
SUBSTITUTE HOUSE BILL 1932

State of Washington

69th Legislature

2026 Regular Session

By House Consumer Protection & Business (originally sponsored by Representatives Morgan, Waters, Donaghy, Reeves, Walen, Hill, Reed, Fitzgibbon, Simmons, Ormsby, and Scott)

READ FIRST TIME 02/03/26.

1 AN ACT Relating to authorizing the consumption of cannabis in
2 regulated environments while including protections for public health
3 and safety; amending RCW 69.50.328, 69.50.345, 69.50.342, 69.50.331,
4 69.50.325, 69.50.346, 69.50.335, 69.50.354, 69.50.357, 69.50.380,
5 69.50.369, 69.50.390, 69.50.334, 69.50.339, 69.50.445, 69.50.465,
6 69.50.475, 69.50.535, 69.50.4013, 70.160.020, 70.160.060, 69.50.101,
7 69.50.101, 43.06.490, 43.79.567, and 70.155.120; adding new sections
8 to chapter 69.50 RCW; creating a new section; prescribing penalties;
9 providing an effective date; and providing an expiration date.

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

11 NEW SECTION. **Sec. 1.** The legislature finds that consumers who
12 legally purchase cannabis products from Washington's licensed and
13 regulated cannabis market lack legal pathways to responsibly consume
14 cannabis products in safe and regulated environments outside of their
15 homes. Some living situations do not allow the use of cannabis, and
16 so for many people there remains no legal and practical pathways to
17 consume cannabis under Washington law. The legislature finds that
18 creating a legal pathway for cannabis consumption is within the
19 spirit of Initiative Measure No. 502, which called for bringing
20 cannabis under a tightly regulated, state-licensed system similar to
21 that for controlling hard alcohol. Washington's cannabis market has

1 grown and matured substantially since 2012; it is time to continue
2 the considered evolution of the industry by creating legal
3 environments where adult consumers age 21 and over may purchase and
4 consume cannabis products on-site in designated consumption areas.
5 The legislature finds that by creating a cannabis event organizer
6 license as a new license type to conduct a limited number of events
7 each year, subject to statutory and regulatory requirements, local
8 government ordinances, and regulation by the liquor and cannabis
9 board, Washington can follow the lead of other states that have
10 successfully legalized cannabis consumption events or activities and
11 entrusted their citizens to partake responsibly.

12 NEW SECTION. **Sec. 2.** A new section is added to chapter 69.50
13 RCW to read as follows:

14 (1) There is a cannabis consumption event organizer license
15 available to a person or entity that does not hold a cannabis license
16 under this chapter. The license authorizes the holder to organize and
17 conduct consumption events at specified locations on specified dates
18 and times approved by the board at which adults age 21 and over may
19 purchase single-use cannabis products and ready-to-consume cannabis
20 products from the licensed cannabis consumption event organizer or
21 from participating cannabis producers, processors, and retailers, and
22 consume single-use cannabis products and ready-to-consume cannabis
23 products in approved consumption areas by smoking, vaporization,
24 consumption, or ingestion, subject to the requirements and
25 limitations in this section. A maximum of one event per calendar
26 month may be conducted under the cannabis consumption event organizer
27 license, with each event lasting a maximum of three consecutive days,
28 except that two years after the effective date of this section, the
29 board, by rule, may increase the maximum number of events per
30 calendar month and the maximum duration of each individual event. The
31 possession, delivery, distribution, and sale of cannabis, single-use
32 cannabis products, and ready-to-consume cannabis products in
33 accordance with this chapter and the rules adopted to implement and
34 enforce it, by a validly licensed cannabis consumption event
35 organizer, shall not be a criminal or civil offense under Washington
36 state law. Every cannabis consumption event organizer license must be
37 issued in the name of the applicant, must specify the location of the
38 cannabis consumption event organizer's principal location where the
39 licensee will operate, which must be within the state of Washington,

1 and the holder thereof may not allow any other person to use the
2 license. The application fee is \$500. Annual license renewal is \$200.
3 An event permit is required as provided in subsection (5) of this
4 section. No licensed cannabis consumption event organizer or its
5 employees may perform work involving sale or service of single-use
6 cannabis products, or preparation, sale, or service of ready-to-
7 consume cannabis products to the public unless the individual
8 conducting the activity holds a valid budtender permit as provided in
9 section 3 of this act.

10 (2) (a) A licensed cannabis consumption event organizer may:

11 (i) Obtain, from a cannabis processor licensed under this
12 chapter, or a cannabis processor operating consistent with a tribal-
13 state cannabis agreement under RCW 43.06.490, single-use cannabis
14 products for the purposes of resale and cannabis products approved by
15 the board for preparation of ready-to-consume cannabis products for
16 sale at retail at an approved consumption event;

17 (ii) Obtain, from a cannabis producer licensed under this
18 chapter, or a cannabis producer operating consistent with a tribal-
19 state cannabis agreement under RCW 43.06.490, cannabis for the
20 preparation of ready-to-consume cannabis products for sale at retail
21 at an approved consumption event;

22 (iii) Sell single-use cannabis products at retail to adults age
23 21 and over at the premises of an approved consumption event;

24 (iv) Prepare ready-to-consume cannabis products using cannabis
25 and cannabis products and sell ready-to-consume cannabis products at
26 retail to adults age 21 and over at the premises of an approved
27 consumption event;

28 (v) Sell noncannabis food and beverages to customers of a
29 consumption event approved under this section;

30 (vi) Sell any other item that does not contain cannabis or
31 cannabis products and is not intended for use with cannabis or
32 cannabis products to customers of the cannabis consumption event; and

33 (vii) Provide live entertainment at the cannabis consumption
34 event.

35 (b) The sale of alcohol, cigarettes, tobacco products, and vapor
36 products, other than vapor products that are cannabis products, is
37 prohibited by a licensee under this section.

38 (3) Consumption areas may be indoors subject to the limitations
39 in this section on methods of consumption, or consumption areas may
40 be outdoors. All sales and use, consumption, smoking, vaporization,

1 and ingestion of cannabis products authorized for sale and
2 consumption under this section must be out of the view of public
3 places other than public places authorized for conducting the
4 consumption event.

5 (a) (i) Except as provided in (a) (ii) of this subsection (3), in
6 an indoor consumption area approved by the board, the consumption or
7 ingestion of single-use cannabis products and ready-to-consume
8 cannabis products is permitted, but smoking or vaporizing single-use
9 cannabis products and any other cannabis product is prohibited.

10 (ii) A temporary structure, including a tent with walls and a
11 covered top, may be used at a consumption event and the smoking or
12 vaporizing of single-use cannabis products is allowed in the
13 temporary structure if there is a ventilation and exhaust system
14 capable of expelling odors generated in the consumption area,
15 reducing volatile organic compounds as defined in 40 C.F.R. Sec.
16 51.100(s), and maintaining the standards for air quality in the
17 cannabis consumption area as may be required by board rules.

18 (b) In an outdoor consumption area approved by the board, the
19 consumption of single-use cannabis products is permitted by
20 consumption, ingestion, smoking, and vaporization, and the
21 consumption of ready-to-consume cannabis products is permitted by
22 consumption and ingestion.

23 (c) A licensee, and any participating licensed cannabis producer,
24 processor, or retailer, must make available personal protective
25 equipment including masks and gloves and have procedures that ensure
26 employees are reasonably protected from secondhand smoke, vapor, or
27 other workplace safety concerns.

28 (4) (a) A cannabis consumption event organizer licensee must not
29 allow: (i) The use, smoking, vaporization, consumption, or ingestion
30 of cannabis products at any place that is within view of a public
31 place; (ii) the entry of any person who is less than 21 years of age
32 to a consumption event under this section; (iii) the use, smoking,
33 vaporization, consumption, or ingestion of any cannabis product in
34 the cannabis consumption area that is not a single-use cannabis
35 product or ready-to-consume cannabis product; or (iv) a single-use
36 cannabis product or ready-to-consume cannabis product that was
37 purchased at the consumption event to be removed from the premises of
38 the event.

39 (b) A cannabis consumption event organizer licensee must ensure
40 that only single-use cannabis products or ready-to-consume cannabis

1 products that were purchased from the event organizer or
2 participating licensed cannabis producers, processors, or retailers
3 are consumed on the premises of the consumption event.

4 (5) A cannabis consumption event organizer licensee is subject to
5 the requirements in this subsection and the board's rules.

6 (a) The licensee must have a temporary on-site consumption event
7 permit issued by the board in advance of each consumption event and
8 include in any application for the approval of a temporary on-site
9 consumption event permit the location or address of the consumption
10 event, a list of cannabis producers, processors, and retailers
11 participating in the consumption event, and a diagram identifying the
12 consumption event's premises, including designated areas for retail
13 sales, consumption areas, and storage of cannabis products. The board
14 may by rule establish the fee for a temporary on-site consumption
15 event permit under this subsection, provided the fee may not exceed
16 \$500 per event. The event fee under this subsection (5)(a) for a
17 licensee who obtained a license through the cannabis social equity
18 program is waived through July 1, 2032.

19 (b) The licensee is responsible for security, age verification,
20 and all other activities at a consumption event. Participating
21 licensed cannabis producers, processors, and retailers are also
22 responsible for age verification at all of their activities at an
23 event.

24 (c) The licensee must demonstrate to the board that the licensee
25 obtained any required local permit or approval.

26 (d) The licensee must separate consumption areas from retail
27 sales areas and other areas of the consumption event's premises.

28 (e) The licensee must ensure that use, consumption, ingestion,
29 smoking, or vaporization of cannabis products is not visible from any
30 public place that is not authorized for the event.

31 (f) The licensee must warehouse cannabis and single-use cannabis
32 products at its principal place of business. If the licensee chooses
33 to warehouse such products, the licensee may temporarily store these
34 products at a consumption event for the purposes of sale to adults
35 age 21 and over and making ready-to-consume cannabis products. The
36 product must be in a locked storage compartment or container approved
37 by the board and all remaining product must be returned back to the
38 warehouse at the end of each day of the consumption event. Nothing in
39 this section requires a licensee to possess or warehouse cannabis
40 products or sell cannabis products directly to consumers. Licensees

1 may choose to organize consumption events at which the sale of
2 cannabis products is conducted only by participating cannabis
3 producers, processors, and retailers.

4 (g) The licensee must designate a limited access area or areas
5 that can only be accessed by the licensee, participating cannabis
6 producers, processors, retailers, designated staff of such licensees,
7 and the board.

8 (h) A licensee, and any participating producer, processor, or
9 retailer, must train each employee concerning paraphernalia, single-
10 use cannabis products, and ready-to-consume cannabis products
11 including, without limitation, the proper use of paraphernalia, the
12 potency, absorption time, and effects of single-use cannabis products
13 and ready-to-consume cannabis products, the recognition of impairment
14 from and overconsumption of cannabis, and the safe handling of a
15 customer who is impaired. The training in this subsection is in
16 addition to budtender permit requirements in section 3 of this act.

17 (i) The licensee must submit a security plan to the board that,
18 without limitation, provides for adequate security and lighting at
19 the consumption event and for each entrance and exit of the
20 consumption event to be adequately secured, and submit to the board
21 such updates to the plan as the board may require.

22 (j) The licensee must submit a plan to the board setting forth
23 protocols and procedures to deter customers from driving under the
24 influence of cannabis and submit to the board such updates to the
25 plan as the board may require.

26 (k) The licensee must submit a plan to the board setting forth
27 protocols and procedures to ensure that cannabis and cannabis
28 products are not sold or otherwise distributed at a consumption event
29 other than as authorized in this section and submit to the board such
30 updates to the plan as the board may require.

31 (l) Licensees must dispose of cannabis or cannabis products that
32 are left at a consumption area in accordance with the procedures for
33 disposal set forth by the rules of the board.

34 (m) The licensee must post conspicuous notices at the point of
35 sale with:

36 (i) The same information required to be posted by cannabis
37 retailers under RCW 69.50.357(5), which the department of health
38 shall make available to licensees and licensed cannabis producers,
39 processors, or retailers participating in consumption events; and

1 (ii) Information about the possible harmful impacts of cannabis
2 consumption, risks of dependence or substance use disorder related to
3 cannabis, and contact information to prevention, treatment, or
4 support services.

5 (n) The licensee must ensure that the:

6 (i) Sale of cigarettes and tobacco products is prohibited at a
7 consumption event;

8 (ii) Sale of vapor products, as defined in chapter 70.345 RCW, is
9 prohibited at a consumption event;

10 (iii) Sale and consumption of alcohol is prohibited at a
11 consumption event; and

12 (iv) Smoking or consumption of cigarettes or tobacco products and
13 the use of vapor products that are not a cannabis product occur on
14 the premises of a consumption event only in designated outdoor areas,
15 consistent with chapter 70.160 RCW, that are separate from any
16 consumption area in which consumption of single-use cannabis products
17 and ready-to-consume cannabis products is allowed under this section.

18 (o) The licensee shall not employ persons under age 21.

19 (p) The licensee must comply with all local ordinances.

20 (q) The licensee must comply with any requirements in the rules
21 of the board.

22 (6) A licensed cannabis consumption event organizer is not
23 considered to be a cannabis retailer under this chapter, but may sell
24 cannabis products directly to consumers for consumption at an
25 approved consumption event in a consumption area. A licensed cannabis
26 consumption event organizer shall collect and remit the cannabis
27 excise tax in RCW 69.50.540.

28 (7) (a) Except as provided in (b) of this subsection, the board
29 may not issue more than one cannabis consumption event organizer
30 license under this section to any one person.

31 (b) The board may approve a transfer of a cannabis consumption
32 event organizer license to a person who is approved to acquire a 100
33 percent ownership interest in a cannabis consumption event organizer,
34 if the transfer complies with requirements of the board and will not
35 result in the person holding more than two cannabis consumption event
36 organizer licenses.

37 (8) Application fees and license fees collected under subsection
38 (1) of this section and permit fees under subsection (5) of this
39 section shall be deposited as follows:

1 (a) Eighty-three percent to the dedicated cannabis account in RCW
2 69.50.530;

3 (b) Ten percent to the community reinvestment account in RCW
4 43.79.567 to be used for the identified uses provided in RCW
5 43.79.567(4);

6 (c) Five percent to the youth cannabis cessation account created
7 in section 31 of this act; and

8 (d) Two percent to the youth tobacco and vapor products
9 prevention account in RCW 70.155.120.

10 (9) For the purposes of this section, "public place" has the
11 meaning provided in RCW 66.04.010, but the exclusions in RCW
12 66.04.011 do not apply.

13 NEW SECTION. Sec. 3. A new section is added to chapter 69.50
14 RCW to read as follows:

15 (1)(a) For employees of a cannabis consumption event organizer
16 licensed under section 2 of this act, or employees of licensed
17 cannabis producers, processors, or retailers authorized to
18 participate in a consumption event under section 2 of this act, who
19 perform work involving sale or service of single-use cannabis
20 products to the public, or preparation, sale, or service of ready-to-
21 consume cannabis products to the public, the employee must obtain a
22 valid budtender permit before conducting such activities and working
23 at a consumption event. A budtender permit is awarded upon successful
24 completion of a budtender training program provided by, or approved
25 by, the board. A budtender permit is valid for a period of two years
26 unless the board takes enforcement action against the permit holder
27 before the expiration of the permit and the permit is suspended or
28 revoked by the board. The board must establish the elements of a
29 budtender permit program, including permit fees, by rule.

30 (b) The budtender training program must cover topics including,
31 but not limited to, responsible sales and service of cannabis, the
32 prevention of overconsumption or impairment of a person with respect
33 to cannabis, assisting persons who may experience negative effects of
34 impairment by cannabis, differences in cannabis product types
35 including delayed effects of certain edible products, considerations
36 for inexperienced or first-time consumers of cannabis, and
37 considerations for responsible transportation and avoiding violations
38 of RCW 46.61.502 by customers. The board must consult with the
39 department of health to ensure the curriculum of the budtender

1 training program provided by the board does not include topics
2 related to health or medical issues that are addressed in a training
3 or education program leading to a medical cannabis consultant
4 certificate established under RCW 69.51A.290. Topics that may be
5 included in both the budtender training program and a medical
6 cannabis consultant certificate training or education program are:
7 State laws and rules related to cannabis, safe handling of cannabis
8 products including single-use cannabis products and ready-to-consume
9 cannabis products, and reducing access by minors to cannabis
10 products.

11 (2) (a) The board may suspend or revoke a budtender permit if it
12 finds the permit holder has violated or permitted anyone to act in
13 violation of this chapter. The board must immediately suspend the
14 budtender permit of any person who has been certified under RCW
15 74.20A.320 as being a responsible parent who is not in compliance
16 with a child support order.

17 (b) Suspension or revocation of an employee's budtender permit
18 does not relieve a cannabis consumption event organizer licensee or
19 licensed producer, processor, or retailer of responsibility for any
20 action by one of its employees under this chapter. The board may, in
21 its discretion, revoke or suspend either the budtender permit of an
22 employee or the license of a cannabis consumption event organizer on
23 whose premises the violation occurred, the license of the
24 participating producer, processor, or retailer, or both the budtender
25 permit and the cannabis business's license. The board's rules
26 implementing this section must include provisions for appeal of its
27 decision to suspend or revoke a budtender permit or the cannabis
28 business's license or both the permit and the license.

29 (c) Budtender permit holders who have their permits suspended for
30 failure to pay child support under RCW 74.20A.320 through 74.20A.330
31 must contact the department of social and health services to have the
32 suspension released, and the department must notify the board when it
33 determines the parent's noncompliance status has changed.

34 (3) Any person who has had a budtender permit revoked may not
35 seek or accept employment with a cannabis consumption event
36 organizer, or with a cannabis producer, processor, or retailer, in a
37 position involving sale or service of any cannabis product to the
38 public for a period of at least one year following revocation of the
39 budtender permit. It is a violation of this chapter for a cannabis
40 consumption event organizer licensee, or a cannabis producer,

1 processor, or retailer participating in a consumption event, to
2 provide employment requiring a budtender permit to any person who
3 does not hold a valid budtender permit.

4 NEW SECTION. **Sec. 4.** A new section is added to chapter 69.50
5 RCW to read as follows:

6 The following acts, when performed by a validly licensed cannabis
7 consumption event organizer or employee of a validly licensed
8 cannabis consumption event organizer in compliance with rules adopted
9 by the board to implement this chapter, do not constitute criminal or
10 civil offenses under Washington state law:

11 (1) The purchase and receipt of cannabis from a validly licensed
12 cannabis producer under this chapter or operating in compliance with
13 a compact entered into under RCW 43.06.490, and purchase and receipt
14 of single-use cannabis products that have been properly packaged and
15 labeled as cannabis products approved by the board for the
16 preparation of ready-to-consume cannabis products, from a cannabis
17 processor validly licensed under this chapter or operating in
18 compliance with a compact entered into under RCW 43.06.490;

19 (2) The possession of quantities of cannabis, single-use cannabis
20 products, and ready-to-consume cannabis products that do not exceed
21 the maximum amounts established by the board;

22 (3) The delivery, distribution, and sale, on the premises of an
23 approved consumption event, of a combination of single-use cannabis
24 products and ready-to-consume cannabis products, up to a maximum
25 amount established by the board, to any person 21 years of age or
26 older for the person's consumption on the premises.

27 **Sec. 5.** RCW 69.50.328 and 2022 c 16 s 57 are each amended to
28 read as follows:

29 (1) Neither a licensed cannabis producer nor a licensed cannabis
30 processor shall have a direct or indirect financial interest in a
31 licensed cannabis retailer. Except as provided in subsection (2) of
32 this section, neither a licensed cannabis producer, nor a licensed
33 cannabis processor, nor a licensed cannabis retailer shall have a
34 direct or indirect financial interest in a licensed cannabis
35 consumption event organizer.

36 (2) A licensed cannabis producer, processor, or retailer may
37 participate at a consumption event conducted by a licensed cannabis
38 consumption event organizer and approved by the board.

1 **Sec. 6.** RCW 69.50.345 and 2023 c 220 s 5 are each amended to
2 read as follows:

3 The board, subject to the provisions of this chapter, must adopt
4 rules that establish the procedures and criteria necessary to
5 implement the following:

6 (1) Licensing of cannabis producers, cannabis processors, ~~((and))~~
7 cannabis retailers, and cannabis consumption event organizers,
8 including prescribing forms and establishing application,
9 reinstatement, and renewal fees.

10 (a) Application forms for cannabis producers must request the
11 applicant to state whether the applicant intends to produce cannabis
12 for sale by cannabis retailers holding medical cannabis endorsements
13 and the amount of or percentage of canopy the applicant intends to
14 commit to growing plants determined by the department under RCW
15 69.50.375 to be of a THC concentration, CBD concentration, or THC to
16 CBD ratio appropriate for cannabis concentrates, useable cannabis, or
17 cannabis-infused products sold to qualifying patients.

18 (b) The board must reconsider and increase limits on the amount
19 of square feet permitted to be in production on July 24, 2015, and
20 increase the percentage of production space for those cannabis
21 producers who intend to grow plants for cannabis retailers holding
22 medical cannabis endorsements if the cannabis producer designates the
23 increased production space to plants determined by the department
24 under RCW 69.50.375 to be of a THC concentration, CBD concentration,
25 or THC to CBD ratio appropriate for cannabis concentrates, useable
26 cannabis, or cannabis-infused products to be sold to qualifying
27 patients. If current cannabis producers do not use all the increased
28 production space, the board may reopen the license period for new
29 cannabis ~~((producer [producer's]))~~ producer's license applicants but
30 only to those cannabis producers who agree to grow plants for
31 cannabis retailers holding medical cannabis endorsements. Priority in
32 licensing must be given to cannabis ~~((producer [producer's]))~~
33 producer's license applicants who have an application pending on July
34 24, 2015, but who are not yet licensed and then to new cannabis
35 ~~((producer [producer's]))~~ producer's license applicants. After
36 January 1, 2017, any reconsideration of the limits on the amount of
37 square feet permitted to be in production to meet the medical needs
38 of qualifying patients must consider information contained in the
39 medical cannabis authorization database established in RCW
40 69.51A.230;

1 (2) (a) Except as provided in RCW 69.50.335, determining, in
2 consultation with the office of financial management, the maximum
3 number of retail outlets, not including cannabis consumption event
4 organizers licensed under section 2 of this act and authorized
5 consumption events, that may be licensed in each county, taking into
6 consideration:

7 (i) Population distribution;

8 (ii) Security and safety issues;

9 (iii) The provision of adequate access to licensed sources of
10 cannabis concentrates, useable cannabis, and cannabis-infused
11 products to discourage purchases from the illegal market; and

12 (iv) The number of retail outlets holding medical cannabis
13 endorsements necessary to meet the medical needs of qualifying
14 patients. The board must reconsider and increase the maximum number
15 of retail outlets it established before July 24, 2015, and allow for
16 a new license application period and a greater number of retail
17 outlets to be permitted in order to accommodate the medical needs of
18 qualifying patients and designated providers. After January 1, 2017,
19 any reconsideration of the maximum number of retail outlets needed to
20 meet the medical needs of qualifying patients must consider
21 information contained in the medical cannabis authorization database
22 established in RCW 69.51A.230.

23 (b) (i) In making the determination under (a) of this subsection,
24 the board must consider written input from an incorporated city or
25 town, or county legislative authority when evaluating concerns
26 related to outlet density.

27 (ii) An incorporated city or town, or county legislative
28 authority, may enact an ordinance prescribing outlet density
29 limitations. An ordinance may not affect licenses issued before the
30 effective date of the ordinance prescribing outlet density
31 limitations.

32 (iii) The board may adopt rules to identify how local
33 jurisdiction input will be evaluated;

34 (3) Determining the maximum quantity of cannabis a cannabis
35 producer may have on the premises of a licensed location at any time
36 without violating Washington state law;

37 (4) Determining the maximum quantities of cannabis, cannabis
38 concentrates, useable cannabis, ~~((and))~~ cannabis-infused products,
39 and single-use cannabis products a cannabis processor may have on the

1 premises of a licensed location at any time without violating
2 Washington state law;

3 (5) Determining the maximum quantities of cannabis concentrates,
4 useable cannabis, and cannabis-infused products a cannabis retailer
5 may have on the premises of a retail outlet at any time without
6 violating Washington state law;

7 (6) Determining the maximum quantities of cannabis, single-use
8 cannabis products, and ready-to-consume cannabis products that a
9 cannabis consumption event organizer licensee may have on its
10 licensed premises or an authorized location at any time without
11 violating Washington state law;

12 (7) In making the determinations required by this section, the
13 board shall take into consideration:

14 (a) Security and safety issues;

15 (b) The provision of adequate access to licensed sources of
16 cannabis, cannabis concentrates, useable cannabis, ~~((and))~~ cannabis-
17 infused products, single-use cannabis products, and ready-to-consume
18 cannabis products to discourage purchases from the illegal market;
19 and

20 (c) Economies of scale, and their impact on licensees' ability to
21 both comply with regulatory requirements and undercut illegal market
22 prices;

23 ~~((+7))~~ (8) Determining the nature, form, and capacity of all
24 containers to be used by licensees to contain cannabis, cannabis
25 concentrates, useable cannabis, ~~((and))~~ cannabis-infused products,
26 single-use cannabis products, and ready-to-consume cannabis products,
27 and their labeling requirements;

28 ~~((+8))~~ (9) In consultation with the department of agriculture
29 and the department, establishing classes of cannabis, cannabis
30 concentrates, useable cannabis, ~~((and))~~ cannabis-infused products,
31 single-use cannabis products, and ready-to-consume cannabis products,
32 according to grade, condition, cannabinoid profile, THC
33 concentration, CBD concentration, or other qualitative measurements
34 deemed appropriate by the board;

35 ~~((+9))~~ (10) Establishing reasonable time, place, and manner
36 restrictions and requirements regarding advertising of cannabis,
37 cannabis concentrates, useable cannabis, ~~((and))~~ cannabis-infused
38 products, single-use cannabis products, and ready-to-consume cannabis
39 products, that are not inconsistent with the provisions of this
40 chapter, taking into consideration:

1 (a) Federal laws relating to cannabis that are applicable within
2 Washington state;

3 (b) Minimizing exposure of people under 21 years of age to the
4 advertising;

5 (c) The inclusion of medically and scientifically accurate
6 information about the health and safety risks posed by cannabis use
7 in the advertising; and

8 (d) Ensuring that retail outlets with medical cannabis
9 endorsements may advertise themselves as medical retail outlets;

10 ~~((10))~~ (11) Specifying and regulating the time and periods
11 when, and the manner, methods, and means by which, licensees shall
12 transport and deliver cannabis, cannabis concentrates, useable
13 cannabis, ~~(and)~~ cannabis-infused products, and single-use cannabis
14 products within the state;

15 ~~((11))~~ (12) In consultation with the department and the
16 department of agriculture, prescribing methods of producing,
17 processing, and packaging cannabis, cannabis concentrates, useable
18 cannabis, ~~(and)~~ cannabis-infused products, single-use cannabis
19 products, and, as applicable, ready-to-consume cannabis products;
20 conditions of sanitation; and standards of ingredients, quality, and
21 identity of cannabis, cannabis concentrates, useable cannabis,
22 ~~(and)~~ cannabis-infused products, single-use cannabis products, and
23 ready-to-consume cannabis products produced, processed, packaged, or
24 sold by licensees;

25 ~~((12))~~ (13) Specifying procedures for identifying, seizing,
26 confiscating, destroying, and donating to law enforcement for
27 training purposes all cannabis, cannabis concentrates, useable
28 cannabis, ~~(and)~~ cannabis-infused products, single-use cannabis
29 products, and ready-to-consume cannabis products produced, processed,
30 packaged, labeled, or offered for sale in this state that do not
31 conform in all respects to the standards prescribed by this chapter
32 or the rules of the board;

33 (14) Licensing and regulation of cannabis consumption event
34 organizers, to include at a minimum the following:

35 (a) Prescribing a list of single-use cannabis products comprising
36 each type of cannabis and adult-use cannabis product that the board
37 has determined to be appropriate for consumption at a consumption
38 event;

1 (b) Establishing standards for the content, quality, and potency
2 of ready-to-consume cannabis products including, without limitation,
3 the maximum THC concentration for such products;

4 (c) Prescribing procedures and protocols for the preparation and
5 safe handling of ready-to-consume cannabis products to ensure that
6 each prepared product meets the standards established under (b) of
7 this subsection;

8 (d) Establishing requirements relating to the sale of ready-to-
9 consume cannabis products including, without limitation, requirements
10 relating to notifications that must be provided to a purchaser of the
11 product at the time of sale;

12 (e) Criteria for the approval of on-site consumption areas that
13 are established by a licensee;

14 (f) The issuance of on-site consumption permits for each
15 consumption event organized and conducted by a cannabis consumption
16 event organizer licensee and notice to the board of all participating
17 cannabis licensees in any consumption event organized and conducted
18 by a cannabis consumption event organizer licensee;

19 (g) Requirements for the safe and healthful operation of
20 consumption events and consumption areas including, without
21 limitation: (i) Standards for the air quality in a cannabis
22 consumption area; (ii) procedures and requirements for the collection
23 and disposal of cannabis and cannabis products that are left at a
24 cannabis consumption area or consumption event; and (iii)
25 requirements for the training of employees of a cannabis consumption
26 event organizer licensee in the sale and safe consumption of single-
27 use cannabis products and ready-to-consume cannabis products; and

28 (h) Transaction limits on quantities of single-use cannabis
29 products and ready-to-consume cannabis products a person age 21 or
30 over may purchase from a consumption event.

31 **Sec. 7.** RCW 69.50.342 and 2022 c 16 s 63 are each amended to
32 read as follows:

33 (1) For the purpose of carrying into effect the provisions of
34 chapter 3, Laws of 2013 according to their true intent or of
35 supplying any deficiency therein, the board may adopt rules not
36 inconsistent with the spirit of chapter 3, Laws of 2013 as are deemed
37 necessary or advisable. Without limiting the generality of the
38 preceding sentence, the board is empowered to adopt rules regarding
39 the following:

1 (a) The equipment and management of retail outlets and premises
2 where cannabis is produced (~~(or)~~), processed, prepared, or consumed,
3 and inspection of the retail outlets and premises where cannabis is
4 produced (~~(or)~~), processed, or prepared;

5 (b) The books and records to be created and maintained by
6 licensees, the reports to be made thereon to the board, and
7 inspection of the books and records;

8 (c) Methods of producing, processing, and packaging cannabis,
9 useable cannabis, cannabis concentrates, (~~and~~) cannabis-infused
10 products, single-use cannabis products, and, as applicable, ready-to-
11 consume cannabis products; conditions of sanitation; safe handling
12 requirements; approved pesticides and pesticide testing requirements;
13 and standards of ingredients, quality, and identity of cannabis,
14 useable cannabis, cannabis concentrates, (~~and~~) cannabis-infused
15 products, single-use cannabis products, and, as applicable, ready-to-
16 consume cannabis products produced, processed, packaged, or sold by
17 licensees;

18 (d) Security requirements for retail outlets and premises where
19 cannabis is produced or processed, and safety protocols for licensees
20 and their employees;

21 (e) Screening, hiring, training, and supervising employees of
22 licensees;

23 (f) Retail outlet locations and hours of operation;

24 (g) Labeling requirements and restrictions on advertisement of
25 cannabis, useable cannabis, cannabis concentrates, cannabis health
26 and beauty aids, and cannabis-infused products for sale in retail
27 outlets, and requirements and restrictions for single-use cannabis
28 products and ready-to-consume cannabis products for sale and
29 consumption at consumption events;

30 (h) Forms to be used for purposes of this chapter and chapter
31 69.51A RCW or the rules adopted to implement and enforce these
32 chapters, the terms and conditions to be contained in licenses issued
33 under this chapter and chapter 69.51A RCW, and the qualifications for
34 receiving a license issued under this chapter and chapter 69.51A RCW,
35 including a criminal history record information check. The board may
36 submit any criminal history record information check to the
37 Washington state patrol and to the identification division of the
38 federal bureau of investigation in order that these agencies may
39 search their records for prior arrests and convictions of the
40 individual or individuals who filled out the forms. The board must

1 require fingerprinting of any applicant whose criminal history record
2 information check is submitted to the federal bureau of
3 investigation;

4 (i) Application, reinstatement, and renewal fees for licenses
5 issued under this chapter and chapter 69.51A RCW, and fees for
6 anything done or permitted to be done under the rules adopted to
7 implement and enforce this chapter and chapter 69.51A RCW;

8 (j) The manner of giving and serving notices required by this
9 chapter and chapter 69.51A RCW or rules adopted to implement or
10 enforce these chapters;

11 (k) Times and periods when, and the manner, methods, and means by
12 which, licensees transport and deliver cannabis, cannabis
13 concentrates, useable cannabis, ~~((and))~~ cannabis-infused products,
14 single-use cannabis products, and ready-to-consume cannabis products
15 within the state;

16 (l) Identification, seizure, confiscation, destruction, or
17 donation to law enforcement for training purposes of all cannabis,
18 cannabis concentrates, useable cannabis, ~~((and))~~ cannabis-infused
19 products, single-use cannabis products, and ready-to-consume cannabis
20 products produced, processed, sold, or offered for sale within this
21 state which do not conform in all respects to the standards
22 prescribed by this chapter or chapter 69.51A RCW or the rules adopted
23 to implement and enforce these chapters;

24 (m) The prohibition of any type of device used in conjunction
25 with a cannabis vapor product and the prohibition of the use of any
26 type of additive, solvent, ingredient, or compound in the production
27 and processing of cannabis products, including cannabis vapor
28 products, when the board determines, following consultation with the
29 department of health or any other authority the board deems
30 appropriate, that the device, additive, solvent, ingredient, or
31 compound may pose a risk to public health or youth access; ~~((and))~~

32 (n) Requirements for processors to submit under oath to the
33 department of health a complete list of all constituent substances
34 and the amount and sources thereof in each cannabis vapor product,
35 including all additives, thickening agents, preservatives, compounds,
36 and any other substance used in the production and processing of each
37 cannabis vapor product;

38 (o) Licensing and regulatory requirements for cannabis
39 consumption event organizers licensed under section 2 of this act;
40 and

1 (p) Circumstances under which a person is authorized to consume
2 single-use cannabis products and ready-to-consume cannabis products
3 in a public licensed cannabis consumption event conducted under
4 section 2 of this act. These rules may not prohibit a local
5 government from adopting and enforcing an ordinance or rule governing
6 the consumption of single-use cannabis products and ready-to-consume
7 cannabis products in a public place in the jurisdiction of the local
8 government that is more restrictive than the rules adopted by the
9 board.

10 (2) Rules adopted on retail outlets holding medical cannabis
11 endorsements must be adopted in coordination and consultation with
12 the department.

13 (3) The board must adopt rules to perfect and expand existing
14 programs for compliance education for licensed cannabis businesses
15 and their employees. The rules must include a voluntary compliance
16 program created in consultation with licensed cannabis businesses and
17 their employees. The voluntary compliance program must include
18 recommendations on abating violations of this chapter and rules
19 adopted under this chapter.

20 **Sec. 8.** RCW 69.50.331 and 2023 c 220 s 2 are each amended to
21 read as follows:

22 (1) For the purpose of considering any application for a license
23 to produce, process, research, transport, or deliver cannabis,
24 useable cannabis, cannabis concentrates, or cannabis-infused products
25 subject to the regulations established under RCW 69.50.385, or sell
26 cannabis, or allow the consumption of cannabis products, or for the
27 renewal of a license to produce, process, research, transport, or
28 deliver cannabis, useable cannabis, cannabis concentrates, or
29 cannabis-infused products subject to the regulations established
30 under RCW 69.50.385, or sell cannabis, or allow the consumption of
31 cannabis products, the board must conduct a comprehensive, fair, and
32 impartial evaluation of the applications timely received.

33 (a) The board may cause an inspection of the premises to be made,
34 and may inquire into all matters in connection with the construction
35 and operation of the premises. For the purpose of reviewing any
36 application for a license and for considering the denial, suspension,
37 revocation, cancellation, or renewal or denial thereof, of any
38 license, the board may consider any prior criminal arrests or
39 convictions of the applicant, any public safety administrative

1 violation history record with the board, and a criminal history
2 record information check. The board may submit the criminal history
3 record information check to the Washington state patrol and to the
4 identification division of the federal bureau of investigation in
5 order that these agencies may search their records for prior arrests
6 and convictions of the individual or individuals who filled out the
7 forms. The board must require fingerprinting of any applicant whose
8 criminal history record information check is submitted to the federal
9 bureau of investigation. The provisions of RCW 9.95.240 and of
10 chapter 9.96A RCW do not apply to these cases. Subject to the
11 provisions of this section, the board may, in its discretion, grant
12 or deny the renewal or license applied for. Denial may be based on,
13 without limitation, the existence of chronic illegal activity
14 documented in objections submitted pursuant to subsections (7)(c) and
15 (10) of this section. Authority to approve an uncontested or
16 unopposed license may be granted by the board to any staff member the
17 board designates in writing. Conditions for granting this authority
18 must be adopted by rule.

19 (b) No license of any kind may be issued to:

20 (i) A person under the age of 21 years;

21 (ii) A person doing business as a sole proprietor who has not
22 lawfully resided in the state for at least six months prior to
23 applying to receive a license;

24 (iii) A partnership, employee cooperative, association, nonprofit
25 corporation, or corporation unless formed under the laws of this
26 state, and unless all of the members thereof are qualified to obtain
27 a license as provided in this section; or

28 (iv) A person whose place of business is conducted by a manager
29 or agent, unless the manager or agent possesses the same
30 qualifications required of the licensee.

31 (2)(a) The board may, in its discretion, subject to RCW
32 43.05.160, 69.50.563, 69.50.562, 69.50.334, and 69.50.342(3) suspend
33 or cancel any license; and all protections of the licensee from
34 criminal or civil sanctions under state law for producing,
35 processing, researching, or selling cannabis, cannabis concentrates,
36 useable cannabis, or cannabis-infused products thereunder must be
37 suspended or terminated, as the case may be.

38 (b) The board must immediately suspend the license of a person
39 who has been certified pursuant to RCW 74.20A.320 by the department
40 of social and health services as a person who is not in compliance

1 with a support order. If the person has continued to meet all other
2 requirements for reinstatement during the suspension, reissuance of
3 the license is automatic upon the board's receipt of a release issued
4 by the department of social and health services stating that the
5 licensee is in compliance with the order.

6 (c) The board may request the appointment of administrative law
7 judges under chapter 34.12 RCW who shall have power to administer
8 oaths, issue subpoenas for the attendance of witnesses and the
9 production of papers, books, accounts, documents, and testimony,
10 examine witnesses, receive testimony in any inquiry, investigation,
11 hearing, or proceeding in any part of the state, and consider
12 mitigating and aggravating circumstances in any case and deviate from
13 any prescribed penalty, under rules the board may adopt.

14 (d) Witnesses must be allowed fees and mileage each way to and
15 from any inquiry, investigation, hearing, or proceeding at the rate
16 authorized by RCW 34.05.446. Fees need not be paid in advance of
17 appearance of witnesses to testify or to produce books, records, or
18 other legal evidence.

19 (e) In case of disobedience of any person to comply with the
20 order of the board or a subpoena issued by the board, or any of its
21 members, or administrative law judges, or on the refusal of a witness
22 to testify to any matter regarding which he or she may be lawfully
23 interrogated, the judge of the superior court of the county in which
24 the person resides, on application of any member of the board or
25 administrative law judge, compels obedience by contempt proceedings,
26 as in the case of disobedience of the requirements of a subpoena
27 issued from said court or a refusal to testify therein.

28 (3) Upon receipt of notice of the suspension or cancellation of a
29 license, the licensee must forthwith deliver up the license to the
30 board. Where the license has been suspended only, the board must
31 return the license to the licensee at the expiration or termination
32 of the period of suspension. The board must notify all other
33 licensees in the county where the subject licensee has its premises
34 of the suspension or cancellation of the license; and no other
35 licensee or employee of another licensee may allow or cause any
36 cannabis, cannabis concentrates, useable cannabis, or cannabis-
37 infused products to be delivered to or for any person at the premises
38 of the subject licensee.

39 (4) Every license issued under this chapter is subject to all
40 conditions and restrictions imposed by this chapter or by rules

1 adopted by the board to implement and enforce this chapter. All
2 conditions and restrictions imposed by the board in the issuance of
3 an individual license must be listed on the face of the individual
4 license along with the trade name, address, and expiration date.

5 (5) Every licensee must post and keep posted its license, or
6 licenses, in a conspicuous place on the premises.

7 (6) No licensee may employ any person under the age of 21 years.

8 (7)(a) Before the board issues a new or renewed license to an
9 applicant it must give notice of the application to the chief
10 executive officer of the incorporated city or town, if the
11 application is for a license within an incorporated city or town, or
12 to the county legislative authority, if the application is for a
13 license outside the boundaries of incorporated cities or towns, or to
14 the tribal government if the application is for a license within
15 Indian country, or to the port authority if the application for a
16 license is located on property owned by a port authority.

17 (b) The incorporated city or town through the official or
18 employee selected by it, the county legislative authority or the
19 official or employee selected by it, the tribal government, or port
20 authority has the right to file with the board within (~~twenty~~) 20
21 days after the date of transmittal of the notice for applications, or
22 at least (~~thirty~~) 30 days prior to the expiration date for
23 renewals, written objections against the applicant or against the
24 premises for which the new or renewed license is asked. The board may
25 extend the time period for submitting written objections upon request
26 from the authority notified by the board.

27 (c) The written objections must include a statement of all facts
28 upon which the objections are based, and in case written objections
29 are filed, the city or town or county legislative authority may
30 request, and the board may in its discretion hold, a hearing subject
31 to the applicable provisions of Title 34 RCW. If the board makes an
32 initial decision to deny a license or renewal based on the written
33 objections of an incorporated city or town or county legislative
34 authority, the applicant may request a hearing subject to the
35 applicable provisions of Title 34 RCW. If a hearing is held at the
36 request of the applicant, board representatives must present and
37 defend the board's initial decision to deny a license or renewal.

38 (d) Upon the granting of a license under this title the board
39 must send written notification to the chief executive officer of the
40 incorporated city or town in which the license is granted, or to the

1 county legislative authority if the license is granted outside the
2 boundaries of incorporated cities or towns.

3 (8) (a) Except as provided in (b) through (e) of this subsection,
4 the board may not issue a license for any premises within 1,000 feet
5 of the perimeter of the grounds of any elementary or secondary
6 school, playground, recreation center or facility, child care center,
7 public park, public transit center, or library, or any game arcade
8 admission to which is not restricted to persons aged 21 years or
9 older.

10 (b) A city, county, or town may permit the licensing of premises
11 within 1,000 feet but not less than 100 feet of the facilities
12 described in (a) of this subsection, except elementary schools,
13 secondary schools, and playgrounds, by enacting an ordinance
14 authorizing such distance reduction, provided that such distance
15 reduction will not negatively impact the jurisdiction's civil
16 regulatory enforcement, criminal law enforcement interests, public
17 safety, or public health.

18 (c) A city, county, or town may permit the licensing of research
19 premises allowed under RCW 69.50.372 within 1,000 feet but not less
20 than 100 feet of the facilities described in (a) of this subsection
21 by enacting an ordinance authorizing such distance reduction,
22 provided that the ordinance will not negatively impact the
23 jurisdiction's civil regulatory enforcement, criminal law
24 enforcement, public safety, or public health.

25 (d) The board may license premises located in compliance with the
26 distance requirements set in an ordinance adopted under (b) or (c) of
27 this subsection. Before issuing or renewing a research license for
28 premises within 1,000 feet but not less than 100 feet of an
29 elementary school, secondary school, or playground in compliance with
30 an ordinance passed pursuant to (c) of this subsection, the board
31 must ensure that the facility:

32 (i) Meets a security standard exceeding that which applies to
33 cannabis producer, processor, or retailer licensees;

34 (ii) Is inaccessible to the public and no part of the operation
35 of the facility is in view of the general public; and

36 (iii) Bears no advertising or signage indicating that it is a
37 cannabis research facility.

38 (e) The board must issue a certificate of compliance if the
39 premises met the requirements under (a), (b), (c), or (d) of this
40 subsection on the date of the application. The certificate allows the

1 licensee to operate the business at the proposed location
2 notwithstanding a later occurring, otherwise disqualifying factor.

3 (f) The board may not issue a license for any premises within
4 Indian country, as defined in 18 U.S.C. Sec. 1151, including any fee
5 patent lands within the exterior boundaries of a reservation, without
6 the consent of the federally recognized tribe associated with the
7 reservation or Indian country.

8 (9) A city, town, or county may adopt an ordinance prohibiting a
9 cannabis producer or cannabis processor from operating or locating a
10 business within areas zoned primarily for residential use or rural
11 use with a minimum lot size of five acres or smaller.

12 (10) In determining whether to grant or deny a license or renewal
13 of any license, the board must give substantial weight to objections
14 from an incorporated city or town or county legislative authority
15 based upon chronic illegal activity associated with the applicant's
16 operations of the premises proposed to be licensed or the applicant's
17 operation of any other licensed premises, or the conduct of the
18 applicant's patrons inside or outside the licensed premises. "Chronic
19 illegal activity" means (a) a pervasive pattern of activity that
20 threatens the public health, safety, and welfare of the city, town,
21 or county including, but not limited to, open container violations,
22 assaults, disturbances, disorderly conduct, or other criminal law
23 violations, or as documented in crime statistics, police reports,
24 emergency medical response data, calls for service, field data, or
25 similar records of a law enforcement agency for the city, town,
26 county, or any other municipal corporation or any state agency; or
27 (b) an unreasonably high number of citations for violations of RCW
28 46.61.502 associated with the applicant's or licensee's operation of
29 any licensed premises as indicated by the reported statements given
30 to law enforcement upon arrest.

31 (11) The board may not issue a cannabis retail license for any
32 premises not currently licensed if:

33 (a) The board receives a written objection from the legislative
34 authority of an incorporated city or town, or county legislative
35 authority, relating to the physical location of the proposed
36 premises;

37 (b) The objection to the location from the incorporated city or
38 town, or county legislative authority, is received by the board
39 within 20 days of the board notifying the incorporated city or town,

1 or county legislative authority, of the proposed cannabis retail
2 location; and

3 (c) The objection to the issuance of a cannabis retail license at
4 the specified location is based on a preexisting local ordinance
5 limiting outlet density in a specific geographic area. For purposes
6 of this subsection (11), a preexisting local ordinance is an
7 ordinance enacted and in effect before the date the applicant submits
8 an application for a cannabis retail license to the board identifying
9 the premises proposed to be licensed. No objection related to the
10 physical location of a proposed premises may be made by a local
11 government under this subsection (11) based on a local ordinance
12 enacted after the date the applicant submits an application for a
13 cannabis retail license to the board identifying the premises
14 proposed to be licensed.

15 (12) After January 1, 2024, all cannabis licensees are encouraged
16 but are not required to submit a social equity plan to the board.
17 Upon confirmation by the board that a cannabis licensee who is not a
18 social equity applicant, and who does not hold a social equity
19 license issued under RCW 69.50.335, has submitted a social equity
20 plan, the board must within 30 days reimburse such a licensee an
21 amount equal to the cost of the licensee's annual cannabis license
22 renewal fee. The license renewal fee reimbursement authorized under
23 this subsection is subject to the following limitations:

24 (a) The board may provide reimbursement one time only to any
25 licensed entity; and

26 (b) Any licensed entity holding more than one cannabis license is
27 eligible for reimbursement of the license renewal fee on only one
28 license.

29 **Sec. 9.** RCW 69.50.325 and 2025 c 250 s 1 are each amended to
30 read as follows:

31 (1) There shall be a cannabis producer's license regulated by the
32 board and subject to annual renewal. The licensee is authorized to
33 produce: (a) Cannabis for sale at wholesale to cannabis processors
34 ~~((and)),~~ other cannabis producers, and cannabis consumption event
35 organizer licensees; (b) immature plants or clones and seeds for sale
36 to cooperatives as described under RCW 69.51A.250; and (c) immature
37 plants or clones and seeds for sale to qualifying patients and
38 designated providers as provided under RCW 69.51A.310. The licensee
39 is also authorized to prepare and sell ready-to-consume cannabis

1 products and sell useable cannabis, in the form of a single-use
2 cannabis product, in a manner authorized by the board, to adults age
3 21 and over at retail while participating in an approved consumption
4 event conducted under section 2 of this act. The production,
5 possession, delivery, distribution, and sale of cannabis, single-use
6 cannabis products, and ready-to-consume cannabis products in
7 accordance with the provisions of this chapter and the rules adopted
8 to implement and enforce it, by a validly licensed cannabis producer,
9 shall not be a criminal or civil offense under Washington state law.
10 Every cannabis producer's license shall be issued in the name of the
11 applicant, shall specify the location at which the cannabis producer
12 intends to operate, which must be within the state of Washington, and
13 the holder thereof shall not allow any other person to use the
14 license. The application fee for a cannabis producer's license shall
15 be (~~two hundred fifty dollars~~) \$250. The annual fee for issuance
16 and renewal of a cannabis producer's license shall be (~~one thousand~~
17 ~~three hundred eighty-one dollars~~) \$1,381. A separate license shall
18 be required for each location at which a cannabis producer intends to
19 produce cannabis.

20 (2) There shall be a cannabis processor's license to process,
21 package, and label cannabis concentrates, useable cannabis, and
22 cannabis-infused products for sale at wholesale to cannabis
23 processors and cannabis retailers, and process, package, and label
24 single-use cannabis products for sale at wholesale to cannabis
25 consumption event organizer licensees and to cannabis retailers
26 participating at an approved consumption event under section 2 of
27 this act, regulated by the board and subject to annual renewal. The
28 licensee may sell single-use cannabis products and prepare and sell
29 ready-to-consume cannabis products to adults age 21 and over while
30 participating at a consumption event conducted under section 2 of
31 this act. The processing, packaging, possession, delivery,
32 distribution, and sale of cannabis, useable cannabis, cannabis-
33 infused products, (~~and~~) cannabis concentrates, single-use cannabis
34 products, and ready-to-consume cannabis products in accordance with
35 the provisions of this chapter and chapter 69.51A RCW and the rules
36 adopted to implement and enforce these chapters, by a validly
37 licensed cannabis processor, shall not be a criminal or civil offense
38 under Washington state law. Every cannabis processor's license shall
39 be issued in the name of the applicant, shall specify the location at
40 which the licensee intends to operate, which must be within the state

1 of Washington, and the holder thereof shall not allow any other
2 person to use the license. The application fee for a cannabis
3 processor's license shall be (~~two hundred fifty dollars~~) \$250. The
4 annual fee for issuance and renewal of a cannabis processor's license
5 shall be (~~one thousand three hundred eighty-one dollars~~) \$1,381. A
6 separate license shall be required for each location at which a
7 cannabis processor intends to process cannabis.

8 (3)(a) There shall be a cannabis retailer's license to sell
9 cannabis concentrates, useable cannabis, and cannabis-infused
10 products at retail in retail outlets, and to sell single-use cannabis
11 products and prepare and sell ready-to-consume cannabis products at
12 consumption events under section 2 of this act, regulated by the
13 board and subject to annual renewal. The possession, delivery,
14 distribution, and sale of cannabis concentrates, useable cannabis,
15 (~~and~~) cannabis-infused products, single-use cannabis products, and
16 ready-to-consume cannabis products in accordance with the provisions
17 of this chapter and the rules adopted to implement and enforce it, by
18 a validly licensed cannabis retailer, shall not be a criminal or
19 civil offense under Washington state law. Every cannabis retailer's
20 license shall be issued in the name of the applicant, shall specify
21 the location of the retail outlet the licensee intends to operate,
22 which must be within the state of Washington, and the holder thereof
23 shall not allow any other person to use the license. The application
24 fee for a cannabis retailer's license shall be (~~two hundred fifty~~
25 ~~dollars~~) \$250. The annual fee for issuance and renewal of a cannabis
26 retailer's license shall be (~~one thousand three hundred eighty-one~~
27 ~~dollars~~) \$1,381. A separate license shall be required for each
28 location at which a cannabis retailer intends to sell cannabis
29 concentrates, useable cannabis, and cannabis-infused products.

30 (b)(i) An individual retail licensee and all other persons or
31 entities with a financial or other ownership interest in the business
32 operating under the license are limited, in the aggregate, to holding
33 a collective total of not more than five retail cannabis licenses.

34 (ii) A retail licensee and all other persons or entities with a
35 financial or other ownership interest may not enter into any
36 management agreement under RCW 69.50.331(1)(b)(iv) or any agreement
37 as referenced in RCW 69.50.395, whether or not in exchange for
38 payment, that confers a financial interest across more than five
39 retail cannabis licenses. For the purposes of this subsection,
40 "financial interest" includes, but is not limited to:

1 (A) Any sharing of profits or revenue;

2 (B) Any assistance, coordination, or recommendation for the
3 purchase of cannabis products whereupon pricing is coordinated or
4 discounted;

5 (C) The common use of intellectual property assets such as
6 branding, trade names, logos, social media accounts, or websites;

7 (D) Any operational control over the business or operational
8 support for typical day-to-day business operations, including core
9 business or executive functions of the retail cannabis license;

10 (E) Any sharing or coordination of marketing and advertising
11 efforts or expenses; and

12 (F) Any coordinated sharing of employment or hiring decisions,
13 including the shared employment of individuals.

14 (c) (i) A cannabis retailer's license is subject to forfeiture in
15 accordance with rules adopted by the board pursuant to this section.

16 (ii) The board shall adopt rules to establish a license
17 forfeiture process for a licensed cannabis retailer that is not fully
18 operational and open to the public within a specified period from the
19 date of license issuance, as established by the board, subject to the
20 following restrictions:

21 (A) No cannabis retailer's license may be subject to forfeiture
22 within the first nine months of license issuance; and

23 (B) The board must require license forfeiture on or before
24 (~~twenty-four~~) 24 calendar months of license issuance if a cannabis
25 retailer is not fully operational and open to the public, unless the
26 board determines that circumstances out of the licensee's control are
27 preventing the licensee from becoming fully operational and that, in
28 the board's discretion, the circumstances warrant extending the
29 forfeiture period beyond (~~twenty-four~~) 24 calendar months.

30 (iii) The board has discretion in adopting rules under this
31 subsection (3) (c).

32 (iv) This subsection (3) (c) applies to cannabis retailer's
33 licenses issued before and after July 23, 2017. However, no license
34 of a cannabis retailer that otherwise meets the conditions for
35 license forfeiture established pursuant to this subsection (3) (c) may
36 be subject to forfeiture within the first nine calendar months of
37 July 23, 2017.

38 (v) The board may not require license forfeiture if the licensee
39 has been incapable of opening a fully operational retail cannabis

1 business due to actions by the city, town, or county with
2 jurisdiction over the licensee that include any of the following:

3 (A) The adoption of a ban or moratorium that prohibits the
4 opening of a retail cannabis business; or

5 (B) The adoption of an ordinance or regulation related to zoning,
6 business licensing, land use, or other regulatory measure that has
7 the effect of preventing a licensee from receiving an occupancy
8 permit from the jurisdiction or which otherwise prevents a licensed
9 cannabis retailer from becoming operational.

10 (d) The board may issue cannabis retailer licenses pursuant to
11 this chapter and RCW 69.50.335.

12 **Sec. 10.** RCW 69.50.346 and 2023 c 365 s 4 are each amended to
13 read as follows:

14 (1) The label on a cannabis product package, including cannabis
15 concentrates, useable cannabis, or cannabis-infused products, sold at
16 retail, and single-use cannabis products sold and consumed at a
17 consumption event conducted under a cannabis consumption event
18 organizer license, must include:

19 (a) The business or trade name and Washington state unified
20 business identifier number of the cannabis producer and processor;

21 (b) The lot numbers of the product;

22 (c) The THC concentration and CBD concentration of the product;

23 (d) Medically and scientifically accurate and reliable
24 information about the health and safety risks posed by cannabis use;

25 (e) Language required by RCW 69.04.480; and

26 (f) A disclaimer, subject to the following conditions:

27 (i) Where there is one statement made under subsection (2) of
28 this section, or as described in subsection (5)(b) of this section,
29 the disclaimer must state "This statement has not been evaluated by
30 the State of Washington. This product is not intended to diagnose,
31 treat, cure, or prevent any disease."; and

32 (ii) Where there is more than one statement made under subsection
33 (2) of this section, or as described in subsection (5)(b) of this
34 section, the disclaimer must state "These statements have not been
35 evaluated by the State of Washington. This product is not intended to
36 diagnose, treat, cure, or prevent any disease."

37 (2)(a) For cannabis products that have been identified by the
38 department in rules adopted under RCW 69.50.375(4) in chapter 246-70
39 WAC as being a compliant cannabis product, the product label and

1 labeling may include a structure or function claim describing the
2 intended role of a product to maintain the structure or any function
3 of the body, or characterize the documented mechanism by which the
4 product acts to maintain such structure or function, provided that
5 the claim is truthful and not misleading.

6 (b) A statement made under (a) of this subsection may not claim
7 to diagnose, mitigate, treat, cure, or prevent any disease.

8 (3) The labels and labeling may not be:

9 (a) False or misleading; or

10 (b) Especially appealing to children.

11 (4) The label is not required to include the business or trade
12 name or Washington state unified business identifier number of, or
13 any information about, the cannabis retailer selling the cannabis
14 product.

15 (5) A cannabis product is not in violation of any Washington
16 state law or rule of the board solely because its label or labeling
17 contains:

18 (a) Directions or recommended conditions of use; or

19 (b) A warning describing the psychoactive effects of the cannabis
20 product, provided that the warning is truthful and not misleading.

21 (6) This section does not create any civil liability on the part
22 of the state, the board, any other state agency, officer, employee,
23 or agent based on a cannabis licensee's description of a structure or
24 function claim or the product's intended role under subsection (2) of
25 this section.

26 (7) Nothing in this section shall apply to a drug, as defined in
27 RCW 69.50.101, or a pharmaceutical product approved by the United
28 States food and drug administration.

29 (8) The information required on a label under this section must,
30 for ready-to-consume cannabis products sold under section 2 of this
31 act, be provided either on a label meeting the requirements of this
32 section or be provided to a consumer in accompanying material with
33 the product in a format approved by the board.

34 **Sec. 11.** RCW 69.50.335 and 2023 c 220 s 3 are each amended to
35 read as follows:

36 (1)(a) Beginning December 1, 2020, and until July 1, 2032,
37 cannabis retailer licenses, cannabis processor licenses, ~~((and))~~
38 cannabis producer licenses, and cannabis consumption event organizer
39 licenses that have been subject to forfeiture, revocation, or

1 cancellation by the board, or cannabis retailer licenses that were
2 not previously issued by the board but could have been issued without
3 exceeding the limit on the statewide number of cannabis retailer
4 licenses established before January 1, 2020, by the board, may be
5 issued or reissued to an applicant who meets the cannabis retailer
6 license, cannabis processor license, ~~((~~or~~))~~ cannabis producer
7 license, or cannabis consumption event organizer license requirements
8 of this chapter.

9 (b) In accordance with (a) of this subsection, the board may
10 issue or reissue:

11 (i) Up to 100 cannabis processor licenses immediately; and

12 (ii) Beginning January 1, 2025, up to 10 cannabis producer
13 licenses, which must be issued in conjunction with a cannabis
14 processor license.

15 (c) In addition to the cannabis retailer licenses and cannabis
16 producer licenses that may be issued under (a) and (b) of this
17 subsection, beginning January 1, 2023, and continuing every three
18 years until July 1, 2032, the board may, with the approval of the
19 legislature through the passage of a bill, increase the number of
20 cannabis retailer licenses and cannabis producer licenses for the
21 social equity program based on:

22 (i) The most recent census data available as of January 1, 2023;
23 and

24 (ii) The annual population estimates published by the office of
25 financial management.

26 (d) In addition to the cannabis retailer licenses that may be
27 issued under (a) of this subsection, beginning January 1, 2024, and
28 until July 1, 2032, the board may issue up to 52 cannabis retailer
29 licenses for the social equity program.

30 (e)(i) At the time of licensure, all licenses issued under the
31 social equity program under this section may be located in any city,
32 town, or county in the state that allows cannabis retail, cannabis
33 production, ~~((~~or~~))~~ cannabis processing, or cannabis consumption
34 business activities, as applicable, at the proposed location,
35 regardless of:

36 (A) Whether a cannabis retailer license, cannabis producer
37 license, ~~((~~or~~))~~ cannabis processor license, or cannabis consumption
38 event organizer license was originally allocated to or issued in
39 another city, town, or county; and

1 (B) The maximum number of retail cannabis licenses established by
2 the board for each county under RCW 69.50.345.

3 (ii) The board must adopt rules establishing a threshold of the
4 number of licenses created by this section that can be located in
5 each county.

6 (f) After a social equity license has been issued under this
7 section for a specific location, the location of the licensed
8 business may not be moved to a city, town, or county different from
9 the city, town, or county for which it was initially licensed.

10 (2) (a) In order to be considered for a cannabis retailer license,
11 cannabis processor license, ~~((or))~~ cannabis producer license, or
12 cannabis consumption event organizer license under subsection (1) of
13 this section, an applicant must be a social equity applicant and
14 submit required cannabis license materials to the board. If the
15 application proposes ownership by more than one person, then at least
16 51 percent of the proposed ownership structure must reflect the
17 qualifications of a social equity applicant.

18 (b) Persons holding an existing cannabis retailer license or
19 title certificate for a cannabis retailer business in a local
20 jurisdiction subject to a ban or moratorium on cannabis retail
21 businesses may apply for a license under this section.

22 (3) (a) In determining the priority for issuance of a license
23 among applicants, the board must select a third-party contractor to
24 identify and score social equity applicants, using a scoring rubric
25 developed by the board. The board must rely on the score provided by
26 the third-party contractor in issuing licenses.

27 (b) The board may deny any application submitted under this
28 subsection if:

29 (i) The board determines that, upon the advice of the third-party
30 contractor, the application does not meet the social equity licensing
31 requirements of this chapter; or

32 (ii) The board determines the application does not otherwise meet
33 licensing requirements.

34 (4) The board must adopt rules to implement this section. Prior
35 to adopting any rule implementing this section, the board must
36 consider advice on the social equity program from individuals the
37 program is intended to benefit. Rules may also require that licenses
38 awarded under this section only be transferred to or assumed by
39 individuals or groups of individuals who comply with the requirements

1 for initial licensure as a social equity applicant for a period of at
2 least five years from the date of initial licensure.

3 (5) The annual fee for issuance, reissuance, or renewal for any
4 license under this section must be waived through July 1, 2032.

5 (6) The definitions in this subsection apply throughout this
6 section unless the context clearly requires otherwise.

7 (a) "Disproportionately impacted area" means a census tract or
8 comparable geographic area within Washington state where community
9 members were more likely to be impacted by the war on drugs. These
10 areas must be determined in rule by the board, in consultation with
11 the office of equity, using a standardized statistical equation to
12 identify areas with demographic indicators consistent with
13 populations most impacted by the war on drugs. These areas must be
14 assessed to account for demographic changes in the composition of the
15 population over time. Disproportionately impacted areas must include
16 census tracts or comparable geographic areas in the top 15th
17 percentile in at least two of the following demographic indicators of
18 populations most impacted by the war on drugs:

19 (i) The area has a high rate of people living under the federal
20 poverty level;

21 (ii) The area has a high rate of people who did not graduate from
22 high school;

23 (iii) The area has a high rate of unemployment; or

24 (iv) The area has a high rate of people receiving public
25 assistance.

26 (b) "Social equity applicant" means an applicant who has at least
27 51 percent ownership and control by one or more individuals who meet
28 at least two of the following qualifications:

29 (i) Lived in a disproportionately impacted area in Washington
30 state for a minimum of five years between 1980 and 2010;

31 (ii) Has been arrested or convicted of a cannabis offense or has
32 a family member who has been arrested or convicted of a cannabis
33 offense;

34 (iii) Had a household income in the year prior to submitting an
35 application under this section that was less than the median
36 household income within the state of Washington as calculated by the
37 United States census bureau; or

38 (iv) Is both a socially and economically disadvantaged individual
39 as defined by the office of minority and women's business enterprises
40 under chapter 39.19 RCW.

1 (c) "Social equity goals" means:

2 (i) Increasing the number of cannabis retailer, producer, ~~((and))~~
3 processor, and cannabis consumption event organizer licenses held by
4 social equity applicants from disproportionately impacted areas; and

5 (ii) Reducing accumulated harm suffered by individuals, families,
6 and local areas subject to severe impacts from the historical
7 application and enforcement of cannabis prohibition laws.

8 (7) Except for the process detailed in subsection (1) of this
9 section, the process for creating new cannabis retail licenses under
10 this chapter remains unaltered.

11 **Sec. 12.** RCW 69.50.354 and 2022 c 16 s 70 are each amended to
12 read as follows:

13 (1) There may be licensed, in no greater number in each of the
14 counties of the state than as the board shall deem advisable, retail
15 outlets established for the purpose of making cannabis concentrates,
16 useable cannabis, and cannabis-infused products available for sale to
17 adults aged (~~(twenty-one))~~ 21 and over.

18 (2) Retail sale of cannabis concentrates, useable cannabis, and
19 cannabis-infused products in accordance with the provisions of this
20 chapter and the rules adopted to implement and enforce it, by a
21 validly licensed cannabis retailer or retail outlet employee, shall
22 not be a criminal or civil offense under Washington state law.

23 (3) Subsection (1) of this section does not apply to cannabis
24 consumption event organizers licensed under section 2 of this act.

25 **Sec. 13.** RCW 69.50.357 and 2024 c 360 s 4 are each amended to
26 read as follows:

27 (1)(a) Retail outlets may not sell products or services other
28 than cannabis concentrates, useable cannabis, cannabis-infused
29 products, or paraphernalia intended for the storage or use of
30 cannabis concentrates, useable cannabis, or cannabis-infused
31 products.

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

37 (ii) Retail outlets may donate the lockable boxes and provide the
38 related literature to any person eligible to purchase cannabis

1 products under subsection (2) of this section. Retail outlets may not
2 use the donation of lockable boxes or literature as an incentive or
3 as a condition of a recipient's purchase of a cannabis product or
4 paraphernalia.

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

8 (2) Licensed cannabis retailers may not employ persons under
9 (~~(twenty-one)~~) 21 years of age or allow persons under (~~(twenty-one)~~)
10 21 years of age to enter or remain on the premises of a retail
11 outlet. However, qualifying patients between (~~(eighteen)~~) 18 and
12 (~~(twenty-one)~~) 21 years of age with a recognition card may enter and
13 remain on the premises of a retail outlet holding a medical cannabis
14 endorsement and may purchase products for their personal medical use.
15 Qualifying patients who are under the age of (~~(eighteen)~~) 18 with a
16 recognition card and who accompany their designated providers may
17 enter and remain on the premises of a retail outlet holding a medical
18 cannabis endorsement, but may not purchase products for their
19 personal medical use.

20 (3) (a) Licensed cannabis retailers must ensure that all employees
21 are trained on the rules adopted to implement this chapter,
22 identification of persons under the age of (~~(twenty-one)~~) 21, and
23 other requirements adopted by the board to ensure that persons under
24 the age of (~~(twenty-one)~~) 21 are not permitted to enter or remain on
25 the premises of a retail outlet.

26 (b) Licensed cannabis retailers with a medical cannabis
27 endorsement must ensure that all employees are trained on the
28 subjects required by (a) of this subsection as well as identification
29 of authorizations and recognition cards. Employees must also be
30 trained to permit qualifying patients who hold recognition cards and
31 are between the ages of (~~(eighteen)~~) 18 and (~~(twenty-one)~~) 21 to
32 enter the premises and purchase cannabis for their personal medical
33 use and to permit qualifying patients who are under the age of
34 (~~(eighteen)~~) 18 with a recognition card to enter the premises if
35 accompanied by their designated providers.

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

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

12 (b) The department of health shall develop the notice required
13 under this section and section 2 of this act and make it available to
14 licensed cannabis retailers and licensed cannabis consumption event
15 organizers. The notice must, at a minimum, identify the information
16 specified in (a)(i) through (iii) of this subsection, and may include
17 additional information.

18 (6) The board must fine a licensee (~~one thousand dollars~~)
19 \$1,000 for each violation of any subsection of this section. Fines
20 collected under this section must be deposited into the dedicated
21 cannabis account created under RCW 69.50.530.

22 **Sec. 14.** RCW 69.50.380 and 2022 c 16 s 79 are each amended to
23 read as follows:

24 (1) Cannabis producers, processors, (~~and~~) retailers, and
25 cannabis consumption event organizers are prohibited from making
26 sales of any cannabis (~~or~~), cannabis product, single-use cannabis
27 product, or ready-to-consume cannabis product, if the sale of the
28 cannabis or cannabis product is conditioned upon the buyer's purchase
29 of any service or noncannabis product. This subsection applies
30 whether the buyer purchases such service or noncannabis product at
31 the time of sale of the cannabis or cannabis product, or in a
32 separate transaction.

33 (2) The definitions in this subsection apply throughout this
34 section unless the context clearly requires otherwise.

35 (a) "Cannabis product" means "useable cannabis," "cannabis
36 concentrates," (~~and~~) "cannabis-infused products," (~~as those terms~~
37 ~~are defined in RCW 69.50.101.~~) "single-use cannabis products," or
38 "ready-to-consume cannabis products."

1 (b) "Noncannabis product" includes paraphernalia, promotional
2 items, lighters, bags, boxes, containers, and such other items as may
3 be identified by the board.

4 (c) "Selling price" has the same meaning as in RCW 69.50.535.

5 (d) "Service" includes memberships and any other services
6 identified by the board.

7 **Sec. 15.** RCW 69.50.369 and 2025 c 378 s 1 are each amended to
8 read as follows:

9 (1) No licensed cannabis producer, processor, researcher, ~~((~~or~~))~~
10 retailer, or cannabis consumption event organizer may place or
11 maintain, or cause to be placed or maintained, any sign or other
12 advertisement for a cannabis business or cannabis product, including
13 useable cannabis, cannabis concentrates, ~~((~~or~~))~~ cannabis-infused
14 product, single-use cannabis product, or ready-to-consume cannabis
15 product, in any form or through any medium whatsoever within ~~((~~one~~~~
16 ~~thousand~~)) 1,000 feet of the perimeter of a school grounds,
17 playground, recreation center or facility, child care center, public
18 park, or library, or any game arcade admission that allows admittance
19 of persons under the age of 21.

20 (2)(a) Except for the use of trade name signs and billboards as
21 authorized under this section, licensed cannabis retailers and
22 licensed cannabis consumption event organizers may not display any
23 cannabis-related advertising signage on the licensed premises, other
24 than four signs affixed to the building of the licensed location on
25 the side of the building with the main entrance.

26 (b) Each advertisement sign must be no larger than ~~((~~one thousand~~~~
27 ~~six hundred~~)) 1,600 square inches and be:

28 (i) Affixed on the building of the licensed location on the side
29 of the building with the main entrance; or

30 (ii) Hanging in the windows of the licensed location on the side
31 of the building with the main entrance.

32 (c)(i) Any advertising signs that are visible to the public from
33 the public right-of-way, whether on the building or through a window
34 of the building, will be considered advertising for the purposes of
35 this section.

36 (ii) Signs that are less than 512 square inches are not
37 considered advertising for purposes of this section if the sign does
38 not include any brand names, trade names, or images of any cannabis
39 product and only indicates information including, but not limited to:

- 1 (A) Hours of operation;
- 2 (B) Business is open or closed;
- 3 (C) The presence of an ATM machine;
- 4 (D) The word "welcome";
- 5 (E) Required signs or notices; and
- 6 (F) Community notices.

7 (3) (a) In addition to the four signs described in subsection (2)
8 of this section, licensed businesses may use up to two trade name
9 signs.

10 (b) Trade name signs must be limited to two signs and comply with
11 local authority regulations related to the size of signs for the
12 city, town, or county in which the licensed cannabis retailer is
13 located. The enforcement of the size of trade name signs and
14 billboards is the responsibility of the city, town, or county in
15 which the licensed cannabis retailer is located.

16 (c) Trade name signs may only reflect the trade name of the
17 licensed business and may not contain cannabis products or product
18 brand names.

19 (d) One of the two trade name signs may be a double-sided sign,
20 such as a pylon sign or monolith sign, that contains identical
21 content on each side. A double-sided sign that contains identical
22 content on each side is considered to be one trade name sign for
23 purposes of this section.

24 (4) All signage, advertising, and billboard content is prohibited
25 if the content portrays:

- 26 (a) Alcohol or its use;
- 27 (b) Tobacco or nicotine or its use; or
- 28 (c) Any association with a motor vehicle or operation of a motor
29 vehicle.

30 (5) Any cannabis-related advertising in any business licensed by
31 the board under chapter 70.345, 82.24, or 82.26 RCW is prohibited.

32 (6) The location and content of the retail cannabis signs
33 authorized under subsection (2) of this section are subject to all
34 other requirements and restrictions established in this section for
35 indoor signs, outdoor signs, and other cannabis-related advertising
36 methods.

37 (7) Nothing in this section prohibits the use of other signage
38 that does not represent cannabis or cannabis products, the business
39 trade name, nature of the business, or contains only general

1 information not related to the products or services of the cannabis
2 business.

3 (8) A cannabis licensee may not utilize transit advertisements
4 for the purpose of advertising its business or product line.

5 (9) A cannabis licensee may not engage in advertising or other
6 marketing practice that specifically targets persons residing outside
7 of the state of Washington.

8 (10) Any advertisement for a cannabis business or cannabis
9 products, regardless of the form of medium used, must contain text
10 indicating that only persons 21 years of age or older may purchase or
11 possess cannabis products. The text must be of a reasonable size to
12 be easily read by consumers. This subsection does not apply to trade
13 name signs.

14 (11) A cannabis licensee may not:

15 (a) Take any action, directly or indirectly, to target youth in
16 the advertising, promotion, or marketing of cannabis and cannabis
17 products, or take any action the primary purpose of which is to
18 initiate, maintain, or increase the incidence of youth use of
19 cannabis or cannabis products;

20 (b) Use objects such as toys or inflatables, movie or cartoon
21 characters, or any other depiction or image likely to be appealing to
22 persons under 21 years of age, where such objects, images, or
23 depictions indicate an intent to cause youth to become interested in
24 the purchase or consumption of cannabis products;

25 (c) Use or employ a commercial mascot outside of, and in
26 proximity to, a licensed cannabis business; or

27 (d) Advertise, offer for sale, or sell cannabis at less than
28 acquisition cost. This subsection does not apply to any sales made
29 for a product designated for medical cannabis use by qualifying
30 patients as defined in RCW 69.51A.010.

31 (12) A cannabis licensee that engages in outdoor advertising is
32 subject to the advertising requirements and restrictions set forth in
33 this subsection and elsewhere in this chapter.

34 (a) All outdoor advertising signs, including billboards, are
35 limited to text that identifies the retail outlet or the cannabis
36 consumption event organizer by the licensee's business or trade name,
37 states the location of the business or an approved consumption event
38 under section 2 of this act, and identifies the type or nature of the
39 business. Such signs may not contain any depictions of cannabis
40 plants, cannabis products, or images that might be appealing to

1 children. The board is granted rule-making authority to regulate the
2 text and images that are permissible on outdoor advertising. Such
3 rule making must be consistent with other administrative rules
4 generally applicable to the advertising of cannabis businesses and
5 products.

6 (b) Outdoor advertising is prohibited:

7 (i) On signs and placards in arenas, stadiums, shopping malls,
8 fairs that receive state allocations, farmers markets, and video game
9 arcades, whether any of the foregoing are open air or enclosed, but
10 not including any such sign or placard located in an age-restricted
11 area classified by the board as off-limits to persons under 21 years
12 of age; and

13 (ii) Billboards that are visible from any street, road, highway,
14 right-of-way, or public parking area are prohibited, except as
15 provided in (c) of this subsection.

16 (c) Licensed retail outlets and licensed cannabis consumption
17 event organizers may use a billboard or outdoor sign solely for the
18 purpose of identifying the name of the business, the nature of the
19 business, ~~((and))~~ providing the public with directional information
20 to the licensed retail outlet, and, for a licensed cannabis
21 consumption event organizer, information about a consumption event
22 approved under section 2 of this act. Billboard advertising is
23 subject to the same requirements and restrictions as set forth in (a)
24 of this subsection.

25 (d) Advertising signs within the premises of a retail cannabis
26 business outlet or at an approved consumption event that are clearly
27 visible to the public from outside the premises must meet the signage
28 regulations and requirements applicable to outdoor signs as set forth
29 in this section.

30 (e) The restrictions and regulations applicable to outdoor
31 advertising under this section are not applicable to:

32 (i) An advertisement inside a licensed retail establishment or at
33 an approved consumption event that sells cannabis products that is
34 not placed on the inside surface of a window facing outward; or

35 (ii) An outdoor advertisement at the site of an event to be held
36 in an area classified by the board as off-limits to persons under 21
37 years of age that is placed at such site during the period the
38 facility or enclosed area is classified as age-restricted by the
39 board, but in no event more than ~~((fourteen))~~ 14 days before the

1 event, and that does not advertise any cannabis product other than by
2 using a brand name to identify the event.

3 (13) Placement of products within a retail outlet or at a
4 consumption event organized by a licensed cannabis consumption event
5 organizer is not advertising for the purposes of this section.

6 (14) This section does not apply to a noncommercial message.

7 (15) "Adopt-a-Highway" signs erected by the Washington state
8 department of transportation under a current valid sponsorship with
9 the department of transportation are not considered advertising for
10 the purposes of this section.

11 (16) (a) The board must:

12 (i) Adopt rules implementing this section and specifically
13 including provisions regulating the billboards and outdoor signs
14 authorized under this section; and

15 (ii) Fine a licensee (~~one thousand dollars~~) \$1,000 for each
16 violation of this section until the board adopts rules prescribing
17 penalties for violations of this section. The rules must establish
18 escalating penalties including fines and up to suspension or
19 revocation of a cannabis license for subsequent violations.

20 (b) Fines collected under this subsection must be deposited into
21 the dedicated cannabis account created under RCW 69.50.530.

22 (17) A city, town, or county may adopt rules of outdoor
23 advertising by licensed cannabis retailers that are more restrictive
24 than the advertising restrictions imposed under this chapter.
25 Enforcement of restrictions to advertising by a city, town, or county
26 is the responsibility of the city, town, or county.

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

29 (a) "Commercial mascot" means a live human being, animal, or
30 mechanical device used for attracting the attention of motorists and
31 passersby so as to make them aware of cannabis products or the
32 presence of a cannabis business. Commercial mascots include, but are
33 not limited to, inflatable tube displays, persons in costume, or
34 wearing, holding, or spinning a sign with a cannabis-related
35 commercial message or image, where the intent is to draw attention to
36 a cannabis business or its products.

37 (b) "Trade name" means the name as it appears on the license
38 issued to the licensee.

39 (c) "Transit advertisements" means advertising on or within
40 private or public vehicles and all advertisements placed at, on, or

1 within any bus stop, taxi stand, transportation waiting area, train
2 station, airport, or any similar transit-related location.

3 **Sec. 16.** RCW 69.50.390 and 2022 c 16 s 82 are each amended to
4 read as follows:

5 (1) A retailer or cannabis consumption event organizer licensed
6 under this chapter is prohibited from operating a vending machine, as
7 defined in RCW 82.08.080(3) for the sale of cannabis products at
8 retail or a drive-through purchase facility where cannabis products
9 are sold at retail and dispensed through a window or door to a
10 purchaser who is either in or on a motor vehicle or otherwise located
11 outside of the licensed premises at the time of sale.

12 (2) The board may not issue, transfer, or renew a cannabis retail
13 license for any licensee in violation of the provisions of subsection
14 (1) of this section.

15 **Sec. 17.** RCW 69.50.334 and 2022 c 16 s 59 are each amended to
16 read as follows:

17 (1) The action, order, or decision of the board as to any denial
18 of an application for the reissuance of a license to produce,
19 process, ~~((or))~~ sell cannabis, or allow the consumption of cannabis,
20 or as to any revocation, suspension, or modification of any license
21 to produce, process, or sell cannabis, or as to the administrative
22 review of a notice of unpaid trust fund taxes under RCW 69.50.565,
23 must be an adjudicative proceeding and subject to the applicable
24 provisions of chapter 34.05 RCW.

25 (2) An opportunity for a hearing may be provided to an applicant
26 for the reissuance of a license prior to the disposition of the
27 application, and if no opportunity for a prior hearing is provided
28 then an opportunity for a hearing to reconsider the application must
29 be provided the applicant.

30 (3) An opportunity for a hearing must be provided to a licensee
31 prior to a revocation or modification of any license and, except as
32 provided in subsection (6) of this section, prior to the suspension
33 of any license.

34 (4) An opportunity for a hearing must be provided to any person
35 issued a notice of unpaid trust fund taxes under RCW 69.50.565.

36 (5) No hearing may be required under this section until demanded
37 by the applicant, licensee, or person issued a notice of unpaid trust
38 fund taxes under RCW 69.50.565.

1 (6) The board may summarily suspend a license for a period of up
2 to (~~one hundred eighty~~) 180 days without a prior hearing if it
3 finds that public health, safety, or welfare imperatively require
4 emergency action, and it incorporates a finding to that effect in its
5 order. Proceedings for revocation or other action must be promptly
6 instituted and determined. An administrative law judge may extend the
7 summary suspension period for up to one calendar year from the first
8 day of the initial summary suspension in the event the proceedings
9 for revocation or other action cannot be completed during the initial
10 (~~one hundred eighty-day~~) 180-day period due to actions by the
11 licensee. The board's enforcement division shall complete a
12 preliminary staff investigation of the violation before requesting an
13 emergency suspension by the board.

14 **Sec. 18.** RCW 69.50.339 and 2022 c 16 s 62 are each amended to
15 read as follows:

16 (1) If the board approves, a license to produce, process, (~~or~~)
17 sell, or sell and allow the consumption of cannabis may be
18 transferred, without charge, to the surviving spouse or domestic
19 partner of a deceased licensee if the license was issued in the names
20 of one or both of the parties. For the purpose of considering the
21 qualifications of the surviving party to receive a cannabis
22 producer's, cannabis processor's, (~~or~~) cannabis retailer's, or
23 cannabis consumption event organizer's license, the board may require
24 a criminal history record information check. The board may submit the
25 criminal history record information check to the Washington state
26 patrol and to the identification division of the federal bureau of
27 investigation in order that these agencies may search their records
28 for prior arrests and convictions of the individual or individuals
29 who filled out the forms. The board shall require fingerprinting of
30 any applicant whose criminal history record information check is
31 submitted to the federal bureau of investigation.

32 (2) The proposed sale of more than (~~ten~~) 10 percent of the
33 outstanding or issued stock of a corporation licensed under chapter
34 3, Laws of 2013, or any proposed change in the officers of such a
35 corporation, must be reported to the board, and board approval must
36 be obtained before the changes are made. A fee of (~~seventy-five~~
37 ~~dollars~~) \$75 will be charged for the processing of the change of
38 stock ownership or corporate officers.

1 **Sec. 19.** RCW 69.50.445 and 2022 c 16 s 94 are each amended to
2 read as follows:

3 (1) ~~((†))~~ Except as authorized at a consumption event under
4 section 2 of this act, it is unlawful to open a package containing
5 cannabis, useable cannabis, cannabis-infused products, ((‡))
6 cannabis concentrates, single-use cannabis products, and ready-to-
7 consume cannabis products, or consume cannabis, useable cannabis,
8 cannabis-infused products, ((‡)) cannabis concentrates, single-use
9 cannabis products, and ready-to-consume cannabis products, in view of
10 the general public or in a public place.

11 (2) For the purposes of this section, "public place" has the same
12 meaning as defined in RCW 66.04.010, but the exclusions in RCW
13 66.04.011 do not apply.

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

16 **Sec. 20.** RCW 69.50.465 and 2022 c 16 s 96 are each amended to
17 read as follows:

18 (1) ~~((†))~~ Except as authorized in section 2 of this act, it is
19 unlawful for any person to conduct or maintain a cannabis club by
20 himself or herself or by associating with others, or in any manner
21 aid, assist, or abet in conducting or maintaining a cannabis club.

22 (2) It is unlawful for any person to conduct or maintain a public
23 place where cannabis is held or stored ~~((, except as provided for a~~
24 ~~licensee under this chapter,))~~ or consumption of cannabis is
25 permitted, except as provided for a licensee under this chapter.

26 (3) Any person who violates this section is guilty of a class C
27 felony punishable under chapter 9A.20 RCW.

28 (4) The following definitions apply throughout this section
29 unless the context clearly requires otherwise.

30 (a) "Cannabis club" means a club, association, or other business,
31 for profit or otherwise, that conducts or maintains a premises for
32 the primary or incidental purpose of providing a location where
33 members or other persons may keep or consume cannabis on the
34 premises. "Cannabis club" does not include a cannabis consumption
35 event organizer or consumption event licensed or approved under
36 section 2 of this act.

37 (b) "Public place" means, in addition to the definition provided
38 in RCW 66.04.010, any place to which admission is charged or for

1 which any pecuniary gain is realized by the owner or operator of such
2 place.

3 **Sec. 21.** RCW 69.50.475 and 2022 c 16 s 97 are each amended to
4 read as follows:

5 (1) Except as otherwise authorized in this chapter and as
6 provided in subsection (2) of this section, an employee of a retail
7 outlet or a cannabis consumption event organizer licensee who sells
8 cannabis products to a person under the age of (~~twenty-one years~~)
9 21 in the course of his or her employment is guilty of a gross
10 misdemeanor.

11 (2) An employee of a retail outlet or a cannabis consumption
12 event organizer licensee may be prosecuted under RCW 69.50.401 or
13 69.50.406 or any other applicable provision, if the employee sells
14 cannabis products to a person the employee knows is under the age of
15 (~~twenty-one~~) 21 and not otherwise authorized to purchase cannabis
16 products under this chapter, or if the employee sells or otherwise
17 provides cannabis products to a person under the age of (~~twenty-~~
18 ~~one~~) 21 outside of the course of his or her employment.

19 **Sec. 22.** RCW 69.50.535 and 2024 c 79 s 1 are each amended to
20 read as follows:

21 (1)(a) There is levied and collected a cannabis excise tax equal
22 to (~~thirty-seven~~) 37 percent of the selling price on each retail
23 sale in this state of cannabis concentrates, useable cannabis,
24 (~~and~~) cannabis-infused products, single-use cannabis products, and
25 ready-to-consume cannabis products. This tax is separate and in
26 addition to general state and local sales and use taxes that apply to
27 retail sales of tangible personal property, and is not part of the
28 total retail price to which general state and local sales and use
29 taxes apply. The tax must be separately itemized from the state and
30 local retail sales tax on the sales receipt provided to the buyer.

31 (b) The tax levied in this section must be reflected in the price
32 list or quoted shelf price in the licensed cannabis retail store,
33 licensed cannabis consumption event organizer premises, or approved
34 consumption event and in any advertising that includes prices for all
35 useable cannabis, cannabis concentrates, (~~or~~) cannabis-infused
36 products, single-use cannabis products, or ready-to-consume cannabis
37 products.

1 (2) (a) Until June 30, 2029, the tax levied by subsection (1) of
2 this section does not apply to sales by a cannabis retailer with a
3 medical cannabis endorsement to qualifying patients or designated
4 providers who have been issued a recognition card, of cannabis
5 concentrates, useable cannabis, or cannabis-infused products,
6 identified by the department as a compliant cannabis product in
7 chapter 246-70 WAC and tested to the standards in WAC 246-70-040.

8 (b) Each seller making exempt sales under this subsection (2)
9 must maintain information establishing eligibility for the exemption
10 in the form and manner required by the board.

11 (c) The board must provide a separate tax reporting line on the
12 excise tax form for exemption amounts claimed under this subsection
13 (2).

14 (3) All revenues collected from the cannabis excise tax imposed
15 under this section must be deposited each day in the dedicated
16 cannabis account.

17 (4) The tax imposed in this section must be paid by the buyer to
18 the seller. Each seller must collect from the buyer the full amount
19 of the tax payable on each taxable sale. The tax collected as
20 required by this section is deemed to be held in trust by the seller
21 until paid to the board. If any seller fails to collect the tax
22 imposed in this section or, having collected the tax, fails to pay it
23 as prescribed by the board, whether such failure is the result of the
24 seller's own acts or the result of acts or conditions beyond the
25 seller's control, the seller is, nevertheless, personally liable to
26 the state for the amount of the tax.

27 (5) The definitions in this subsection apply throughout this
28 section unless the context clearly requires otherwise.

29 (a) "Retail sale" has the same meaning as in RCW 82.08.010.

30 (b) "Selling price" has the same meaning as in RCW 82.08.010,
31 except that when product is sold under circumstances where the total
32 amount of consideration paid for the product is not indicative of its
33 true value, "selling price" means the true value of the product sold.

34 (c) "Product" means cannabis, cannabis concentrates, useable
35 cannabis, ~~((and))~~ cannabis-infused products, single-use cannabis
36 products, and ready-to-consume cannabis products.

37 (d) "True value" means market value based on sales at comparable
38 locations in this state of the same or similar product of like
39 quality and character sold under comparable conditions of sale to
40 comparable purchasers. However, in the absence of such sales of the

1 same or similar product, true value means the value of the product
2 sold as determined by all of the seller's direct and indirect costs
3 attributable to the product.

4 (6) (a) The board must regularly review the tax level established
5 under this section and make recommendations, in consultation with the
6 department of revenue, to the legislature as appropriate regarding
7 adjustments that would further the goal of discouraging use while
8 undercutting illegal market prices.

9 (b) The board must report, in compliance with RCW 43.01.036, to
10 the appropriate committees of the legislature every two years. The
11 report at a minimum must include the following:

12 (i) The specific recommendations required under (a) of this
13 subsection;

14 (ii) A comparison of gross sales and tax collections prior to and
15 after any cannabis tax change;

16 (iii) The increase or decrease in the volume of legal cannabis
17 sold prior to and after any cannabis tax change;

18 (iv) Increases or decreases in the number of licensed cannabis
19 producers, processors, and retailers;

20 (v) The number of illegal and noncompliant cannabis outlets the
21 board requires to be closed;

22 (vi) Gross cannabis sales and tax collections in Oregon; and

23 (vii) The total amount of reported sales and use taxes exempted
24 for qualifying patients. The department of revenue must provide the
25 data of exempt amounts to the board.

26 (c) The board is not required to report to the legislature as
27 required in (b) of this subsection after January 1, 2025.

28 (7) The legislature does not intend and does not authorize any
29 person or entity to engage in activities or to conspire to engage in
30 activities that would constitute per se violations of state and
31 federal antitrust laws including, but not limited to, agreements
32 among retailers as to the selling price of any goods sold.

33 **Sec. 23.** RCW 69.50.4013 and 2024 c 9 s 2 are each amended to
34 read as follows:

35 (1) Except as otherwise authorized by this chapter, it is
36 unlawful for any person to:

37 (a) Knowingly possess a controlled substance unless the substance
38 was obtained directly from, or pursuant to, a valid prescription or

1 order of a practitioner while acting in the course of his or her
2 professional practice; or

3 (b) Knowingly use a controlled substance in a public place,
4 unless the substance was obtained directly from, or pursuant to, a
5 valid prescription or order of a practitioner while acting in the
6 course of his or her professional practice.

7 (2)(a) Except as provided in RCW 69.50.4014 or 69.50.445, a
8 violation of subsection (1)(a) or (b) of this section is a gross
9 misdemeanor punishable by imprisonment of up to 180 days in jail, or
10 by a fine of not more than \$1,000, or by both such imprisonment and
11 fine, however, if the defendant has two or more prior convictions
12 under subsection (1)(a) or (b) of this section occurring after July
13 1, 2023, a violation of subsection (1)(a) or (b) of this section is
14 punishable by imprisonment for up to 364 days, or by a fine of not
15 more than \$1,000, or by both such imprisonment and fine. The
16 prosecutor is encouraged to divert such cases for assessment,
17 treatment, or other services.

18 (b) No person may be charged under both subsection (1)(a) and (b)
19 of this section relating to the same course of conduct.

20 (c) In lieu of jail booking and referral to the prosecutor, law
21 enforcement is encouraged to offer a referral to assessment and
22 services available under RCW 10.31.110 or other program or entity
23 responsible for receiving referrals in lieu of legal system
24 involvement, which may include, but are not limited to, arrest and
25 jail alternative programs established under RCW 36.28A.450, law
26 enforcement assisted diversion programs established under RCW
27 71.24.589, and the recovery navigator program established under RCW
28 71.24.115.

29 (3)(a) The possession, by a person 21 years of age or older, of
30 useable cannabis, cannabis concentrates, or cannabis-infused products
31 in amounts that do not exceed those set forth in RCW 69.50.360(3), in
32 addition to amounts of single-use cannabis products and ready-to-
33 consume cannabis products authorized under section 2 of this act is
34 not a violation of this section, this chapter, or any other provision
35 of Washington state law.

36 (b) The possession of cannabis, useable cannabis, cannabis
37 concentrates, ~~((and))~~ cannabis-infused products, single-use cannabis
38 products, and ready-to-consume cannabis products being physically
39 transported or delivered within the state, in amounts not exceeding
40 those that may be established under RCW 69.50.385(3), by a licensed

1 employee of a common carrier when performing the duties authorized in
2 accordance with RCW 69.50.382 and 69.50.385, is not a violation of
3 this section, this chapter, or any other provision of Washington
4 state law.

5 (4) (a) The delivery by a person 21 years of age or older to one
6 or more persons 21 years of age or older, during a single 24-hour
7 period, for noncommercial purposes and not conditioned upon or done
8 in connection with the provision or receipt of financial
9 consideration, of any of the following cannabis products, is not a
10 violation of this section, this chapter, or any other provisions of
11 Washington state law:

12 (i) One-half ounce of useable cannabis;

13 (ii) Eight ounces of cannabis-infused product in solid form;

14 (iii) 36 ounces of cannabis-infused product in liquid form unless
15 the cannabis-infused product in liquid form is packaged in individual
16 units containing no more than four milligrams of THC per unit;

17 (iv) 100 milligrams of THC within a cannabis-infused product in
18 liquid form if the product is packaged in individual units containing
19 no more than four milligrams of THC per unit; (~~or~~)

20 (v) Three and one-half grams of cannabis concentrates; and

21 (vi) The amount of single-use cannabis products and ready-to-
22 consume cannabis products that an adult age 21 and over may possess
23 under section 2 of this act.

24 (b) The act of delivering cannabis or a cannabis product as
25 authorized under this subsection (4) must meet one of the following
26 requirements:

27 (i) The delivery must be done in a location outside of the view
28 of general public and in a nonpublic place; or

29 (ii) The cannabis or cannabis product must be in the original
30 packaging as purchased from the cannabis retailer, cannabis
31 consumption event organizer licensee, or cannabis licensee
32 participating in a consumption event under section 2 of this act.

33 (5) No person under 21 years of age may manufacture, sell,
34 distribute, or knowingly possess cannabis, cannabis-infused products,
35 or cannabis concentrates, regardless of THC concentration. This does
36 not include qualifying patients with a valid authorization.

37 (6) The possession by a qualifying patient or designated provider
38 of cannabis concentrates, useable cannabis, cannabis-infused
39 products, or plants in accordance with chapter 69.51A RCW is not a

1 violation of this section, this chapter, or any other provision of
2 Washington state law.

3 (7) For the purposes of this section, "public place" has the same
4 meaning as defined in RCW 66.04.010, but the exclusions in RCW
5 66.04.011 do not apply.

6 (8) For the purposes of this section, "use a controlled
7 substance" means to introduce the substance into the human body by
8 injection, inhalation, ingestion, or any other means.

9 **Sec. 24.** RCW 70.160.020 and 2006 c 2 s 2 are each amended to
10 read as follows:

11 As used in this chapter, the following terms have the meanings
12 indicated unless the context clearly indicates otherwise.

13 (1) "Smoke" or "smoking" means the carrying or smoking of any
14 kind of lighted pipe, cigar, cigarette, or any other lighted smoking
15 equipment. "Smoke" or "smoking" does not include carrying, lighting,
16 or smoking cannabis products, as defined in RCW 69.50.101, in a
17 consumption area at a consumption event conducted by a cannabis
18 consumption event organizer licensed by the liquor and cannabis board
19 under section 2 of this act when in compliance with chapter 69.50 RCW
20 and the liquor and cannabis board's rules.

21 (2) "Public place" means that portion of any building or vehicle
22 used by and open to the public, regardless of whether the building or
23 vehicle is owned in whole or in part by private persons or entities,
24 the state of Washington, or other public entity, and regardless of
25 whether a fee is charged for admission, and includes a presumptively
26 reasonable minimum distance, as set forth in RCW 70.160.075, of
27 (~~twenty-five~~) 25 feet from entrances, exits, windows that open, and
28 ventilation intakes that serve an enclosed area where smoking is
29 prohibited. A public place does not include a private residence
30 unless the private residence is used to provide licensed child care,
31 foster care, adult care, or other similar social service care on the
32 premises.

33 Public places include, but are not limited to: Schools,
34 elevators, public conveyances or transportation facilities, museums,
35 concert halls, theaters, auditoriums, exhibition halls, indoor sports
36 arenas, hospitals, nursing homes, health care facilities or clinics,
37 enclosed shopping centers, retail stores, retail service
38 establishments, financial institutions, educational facilities,
39 ticket areas, public hearing facilities, state legislative chambers

1 and immediately adjacent hallways, public restrooms, libraries,
2 restaurants, waiting areas, lobbies, bars, taverns, bowling alleys,
3 skating rinks, casinos, reception areas, and no less than (~~seventy-~~
4 ~~five~~) 75 percent of the sleeping quarters within a hotel or motel
5 that are rented to guests. A public place does not include a private
6 residence. This chapter is not intended to restrict smoking in
7 private facilities which are occasionally open to the public except
8 upon the occasions when the facility is open to the public.

9 (3) "Place of employment" means any area under the control of a
10 public or private employer which employees are required to pass
11 through during the course of employment, including, but not limited
12 to: Entrances and exits to the places of employment, and including a
13 presumptively reasonable minimum distance, as set forth in RCW
14 70.160.075, of (~~twenty-five~~) 25 feet from entrances, exits, windows
15 that open, and ventilation intakes that serve an enclosed area where
16 smoking is prohibited; work areas; restrooms; conference and
17 classrooms; break rooms and cafeterias; and other common areas. A
18 private residence or home-based business, unless used to provide
19 licensed child care, foster care, adult care, or other similar social
20 service care on the premises, is not a place of employment.

21 **Sec. 25.** RCW 70.160.060 and 1995 c 369 s 60 are each amended to
22 read as follows:

23 (1) This chapter is not intended to regulate smoking in a private
24 enclosed workplace, within a public place, even though such workplace
25 may be visited by nonsmokers, excepting places in which smoking is
26 prohibited by the chief of the Washington state patrol, through the
27 director of fire protection, or by other law, ordinance, or
28 regulation.

29 (2) This chapter is not intended to regulate or prevent the
30 smoking of single-use cannabis products, as defined in RCW 69.50.101,
31 outdoors or within a temporary structure, such as a tent with walls
32 and a covered top, approved as a consumption area by the liquor and
33 cannabis board, and meeting the requirements of chapter 69.50 RCW.
34 Nothing in this subsection is intended to authorize the smoking of
35 cigarettes or tobacco in any form whatsoever at a cannabis
36 consumption event organizer's consumption event licensed by the
37 liquor and cannabis board under section 2 of this act.

1 **Sec. 26.** RCW 69.50.101 and 2024 c 62 s 17 are each amended to
2 read as follows:

3 The definitions in this section apply throughout this chapter
4 unless the context clearly requires otherwise.

5 (1) "Administer" means to apply a controlled substance, whether
6 by injection, inhalation, ingestion, or any other means, directly to
7 the body of a patient or research subject by:

8 (a) a practitioner authorized to prescribe (or, by the
9 practitioner's authorized agent); or

10 (b) the patient or research subject at the direction and in the
11 presence of the practitioner.

12 (2) "Agent" means an authorized person who acts on behalf of or
13 at the direction of a manufacturer, distributor, or dispenser. It
14 does not include a common or contract carrier, public
15 warehouseperson, or employee of the carrier or warehouseperson.

16 (3) "Board" means the Washington state liquor and cannabis board.

17 (4) "Cannabis" means all parts of the plant *Cannabis*, whether
18 growing or not, with a THC concentration greater than 0.3 percent on
19 a dry weight basis during the growing cycle through harvest and
20 usable cannabis. "Cannabis" does not include hemp or industrial hemp
21 as defined in RCW 15.140.020, or seeds used for licensed hemp
22 production under chapter 15.140 RCW.

23 (5) "Cannabis concentrates" means products consisting wholly or
24 in part of the resin extracted from any part of the plant *Cannabis*
25 and having a THC concentration greater than ~~((ten))~~ 10 percent.

26 (6) "Cannabis consumption event organizer" means a type of
27 license under which an individual or entity may coordinate
28 consumption events for the consumption of single-use cannabis
29 products and ready-to-consume cannabis products by adults age 21 and
30 over, after obtaining a temporary on-site consumption permit from the
31 board for each consumption event.

32 (7) "Cannabis processor" means a person licensed by the board to
33 process cannabis into cannabis concentrates, useable cannabis, and
34 cannabis-infused products, package and label cannabis concentrates,
35 useable cannabis, and cannabis-infused products for sale in retail
36 outlets, and sell cannabis concentrates, useable cannabis, and
37 cannabis-infused products at wholesale to cannabis retailers.

38 ~~((7))~~ (8) "Cannabis producer" means a person licensed by the
39 board to produce and sell cannabis at wholesale to cannabis
40 processors and other cannabis producers.

1 ~~((8))~~ (9) (a) "Cannabis products" means useable cannabis,
2 cannabis concentrates, ~~((and))~~ cannabis-infused products, single-use
3 cannabis products, and ready-to-consume cannabis products as defined
4 in this section, including any product intended to be consumed or
5 absorbed inside the body by any means including inhalation,
6 ingestion, or insertion, with any detectable amount of THC.

7 (b) "Cannabis products" also means any product containing only
8 THC content.

9 (c) "Cannabis products" does not include cannabis health and
10 beauty aids as defined in RCW 69.50.575 or products approved by the
11 United States food and drug administration.

12 ~~((9))~~ (10) "Cannabis researcher" means a person licensed by the
13 board to produce, process, and possess cannabis for the purposes of
14 conducting research on cannabis and cannabis-derived drug products.

15 ~~((10))~~ (11) "Cannabis retailer" means a person licensed by the
16 board to sell cannabis concentrates, useable cannabis, and cannabis-
17 infused products in a retail outlet.

18 ~~((11))~~ (12) "Cannabis-infused products" means products that
19 contain cannabis or cannabis extracts, are intended for human use,
20 are derived from cannabis as defined in subsection (4) of this
21 section, and have a THC concentration no greater than ~~((ten))~~ 10
22 percent. The term "cannabis-infused products" does not include either
23 useable cannabis or cannabis concentrates.

24 ~~((12))~~ (13) "CBD concentration" has the meaning provided in RCW
25 69.51A.010.

26 ~~((13))~~ (14) "CBD product" means any product containing or
27 consisting of cannabidiol.

28 ~~((14))~~ (15) "Commission" means the pharmacy quality assurance
29 commission.

30 ~~((15))~~ (16) "Consumption area" means a space authorized under
31 section 2 of this act and approved by the board at a location under
32 the cannabis consumption event organizer license, where persons age
33 21 and over may consume single-use cannabis products and ready-to-
34 consume cannabis products by methods of consumption approved for the
35 type of space as provided in section 2 of this act.

36 (17) "Consumption event" means a temporary event, not to exceed
37 one event per calendar month lasting up to three consecutive days
38 except as provided in section 2 of this act, that a cannabis
39 consumption event organizer organizes and operates, which may include
40 participation by cannabis producers, processors, and retailers

1 licensed under this chapter or operating consistent with a compact
2 entered into under RCW 43.06.490, after the cannabis consumption
3 event organizer obtains a temporary on-site consumption permit from
4 the board.

5 (18) "Controlled substance" means a drug, substance, or immediate
6 precursor included in Schedules I through V as set forth in federal
7 or state laws, or federal or commission rules, but does not include
8 hemp or industrial hemp as defined in RCW 15.140.020.

9 ~~((16))~~ (19) (a) "Controlled substance analog" means a substance
10 the chemical structure of which is substantially similar to the
11 chemical structure of a controlled substance in Schedule I or II and:

12 (i) that has a stimulant, depressant, or hallucinogenic effect on
13 the central nervous system substantially similar to the stimulant,
14 depressant, or hallucinogenic effect on the central nervous system of
15 a controlled substance included in Schedule I or II; or

16 (ii) with respect to a particular individual, that the individual
17 represents or intends to have a stimulant, depressant, or
18 hallucinogenic effect on the central nervous system substantially
19 similar to the stimulant, depressant, or hallucinogenic effect on the
20 central nervous system of a controlled substance included in Schedule
21 I or II.

22 (b) The term does not include:

23 (i) a controlled substance;

24 (ii) a substance for which there is an approved new drug
25 application;

26 (iii) a substance with respect to which an exemption is in effect
27 for investigational use by a particular person under Section 505 of
28 the federal food, drug, and cosmetic act, 21 U.S.C. Sec. 355, or
29 chapter 69.77 RCW to the extent conduct with respect to the substance
30 is pursuant to the exemption; or

31 (iv) any substance to the extent not intended for human
32 consumption before an exemption takes effect with respect to the
33 substance.

34 ~~((17))~~ (20) "Deliver" or "delivery" means the actual or
35 constructive transfer from one person to another of a substance,
36 whether or not there is an agency relationship.

37 ~~((18))~~ (21) "Department" means the department of health.

38 ~~((19))~~ (22) "Designated provider" has the meaning provided in
39 RCW 69.51A.010.

1 ~~((20))~~ (23) "Dispense" means the interpretation of a
2 prescription or order for a controlled substance and, pursuant to
3 that prescription or order, the proper selection, measuring,
4 compounding, labeling, or packaging necessary to prepare that
5 prescription or order for delivery.

6 ~~((21))~~ (24) "Dispenser" means a practitioner who dispenses.

7 ~~((22))~~ (25) "Distribute" means to deliver other than by
8 administering or dispensing a controlled substance.

9 ~~((23))~~ (26) "Distributor" means a person who distributes.

10 ~~((24))~~ (27) "Drug" means (a) a controlled substance recognized
11 as a drug in the official United States pharmacopoeia/national
12 formulary or the official homeopathic pharmacopoeia of the United
13 States, or any supplement to them; (b) controlled substances intended
14 for use in the diagnosis, cure, mitigation, treatment, or prevention
15 of disease in individuals or animals; (c) controlled substances
16 (other than food) intended to affect the structure or any function of
17 the body of individuals or animals; and (d) controlled substances
18 intended for use as a component of any article specified in (a), (b),
19 or (c) of this subsection. The term does not include devices or their
20 components, parts, or accessories.

21 ~~((25))~~ (28) "Drug enforcement administration" means the drug
22 enforcement administration in the United States Department of
23 Justice, or its successor agency.

24 ~~((26))~~ (29) "Electronic communication of prescription
25 information" means the transmission of a prescription or refill
26 authorization for a drug of a practitioner using computer systems.
27 The term does not include a prescription or refill authorization
28 verbally transmitted by telephone nor a facsimile manually signed by
29 the practitioner.

30 ~~((27))~~ (30) "Immature plant or clone" means a plant or clone
31 that has no flowers, is less than ~~((twelve))~~ 12 inches in height, and
32 is less than ~~((twelve))~~ 12 inches in diameter.

33 ~~((28))~~ (31) "Immediate precursor" means a substance:

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

37 (b) that is an immediate chemical intermediary used or likely to
38 be used in the manufacture of a controlled substance; and

39 (c) the control of which is necessary to prevent, curtail, or
40 limit the manufacture of the controlled substance.

1 (~~(29)~~) (32) "Isomer" means an optical isomer, but in subsection
2 (~~(33)~~) (36)(e) of this section, RCW 69.50.204(1) (l) and (hh), and
3 69.50.206(2)(d), the term includes any geometrical isomer; in RCW
4 69.50.204(1) (h) and (pp)(~~(7)~~) and 69.50.210(3)(~~(7)~~), the term
5 includes any positional isomer; and in RCW 69.50.204(1)(ii),
6 69.50.204(3), and 69.50.208(1)(~~(7)~~), the term includes any
7 positional or geometric isomer.

8 (~~(30)~~) (33) "Lot" means a definite quantity of cannabis,
9 cannabis concentrates, useable cannabis, or cannabis-infused product
10 identified by a lot number, every portion or package of which is
11 uniform within recognized tolerances for the factors that appear in
12 the labeling.

13 (~~(31)~~) (34) "Lot number" must identify the licensee by business
14 or trade name and Washington state unified business identifier
15 number, and the date of harvest or processing for each lot of
16 cannabis, cannabis concentrates, useable cannabis, or cannabis-
17 infused product.

18 (~~(32)~~) (35) "Manufacture" means the production, preparation,
19 propagation, compounding, conversion, or processing of a controlled
20 substance, either directly or indirectly or by extraction from
21 substances of natural origin, or independently by means of chemical
22 synthesis, or by a combination of extraction and chemical synthesis,
23 and includes any packaging or repackaging of the substance or
24 labeling or relabeling of its container. The term does not include
25 the preparation, compounding, packaging, repackaging, labeling, or
26 relabeling of a controlled substance:

27 (a) by a practitioner as an incident to the practitioner's
28 administering or dispensing of a controlled substance in the course
29 of the practitioner's professional practice; or

30 (b) by a practitioner, or by the practitioner's authorized agent
31 under the practitioner's supervision, for the purpose of, or as an
32 incident to, research, teaching, or chemical analysis and not for
33 sale.

34 (~~(33)~~) (36) "Narcotic drug" means any of the following, whether
35 produced directly or indirectly by extraction from substances of
36 vegetable origin, or independently by means of chemical synthesis, or
37 by a combination of extraction and chemical synthesis:

38 (a) Opium, opium derivative, and any derivative of opium or opium
39 derivative, including their salts, isomers, and salts of isomers,
40 whenever the existence of the salts, isomers, and salts of isomers is

1 possible within the specific chemical designation. The term does not
2 include the isoquinoline alkaloids of opium.

3 (b) Synthetic opiate and any derivative of synthetic opiate,
4 including their isomers, esters, ethers, salts, and salts of isomers,
5 esters, and ethers, whenever the existence of the isomers, esters,
6 ethers, and salts is possible within the specific chemical
7 designation.

8 (c) Poppy straw and concentrate of poppy straw.

9 (d) Coca leaves, except coca leaves and extracts of coca leaves
10 from which cocaine, ecgonine, and derivatives or ecgonine or their
11 salts have been removed.

12 (e) Cocaine, or any salt, isomer, or salt of isomer thereof.

13 (f) Cocaine base.

14 (g) Ecgonine, or any derivative, salt, isomer, or salt of isomer
15 thereof.

16 (h) Any compound, mixture, or preparation containing any quantity
17 of any substance referred to in (a) through (g) of this subsection.

18 ~~((34))~~ (37) "Opiate" means any substance having an addiction-
19 forming or addiction-sustaining liability similar to morphine or
20 being capable of conversion into a drug having addiction-forming or
21 addiction-sustaining liability. The term includes opium, substances
22 derived from opium (opium derivatives), and synthetic opiates. The
23 term does not include, unless specifically designated as controlled
24 under RCW 69.50.201, the dextrorotatory isomer of 3-methoxy-n-
25 methylmorphinan and its salts (dextromethorphan). The term includes
26 the racemic and levorotatory forms of dextromethorphan.

27 ~~((35))~~ (38) "Opium poppy" means the plant of the species
28 *Papaver somniferum* L., except its seeds.

29 ~~((36))~~ (39) "Package" means a container that has a single unit
30 or group of units.

31 ~~((37))~~ (40) "Person" means individual, corporation, business
32 trust, estate, trust, partnership, association, joint venture,
33 government, governmental subdivision or agency, or any other legal or
34 commercial entity.

35 ~~((38))~~ (41) "Plant" has the meaning provided in RCW 69.51A.010.

36 ~~((39))~~ (42) "Poppy straw" means all parts, except the seeds, of
37 the opium poppy, after mowing.

38 ~~((40))~~ (43) "Practitioner" means:

39 (a) A physician under chapter 18.71 RCW; a physician assistant
40 under chapter 18.71A RCW; an osteopathic physician and surgeon under

1 chapter 18.57 RCW; an optometrist licensed under chapter 18.53 RCW
2 who is certified by the optometry board under RCW 18.53.010 subject
3 to any limitations in RCW 18.53.010; a dentist under chapter 18.32
4 RCW; a podiatric physician and surgeon under chapter 18.22 RCW; a
5 veterinarian under chapter 18.92 RCW; a registered nurse, advanced
6 registered nurse practitioner, or licensed practical nurse under
7 chapter 18.79 RCW; a naturopathic physician under chapter 18.36A RCW
8 who is licensed under RCW 18.36A.030 subject to any limitations in
9 RCW 18.36A.040; a pharmacist under chapter 18.64 RCW or a scientific
10 investigator under this chapter, licensed, registered or otherwise
11 permitted insofar as is consistent with those licensing laws to
12 distribute, dispense, conduct research with respect to or administer
13 a controlled substance in the course of their professional practice
14 or research in this state.

15 (b) A pharmacy, hospital or other institution licensed,
16 registered, or otherwise permitted to distribute, dispense, conduct
17 research with respect to or to administer a controlled substance in
18 the course of professional practice or research in this state.

19 (c) A physician licensed to practice medicine and surgery, a
20 physician licensed to practice osteopathic medicine and surgery, a
21 dentist licensed to practice dentistry, a podiatric physician and
22 surgeon licensed to practice podiatric medicine and surgery, a
23 licensed physician assistant or a licensed osteopathic physician
24 assistant specifically approved to prescribe controlled substances by
25 his or her state's medical commission or equivalent and his or her
26 participating physician as defined in RCW 18.71A.010, an advanced
27 registered nurse practitioner licensed to prescribe controlled
28 substances, or a veterinarian licensed to practice veterinary
29 medicine in any state of the United States.

30 (~~((41))~~) (44) "Prescription" means an order for controlled
31 substances issued by a practitioner duly authorized by law or rule in
32 the state of Washington to prescribe controlled substances within the
33 scope of his or her professional practice for a legitimate medical
34 purpose.

35 (~~((42))~~) (45) "Production" includes the manufacturing, planting,
36 cultivating, growing, or harvesting of a controlled substance.

37 (~~((43))~~) (46) "Qualifying patient" has the meaning provided in
38 RCW 69.51A.010.

39 (~~((44))~~) (47) "Ready-to-consume cannabis product" means a
40 cannabis product that is prepared on the premises of a licensed

1 cannabis consumption event organizer or an approved consumption
2 event, presented in the form of a foodstuff or beverage, sold in a
3 heated or unheated state, intended for immediate consumption, and
4 that the board has determined to be an appropriate product for
5 consumption at a consumption event.

6 (48) "Recognition card" has the meaning provided in RCW
7 69.51A.010.

8 ~~((45))~~ (49) "Retail outlet" means a location licensed by the
9 board for the retail sale of cannabis concentrates, useable cannabis,
10 ~~(and)~~ cannabis-infused products, but does not include a cannabis
11 consumption event organizer or a consumption event approved under
12 section 2 of this act.

13 ~~((46))~~ (50) "Secretary" means the secretary of health or the
14 secretary's designee.

15 ~~((47))~~ (51) "Single-use cannabis product" means a type of
16 product containing cannabis, other than a ready-to-consume cannabis
17 product, that the board has determined to be appropriate for
18 consumption in a cannabis consumption area under section 2 of this
19 act. A single-use cannabis product may be a form of useable cannabis,
20 cannabis-infused product in solid or liquid form, or cannabis
21 concentrate, that is smoked, vaporized, consumed, or ingested.

22 (52) "Social equity plan" means a plan that addresses at least
23 some of the elements outlined in this subsection ~~((47))~~, along with
24 any additional plan components or requirements approved by the board
25 following consultation with the task force created in RCW 69.50.336.
26 The plan may include:

27 (a) A statement that indicates how the cannabis licensee will
28 work to promote social equity goals in their community;

29 (b) A description of how the cannabis licensee will meet social
30 equity goals as defined in RCW 69.50.335;

31 (c) The composition of the workforce the licensee has employed or
32 intends to hire; and

33 (d) Business plans involving partnerships or assistance to
34 organizations or residents with connections to populations with a
35 history of high rates of enforcement of cannabis prohibition.

36 ~~((48))~~ (53) "State," unless the context otherwise requires,
37 means a state of the United States, the District of Columbia, the
38 Commonwealth of Puerto Rico, or a territory or insular possession
39 subject to the jurisdiction of the United States.

1 ~~((49))~~ (54) "Temporary on-site consumption permit" means an
2 official authorization documented by the board for a cannabis
3 consumption event organizer to host a consumption event.

4 (55) "THC concentration" means percent of tetrahydrocannabinol
5 content of any part of the plant *Cannabis*, or per volume or weight of
6 cannabis product, or the combined percent of tetrahydrocannabinol and
7 tetrahydrocannabinolic acid in any part of the plant *Cannabis*
8 regardless of moisture content.

9 ~~((50))~~ (56) "Ultimate user" means an individual who lawfully
10 possesses a controlled substance for the individual's own use or for
11 the use of a member of the individual's household or for
12 administering to an animal owned by the individual or by a member of
13 the individual's household.

14 ~~((51))~~ (57) "Unit" means an individual consumable item within a
15 package of one or more consumable items in solid, liquid, gas, or any
16 form intended for human consumption.

17 ~~((52))~~ (58) "Useable cannabis" means dried cannabis flowers.
18 The term "useable cannabis" does not include either cannabis-infused
19 products or cannabis concentrates.

20 ~~((53))~~ (59) "Warehouse" means an indoor structure or a portion
21 of the structure on a cannabis consumption event organizer's premises
22 at its principal place of business used for the onsite storage of
23 cannabis and single-use cannabis products in compliance with the
24 requirements of the board, including for security, storage, and
25 disposal.

26 (60) "Youth access" means the level of interest persons under the
27 age of ~~((twenty-one))~~ 21 may have in a vapor product, as well as the
28 degree to which the product is available or appealing to such
29 persons, and the likelihood of initiation, use, or addiction by
30 adolescents and young adults.

31 **Sec. 27.** RCW 69.50.101 and 2025 c 58 s 5126 are each amended to
32 read as follows:

33 The definitions in this section apply throughout this chapter
34 unless the context clearly requires otherwise.

35 (1) "Administer" means to apply a controlled substance, whether
36 by injection, inhalation, ingestion, or any other means, directly to
37 the body of a patient or research subject by:

38 (a) a practitioner authorized to prescribe (or, by the
39 practitioner's authorized agent); or

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

3 (2) "Agent" means an authorized person who acts on behalf of or
4 at the direction of a manufacturer, distributor, or dispenser. It
5 does not include a common or contract carrier, public
6 warehouseperson, or employee of the carrier or warehouseperson.

7 (3) "Board" means the Washington state liquor and cannabis board.

8 (4) "Cannabis" means all parts of the plant *Cannabis*, whether
9 growing or not, with a THC concentration greater than 0.3 percent on
10 a dry weight basis during the growing cycle through harvest and
11 usable cannabis. "Cannabis" does not include hemp or industrial hemp
12 as defined in RCW 15.140.020, or seeds used for licensed hemp
13 production under chapter 15.140 RCW.

14 (5) "Cannabis concentrates" means products consisting wholly or
15 in part of the resin extracted from any part of the plant *Cannabis*
16 and having a THC concentration greater than ~~((ten))~~ 10 percent.

17 (6) "Cannabis consumption event organizer" means a type of
18 license under which an individual or entity may coordinate
19 consumption events for the consumption of single-use cannabis
20 products and ready-to-consume cannabis products by adults age 21 and
21 over, after obtaining a temporary on-site consumption permit from the
22 board for each consumption event.

23 (7) "Cannabis processor" means a person licensed by the board to
24 process cannabis into cannabis concentrates, useable cannabis, and
25 cannabis-infused products, package and label cannabis concentrates,
26 useable cannabis, and cannabis-infused products for sale in retail
27 outlets, and sell cannabis concentrates, useable cannabis, and
28 cannabis-infused products at wholesale to cannabis retailers.

29 ~~((7))~~ (8) "Cannabis producer" means a person licensed by the
30 board to produce and sell cannabis at wholesale to cannabis
31 processors and other cannabis producers.

32 ~~((8))~~ (9)(a) "Cannabis products" means useable cannabis,
33 cannabis concentrates, ~~((and))~~ cannabis-infused products, single-use
34 cannabis products, and ready-to-consume cannabis products as defined
35 in this section, including any product intended to be consumed or
36 absorbed inside the body by any means including inhalation,
37 ingestion, or insertion, with any detectable amount of THC.

38 (b) "Cannabis products" also means any product containing only
39 THC content.

1 (c) "Cannabis products" does not include cannabis health and
2 beauty aids as defined in RCW 69.50.575 or products approved by the
3 United States food and drug administration.

4 ~~((9))~~ (10) "Cannabis researcher" means a person licensed by the
5 board to produce, process, and possess cannabis for the purposes of
6 conducting research on cannabis and cannabis-derived drug products.

7 ~~((10))~~ (11) "Cannabis retailer" means a person licensed by the
8 board to sell cannabis concentrates, useable cannabis, and cannabis-
9 infused products in a retail outlet.

10 ~~((11))~~ (12) "Cannabis-infused products" means products that
11 contain cannabis or cannabis extracts, are intended for human use,
12 are derived from cannabis as defined in subsection (4) of this
13 section, and have a THC concentration no greater than ten percent.
14 The term "cannabis-infused products" does not include either useable
15 cannabis or cannabis concentrates.

16 ~~((12))~~ (13) "CBD concentration" has the meaning provided in RCW
17 69.51A.010.

18 ~~((13))~~ (14) "CBD product" means any product containing or
19 consisting of cannabidiol.

20 ~~((14))~~ (15) "Commission" means the pharmacy quality assurance
21 commission.

22 ~~((15))~~ (16) "Consumption area" means a space authorized under
23 section 2 of this act and approved by the board at a location under
24 the cannabis consumption event organizer license, where persons age
25 21 and over may consume single-use cannabis products and ready-to-
26 consume cannabis products by methods of consumption approved for the
27 type of space as provided in section 2 of this act.

28 (17) "Consumption event" means a temporary event, not to exceed
29 one event per calendar month lasting up to three consecutive days
30 except as provided in section 2 of this act, that a cannabis
31 consumption event organizer organizes and operates, which may include
32 participation by cannabis producers, processors, and retailers
33 licensed under this chapter or operating consistent with a compact
34 entered into under RCW 43.06.490, after the cannabis consumption
35 event organizer obtains a temporary on-site consumption permit from
36 the board.

37 (18) "Controlled substance" means a drug, substance, or immediate
38 precursor included in Schedules I through V as set forth in federal
39 or state laws, or federal or commission rules, but does not include
40 hemp or industrial hemp as defined in RCW 15.140.020.

1 (~~(16)~~) (19) (a) "Controlled substance analog" means a substance
2 the chemical structure of which is substantially similar to the
3 chemical structure of a controlled substance in Schedule I or II and:

4 (i) that has a stimulant, depressant, or hallucinogenic effect on
5 the central nervous system substantially similar to the stimulant,
6 depressant, or hallucinogenic effect on the central nervous system of
7 a controlled substance included in Schedule I or II; or

8 (ii) with respect to a particular individual, that the individual
9 represents or intends to have a stimulant, depressant, or
10 hallucinogenic effect on the central nervous system substantially
11 similar to the stimulant, depressant, or hallucinogenic effect on the
12 central nervous system of a controlled substance included in Schedule
13 I or II.

14 (b) The term does not include:

15 (i) a controlled substance;

16 (ii) a substance for which there is an approved new drug
17 application;

18 (iii) a substance with respect to which an exemption is in effect
19 for investigational use by a particular person under Section 505 of
20 the federal food, drug, and cosmetic act, 21 U.S.C. Sec. 355, or
21 chapter 69.77 RCW to the extent conduct with respect to the substance
22 is pursuant to the exemption; or

23 (iv) any substance to the extent not intended for human
24 consumption before an exemption takes effect with respect to the
25 substance.

26 (~~(17)~~) (20) "Deliver" or "delivery" means the actual or
27 constructive transfer from one person to another of a substance,
28 whether or not there is an agency relationship.

29 (~~(18)~~) (21) "Department" means the department of health.

30 (~~(19)~~) (22) "Designated provider" has the meaning provided in
31 RCW 69.51A.010.

32 (~~(20)~~) (23) "Dispense" means the interpretation of a
33 prescription or order for a controlled substance and, pursuant to
34 that prescription or order, the proper selection, measuring,
35 compounding, labeling, or packaging necessary to prepare that
36 prescription or order for delivery.

37 (~~(21)~~) (24) "Dispenser" means a practitioner who dispenses.

38 (~~(22)~~) (25) "Distribute" means to deliver other than by
39 administering or dispensing a controlled substance.

40 (~~(23)~~) (26) "Distributor" means a person who distributes.

1 (~~(24)~~) (27) "Drug" means (a) a controlled substance recognized
2 as a drug in the official United States pharmacopoeia/national
3 formulary or the official homeopathic pharmacopoeia of the United
4 States, or any supplement to them; (b) controlled substances intended
5 for use in the diagnosis, cure, mitigation, treatment, or prevention
6 of disease in individuals or animals; (c) controlled substances
7 (other than food) intended to affect the structure or any function of
8 the body of individuals or animals; and (d) controlled substances
9 intended for use as a component of any article specified in (a), (b),
10 or (c) of this subsection. The term does not include devices or their
11 components, parts, or accessories.

12 (~~(25)~~) (28) "Drug enforcement administration" means the drug
13 enforcement administration in the United States Department of
14 Justice, or its successor agency.

15 (~~(26)~~) (29) "Electronic communication of prescription
16 information" means the transmission of a prescription or refill
17 authorization for a drug of a practitioner using computer systems.
18 The term does not include a prescription or refill authorization
19 verbally transmitted by telephone nor a facsimile manually signed by
20 the practitioner.

21 (~~(27)~~) (30) "Immature plant or clone" means a plant or clone
22 that has no flowers, is less than (~~(twelve)~~) 12 inches in height, and
23 is less than (~~(twelve)~~) 12 inches in diameter.

24 (~~(28)~~) (31) "Immediate precursor" means a substance:

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

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

32 (~~(29)~~) (32) "Isomer" means an optical isomer, but in subsection
33 (~~(33)~~) (36)(e) of this section, RCW 69.50.204(1) (l) and (hh), and
34 69.50.206(2)(d), the term includes any geometrical isomer; in RCW
35 69.50.204(1) (h) and (pp) and 69.50.210(3), the term includes any
36 positional isomer; and in RCW 69.50.204(1)(ii), 69.50.204(3), and
37 69.50.208(1), the term includes any positional or geometric isomer.

38 (~~(30)~~) (33) "Lot" means a definite quantity of cannabis,
39 cannabis concentrates, useable cannabis, or cannabis-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 ~~((31))~~ (34) "Lot number" must identify the licensee by business
4 or trade name and Washington state unified business identifier
5 number, and the date of harvest or processing for each lot of
6 cannabis, cannabis concentrates, useable cannabis, or cannabis-
7 infused product.

8 ~~((32))~~ (35) "Manufacture" means the production, preparation,
9 propagation, compounding, conversion, or processing of a controlled
10 substance, either directly or indirectly or by extraction from
11 substances of natural origin, or independently by means of chemical
12 synthesis, or by a combination of extraction and chemical synthesis,
13 and includes any packaging or repackaging of the substance or
14 labeling or relabeling of its container. The term does not include
15 the preparation, compounding, packaging, repackaging, labeling, or
16 relabeling of a controlled substance:

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

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

24 ~~((33))~~ (36) "Narcotic drug" means any of the following, whether
25 produced directly or indirectly by extraction from substances of
26 vegetable origin, or independently by means of chemical synthesis, or
27 by a combination of extraction and chemical synthesis:

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

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

38 (c) Poppy straw and concentrate of poppy straw.

1 (d) Coca leaves, except coca leaves and extracts of coca leaves
2 from which cocaine, ecgonine, and derivatives or ecgonine or their
3 salts have been removed.

4 (e) Cocaine, or any salt, isomer, or salt of isomer thereof.

5 (f) Cocaine base.

6 (g) Ecgonine, or any derivative, salt, isomer, or salt of isomer
7 thereof.

8 (h) Any compound, mixture, or preparation containing any quantity
9 of any substance referred to in (a) through (g) of this subsection.

10 ~~((34))~~ (37) "Opiate" means any substance having an addiction-
11 forming or addiction-sustaining liability similar to morphine or
12 being capable of conversion into a drug having addiction-forming or
13 addiction-sustaining liability. The term includes opium, substances
14 derived from opium (opium derivatives), and synthetic opiates. The
15 term does not include, unless specifically designated as controlled
16 under RCW 69.50.201, the dextrorotatory isomer of 3-methoxy-n-
17 methylmorphinan and its salts (dextromethorphan). The term includes
18 the racemic and levorotatory forms of dextromethorphan.

19 ~~((35))~~ (38) "Opium poppy" means the plant of the species
20 *Papaver somniferum* L., except its seeds.

21 ~~((36))~~ (39) "Package" means a container that has a single unit
22 or group of units.

23 ~~((37))~~ (40) "Person" means individual, corporation, business
24 trust, estate, trust, partnership, association, joint venture,
25 government, governmental subdivision or agency, or any other legal or
26 commercial entity.

27 ~~((38))~~ (41) "Plant" has the meaning provided in RCW 69.51A.010.

28 ~~((39))~~ (42) "Poppy straw" means all parts, except the seeds, of
29 the opium poppy, after mowing.

30 ~~((40))~~ (43) "Practitioner" means:

31 (a) A physician under chapter 18.71 RCW; a physician assistant
32 under chapter 18.71A RCW; an osteopathic physician and surgeon under
33 chapter 18.57 RCW; an optometrist licensed under chapter 18.53 RCW
34 who is certified by the optometry board under RCW 18.53.010 subject
35 to any limitations in RCW 18.53.010; a dentist under chapter 18.32
36 RCW; a podiatric physician and surgeon under chapter 18.22 RCW; a
37 veterinarian under chapter 18.92 RCW; a registered nurse, advanced
38 practice registered nurse, or licensed practical nurse under chapter
39 18.79 RCW; a naturopathic physician under chapter 18.36A RCW who is
40 licensed under RCW 18.36A.030 subject to any limitations in RCW

1 18.36A.040; a pharmacist under chapter 18.64 RCW or a scientific
2 investigator under this chapter, licensed, registered or otherwise
3 permitted insofar as is consistent with those licensing laws to
4 distribute, dispense, conduct research with respect to or administer
5 a controlled substance in the course of their professional practice
6 or research in this state.

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

11 (c) A physician licensed to practice medicine and surgery, a
12 physician licensed to practice osteopathic medicine and surgery, a
13 dentist licensed to practice dentistry, a podiatric physician and
14 surgeon licensed to practice podiatric medicine and surgery, a
15 licensed physician assistant or a licensed osteopathic physician
16 assistant specifically approved to prescribe controlled substances by
17 his or her state's medical commission or equivalent and his or her
18 participating physician as defined in RCW 18.71A.010, an advanced
19 practice registered nurse licensed to prescribe controlled
20 substances, or a veterinarian licensed to practice veterinary
21 medicine in any state of the United States.

22 (~~(41)~~) (44) "Prescription" means an order for controlled
23 substances issued by a practitioner duly authorized by law or rule in
24 the state of Washington to prescribe controlled substances within the
25 scope of his or her professional practice for a legitimate medical
26 purpose.

27 (~~(42)~~) (45) "Production" includes the manufacturing, planting,
28 cultivating, growing, or harvesting of a controlled substance.

29 (~~(43)~~) (46) "Qualifying patient" has the meaning provided in
30 RCW 69.51A.010.

31 (~~(44)~~) (47) "Ready-to-consume cannabis product" means a
32 cannabis product that is prepared on the premises of a licensed
33 cannabis consumption event organizer or an approved consumption
34 event, presented in the form of a foodstuff or beverage, sold in a
35 heated or unheated state, intended for immediate consumption, and
36 that the board has determined to be an appropriate product for
37 consumption at a consumption event.

38 (48) "Recognition card" has the meaning provided in RCW
39 69.51A.010.

1 ~~((45))~~ (49) "Retail outlet" means a location licensed by the
2 board for the retail sale of cannabis concentrates, useable cannabis,
3 ~~((and))~~ cannabis-infused products, but does not include a cannabis
4 consumption event organizer or a consumption event approved under
5 section 2 of this act.

6 ~~((46))~~ (50) "Secretary" means the secretary of health or the
7 secretary's designee.

8 ~~((47))~~ (51) "Single-use cannabis product" means a type of
9 product containing cannabis, other than a ready-to-consume cannabis
10 product, that the board has determined to be appropriate for
11 consumption in a cannabis consumption area under section 2 of this
12 act. A single-use cannabis product may be a form of useable cannabis,
13 cannabis-infused product in solid or liquid form, or cannabis
14 concentrate, that is smoked, vaporized, consumed, or ingested.

15 (52) "Social equity plan" means a plan that addresses at least
16 some of the elements outlined in this subsection ~~((47))~~, along with
17 any additional plan components or requirements approved by the board
18 following consultation with the task force created in RCW 69.50.336.
19 The plan may include:

20 (a) A statement that indicates how the cannabis licensee will
21 work to promote social equity goals in their community;

22 (b) A description of how the cannabis licensee will meet social
23 equity goals as defined in RCW 69.50.335;

24 (c) The composition of the workforce the licensee has employed or
25 intends to hire; and

26 (d) Business plans involving partnerships or assistance to
27 organizations or residents with connections to populations with a
28 history of high rates of enforcement of cannabis prohibition.

29 ~~((48))~~ (53) "State," unless the context otherwise requires,
30 means a state of the United States, the District of Columbia, the
31 Commonwealth of Puerto Rico, or a territory or insular possession
32 subject to the jurisdiction of the United States.

33 ~~((49))~~ (54) "Temporary on-site consumption permit" means an
34 official authorization documented by the board for a cannabis
35 consumption event organizer to host a consumption event.

36 (55) "THC concentration" means percent of tetrahydrocannabinol
37 content of any part of the plant *Cannabis*, or per volume or weight of
38 cannabis product, or the combined percent of tetrahydrocannabinol and
39 tetrahydrocannabinolic acid in any part of the plant *Cannabis*
40 regardless of moisture content.

1 ~~((50))~~ (56) "Ultimate user" means an individual who lawfully
2 possesses a controlled substance for the individual's own use or for
3 the use of a member of the individual's household or for
4 administering to an animal owned by the individual or by a member of
5 the individual's household.

6 ~~((51))~~ (57) "Unit" means an individual consumable item within a
7 package of one or more consumable items in solid, liquid, gas, or any
8 form intended for human consumption.

9 ~~((52))~~ (58) "Useable cannabis" means dried cannabis flowers.
10 The term "useable cannabis" does not include either cannabis-infused
11 products or cannabis concentrates.

12 ~~((53))~~ (59) "Warehouse" means an indoor structure or a portion
13 of the structure on a cannabis consumption event organizer's premises
14 at its principal place of business used for the onsite storage of
15 cannabis and single-use cannabis products in compliance with the
16 requirements of the board, including for security, storage, and
17 disposal.

18 (60) "Youth access" means the level of interest persons under the
19 age of ~~((twenty-one))~~ 21 may have in a vapor product, as well as the
20 degree to which the product is available or appealing to such
21 persons, and the likelihood of initiation, use, or addiction by
22 adolescents and young adults.

23 **Sec. 28.** RCW 43.06.490 and 2022 c 16 s 33 are each amended to
24 read as follows:

25 (1) The governor may enter into agreements with federally
26 recognized Indian tribes concerning cannabis. Cannabis agreements may
27 address any cannabis-related issue that involves both state and
28 tribal interests or otherwise has an impact on tribal-state
29 relations. Such agreements may include, but are not limited to, the
30 following provisions and subject matter:

31 (a) Criminal and civil law enforcement;

32 (b) Regulatory issues related to the commercial production,
33 processing, sale, ~~((and))~~ possession, and consumption of cannabis,
34 and processed cannabis products, for both recreational and medical
35 purposes;

36 (c) Medical and pharmaceutical research involving cannabis;

37 (d) Taxation in accordance with subsection (2) of this section;

38 (e) Any tribal immunities or preemption of state law regarding
39 the production, processing, or marketing of cannabis; and

1 (f) Dispute resolution, including the use of mediation or other
2 nonjudicial process.

3 (2)(a) Each cannabis agreement adopted under this section must
4 provide for a tribal cannabis tax that is at least (~~one hundred~~)
5 100 percent of the state cannabis excise tax imposed under RCW
6 69.50.535 and state and local sales and use taxes on sales of
7 cannabis. Cannabis agreements apply to sales in which tribes, tribal
8 enterprises, or tribal member-owned businesses (i) deliver or cause
9 delivery to be made to or receive delivery from a cannabis producer,
10 processor, (~~or~~) retailer, or cannabis consumption event organizer
11 licensed under chapter 69.50 RCW or (ii) physically transfer
12 possession of the cannabis from the seller to the buyer within Indian
13 country.

14 (b) The tribe may allow an exemption from tax for sales to the
15 tribe, tribal enterprises, tribal member-owned businesses, or tribal
16 members, on cannabis grown, produced, or processed within its Indian
17 country, or for activities to the extent they are exempt under state
18 or federal law from the state cannabis excise tax imposed under RCW
19 69.50.535 or state and local sales or use taxes on sales of cannabis.
20 Medical cannabis products used in the course of medical treatments by
21 a clinic, hospital, or similar facility owned and operated by a
22 federally recognized Indian tribe within its Indian country may be
23 exempted from tax under the terms of an agreement entered into under
24 this section.

25 (3) Any cannabis agreement relating to the production,
26 processing, (~~and~~) sale, and consumption of cannabis in Indian
27 country, whether for recreational or medical purposes, must address
28 the following issues:

29 (a) Preservation of public health and safety;

30 (b) Ensuring the security of production, processing, retail, and
31 research facilities; and

32 (c) Cross-border commerce in cannabis.

33 (4) The governor may delegate the power to negotiate cannabis
34 agreements to the state liquor and cannabis board. In conducting such
35 negotiations, the state liquor and cannabis board must, when
36 necessary, consult with the governor and/or the department of
37 revenue.

38 (5) The definitions in this subsection apply throughout this
39 section unless the context clearly requires otherwise.

40 (a) "Indian country" has the same meaning as in RCW 82.24.010.

1 (b) "Indian tribe" or "tribe" means a federally recognized Indian
2 tribe located within the geographical boundaries of the state of
3 Washington.

4 (c) "Cannabis" means "cannabis," "cannabis concentrates,"
5 "cannabis-infused products," (~~and~~) "useable cannabis," "single-use
6 cannabis products," and "ready-to-consume cannabis products," as
7 those terms are defined in RCW 69.50.101.

8 **Sec. 29.** RCW 43.79.567 and 2025 c 424 s 952 are each amended to
9 read as follows:

10 (1) The community reinvestment account is created in the state
11 treasury. Revenues to the account shall consist of appropriations and
12 transfers by the legislature and all other moneys directed for
13 deposit into the account. Moneys in the account may be spent only
14 after appropriation.

15 (2) Expenditures from the account may be used by the department
16 of commerce for:

17 (a) Economic development, which includes addressing wealth
18 disparities to promote asset building such as homeownership and
19 expanding access to financial resources including, but not limited
20 to, grants and loans for small businesses and entrepreneurs,
21 financial literacy training, and other small business training and
22 support activities;

23 (b) Civil and criminal legal assistance to provide postconviction
24 relief and case assistance, including the expungement of criminal
25 records and vacation of criminal convictions;

26 (c) Community-based violence intervention and prevention
27 services, which may include after-school programs focused on
28 providing education and mentorship to youths;

29 (d) Reentry services to facilitate successful transitions for
30 persons formerly incarcerated in an adult correctional facility or
31 juvenile residential facility in Washington; and

32 (e) Beginning July 1, 2025, agricultural and economic support and
33 services available to historically marginalized communities.

34 (3) The distribution of the grants under this section must be
35 done in collaboration with "by and for community organizations" as
36 defined by the department of commerce and the office of equity. For
37 the 2025-2027 fiscal biennium, "by and for community organizations"
38 include, but are not limited to, those operated by and for Black,

1 Latino, Native American, Asian, Native Hawaiian, and Pacific Islander
2 communities.

3 (4) Moneys directed to this account under section 2 of this act
4 shall be used exclusively for expenditures under subsection (2)(a),
5 (c), and (e) of this section as follows:

6 (a) Fifty percent of such moneys is dedicated to funding for
7 economic development under subsection (2)(a) of this section; and

8 (b) Fifty percent of such moneys is dedicated to funding under
9 subsection (2)(c) and (e) of this section.

10 **Sec. 30.** RCW 70.155.120 and 2023 c 398 s 6 are each amended to
11 read as follows:

12 (1) The youth tobacco and vapor products prevention account is
13 created in the state treasury. All fees collected pursuant to RCW
14 70.155.100(3)(b), section 2 of this act, 82.24.520, 82.24.530,
15 82.26.160, and 82.26.170 and funds collected by the board from the
16 imposition of monetary penalties shall be deposited into this
17 account, except that 10 percent of all such fees and penalties shall
18 be deposited in the state general fund.

19 (2) Moneys appropriated from the youth tobacco and vapor products
20 prevention account to the department of health shall be used by the
21 department of health for implementation of this chapter, including
22 collection and reporting of data regarding enforcement and the extent
23 to which access to tobacco products and vapor products by youth has
24 been reduced.

25 (3) The department of health shall enter into interagency
26 agreements with the board to pay the costs incurred, up to 30 percent
27 of available funds, in carrying out its enforcement responsibilities
28 under this chapter. Such agreements shall set forth standards of
29 enforcement, consistent with the funding available, so as to reduce
30 the extent to which tobacco products and vapor products are available
31 to individuals under the age of 21. The agreements shall also set
32 forth requirements for data reporting by the board regarding its
33 enforcement activities. During the 2019-2021 fiscal biennium, the
34 department of health shall pay the costs incurred, up to 23 percent
35 of available funds, in carrying out its enforcement responsibilities.

36 (4) The department of health, the board, and the department of
37 revenue shall enter into an interagency agreement for payment of the
38 cost of administering the tobacco retailer licensing system and for

1 the provision of quarterly documentation of tobacco wholesaler,
2 retailer, and vending machine names and locations.

3 (5) The department of health shall, within up to 70 percent of
4 available funds, provide grants to local health departments or other
5 local community agencies to develop and implement coordinated tobacco
6 and vapor product intervention strategies to prevent and reduce
7 tobacco and vapor product use by youth. During the 2019-2021 fiscal
8 biennium, the department of health shall, within up to 77 percent of
9 available funds, provide grants to local health departments or other
10 local community agencies to develop and implement coordinated tobacco
11 and vapor product intervention strategies to prevent and reduce
12 tobacco and vapor product use by youth.

13 NEW SECTION. **Sec. 31.** A new section is added to chapter 69.50
14 RCW to read as follows:

15 The youth cannabis cessation account is created in the state
16 treasury. All receipts from section 2(8)(c) of this act shall be
17 deposited in the account. Moneys in the account may be spent only
18 after appropriation. Moneys appropriated from the youth cannabis
19 cessation account to the department of health or the health care
20 authority shall be used to assist youth in cannabis cessation.

21 NEW SECTION. **Sec. 32.** Section 26 of this act expires June 30,
22 2027.

23 NEW SECTION. **Sec. 33.** Section 27 of this act takes effect June
24 30, 2027.

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