

---

HOUSE BILL 2199

---

State of Washington

66th Legislature

2020 Regular Session

By Representatives Klippert, Shewmake, and Dent

Prefiled 12/04/19. Read first time 01/13/20. Referred to Committee on Commerce & Gaming.

1 AN ACT Relating to marijuana use in guest rooms of hotels,  
2 motels, and inns in violation of the owner or operator's rules;  
3 amending RCW 69.50.445; and prescribing penalties.

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

5 **Sec. 1.** RCW 69.50.445 and 2015 2nd sp.s. c 4 s 401 are each  
6 amended to read as follows:

7 (1)(a) It is unlawful to open a package containing marijuana,  
8 useable marijuana, marijuana-infused products, or marijuana  
9 concentrates, or consume marijuana, useable marijuana, marijuana-  
10 infused products, or marijuana concentrates, in view of the general  
11 public or in a public place.

12 (b) It is unlawful to smoke marijuana, useable marijuana,  
13 marijuana-infused products, or marijuana concentrates, in a guest  
14 room of a hotel, motel, or inn, when the rental agreement between the  
15 owner or operator and the guest expressly prohibits smoking marijuana  
16 in the guest room. A hotel, motel, or inn may prohibit the smoking of  
17 marijuana in any or all guest rooms.

18 (c) It is unlawful to consume, by means of vaporization or  
19 aerosolization, marijuana, useable marijuana, marijuana-infused  
20 products, or marijuana concentrates, in a guest room of a hotel,  
21 motel, or inn, when the rental agreement between the owner or

1 operator and the guest expressly prohibits the consumption of  
2 marijuana by means of vaporization or aerosolization in the guest  
3 room. A hotel, motel, or inn may prohibit the consumption of  
4 marijuana and marijuana products by means of vaporization or  
5 aerosolization in any or all guest rooms.

6 (2) For the purposes of this section((7)):

7 (a) "Hotel, motel, or inn" means any facility that meets the  
8 definition of "transient accommodation" in RCW 70.62.210(1);

9 (b) "Public place" has the same meaning as defined in RCW  
10 66.04.010, but the exclusions in RCW 66.04.011 do not apply; and

11 (c) "Smoke" means to combust marijuana or a marijuana product  
12 with or without the use of a pipe, joint, blunt, paper, or smoking  
13 device.

14 (3) A person who violates this section is guilty of a class 3  
15 civil infraction under chapter 7.80 RCW.

--- END ---