

## WSR 24-18-016

## AGENDA

LIQUOR AND CANNABIS  
BOARD

[Filed August 22, 2024, 12:50 p.m.]

**2024 Semi-Annual Rule Development Agenda  
July 1 - December 31, 2024**

The Washington state liquor and cannabis board (LCB) prepares a semi-annual rule-making agenda in January and July of each year to inform the public of expected upcoming rule changes. Pursuant to the Washington State Administrative Procedure Act (RCW 34.05.314), the agenda is filed with the office of the code reviser for publication in the Washington State Register. This report details current and anticipated rule-making activities for LCB. This agenda is for informational purposes and the noted dates of anticipated rule-making actions are estimates. There may be additional rule-making activities not anticipated at this time, such as to implement new state laws, meet federal requirements, or other circumstances.

LCB encourages the public to be involved in the rule-making process by attending public hearings and submitting written comments regarding rules. Rule-making information is available on the LCB website at <https://lcb.wa.gov/laws/current-rulemaking-activity>. To stay informed of our progress and be notified of any changes, please sign up for email notifications <https://public.govdelivery.com/accounts/WALCB/subscriber/new>. Under subscription topics, select *Rulemaking*.

Please contact Cassidy West at 360-878-4235 or [cassidy.west@lcb.wa.gov](mailto:cassidy.west@lcb.wa.gov) if you have questions.

**KEY**

APA: Administrative Procedure Act (chapter 34.05 RCW).

CR: "Code reviser" on the rule-making forms, which are produced by the office of the code reviser for use by all state agencies.

CR-101: Preproposal statement of inquiry filed under RCW 34.05.310.

CR-102: Proposed rule-making notice filed under RCW 34.05.320 or 34.05.340.

CR-103: Rule-making order permanently adopting a rule and filed under RCW 34.05.360 and 34.05.380.

CR-105: Expedited rule-making notice filed under RCW 34.05.353.

RCW: Revised Code of Washington.

WAC: Washington Administrative Code.

WSR: Washington State Register official filing reference number given by the office of the code reviser when a notice is filed.

**Alcohol Rule Making**

WAC Section (s)	Title	Description	Preproposal Notice (CR-101) Filing Date and WSR #	Proposed Rule (CR-102 or CR-105) Filing Date and WSR #	Public Hearing	Permanent Rule (CR-103) Filing Date and WSR #	Effective Date	Agency Contact
Title 314 WAC	<b>Emergency Liquor Permits</b>	Rule making to implement HB 2204, (chapter 91, Laws of 2024), establishing a special liquor permit to allow liquor manufacturers to sell products at other licensed premises during emergencies. The legislation became effective 6/6/24.	8/14/24 WSR 24-17-049	10/23/24	12/4/24	12/18/24	1/18/25	Daniel Jacobs Daniel.jacobs@lcb.wa.gov 360-480-1238
Title 314 WAC	<b>Retail Product Placement</b>	Rule making to amend existing rules to optimize the placement of alcohol products in retail spaces, balancing commercial interests with public health and safety concerns.	10/23/24	12/18/24	1/29/25	2/12/25	3/15/25	Cassidy West cassidy.west@lcb.wa.gov 360-878-4235

**Cannabis Rule Making**

WAC Section(s)	Title	Description	Preproposal Notice (CR-101) Filing Date and WSR #	Proposed Rule (CR-102 or CR-105) Filing Date and WSR #	Public Hearing	Permanent Rule (CR-103) Filing Date and WSR #	Effective Date	Agency Contact
314-55-096	<b>Cannabis Samples</b>	Rule making to amend WAC 314-55-096 to streamline and clarify regulatory requirements for vendor, educational, and internal quality control samples. This rule making was initiated following the acceptance of a 2022 petition requesting amendments to the cannabis sampling rules to reduce regulatory burdens and improve efficiency.	3/1/23 WSR 23-06-079	8/14/24 WSR 24-17-051	9/25/24	10/9/24	11/9/24	Cassidy West cassidy.west@lcb.wa.gov 360-878-4235

WAC Section(s)	Title	Description	Preproposal Notice (CR-101) Filing Date and WSR #	Proposed Rule (CR-102 or CR-105) Filing Date and WSR #	Public Hearing	Permanent Rule (CR-103) Filing Date and WSR #	Effective Date	Agency Contact
314-55-015	<b>Minors on Nonretail Premises</b>	Rule making to address the conditions under which minors may be allowed on a licensed producer or processor premises. This rule making was initiated in response to two petitions accepted in 2022, requesting an extension of a previously expired COVID-19 allowance.	2/28/24 WSR 24-06-026	10/9/24	12/4/24	12/18/24	1/18/25	Denise Laflamme Denise.laflamme@lcb.wa.gov 360-819-0452
314-55-570	<b>Social Equity in Cannabis Program</b>	Rule making to implement E2SSB 5080, (chapter 220, Laws of 2023), enhancing the social equity in cannabis program by providing clearer pathways for social equity applicants to enter the cannabis market. The legislation became effective on 7/23/23, except for section 5, which became effective on 7/1/24.	11/8/23 WSR 23-23-062	8/6/24 WSR 24-16-130	9/11/24	9/25/24	10/26/24	Cassidy West cassidy.west@lcb.wa.gov 360-878-4235
314-55-010 314-55-035 314-55-095 314-55-102 314-55-105 314-55-106 314-55-109	<b>THC Bill</b>	Rule making to implement E2SSB 5367, (chapter 365, Laws of 2023), providing clarity and consistency in the regulation of products containing tetrahydrocannabinol (THC) compounds to address public health and safety concerns raised by the rise of THC products on the unregulated market. The legislation became effective on 7/23/23.	6/21/23 WSR 23-13-129	8/6/24 WSR 24-16-126	9/11/24	9/25/24	10/26/24	Cassidy West cassidy.west@lcb.wa.gov 360-878-4235

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314-55-115	<b>Cannabis Flexible Payment Terms</b>	Rule making to amend WAC 314-55-115 to allow greater flexibility in payment terms for transactions between cannabis licensees using checks, supporting business operations with more practical payment options. This rule making was initiated in response to a petition accepted in 2023 requesting additional flexibility for using checks as a form of payment.	5/8/24 WSR 24-11-035	7/31/24 WSR 24-16-063	9/11/24	9/25/24	10/26/24	Daniel Jacobs Daniel.jacobs@lcb.wa.gov 360-480-1238
314-55-083 314-55-087 314-55-089 314-55-090	<b>Medical Cannabis Excise Tax Exemption</b>	Rule making to implement SHB 1453, (chapter 79, Laws of 2024), to develop a regulatory framework for the establishment of a temporary excise tax exemption for certain cannabis products, effective until 6/30/29. The legislation became effective on 6/6/24.	4/24/24 WSR 24-10-042	7/17/24 WSR 24-15-066	8/28/24	9/11/24	10/12/24	Daniel Jacobs Daniel.jacobs@lcb.wa.gov 360-480-1238
314-55-097	<b>Sale of Cannabis Waste</b>	Rule making to implement SB 5376, (chapter 243, Laws of 2024), regulating the sale of cannabis waste to nonlicensees. The legislation became effective on 6/6/24.	5/22/24 WSR 24-11-158	9/11/24	10/23/24	11/6/24	12/7/24	Jeff Kildahl Jeff.kildahl@lcb.wa.gov 360-480-7960

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314-55-099 5 314-55-102 314-55-103 314-55-109	<b>Transfer of Lab Accreditation Authority</b>	Rule making to implement 2SHB 2151, (chapter 69, Laws of 2024), which transfers the authority to accredit private cannabis testing laboratories to the Washington state department of agriculture. The legislation became effective on 7/1/24.	7/17/24 WSR 24-15-067	9/25/24	11/6/24	11/20/24	12/21/24	Denise Laflamme Denise.laflamme@lcb.wa.gov 360-819-0452
314-55-035	<b>Employee Stock Ownership Plans (ESOPs)</b>	Rule making responding to a petition accepted in 2023 requesting amendments to WAC 314-55-035 to allow cannabis businesses to offer stock ownership as a benefit to their employees through an ESOP and to clarify the classification of true parties of interest within ESOP structures.	10/9/24	12/18/24	1/29/25	2/12/25	3/15/25	Daniel Jacobs Daniel.jacobs@lcb.wa.gov 360-480-1238

**General Rule Making - All Industries**

WAC Section(s)	Title	Description	Preproposal Notice (CR-101) Filing Date and WSR #	Proposed Rule (CR-102 or CR-105) Filing Date and WSR #	Public Hearing	Permanent Rule (CR-103) Filing Date and WSR #	Effective Date	Agency Contact
Title 314-55 WAC	<b>Agency Acronym Update</b>	Rule making to revise the agency acronym from "WLSCB [WLSLCB]" to "LCB," and to update the agency name references from "Liquor Control Board" with "Liquor [and] Cannabis Board," to reflect current terminology, consistent with 2SSB 5052, (chapter 70, Laws of 2015).	N/A (Expedited)	5/8/24 WSR 24-11-037	N/A (Expedited)	7/31/24 WSR 24-16-064	8/31/24	Jeff Kildahl Jeff.kildahl@lcb.wa.gov 360-480-7960

WAC Section(s)	Title	Description	Preproposal Notice (CR-101) Filing Date and WSR #	Proposed Rule (CR-102 or CR-105) Filing Date and WSR #	Public Hearing	Permanent Rule (CR-103) Filing Date and WSR #	Effective Date	Agency Contact
Title 314-55 WAC	<b>Gender Neutral Pronouns</b>	Rule making to update regulatory language throughout Title 314 WAC to incorporate gender-specific pronouns, promoting inclusivity and equality across all regulations.	N/A (Expedited)	8/28/24	N/A (Expedited)	11/6/24	12/7/24	Jeff Kildahl Jeff.kildahl@lcb.wa.gov 360-480-7960
314-01-005 314-11-025 314-17-025 314-17-110	<b>Identification Reform</b>	Rule making to amend current rules related to acceptable forms of identification for alcohol and cannabis purchases in response to two 2023 petitions.	9/25/24	1/15/25	2/26/25	3/12/25	4/12/25	Daniel Jacobs Daniel.jacobs@lcb.wa.gov 360-480-1238