

**2SHB 2320** - S COMM AMD

By Committee on Labor & Commerce

**ADOPTED AND ENGROSSED 03/01/2024**

1 Strike everything after the enacting clause and insert the  
2 following:

3 "NEW SECTION. **Sec. 1.** The legislature finds that there is a  
4 growing body of research evidencing that consuming cannabis with high  
5 concentrations of THC may be harmful to some people, including  
6 younger persons and persons who have or are at risk for developing  
7 certain mental health conditions or psychotic disorders. Products  
8 like THC-infused vape oils, shatter, and dabs can contain close to  
9 100 percent THC, and may carry risks not commonly associated with  
10 consumption of useable cannabis flower or other cannabis products  
11 with relatively lower THC concentrations. In the interest of public  
12 health, the legislature intends to review studies and consider  
13 increasing the minimum legal age of sale of high THC cannabis  
14 products to age 25, and the legislature intends to require caution  
15 notices, developed by the department of health, to be posted at the  
16 point of sale in cannabis retail outlets to raise awareness about  
17 possible health impacts and risks associated with high THC cannabis.  
18 The legislature further intends to implement and study health  
19 interventions, gather data, and ensure that new research, data, and  
20 information concerning the impacts of high THC cannabis continues to  
21 be incorporated into state policy.

22 NEW SECTION. **Sec. 2.** The legislature intends to provide the  
23 department of health with recurring funding available each fiscal  
24 year, beginning in fiscal year 2025, to allow the department of  
25 health to issue requests for proposals and contract for targeted  
26 public health messages and social marketing campaigns directed toward  
27 individuals most likely to suffer negative impacts of high THC  
28 products including persons under 25 years of age and persons living  
29 with mental health challenges. Messages and media campaigns funded  
30 must include information about risks, comparative dosing of cannabis  
31 products, and resources for persons seeking support for quitting or

1 decreasing their intake of tetrahydrocannabinol. The content of  
2 public health messages and social marketing campaigns must be  
3 developed in partnership with persons targeted by the messages and  
4 campaigns and in consultation with professionals proficient in public  
5 health communication and in cannabis research.

6 NEW SECTION. **Sec. 3.** By July 1, 2025, the department of health  
7 must develop an optional training that cannabis retail staff may  
8 complete to better understand the health and safety impacts of high  
9 THC cannabis products. In developing the optional training, the  
10 department of health must consult with cannabis retail staff,  
11 cannabis consumers, persons who have been harmed by high THC  
12 products, health care providers, prevention professionals,  
13 researchers with relevant expertise, behavioral health providers, and  
14 representatives of licensed cannabis businesses.

15 **Sec. 4.** RCW 69.50.357 and 2022 c 16 s 71 are each amended to  
16 read as follows:

17 (1)(a) Retail outlets may not sell products or services other  
18 than cannabis concentrates, useable cannabis, cannabis-infused  
19 products, or paraphernalia intended for the storage or use of  
20 cannabis concentrates, useable cannabis, or cannabis-infused  
21 products.

22 (b)(i) Retail outlets may receive lockable boxes, intended for  
23 the secure storage of cannabis products and paraphernalia, and  
24 related literature as a donation from another person or entity, that  
25 is not a cannabis producer, processor, or retailer, for donation to  
26 their customers.

27 (ii) Retail outlets may donate the lockable boxes and provide the  
28 related literature to any person eligible to purchase cannabis  
29 products under subsection (2) of this section. Retail outlets may not  
30 use the donation of lockable boxes or literature as an incentive or  
31 as a condition of a recipient's purchase of a cannabis product or  
32 paraphernalia.

33 (iii) Retail outlets may also purchase and sell lockable boxes,  
34 provided that the sales price is not less than the cost of  
35 acquisition.

36 (2) Licensed cannabis retailers may not employ persons under  
37 twenty-one years of age or allow persons under twenty-one years of  
38 age to enter or remain on the premises of a retail outlet. However,

1 qualifying patients between eighteen and twenty-one years of age with  
2 a recognition card may enter and remain on the premises of a retail  
3 outlet holding a medical cannabis endorsement and may purchase  
4 products for their personal medical use. Qualifying patients who are  
5 under the age of eighteen with a recognition card and who accompany  
6 their designated providers may enter and remain on the premises of a  
7 retail outlet holding a medical cannabis endorsement, but may not  
8 purchase products for their personal medical use.

9 (3) (a) Licensed cannabis retailers must ensure that all employees  
10 are trained on the rules adopted to implement this chapter,  
11 identification of persons under the age of twenty-one, and other  
12 requirements adopted by the board to ensure that persons under the  
13 age of twenty-one are not permitted to enter or remain on the  
14 premises of a retail outlet.

15 (b) Licensed cannabis retailers with a medical cannabis  
16 endorsement must ensure that all employees are trained on the  
17 subjects required by (a) of this subsection as well as identification  
18 of authorizations and recognition cards. Employees must also be  
19 trained to permit qualifying patients who hold recognition cards and  
20 are between the ages of eighteen and twenty-one to enter the premises  
21 and purchase cannabis for their personal medical use and to permit  
22 qualifying patients who are under the age of eighteen with a  
23 recognition card to enter the premises if accompanied by their  
24 designated providers.

25 (4) Except for the purposes of disposal as authorized by the  
26 board, no licensed cannabis retailer or employee of a retail outlet  
27 may open or consume, or allow to be opened or consumed, any cannabis  
28 concentrates, useable cannabis, or cannabis-infused product on the  
29 outlet premises.

30 (5) (a) By December 31, 2024, licensed cannabis retailers shall  
31 post a conspicuous notice at the point of sale in retail outlets with  
32 information about: (i) The potential health risks and adverse health  
33 impacts that may be associated with the consumption of high THC  
34 cannabis; (ii) the potentially much higher risks that may be present  
35 for younger persons under age 25 as well as for persons who have or  
36 are at risk for developing certain mental health conditions or  
37 psychotic disorders; and (iii) where to find help in case of negative  
38 effects and resources for quitting or reducing cannabis consumption.  
39 The notice must be the same or substantially the same as the notice  
40 developed by the department of health under this subsection (5).

1 (b) The department of health shall develop the notice required  
2 under this section and make it available to licensed cannabis  
3 retailers. The notice must, at a minimum, identify the information  
4 specified in (a)(i) through (iii) of this subsection, and may include  
5 additional information.

6 (6) The board must fine a licensee one thousand dollars for each  
7 violation of any subsection of this section. Fines collected under  
8 this section must be deposited into the dedicated cannabis account  
9 created under RCW 69.50.530.

10 NEW SECTION. Sec. 5. A new section is added to chapter 28B.20  
11 RCW to read as follows:

12 (1) Subject to amounts appropriated for this specific purpose,  
13 the University of Washington addictions, drug, and alcohol institute  
14 must develop, implement, test, and evaluate guidance and health  
15 interventions for health care providers and patients at risk for  
16 developing serious complications due to cannabis consumption who are  
17 seeking care in emergency departments, primary care settings,  
18 behavioral health settings, other health care facilities, and for use  
19 by state poison control and recovery hotlines to promote cannabis use  
20 reduction and cessation for the following populations:

21 (a) Youth and adults at high risk of adverse mental health  
22 impacts from use of high THC cannabis;

23 (b) Youth and adults who have experienced a cannabis-induced  
24 first episode psychosis but do not have a diagnosis of a psychotic  
25 disorder; and

26 (c) Youth and adults who have a diagnosed psychotic disorder and  
27 use cannabis.

28 (2) The University of Washington addictions, drug, and alcohol  
29 institute must submit a preliminary report to the appropriate  
30 committees of the legislature summarizing the progress toward  
31 developing and testing health interventions and recruiting patients  
32 and health care facilities to participate by December 1, 2025. The  
33 institute must provide a progress report on initial outcomes of the  
34 health interventions for participating patients and health care  
35 facilities by July 1, 2027. The institute must submit a final report  
36 to the appropriate committees of the legislature summarizing the  
37 results of the interventions and any recommendations for  
38 implementation of health interventions by December 1, 2028.

1 (3) The work by the University of Washington addictions, drug,  
2 and alcohol institute must include, in the scope of work, data  
3 gathering on adverse health impacts occurring in Washington  
4 associated with consumption of high THC cannabis, and data gathered  
5 must be included in the reports submitted to the legislature under  
6 this section.

7 (4) This section expires December 31, 2028.

8 NEW SECTION. **Sec. 6.** (1) Beginning December 1, 2024, the liquor  
9 and cannabis board must collect data on the following information on  
10 cannabis products sold within Washington state:

11 (a) The amount of products being sold in the following  
12 categories: Usable cannabis, cannabis concentrates, and cannabis-  
13 infused products;

14 (b) The average THC concentration in usable cannabis and cannabis  
15 concentrates, and the average milligrams of THC per unit in cannabis-  
16 infused products; and

17 (c) The range of THC concentration in usable cannabis and  
18 cannabis concentrates.

19 (2) By November 14, 2025, the liquor and cannabis board must  
20 submit a report to the relevant committees of the legislature on the  
21 information collected under subsection (1) of this section.

22 (3) For the purposes of this section, "product" has the meaning  
23 provided in RCW 69.50.535.

24 (4) This section expires December 31, 2026.

25 NEW SECTION. **Sec. 7.** If specific funding for the purposes of  
26 this act, referencing this act by bill or chapter number, is not  
27 provided by June 30, 2024, in the omnibus appropriations act, this  
28 act is null and void."

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29 On page 1, line 4 of the title, after "psychosis;" strike the  
30 remainder of the title and insert "amending RCW 69.50.357; adding a

1 new section to chapter 28B.20 RCW; creating new sections; and  
2 providing expiration dates."

--- **END** ---