

---

HOUSE BILL 2033

---

State of Washington

65th Legislature

2017 Regular Session

By Representatives Ryu and Condotta

Read first time 02/08/17. Referred to Committee on Commerce & Gaming.

1 AN ACT Relating to cannabis health and beauty aids; amending RCW  
2 69.50.575, 69.50.325, and 69.50.580; and reenacting and amending RCW  
3 69.50.101.

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

5 **Sec. 1.** RCW 69.50.101 and 2015 2nd sp.s. c 4 s 901 are each  
6 reenacted and amended to read as follows:

7 The definitions in this section apply throughout this chapter  
8 unless the context clearly requires otherwise.

9 (a) "Administer" means to apply a controlled substance, whether  
10 by injection, inhalation, ingestion, or any other means, directly to  
11 the body of a patient or research subject by:

12 (1) a practitioner authorized to prescribe (or, by the  
13 practitioner's authorized agent); or

14 (2) the patient or research subject at the direction and in the  
15 presence of the practitioner.

16 (b) "Agent" means an authorized person who acts on behalf of or  
17 at the direction of a manufacturer, distributor, or dispenser. It  
18 does not include a common or contract carrier, public  
19 warehouseperson, or employee of the carrier or warehouseperson.

20 (c) "CBD concentration" has the meaning provided in RCW  
21 69.51A.010.

1 (d) "Commission" means the pharmacy quality assurance commission.

2 (e) "Controlled substance" means a drug, substance, or immediate  
3 precursor included in Schedules I through V as set forth in federal  
4 or state laws, or federal or commission rules.

5 (f)(1) "Controlled substance analog" means a substance the  
6 chemical structure of which is substantially similar to the chemical  
7 structure of a controlled substance in Schedule I or II and:  
8 (i) that has a stimulant, depressant, or hallucinogenic effect on  
9 the central nervous system substantially similar to the stimulant,  
10 depressant, or hallucinogenic effect on the central nervous system of  
11 a controlled substance included in Schedule I or II; or  
12 (ii) with respect to a particular individual, that the individual  
13 represents or intends to have a stimulant, depressant, or  
14 hallucinogenic effect on the central nervous system substantially  
15 similar to the stimulant, depressant, or hallucinogenic effect on the  
16 central nervous system of a controlled substance included in Schedule  
17 I or II.

18 (2) The term does not include:  
19 (i) a controlled substance;  
20 (ii) a substance for which there is an approved new drug  
21 application;  
22 (iii) a substance with respect to which an exemption is in effect  
23 for investigational use by a particular person under Section 505 of  
24 the federal Food, Drug and Cosmetic Act, 21 U.S.C. Sec. 355, to the  
25 extent conduct with respect to the substance is pursuant to the  
26 exemption; or  
27 (iv) any substance to the extent not intended for human  
28 consumption before an exemption takes effect with respect to the  
29 substance.

30 (g) "Deliver" or "delivery(( $\tau$ ))" means the actual or constructive  
31 transfer from one person to another of a substance, whether or not  
32 there is an agency relationship.

33 (h) "Department" means the department of health.

34 (i) "Designated provider" has the meaning provided in RCW  
35 69.51A.010.

36 (j) "Dispense" means the interpretation of a prescription or  
37 order for a controlled substance and, pursuant to that prescription  
38 or order, the proper selection, measuring, compounding, labeling, or  
39 packaging necessary to prepare that prescription or order for  
40 delivery.

1 (k) "Dispenser" means a practitioner who dispenses.

2 (l) "Distribute" means to deliver other than by administering or  
3 dispensing a controlled substance.

4 (m) "Distributor" means a person who distributes.

5 (n) "Drug" means (1) a controlled substance recognized as a drug  
6 in the official United States pharmacopoeia/national formulary or the  
7 official homeopathic pharmacopoeia of the United States, or any  
8 supplement to them; (2) controlled substances intended for use in the  
9 diagnosis, cure, mitigation, treatment, or prevention of disease in  
10 individuals or animals; (3) controlled substances (other than food)  
11 intended to affect the structure or any function of the body of  
12 individuals or animals; and (4) controlled substances intended for  
13 use as a component of any article specified in (1), (2), or (3) of  
14 this subsection. The term does not include devices or their  
15 components, parts, or accessories.

16 (o) "Drug enforcement administration" means the drug enforcement  
17 administration in the United States Department of Justice, or its  
18 successor agency.

19 (p) "Electronic communication of prescription information" means  
20 the transmission of a prescription or refill authorization for a drug  
21 of a practitioner using computer systems. The term does not include a  
22 prescription or refill authorization verbally transmitted by  
23 telephone nor a facsimile manually signed by the practitioner.

24 (q) "Immediate precursor" means a substance:

25 (1) that the commission has found to be and by rule designates as  
26 being the principal compound commonly used, or produced primarily for  
27 use, in the manufacture of a controlled substance;

28 (2) that is an immediate chemical intermediary used or likely to  
29 be used in the manufacture of a controlled substance; and

30 (3) the control of which is necessary to prevent, curtail, or  
31 limit the manufacture of the controlled substance.

32 (r) "Isomer" means an optical isomer, but in subsection (dd)(5)  
33 of this section, RCW 69.50.204(a) (12) and (34), and 69.50.206(b)(4),  
34 the term includes any geometrical isomer; in RCW 69.50.204(a) (8) and  
35 (42), and 69.50.210(c) the term includes any positional isomer; and  
36 in RCW 69.50.204(a)(35), 69.50.204(c), and 69.50.208(a) the term  
37 includes any positional or geometric isomer.

38 (s) "Lot" means a definite quantity of marijuana, marijuana  
39 concentrates, useable marijuana, or marijuana-infused product  
40 identified by a lot number, every portion or package of which is

1 uniform within recognized tolerances for the factors that appear in  
2 the labeling.

3 (t) "Lot number" must identify the licensee by business or trade  
4 name and Washington state unified business identifier number, and the  
5 date of harvest or processing for each lot of marijuana, marijuana  
6 concentrates, useable marijuana, or marijuana-infused product.

7 (u) "Manufacture" means the production, preparation, propagation,  
8 compounding, conversion, or processing of a controlled substance,  
9 either directly or indirectly or by extraction from substances of  
10 natural origin, or independently by means of chemical synthesis, or  
11 by a combination of extraction and chemical synthesis, and includes  
12 any packaging or repackaging of the substance or labeling or  
13 relabeling of its container. The term does not include the  
14 preparation, compounding, packaging, repackaging, labeling, or  
15 relabeling of a controlled substance:

16 (1) by a practitioner as an incident to the practitioner's  
17 administering or dispensing of a controlled substance in the course  
18 of the practitioner's professional practice; or

19 (2) by a practitioner, or by the practitioner's authorized agent  
20 under the practitioner's supervision, for the purpose of, or as an  
21 incident to, research, teaching, or chemical analysis and not for  
22 sale.

23 (v) "Marijuana" or "marihuana" means all parts of the plant  
24 *Cannabis*, whether growing or not, with a THC concentration greater  
25 than 0.3 percent on a dry weight basis; the seeds thereof; the resin  
26 extracted from any part of the plant; and every compound,  
27 manufacture, salt, derivative, mixture, or preparation of the plant,  
28 its seeds or resin. The term does not include the mature stalks of  
29 the plant, fiber produced from the stalks, oil or cake made from the  
30 seeds of the plant, any other compound, manufacture, salt,  
31 derivative, mixture, or preparation of the mature stalks (except the  
32 resin extracted therefrom), fiber, oil, or cake, or the sterilized  
33 seed of the plant which is incapable of germination.

34 (w) "Marijuana concentrates" means products consisting wholly or  
35 in part of the resin extracted from any part of the plant *Cannabis*  
36 and having a THC concentration greater than ten percent.

37 (x) "Marijuana processor" means a person licensed by the state  
38 liquor and cannabis board to process marijuana into marijuana  
39 concentrates, useable marijuana, and marijuana-infused products,  
40 package and label marijuana concentrates, useable marijuana, and

1 marijuana-infused products for sale in retail outlets, and sell  
2 marijuana concentrates, useable marijuana, and marijuana-infused  
3 products at wholesale to marijuana retailers.

4 (y) "Marijuana producer" means a person licensed by the state  
5 liquor and cannabis board to produce and sell marijuana at wholesale  
6 to marijuana processors and other marijuana producers.

7 (z) "Marijuana products" means useable marijuana, marijuana  
8 concentrates, and marijuana-infused products as defined in this  
9 section.

10 (aa) "Marijuana researcher" means a person licensed by the state  
11 liquor and cannabis board to produce, process, and possess marijuana  
12 for the purposes of conducting research on marijuana and marijuana-  
13 derived drug products.

14 (bb) "Marijuana retailer" means a person licensed by the state  
15 liquor and cannabis board to sell marijuana concentrates, useable  
16 marijuana, and marijuana-infused products in a retail outlet.

17 (cc) "Marijuana-infused products" means products that contain  
18 marijuana or marijuana extracts, are intended for human use, are  
19 derived from marijuana as defined in subsection (v) of this section,  
20 and have a THC concentration no greater than ten percent. The term  
21 "marijuana-infused products" does not include either useable  
22 marijuana or marijuana concentrates.

23 (dd) "Narcotic drug" means any of the following, whether produced  
24 directly or indirectly by extraction from substances of vegetable  
25 origin, or independently by means of chemical synthesis, or by a  
26 combination of extraction and chemical synthesis:

27 (1) Opium, opium derivative, and any derivative of opium or opium  
28 derivative, including their salts, isomers, and salts of isomers,  
29 whenever the existence of the salts, isomers, and salts of isomers is  
30 possible within the specific chemical designation. The term does not  
31 include the isoquinoline alkaloids of opium.

32 (2) Synthetic opiate and any derivative of synthetic opiate,  
33 including their isomers, esters, ethers, salts, and salts of isomers,  
34 esters, and ethers, whenever the existence of the isomers, esters,  
35 ethers, and salts is possible within the specific chemical  
36 designation.

37 (3) Poppy straw and concentrate of poppy straw.

38 (4) Coca leaves, except coca leaves and extracts of coca leaves  
39 from which cocaine, ecgonine, and derivatives or ecgonine or their  
40 salts have been removed.

1 (5) Cocaine, or any salt, isomer, or salt of isomer thereof.

2 (6) Cocaine base.

3 (7) Ecgonine, or any derivative, salt, isomer, or salt of isomer  
4 thereof.

5 (8) Any compound, mixture, or preparation containing any quantity  
6 of any substance referred to in subparagraphs (1) through (7).

7 (ee) "Opiate" means any substance having an addiction-forming or  
8 addiction-sustaining liability similar to morphine or being capable  
9 of conversion into a drug having addiction-forming or addiction-  
10 sustaining liability. The term includes opium, substances derived  
11 from opium (opium derivatives), and synthetic opiates. The term does  
12 not include, unless specifically designated as controlled under RCW  
13 69.50.201, the dextrorotatory isomer of 3-methoxy-n-methylmorphinan  
14 and its salts (dextromethorphan). The term includes the racemic and  
15 levorotatory forms of dextromethorphan.

16 (ff) "Opium poppy" means the plant of the species *Papaver*  
17 *somniferum* L., except its seeds.

18 (gg) "Person" means individual, corporation, business trust,  
19 estate, trust, partnership, association, joint venture, government,  
20 governmental subdivision or agency, or any other legal or commercial  
21 entity.

22 (hh) "Plant" has the meaning provided in RCW 69.51A.010.

23 (ii) "Poppy straw" means all parts, except the seeds, of the  
24 opium poppy, after mowing.

25 (jj) "Practitioner" means:

26 (1) A physician under chapter 18.71 RCW; a physician assistant  
27 under chapter 18.71A RCW; an osteopathic physician and surgeon under  
28 chapter 18.57 RCW; an osteopathic physician assistant under chapter  
29 18.57A RCW who is licensed under RCW 18.57A.020 subject to any  
30 limitations in RCW 18.57A.040; an optometrist licensed under chapter  
31 18.53 RCW who is certified by the optometry board under RCW 18.53.010  
32 subject to any limitations in RCW 18.53.010; a dentist under chapter  
33 18.32 RCW; a podiatric physician and surgeon under chapter 18.22 RCW;  
34 a veterinarian under chapter 18.92 RCW; a registered nurse, advanced  
35 registered nurse practitioner, or licensed practical nurse under  
36 chapter 18.79 RCW; a naturopathic physician under chapter 18.36A RCW  
37 who is licensed under RCW 18.36A.030 subject to any limitations in  
38 RCW 18.36A.040; a pharmacist under chapter 18.64 RCW or a scientific  
39 investigator under this chapter, licensed, registered or otherwise  
40 permitted insofar as is consistent with those licensing laws to

1 distribute, dispense, conduct research with respect to or administer  
2 a controlled substance in the course of their professional practice  
3 or research in this state.

4 (2) A pharmacy, hospital or other institution licensed,  
5 registered, or otherwise permitted to distribute, dispense, conduct  
6 research with respect to or to administer a controlled substance in  
7 the course of professional practice or research in this state.

8 (3) A physician licensed to practice medicine and surgery, a  
9 physician licensed to practice osteopathic medicine and surgery, a  
10 dentist licensed to practice dentistry, a podiatric physician and  
11 surgeon licensed to practice podiatric medicine and surgery, a  
12 licensed physician assistant or a licensed osteopathic physician  
13 assistant specifically approved to prescribe controlled substances by  
14 his or her state's medical quality assurance commission or equivalent  
15 and his or her supervising physician, an advanced registered nurse  
16 practitioner licensed to prescribe controlled substances, or a  
17 veterinarian licensed to practice veterinary medicine in any state of  
18 the United States.

19 (kk) "Prescription" means an order for controlled substances  
20 issued by a practitioner duly authorized by law or rule in the state  
21 of Washington to prescribe controlled substances within the scope of  
22 his or her professional practice for a legitimate medical purpose.

23 (ll) "Production" includes the manufacturing, planting,  
24 cultivating, growing, or harvesting of a controlled substance.

25 (mm) "Qualifying patient" has the meaning provided in RCW  
26 69.51A.010.

27 (nn) "Recognition card" has the meaning provided in RCW  
28 69.51A.010.

29 (oo) "Retail outlet" means a location licensed by the state  
30 liquor and cannabis board for the retail sale of marijuana  
31 concentrates, useable marijuana, and marijuana-infused products.

32 (pp) "Secretary" means the secretary of health or the secretary's  
33 designee.

34 (qq) "State," unless the context otherwise requires, means a  
35 state of the United States, the District of Columbia, the  
36 Commonwealth of Puerto Rico, or a territory or insular possession  
37 subject to the jurisdiction of the United States.

38 (rr) "THC concentration" means percent of delta-9  
39 tetrahydrocannabinol content per dry weight of any part of the plant  
40 *Cannabis*, or per volume or weight of marijuana product, or the

1 combined percent of delta-9 tetrahydrocannabinol and  
2 tetrahydrocannabinolic acid in any part of the plant *Cannabis*  
3 regardless of moisture content.

4 (ss) "Ultimate user" means an individual who lawfully possesses a  
5 controlled substance for the individual's own use or for the use of a  
6 member of the individual's household or for administering to an  
7 animal owned by the individual or by a member of the individual's  
8 household.

9 (tt) "Useable marijuana" means dried marijuana flowers. The term  
10 "useable marijuana" does not include either marijuana-infused  
11 products or marijuana concentrates.

12 (uu) "Cannabis health and beauty aid" means a product containing  
13 parts of the cannabis plant and which:

- 14 (1) Is intended for use only as a topical application;  
15 (2) Contains a THC concentration of not more than 0.3 percent;  
16 (3) Does not cause psychoactivity; and  
17 (4) Is not intended for ingestion by humans or animals.

18 **Sec. 2.** RCW 69.50.575 and 2015 2nd sp.s. c 4 s 701 are each  
19 amended to read as follows:

20 (1) A cannabis health and beauty aid permit is established that  
21 allows the holder to process and possess marijuana for the purposes  
22 of manufacturing cannabis health and beauty aids.

23 (2) A cannabis health and beauty aid permit holder may only  
24 produce cannabis health and beauty aids for sale in retail outlets  
25 and in the general retail market. A cannabis health and beauty aid  
26 permit holder may purchase marijuana and marijuana byproducts such as  
27 stems, roots, and leaves from a marijuana producer to process into  
28 cannabis health and beauty aids. Marijuana and marijuana byproducts  
29 purchased from a marijuana producer may not be sold, traded, or  
30 donated to any person or entity.

31 (3) In establishing a cannabis health and beauty aid permit, the  
32 state liquor and cannabis board may adopt rules on the following:

- 33 (a) Application requirements;  
34 (b) Permit renewal requirements;  
35 (c) Conditions for permit revocation;  
36 (d) Security measures to ensure marijuana is not diverted to  
37 purposes other than production of cannabis health and beauty aids;  
38 (e) Amounts of marijuana a permit holder may have on its  
39 premises;



1 (f) Permit holder reporting requirements;  
2 (g) A seed to sale traceability system that permits the state  
3 liquor and cannabis board to track sales of marijuana and marijuana  
4 byproducts from marijuana producers to cannabis health and beauty aid  
5 permit holders. Cannabis health and beauty aid permit holders must  
6 keep records of sales of cannabis health and beauty aid products to  
7 retail outlets and the general retail market and make these records  
8 available to the state liquor and cannabis board upon request;  
9 (h) Random testing requirements of cannabis health and beauty  
10 aids including requirements that cannabis health and beauty aids are  
11 tested to ensure a THC level of 0.3 percent or less; and  
12 (i) Additional requirements deemed necessary or appropriate by  
13 the state liquor and cannabis board.  
14 (4) In addition to the labeling requirements adopted in rule  
15 under RCW 69.50.342, cannabis health and beauty aids must comply with  
16 the labeling requirements of this subsection (4).  
17 (a) Labels for cannabis health and beauty aids must not:  
18 (i) Use any word, symbol, or image commonly used in or by medical  
19 or pharmaceutical professions including, but not limited to:  
20 Depiction of a caduceus, staff of Asclepius, bowl of Hygieia, or  
21 mortar and pestle; or the use of the word "prescription" or letters  
22 "RX";  
23 (ii) State or imply any specific medical or therapeutic benefit;  
24 or  
25 (iii) Mimic a brand of over-the-counter or legend drug.  
26 (b) Labels for cannabis health and beauty aids must prominently  
27 display the following statement: "This product is not approved by the  
28 FDA to treat, cure, or prevent any disease."  
29 (5) The processing and possession of marijuana in accordance with  
30 this section and the rules adopted to implement this section by a  
31 cannabis health and beauty aid permit holder is not a criminal or  
32 civil offense under Washington state law. Every cannabis health and  
33 beauty aid permit must be issued in the name of the applicant, must  
34 specify the location at which the applicant intends to operate, which  
35 must be in the state of Washington, and the permit holder may not  
36 allow any other person to use the permit.  
37 (6) The application fee for a cannabis health and beauty aid  
38 permit is two hundred fifty dollars. The annual fee for issuance and  
39 renewal of a cannabis health and beauty aid permit is to be

1 determined on a sliding scale based on the amount of cannabis health  
2 and beauty aid products to be annually produced by the permit holder.

3 (7) The delivery, distribution, and sale of cannabis health and  
4 beauty aids are not subject to the regulations and penalties of this  
5 chapter that apply to marijuana, marijuana concentrates, or  
6 marijuana-infused products.

7 ~~((2) For purposes of this section, "cannabis health and beauty~~  
8 ~~aid" means a product containing parts of the cannabis plant and~~  
9 ~~which:~~

10 ~~(a) Is intended for use only as a topical application to provide~~  
11 ~~therapeutic benefit or to enhance appearance;~~

12 ~~(b) Contains a THC concentration of not more than 0.3 percent;~~

13 ~~(c) Does not cross the blood brain barrier; and~~

14 ~~(d) Is not intended for ingestion by humans or animals.))~~

15 **Sec. 3.** RCW 69.50.325 and 2016 c 170 s 1 are each amended to  
16 read as follows:

17 (1) There shall be a marijuana producer's license to produce  
18 marijuana for sale at wholesale to marijuana processors and other  
19 marijuana producers and to produce marijuana plants for sale to  
20 cooperatives as described under RCW 69.51A.250, regulated by the  
21 state liquor and cannabis board and subject to annual renewal.  
22 Marijuana producers may also sell at wholesale marijuana and  
23 marijuana byproducts such as stems, roots, and leaves to cannabis  
24 health and beauty aid permit holders. The production, possession,  
25 delivery, distribution, and sale of marijuana in accordance with the  
26 provisions of this chapter and the rules adopted to implement and  
27 enforce it, by a validly licensed marijuana producer, shall not be a  
28 criminal or civil offense under Washington state law. Every marijuana  
29 producer's license shall be issued in the name of the applicant,  
30 shall specify the location at which the marijuana producer intends to  
31 operate, which must be within the state of Washington, and the holder  
32 thereof shall not allow any other person to use the license. The  
33 application fee for a marijuana producer's license shall be two  
34 hundred fifty dollars. The annual fee for issuance and renewal of a  
35 marijuana producer's license shall be one thousand dollars. A  
36 separate license shall be required for each location at which a  
37 marijuana producer intends to produce marijuana.

38 (2) There shall be a marijuana processor's license to process,  
39 package, and label marijuana concentrates, useable marijuana, and

1 marijuana-infused products for sale at wholesale to marijuana  
2 processors and marijuana retailers, regulated by the state liquor and  
3 cannabis board and subject to annual renewal. The processing,  
4 packaging, possession, delivery, distribution, and sale of marijuana,  
5 useable marijuana, marijuana-infused products, and marijuana  
6 concentrates in accordance with the provisions of this chapter and  
7 chapter 69.51A RCW and the rules adopted to implement and enforce  
8 these chapters, by a validly licensed marijuana processor, shall not  
9 be a criminal or civil offense under Washington state law. Every  
10 marijuana processor's license shall be issued in the name of the  
11 applicant, shall specify the location at which the licensee intends  
12 to operate, which must be within the state of Washington, and the  
13 holder thereof shall not allow any other person to use the license.  
14 The application fee for a marijuana processor's license shall be two  
15 hundred fifty dollars. The annual fee for issuance and renewal of a  
16 marijuana processor's license shall be one thousand dollars. A  
17 separate license shall be required for each location at which a  
18 marijuana processor intends to process marijuana.

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

38 **Sec. 4.** RCW 69.50.580 and 2015 2nd sp.s. c 4 s 801 are each  
39 amended to read as follows:

1 (1) Applicants for a marijuana producer's, marijuana processor's,  
2 marijuana researcher's ~~((or))~~, marijuana retailer's license, or  
3 cannabis health and beauty aid permit under this chapter must display  
4 a sign provided by the state liquor and cannabis board on the outside  
5 of the premises to be licensed notifying the public that the premises  
6 are subject to an application for such license or permit. The sign  
7 must:

8 (a) Contain text with content sufficient to notify the public of  
9 the nature of the pending license or permit application, the date of  
10 the application, the name of the applicant, and contact information  
11 for the state liquor and cannabis board;

12 (b) Be conspicuously displayed on, or immediately adjacent to,  
13 the premises subject to the application and in the location that is  
14 most likely to be seen by the public;

15 (c) Be of a size sufficient to ensure that it will be readily  
16 seen by the public; and

17 (d) Be posted within seven business days of the submission of the  
18 application to the state liquor and cannabis board.

19 (2) The state liquor and cannabis board must adopt such rules as  
20 are necessary for the implementation of this section, including rules  
21 pertaining to the size of the sign and the text thereon, the textual  
22 content of the sign, the fee for providing the sign, and any other  
23 requirements necessary to ensure that the sign provides adequate  
24 notice to the public.

25 (3)(a) A city, town, or county may adopt an ordinance requiring  
26 individual notice by an applicant for a marijuana producer's,  
27 marijuana processor's, marijuana researcher's, or marijuana  
28 retailer's license under this chapter, sixty days prior to issuance  
29 of the license, to any elementary or secondary school, playground,  
30 recreation center or facility, child care center, church, public  
31 park, public transit center, library, or any game arcade admission to  
32 which is not restricted to persons aged twenty-one years or older,  
33 that is within one thousand feet of the perimeter of the grounds of  
34 the establishment seeking licensure. The notice must provide the  
35 contact information for the liquor and cannabis board where any of  
36 the owners or operators of these entities may submit comments or  
37 concerns about the proposed business location.

1           (b) For the purposes of this subsection, "church" means a  
2 building erected for and used exclusively for religious worship and  
3 schooling or other activity in connection therewith.

--- END ---