces of marijuana-infused product in liquid form;
- 28 or
- 29 (d) Seven grams of extract product.

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