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HOUSE BILL 2124

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State of Washington

65th Legislature

2017 Regular Session

By Representatives Sawyer, Condotta, Taylor, Vick, Shea, Fitzgibbon,  
and Goodman

Read first time 02/17/17. Referred to Committee on Finance.

1 AN ACT Relating to prohibiting the use of public resources to  
2 assist the federal government in any activity that might impede or  
3 interfere with revenue to the operating budget pursuant to Washington  
4 state's regulation of marijuana and marijuana-related products as  
5 prescribed by the laws of the state of Washington; adding a new  
6 section to chapter 41.04 RCW; creating a new section; prescribing  
7 penalties; and declaring an emergency.

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

9 NEW SECTION. **Sec. 1.** The legislature finds that the revenue to  
10 the state general fund pursuant to Washington state's regulation of  
11 marijuana and marijuana-related products is an important and  
12 sustaining resource for state moneys appropriated for the essential  
13 governmental functions of providing health care, behavioral health  
14 services, education, and other human services. These revenues  
15 generated under the state's critical oversight are also an important  
16 part of Washington's economic infrastructure and future economic  
17 well-being, and they must be preserved.

18 NEW SECTION. **Sec. 2.** A new section is added to chapter 41.04  
19 RCW to read as follows:

1 (1) All public employees in this state are prohibited from  
2 assisting or otherwise expending state resources of any kind to  
3 knowingly aid or assist the federal government with respect to any  
4 activity or inquiry directly or indirectly related to any federal  
5 action or effort that results in the loss of revenue through  
6 interference with the state's marijuana market as governed by  
7 chapters 69.50 and 69.51A RCW or other provisions of state law. This  
8 prohibition includes providing aid or assistance, whether directly or  
9 indirectly, to any federal official, federal employee, federal  
10 contractor, or other person with respect to the federal activities  
11 described in this subsection.

12 (2) A public employee who knowingly violates this section may be  
13 subject to disciplinary proceedings or termination of public  
14 employment in accordance with the laws and regulations governing the  
15 personnel practices of his or her public employer and the laws of  
16 this state.

17 (3) The definitions in this subsection apply throughout this  
18 section unless the context clearly requires otherwise.

19 (a) "Public employee" means any employee of the state, local  
20 government, special purpose district, or other political subdivision  
21 of the state, and includes, but is not limited to, the following  
22 categories of publicly employed personnel:

23 (i) All employees engaged in activities related to law  
24 enforcement, public safety, and the criminal corrections system;

25 (ii) All employees engaged in activities related to the  
26 operation, administration, or management of state or local court  
27 systems; and

28 (iii) All employees engaged in activities related to the  
29 recording, storage, management, administration, processing,  
30 transmission, maintenance, or analysis of information, records, or  
31 data of any kind.

32 (b) "State resource" means:

33 (i) Any time or effort expended by a public employee during the  
34 hours in which they are expected or required to be engaged in  
35 employment-related activities pursuant to the terms and requirements  
36 of his or her employment and for which he or she receives valuable  
37 compensation; and

38 (ii) The use of facilities or equipment owned or operated by the  
39 state, local governments, special purpose districts, or other  
40 political subdivisions of this state.

1        NEW SECTION.    **Sec. 3.**    This act is necessary for the immediate  
2    preservation of the public peace, health, or safety, or support of  
3    the state government and its existing public institutions, and takes  
4    effect immediately.

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