

**3SSB 5887 - S AMD 649**

By Senators Kohl-Welles, Rivers, Pedersen, Becker

**ADOPTED AS AMENDED 03/08/2014**

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

3 "Sec. 1. RCW 66.08.012 and 2012 c 117 s 265 are each amended to  
4 read as follows:

5 There shall be a board, known as the "Washington state liquor  
6 (~~control~~) and cannabis board," consisting of three members, to be  
7 appointed by the governor, with the consent of the senate, who shall  
8 each be paid an annual salary to be fixed by the governor in accordance  
9 with the provisions of RCW 43.03.040. The governor may, in his or her  
10 discretion, appoint one of the members as chair of the board, and a  
11 majority of the members shall constitute a quorum of the board.

12 **Sec. 2.** RCW 69.50.101 and 2013 c 276 s 2 and 2013 c 116 s 1 are  
13 each reenacted and amended to read as follows:

14 Unless the context clearly requires otherwise, definitions of terms  
15 shall be as indicated where used in this chapter:

16 (a) "Administer" means to apply a controlled substance, whether by  
17 injection, inhalation, ingestion, or any other means, directly to the  
18 body of a patient or research subject by:

19 (1) a practitioner authorized to prescribe (or, by the  
20 practitioner's authorized agent); or

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

23 (b) "Agent" means an authorized person who acts on behalf of or at  
24 the direction of a manufacturer, distributor, or dispenser. It does  
25 not include a common or contract carrier, public warehouseperson, or  
26 employee of the carrier or warehouseperson.

27 (c) (~~"Board"~~) "Commission" means the (~~state board of~~) pharmacy  
28 quality assurance commission.

1 (d) "Controlled substance" means a drug, substance, or immediate  
2 precursor included in Schedules I through V as set forth in federal or  
3 state laws, or federal or (~~board~~) commission rules.

4 (e)(1) "Controlled substance analog" means a substance the chemical  
5 structure of which is substantially similar to the chemical structure  
6 of a controlled substance in Schedule I or II and:

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

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

17 (2) The term does not include:

18 (i) a controlled substance;

19 (ii) a substance for which there is an approved new drug  
20 application;

21 (iii) a substance with respect to which an exemption is in effect  
22 for investigational use by a particular person under Section 505 of the  
23 federal Food, Drug and Cosmetic Act, 21 U.S.C. Sec. 355, to the extent  
24 conduct with respect to the substance is pursuant to the exemption; or

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

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

30 (g) "Department" means the department of health.

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

35 (i) "Dispenser" means a practitioner who dispenses.

36 (j) "Distribute" means to deliver other than by administering or  
37 dispensing a controlled substance.

38 (k) "Distributor" means a person who distributes.

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

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

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

20 (o) "Immediate precursor" means a substance:

21 (1) that the (~~state board of~~) pharmacy quality assurance  
22 commission has found to be and by rule designates as being the  
23 principal compound commonly used, or produced primarily for use, in the  
24 manufacture of a controlled substance;

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

27 (3) the control of which is necessary to prevent, curtail, or limit  
28 the manufacture of the controlled substance.

29 (p) "Isomer" means an optical isomer, but in subsection (y)(5) of  
30 this section, RCW 69.50.204(a) (12) and (34), and 69.50.206(b)(4), the  
31 term includes any geometrical isomer; in RCW 69.50.204(a) (8) and (42),  
32 and 69.50.210(c) the term includes any positional isomer; and in RCW  
33 69.50.204(a)(35), 69.50.204(c), and 69.50.208(a) the term includes any  
34 positional or geometric isomer.

35 (q) "Lot" means a definite quantity of marijuana, marijuana  
36 concentrates, useable marijuana, or marijuana-infused product  
37 identified by a lot number, every portion or package of which is

1 uniform within recognized tolerances for the factors that appear in the  
2 labeling.

3 (r) "Lot number" shall identify the licensee by business or trade  
4 name and Washington state unified business identifier number, and the  
5 date of harvest or processing for each lot of marijuana, marijuana  
6 concentrates, useable marijuana, or marijuana-infused product.

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

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

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

22 (t) "Marijuana" or "marihuana" means all parts of the plant  
23 Cannabis, whether growing or not, with a THC concentration greater than  
24 0.3 percent on a dry weight basis; the seeds thereof; the resin  
25 extracted from any part of the plant; and every compound, manufacture,  
26 salt, derivative, mixture, or preparation of the plant, its seeds or  
27 resin. The term does not include the mature stalks of the plant, fiber  
28 produced from the stalks, oil or cake made from the seeds of the plant,  
29 any other compound, manufacture, salt, derivative, mixture, or  
30 preparation of the mature stalks (except the resin extracted  
31 therefrom), fiber, oil, or cake, or the sterilized seed of the plant  
32 which is incapable of germination.

33 (u) "Marijuana processor" means a person licensed by the state  
34 liquor (~~control~~) and cannabis board to process marijuana into  
35 marijuana concentrates, useable marijuana, and marijuana-infused  
36 products, package and label marijuana concentrates, useable marijuana,  
37 and marijuana-infused products for sale in retail outlets, and sell

1 marijuana concentrates, useable marijuana, and marijuana-infused  
2 products at wholesale to marijuana retailers.

3 (v) "Marijuana producer" means a person licensed by the state  
4 liquor (~~control~~) and cannabis board to produce and sell marijuana at  
5 wholesale to marijuana processors and other marijuana producers.

6 (w) "Marijuana-infused products" means products that (~~contain~~)  
7 are not more than twenty percent marijuana (~~or marijuana extracts~~)  
8 and are intended for human use. The term "marijuana-infused products"  
9 does not include useable marijuana or marijuana concentrates.

10 (x) "Marijuana retailer" means a person licensed by the state  
11 liquor (~~control~~) and cannabis board to sell marijuana concentrates,  
12 useable marijuana, and marijuana-infused products in a retail outlet.

13 (y) "Narcotic drug" means any of the following, whether produced  
14 directly or indirectly by extraction from substances of vegetable  
15 origin, or independently by means of chemical synthesis, or by a  
16 combination of extraction and chemical synthesis:

17 (1) Opium, opium derivative, and any derivative of opium or opium  
18 derivative, including their salts, isomers, and salts of isomers,  
19 whenever the existence of the salts, isomers, and salts of isomers is  
20 possible within the specific chemical designation. The term does not  
21 include the isoquinoline alkaloids of opium.

22 (2) Synthetic opiate and any derivative of synthetic opiate,  
23 including their isomers, esters, ethers, salts, and salts of isomers,  
24 esters, and ethers, whenever the existence of the isomers, esters,  
25 ethers, and salts is possible within the specific chemical designation.

26 (3) Poppy straw and concentrate of poppy straw.

27 (4) Coca leaves, except coca leaves and extracts of coca leaves  
28 from which cocaine, ecgonine, and derivatives or ecgonine or their  
29 salts have been removed.

30 (5) Cocaine, or any salt, isomer, or salt of isomer thereof.

31 (6) Cocaine base.

32 (7) Ecgonine, or any derivative, salt, isomer, or salt of isomer  
33 thereof.

34 (8) Any compound, mixture, or preparation containing any quantity  
35 of any substance referred to in subparagraphs (1) through (7).

36 (z) "Opiate" means any substance having an addiction-forming or  
37 addiction-sustaining liability similar to morphine or being capable of  
38 conversion into a drug having addiction-forming or addiction-sustaining

1 liability. The term includes opium, substances derived from opium  
2 (opium derivatives), and synthetic opiates. The term does not include,  
3 unless specifically designated as controlled under RCW 69.50.201, the  
4 dextrorotatory isomer of 3-methoxy-n-methylmorphinan and its salts  
5 (dextromethorphan). The term includes the racemic and levorotatory  
6 forms of dextromethorphan.

7 (aa) "Opium poppy" means the plant of the species *Papaver*  
8 *somniferum* L., except its seeds.

9 (bb) "Person" means individual, corporation, business trust,  
10 estate, trust, partnership, association, joint venture, government,  
11 governmental subdivision or agency, or any other legal or commercial  
12 entity.

13 (cc) "Poppy straw" means all parts, except the seeds, of the opium  
14 poppy, after mowing.

15 (dd) "Practitioner" means:

16 (1) A physician under chapter 18.71 RCW; a physician assistant  
17 under chapter 18.71A RCW; an osteopathic physician and surgeon under  
18 chapter 18.57 RCW; an osteopathic physician assistant under chapter  
19 18.57A RCW who is licensed under RCW 18.57A.020 subject to any  
20 limitations in RCW 18.57A.040; an optometrist licensed under chapter  
21 18.53 RCW who is certified by the optometry board under RCW 18.53.010  
22 subject to any limitations in RCW 18.53.010; a dentist under chapter  
23 18.32 RCW; a podiatric physician and surgeon under chapter 18.22 RCW;  
24 a veterinarian under chapter 18.92 RCW; a registered nurse, advanced  
25 registered nurse practitioner, or licensed practical nurse under  
26 chapter 18.79 RCW; a naturopathic physician under chapter 18.36A RCW  
27 who is licensed under RCW 18.36A.030 subject to any limitations in RCW  
28 18.36A.040; a pharmacist under chapter 18.64 RCW or a scientific  
29 investigator under this chapter, licensed, registered or otherwise  
30 permitted insofar as is consistent with those licensing laws to  
31 distribute, dispense, conduct research with respect to or administer a  
32 controlled substance in the course of their professional practice or  
33 research in this state.

34 (2) A pharmacy, hospital or other institution licensed, registered,  
35 or otherwise permitted to distribute, dispense, conduct research with  
36 respect to or to administer a controlled substance in the course of  
37 professional practice or research in this state.

1 (3) A physician licensed to practice medicine and surgery, a  
2 physician licensed to practice osteopathic medicine and surgery, a  
3 dentist licensed to practice dentistry, a podiatric physician and  
4 surgeon licensed to practice podiatric medicine and surgery, a licensed  
5 physician assistant or a licensed osteopathic physician assistant  
6 specifically approved to prescribe controlled substances by his or her  
7 state's medical quality assurance commission or equivalent and his or  
8 her supervising physician, an advanced registered nurse practitioner  
9 licensed to prescribe controlled substances, or a veterinarian licensed  
10 to practice veterinary medicine in any state of the United States.

11 (ee) "Prescription" means an order for controlled substances issued  
12 by a practitioner duly authorized by law or rule in the state of  
13 Washington to prescribe controlled substances within the scope of his  
14 or her professional practice for a legitimate medical purpose.

15 (ff) "Production" includes the manufacturing, planting,  
16 cultivating, growing, or harvesting of a controlled substance.

17 (gg) "Retail outlet" means a location licensed by the state liquor  
18 ~~((control))~~ and cannabis board for the retail sale of marijuana  
19 concentrates, useable marijuana, and marijuana-infused products.

20 (hh) "Secretary" means the secretary of health or the secretary's  
21 designee.

22 (ii) "State," unless the context otherwise requires, means a state  
23 of the United States, the District of Columbia, the Commonwealth of  
24 Puerto Rico, or a territory or insular possession subject to the  
25 jurisdiction of the United States.

26 (jj) "THC concentration" means percent of delta-9  
27 tetrahydrocannabinol content per dry weight of any part of the plant  
28 *Cannabis*, or per volume or weight of marijuana product, or the combined  
29 percent of delta-9 tetrahydrocannabinol and tetrahydrocannabinolic acid  
30 in any part of the plant *Cannabis* regardless of moisture content.

31 (kk) "Ultimate user" means an individual who lawfully possesses a  
32 controlled substance for the individual's own use or for the use of a  
33 member of the individual's household or for administering to an animal  
34 owned by the individual or by a member of the individual's household.

35 (ll) "Useable marijuana" means dried marijuana flowers. The term  
36 "useable marijuana" does not include marijuana-infused products or  
37 marijuana concentrates.

1 (mm) "Authorization card" has the meaning provided in RCW  
2 69.51A.010.

3 (nn) "Designated provider" has the meaning provided in RCW  
4 69.51A.010.

5 (oo) "Health care professional" has the meaning provided in RCW  
6 69.51A.010.

7 (pp) "Qualifying patient" has the meaning provided in RCW  
8 69.51A.010.

9 (qq) "Marijuana concentrates" means the separated resin, whether  
10 crude or purified, obtained from marijuana. The term "marijuana  
11 concentrates" does not include useable marijuana or marijuana-infused  
12 products.

13 (rr) "CBD concentration" means the percent of cannabidiol content  
14 per dry weight of any part of the plant *Cannabis*, or per volume or  
15 weight of marijuana product.

16 **Sec. 3.** RCW 69.50.325 and 2013 c 3 s 4 (Initiative Measure No.  
17 502) are each amended to read as follows:

18 (1) There shall be a marijuana producer's license to produce  
19 marijuana for sale at wholesale to marijuana processors and other  
20 marijuana producers, regulated by the state liquor (~~control~~) and  
21 cannabis board and subject to annual renewal. The production,  
22 possession, delivery, distribution, and sale of marijuana in accordance  
23 with the provisions of chapter 3, Laws of 2013 and the rules adopted to  
24 implement and enforce it, by a validly licensed marijuana producer,  
25 shall not be a criminal or civil offense under Washington state law.  
26 Every marijuana producer's license shall be issued in the name of the  
27 applicant, shall specify the location at which the marijuana producer  
28 intends to operate, which must be within the state of Washington, and  
29 the holder thereof shall not allow any other person to use the license.  
30 The application fee for a marijuana producer's license shall be two  
31 hundred fifty dollars. The annual fee for issuance and renewal of a  
32 marijuana producer's license shall be one thousand dollars. A separate  
33 license shall be required for each location at which a marijuana  
34 producer intends to produce marijuana.

35 (2) There shall be a marijuana processor's license to process,  
36 package, and label marijuana concentrates, useable marijuana, and  
37 marijuana-infused products for sale at wholesale to marijuana



1 processors and marijuana retailers, regulated by the state liquor  
2 (~~control~~) and cannabis board and subject to annual renewal. The  
3 processing, packaging, possession, delivery, distribution, and sale of  
4 marijuana, marijuana concentrates, useable marijuana, and marijuana-  
5 infused products in accordance with the provisions of chapter 3, Laws  
6 of 2013 and the rules adopted to implement and enforce it, by a validly  
7 licensed marijuana processor, shall not be a criminal or civil offense  
8 under Washington state law. Every marijuana processor's license shall  
9 be issued in the name of the applicant, shall specify the location at  
10 which the licensee intends to operate, which must be within the state  
11 of Washington, and the holder thereof shall not allow any other person  
12 to use the license. The application fee for a marijuana processor's  
13 license shall be two hundred fifty dollars. The annual fee for  
14 issuance and renewal of a marijuana processor's license shall be one  
15 thousand dollars. A separate license shall be required for each  
16 location at which a marijuana processor intends to process marijuana.

17 (3) There shall be a marijuana retailer's license to sell marijuana  
18 concentrates, useable marijuana, and marijuana-infused products at  
19 retail in retail outlets, regulated by the state liquor (~~control~~) and  
20 cannabis board and subject to annual renewal. The possession,  
21 delivery, distribution, and sale of marijuana concentrates, useable  
22 marijuana, and marijuana-infused products in accordance with the  
23 provisions of chapter 3, Laws of 2013, chapter 69.51A RCW, and the  
24 rules adopted to implement and enforce (~~it~~) these chapters, by a  
25 validly licensed marijuana retailer, shall not be a criminal or civil  
26 offense under Washington state law. Every marijuana retailer's license  
27 shall be issued in the name of the applicant, shall specify the  
28 location of the retail outlet the licensee intends to operate, which  
29 must be within the state of Washington, and the holder thereof shall  
30 not allow any other person to use the license. The application fee for  
31 a marijuana retailer's license shall be two hundred fifty dollars. The  
32 annual fee for issuance and renewal of a marijuana retailer's license  
33 shall be one thousand dollars. A separate license shall be required  
34 for each location at which a marijuana retailer intends to sell  
35 marijuana concentrates, useable marijuana, and marijuana-infused  
36 products.

1           **Sec. 4.** RCW 69.50.342 and 2013 c 3 s 9 (Initiative Measure No.  
2 502) are each amended to read as follows:

3           For the purpose of carrying into effect the provisions of chapter  
4 3, Laws of 2013 according to their true intent or of supplying any  
5 deficiency therein, the state liquor (~~((control))~~) and cannabis board may  
6 adopt rules not inconsistent with the spirit of chapter 3, Laws of 2013  
7 as are deemed necessary or advisable. Without limiting the generality  
8 of the preceding sentence, the state liquor (~~((control))~~) and cannabis  
9 board is empowered to adopt rules regarding the following:

10           (1) The equipment and management of retail outlets and premises  
11 where marijuana is produced or processed, and inspection of the retail  
12 outlets and premises;

13           (2) The books and records to be created and maintained by  
14 licensees, the reports to be made thereon to the state liquor  
15 (~~((control))~~) and cannabis board, and inspection of the books and  
16 records;

17           (3) Methods of producing, processing, and packaging marijuana,  
18 useable marijuana, and marijuana-infused products; conditions of  
19 sanitation; and standards of ingredients, quality, and identity of  
20 marijuana, useable marijuana, and marijuana-infused products produced,  
21 processed, packaged, or sold by licensees;

22           (4) Security requirements for retail outlets and premises where  
23 marijuana is produced or processed, and safety protocols for licensees  
24 and their employees;

25           (5) Screening, hiring, training, and supervising employees of  
26 licensees;

27           (6) Retail outlet locations and hours of operation;

28           (7) Labeling requirements and restrictions on advertisement of  
29 marijuana, useable marijuana, and marijuana-infused products;

30           (8) Forms to be used for purposes of chapter 3, Laws of 2013 or the  
31 rules adopted to implement and enforce it, the terms and conditions to  
32 be contained in licenses issued under chapter 3, Laws of 2013, and the  
33 qualifications for receiving a license issued under chapter 3, Laws of  
34 2013, including a criminal history record information check. The state  
35 liquor (~~((control))~~) and cannabis board may submit any criminal history  
36 record information check to the Washington state patrol and to the  
37 identification division of the federal bureau of investigation in order  
38 that these agencies may search their records for prior arrests and

1 convictions of the individual or individuals who filled out the forms.  
2 The state liquor (~~control~~) and cannabis board shall require  
3 fingerprinting of any applicant whose criminal history record  
4 information check is submitted to the federal bureau of investigation;

5 (9) Application, reinstatement, and renewal fees for licenses  
6 issued under chapter 3, Laws of 2013, and fees for anything done or  
7 permitted to be done under the rules adopted to implement and enforce  
8 chapter 3, Laws of 2013;

9 (10) The manner of giving and serving notices required by chapter  
10 3, Laws of 2013 or rules adopted to implement or enforce it;

11 (11) Times and periods when, and the manner, methods, and means by  
12 which, licensees shall transport and deliver marijuana, marijuana  
13 concentrates, useable marijuana, and marijuana-infused products within  
14 the state;

15 (12) Identification, seizure, confiscation, destruction, or  
16 donation to law enforcement for training purposes of all marijuana,  
17 marijuana concentrates, useable marijuana, and marijuana-infused  
18 products produced, processed, sold, or offered for sale within this  
19 state which do not conform in all respects to the standards prescribed  
20 by chapter 3, Laws of 2013 or the rules adopted to implement and  
21 enforce it(~~(: PROVIDED, That nothing in chapter 3, Laws of 2013 shall~~  
22 ~~be construed as authorizing the state liquor control board to seize,~~  
23 ~~confiscate, destroy, or donate to law enforcement marijuana, useable~~  
24 ~~marijuana, or marijuana-infused products produced, processed, sold,~~  
25 ~~offered for sale, or possessed in compliance with the Washington state~~  
26 ~~medical use of cannabis act,)) or chapter 69.51A RCW.~~

27 **Sec. 5.** RCW 69.50.345 and 2013 c 3 s 10 (Initiative Measure No.  
28 502) are each amended to read as follows:

29 The state liquor (~~control~~) and cannabis board, subject to the  
30 provisions of this chapter (~~(3, Laws of 2013)~~), must adopt rules (~~(by~~  
31 ~~December 1, 2013,)~~) that establish the procedures and criteria  
32 necessary to implement the following:

33 (1) Licensing of marijuana producers, marijuana processors, and  
34 marijuana retailers, including prescribing forms and establishing  
35 application, reinstatement, and renewal fees. Application forms for  
36 marijuana producers must request the applicant to state whether the  
37 applicant intends to produce marijuana for sale by marijuana retailers

1 who hold medical marijuana endorsements and the amount of or percentage  
2 of canopy the applicant intends to commit to growing plants established  
3 to be of a THC concentration, CBD concentration, and THC to CBD ratio  
4 appropriate for marijuana concentrates, useable marijuana, or  
5 marijuana-infused products sold to qualifying patients;

6 (2) The state liquor and cannabis board must reconsider limits on  
7 the amount of square feet permitted to be in production on the  
8 effective date of this section and increase the percentage of  
9 production space for those marijuana producers who intend to grow  
10 plants for marijuana retailers who hold medical marijuana endorsements  
11 if the marijuana producer designates the increased production space to  
12 plants with a THC to CBD ratio appropriate for marijuana concentrates,  
13 useable marijuana, or marijuana-infused products to be sold to  
14 qualifying patients;

15 (3) Determining, in consultation with the office of financial  
16 management, the maximum number of retail outlets that may be licensed  
17 in each county, taking into consideration:

18 (a) Population distribution;

19 (b) Security and safety issues; (~~and~~)

20 (c) The provision of adequate access to licensed sources of  
21 marijuana concentrates, useable marijuana, and marijuana-infused  
22 products to discourage purchases from the illegal market;

23 (~~(+3)~~) and

24 (d) The number of retail outlets holding medical marijuana  
25 endorsements necessary to meet the medical needs of qualifying patients  
26 and allowing for a number of such locations to be solely medical. The  
27 state liquor and cannabis board must reconsider the maximum number of  
28 retail outlets it established before the effective date of this section  
29 and allow for a new license application period and a greater number of  
30 retail outlets to be permitted in order to accommodate the medical  
31 needs of qualifying patients and designated providers;

32 (4) Establishing a preference for those marijuana retailers who are  
33 applying for a medical marijuana endorsement and who will be selling  
34 marijuana concentrates, useable marijuana, and marijuana-infused  
35 products to only qualifying patients and designated providers if the  
36 state liquor and cannabis board determines that the needs of qualifying  
37 patients are not being met by currently licensed marijuana retailers;

1       (5) Determining the maximum quantity of marijuana a marijuana  
2 producer may have on the premises of a licensed location at any time  
3 without violating Washington state law;

4       (~~(4)~~) (6) Determining the maximum quantities of marijuana,  
5 marijuana concentrates, useable marijuana, and marijuana-infused  
6 products a marijuana processor may have on the premises of a licensed  
7 location at any time without violating Washington state law;

8       (~~(5)~~) (7) Determining the maximum quantities of marijuana  
9 concentrates, useable marijuana, and marijuana-infused products a  
10 marijuana retailer may have on the premises of a retail outlet at any  
11 time without violating Washington state law;

12       (~~(6)~~) (8) In making the determinations required by subsections  
13 (~~(3)~~) (2) through (~~(5)~~) (7) of this section, the state liquor  
14 (~~control~~) and cannabis board shall take into consideration:

15       (a) Security and safety issues;

16       (b) The provision of adequate access to licensed sources of  
17 marijuana, marijuana concentrates, useable marijuana, and marijuana-  
18 infused products to discourage purchases from the illegal market; and

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

22       (~~(7)~~) (9) Determining the nature, form, and capacity of all  
23 containers to be used by licensees to contain marijuana, marijuana  
24 concentrates, useable marijuana, and marijuana-infused products, and  
25 their labeling requirements, to include but not be limited to:

26       (a) The business or trade name and Washington state unified  
27 business identifier number of the licensees that grew, processed, and  
28 sold the marijuana, marijuana concentrates, useable marijuana, or  
29 marijuana-infused product;

30       (b) Lot numbers of the marijuana, marijuana concentrates, useable  
31 marijuana, or marijuana-infused product;

32       (c) THC concentration of the marijuana, marijuana concentrates,  
33 useable marijuana, or marijuana-infused product;

34       (d) Medically and scientifically accurate information about the  
35 health and safety risks posed by marijuana use; and

36       (e) Language required by RCW 69.04.480;

37       (~~(8)~~) (10) In consultation with the department of agriculture,  
38 establishing classes of marijuana, marijuana concentrates, useable

1 marijuana, and marijuana-infused products according to grade,  
2 condition, cannabinoid profile, THC concentration, or other qualitative  
3 measurements deemed appropriate by the state liquor ~~((control))~~ and  
4 cannabis board;

5 ~~((+9))~~ (11) Establishing reasonable time, place, and manner  
6 restrictions and requirements regarding advertising of marijuana,  
7 marijuana concentrates, useable marijuana, and marijuana-infused  
8 products that are not inconsistent with the provisions of this chapter  
9 ~~((3, Laws of 2013))~~, taking into consideration:

10 (a) Federal laws relating to marijuana that are applicable within  
11 Washington state;

12 (b) Minimizing exposure of people under twenty-one years of age to  
13 the advertising; and

14 (c) The inclusion of medically and scientifically accurate  
15 information about the health and safety risks posed by marijuana use in  
16 the advertising;

17 ~~((+10))~~ (12) Specifying and regulating the time and periods when,  
18 and the manner, methods, and means by which, licensees shall transport  
19 and deliver marijuana, marijuana concentrates, useable marijuana, and  
20 marijuana-infused products within the state;

21 ~~((+11))~~ (13) In consultation with the department and the  
22 department of agriculture, establishing accreditation requirements for  
23 testing laboratories used by licensees to demonstrate compliance with  
24 standards adopted by the state liquor ~~((control))~~ and cannabis board,  
25 and prescribing methods of producing, processing, and packaging  
26 marijuana, marijuana concentrates, useable marijuana, and marijuana-  
27 infused products; conditions of sanitation; and standards of  
28 ingredients, quality, and identity of marijuana, marijuana  
29 concentrates, useable marijuana, and marijuana-infused products  
30 produced, processed, packaged, or sold by licensees;

31 ~~((+12))~~ (14) Specifying procedures for identifying, seizing,  
32 confiscating, destroying, and donating to law enforcement for training  
33 purposes all marijuana, marijuana concentrates, useable marijuana, and  
34 marijuana-infused products produced, processed, packaged, labeled, or  
35 offered for sale in this state that do not conform in all respects to  
36 the standards prescribed by this chapter ~~((3, Laws of 2013))~~ or the  
37 rules of the state liquor ~~((control))~~ and cannabis board.

1       **Sec. 6.** RCW 69.50.354 and 2013 c 3 s 13 (Initiative Measure No.  
2 502) are each amended to read as follows:

3       There may be licensed, in no greater number in each of the counties  
4 of the state than as the state liquor (~~control~~) and cannabis board  
5 shall deem advisable, retail outlets established for the purpose of  
6 making marijuana concentrates, useable marijuana, and marijuana-infused  
7 products available for sale to adults aged twenty-one and over and to  
8 qualifying patients who hold valid authorization cards and are aged  
9 eighteen and older. Retail sale of marijuana concentrates, useable  
10 marijuana, and marijuana-infused products in accordance with the  
11 provisions of this chapter (~~3, Laws of 2013~~) and chapter 69.51A RCW  
12 and the rules adopted to implement and enforce (~~it~~) this chapter, by  
13 a validly licensed marijuana retailer or retail outlet employee, shall  
14 not be a criminal or civil offense under Washington state law.

15       NEW SECTION. **Sec. 7.** A new section is added to chapter 69.50 RCW  
16 to read as follows:

17       (1) A medical marijuana endorsement to a marijuana retail license  
18 is hereby established to permit a marijuana retailer to sell marijuana  
19 concentrates, useable marijuana, and marijuana-infused products to:

20       (a) Both the recreational market in compliance with this chapter  
21 and the medical market in compliance with chapter 69.51A RCW; or

22       (b) Only the medical market in compliance with chapter 69.51A RCW.

23       (2) An applicant may apply for a medical marijuana endorsement  
24 concurrently with an application for a marijuana retail license.

25       (3) To be issued an endorsement, a marijuana retailer must:

26       (a) Indicate on its application whether the retailer intends to  
27 sell marijuana concentrates, useable marijuana, and marijuana-infused  
28 products to: (i) Both the recreational markets in compliance with this  
29 chapter and the medical market in compliance with chapter 69.51A RCW;  
30 or (ii) only the medical market in compliance with chapter 69.51A RCW;

31       (b) Not authorize the medical use of marijuana for qualifying  
32 patients at the retail outlet or permit health care professionals to  
33 authorize the medical use of marijuana for qualifying patients at the  
34 retail outlet;

35       (c) Carry marijuana concentrates, useable marijuana, and marijuana-  
36 infused products with a CBD concentration and THC to CBD ratio

1 identified by the state liquor and cannabis board under subsection (5)  
2 of this section;

3 (d) Not use labels or market marijuana concentrates, useable  
4 marijuana, or marijuana-infused products in a way that make them  
5 intentionally attractive to minors or recreational users;

6 (e) Keep copies of the qualifying patient's or designated  
7 provider's authorization card, or keep equivalent records as required  
8 by rule of the state liquor and cannabis board or the department of  
9 revenue to document the validity of tax exempt sales under RCW  
10 69.50.535; and

11 (f) Meet other requirements as adopted by rule of the department or  
12 the state liquor and cannabis board.

13 (4) A marijuana retailer holding a medical marijuana endorsement  
14 may sell or donate products with a THC concentration of less than .3  
15 percent to qualifying patients or designated providers who possess  
16 valid authorization cards.

17 (5)(a) The state liquor and cannabis board must adopt rules on  
18 requirements for marijuana concentrates, useable marijuana, and  
19 marijuana-infused products that may be sold to qualifying patients  
20 under a medical marijuana endorsement. These rules must include:

21 (i) THC concentration, CBD concentration, and THC to CBD ratios  
22 appropriate for marijuana concentrates, useable marijuana, or  
23 marijuana-infused products sold to qualifying patients;

24 (ii) Labeling requirements including that the labels attached to  
25 marijuana concentrates, useable marijuana, or marijuana-infused  
26 products contain THC concentration, CBD concentration, and THC to CBD  
27 ratios;

28 (iii) The number and type of such products that must be offered at  
29 medical marijuana endorsed stores; and

30 (iv) Other product requirements the state liquor and cannabis board  
31 determines necessary to address the medical needs of qualifying  
32 patients.

33 (b) The state liquor and cannabis board must adopt rules on  
34 additional requirements for those retail outlets that intend to sell  
35 only to qualifying patients and designated providers under a medical  
36 marijuana endorsement.

37 (6) A marijuana retailer holding an endorsement to sell marijuana  
38 concentrates, useable marijuana, and marijuana-infused products to



1 qualifying patients may consult the medical marijuana registry  
2 established in section 20 of this act for the sole purpose of  
3 confirming the validity of qualifying patient or designated provider  
4 authorization cards.

5 **Sec. 8.** RCW 69.50.357 and 2013 c 3 s 14 (Initiative Measure No.  
6 502) are each amended to read as follows:

7 (1) Retail outlets shall sell no products or services other than  
8 marijuana concentrates, useable marijuana, marijuana-infused products,  
9 or paraphernalia intended for the storage or use of marijuana  
10 concentrates, useable marijuana, or marijuana-infused products.

11 (2) Except as provided in (a) and (b) of this subsection, licensed  
12 marijuana retailers shall not employ persons under twenty-one years of  
13 age or allow persons under twenty-one years of age to enter or remain  
14 on the premises of a retail outlet.

15 (a) Beginning July 1, 2015, marijuana retailers that hold a medical  
16 marijuana endorsement and are licensed to only sell medical marijuana  
17 may allow qualifying patients who hold valid authorization cards and  
18 are eighteen to twenty-one years of age to enter or remain on the  
19 premises and may allow qualifying patients with valid authorization  
20 cards under the age of eighteen to enter or remain on the premises if  
21 those minor patients are with their parent or guardian who also holds  
22 a valid authorization card; and

23 (b) Beginning July 1, 2015, marijuana retailers that hold a medical  
24 marijuana endorsement and are licensed to sell marijuana for both  
25 medical and recreational use, may allow qualifying patients aged  
26 eighteen years of age or older to enter or remain on the premises of a  
27 retail outlet if they possess a valid authorization card.

28 (3) Licensed marijuana retailers shall not display any signage in  
29 a window, on a door, or on the outside of the premises of a retail  
30 outlet that is visible to the general public from a public right-of-  
31 way, other than a single sign no larger than one thousand six hundred  
32 square inches identifying the retail outlet by the licensee's business  
33 or trade name. The state liquor and cannabis board shall adopt rules  
34 establishing a symbol that marijuana retailers who hold a medical  
35 marijuana endorsement may use on their sign to indicate they possess a  
36 medical marijuana endorsement.

1 (4) Licensed marijuana retailers shall not display marijuana  
2 concentrates, useable marijuana, or marijuana-infused products in a  
3 manner that is visible to the general public from a public right-of-  
4 way.

5 (5) No licensed marijuana retailer or employee of a retail outlet  
6 shall open or consume, or allow to be opened or consumed, any marijuana  
7 concentrates, useable marijuana, or marijuana-infused product on the  
8 outlet premises.

9 (6) The state liquor (~~control~~) and cannabis board shall fine a  
10 licensee one thousand dollars for each violation of any subsection of  
11 this section. Fines collected under this section must be deposited  
12 into the dedicated marijuana fund created under RCW 69.50.530.

13 **Sec. 9.** RCW 69.50.360 and 2013 c 3 s 15 (Initiative Measure No.  
14 502) are each amended to read as follows:

15 The following acts, when performed by a validly licensed marijuana  
16 retailer or employee of a validly licensed retail outlet in compliance  
17 with rules adopted by the state liquor (~~control~~) and cannabis board  
18 to implement and enforce this chapter (~~(3, Laws of 2013)~~), shall not  
19 constitute criminal or civil offenses under Washington state law:

20 (1) Purchase and receipt of marijuana concentrates, useable  
21 marijuana, or marijuana-infused products that have been properly  
22 packaged and labeled from a marijuana processor validly licensed under  
23 this chapter (~~(3, Laws of 2013)~~);

24 (2) Possession of quantities of marijuana concentrates, useable  
25 marijuana, or marijuana-infused products that do not exceed the maximum  
26 amounts established by the state liquor (~~control~~) and cannabis board  
27 under RCW 69.50.345(~~(+5)~~) (7); (~~and~~)

28 (3) Except as provided in subsection (4) of this section, delivery,  
29 distribution, and sale, on the premises of the retail outlet, of any  
30 combination of the following amounts of marijuana concentrates, useable  
31 marijuana, or marijuana-infused product to any person twenty-one years  
32 of age or older:

33 (a) One ounce of useable marijuana;

34 (b) Sixteen ounces of marijuana-infused product in solid form;  
35 (~~or~~)

36 (c) Seventy-two ounces of marijuana-infused product in liquid form;  
37 or

1 (d) Seven grams of marijuana concentrates; and  
2 (4) Beginning July 1, 2015, delivery, distribution, and sale, on  
3 the premises of the retail outlet holding a medical marijuana  
4 endorsement, of any combination of the following amounts of marijuana  
5 concentrates, useable marijuana, or marijuana-infused product to a  
6 qualifying patient holding a valid authorization card who is eighteen  
7 years of age or older or a designated provider holding a valid  
8 authorization card:

9 (a) Three ounces of useable marijuana or as much useable marijuana  
10 as is indicated on the authorization card of the patient or provider;

11 (b) Forty-eight ounces of marijuana-infused product in solid form;

12 (c) Two hundred sixteen ounces of marijuana-infused product in  
13 liquid form; or

14 (d) Twenty-one grams of marijuana concentrates.

15 **Sec. 10.** RCW 69.50.4013 and 2013 c 3 s 20 (Initiative Measure No.  
16 502) are each amended to read as follows:

17 (1) It is unlawful for any person to possess a controlled substance  
18 unless the substance was obtained directly from, or pursuant to, a  
19 valid prescription or order of a practitioner while acting in the  
20 course of his or her professional practice, or except as otherwise  
21 authorized by this chapter.

22 (2) Except as provided in RCW 69.50.4014, any person who violates  
23 this section is guilty of a class C felony punishable under chapter  
24 9A.20 RCW.

25 (3)(a) The possession, by a person twenty-one years of age or  
26 older, of marijuana concentrates, useable marijuana, or marijuana-  
27 infused products in amounts that do not exceed those set forth in RCW  
28 69.50.360(3) is not a violation of this section, this chapter, or any  
29 other provision of Washington state law.

30 (b) The possession by a qualifying patient or designated provider  
31 of marijuana concentrates, useable marijuana, marijuana-infused  
32 products, or plants, as that term is defined in RCW 69.51A.010, in  
33 accordance with section 17 or 24 of this act is not a violation of this  
34 section, this chapter, or any other provision of Washington state law.

35 NEW SECTION. **Sec. 11.** A new section is added to chapter 82.08 RCW  
36 to read as follows:

1 (1) The tax levied by RCW 82.08.020 shall not apply to:

2 (a) Beginning July 1, 2015, sales of marijuana concentrates,  
3 useable marijuana, or marijuana-infused products by marijuana retailers  
4 who hold medical marijuana endorsements under section 7 of this act to  
5 qualifying patients or designated providers who hold valid  
6 authorization cards; or

7 (b) Until September 1, 2015, sales of marijuana concentrates,  
8 useable marijuana, or marijuana-infused products by collective gardens  
9 under RCW 69.51A.085.

10 (2) Each seller making exempt sales under subsection (1) of this  
11 section must maintain information establishing the purchaser's  
12 eligibility for the exemption in the form and manner required by the  
13 department.

14 (3) For the purposes of this section, the terms "marijuana  
15 concentrates," "useable marijuana," "marijuana-infused products," and  
16 "marijuana retailers" have the meaning provided in RCW 69.50.101 and  
17 the terms "qualifying patients," "designated providers," and  
18 "authorization card" have the meaning provided in RCW 69.51A.010.

19 NEW SECTION. **Sec. 12.** A new section is added to chapter 82.12 RCW  
20 to read as follows:

21 (1) The provisions of this chapter shall not apply to the use of  
22 marijuana concentrates, useable marijuana, or marijuana-infused  
23 products in compliance with chapters 69.50 and 69.51A RCW by:

24 (a) Until September 1, 2015, collective gardens under RCW  
25 69.51A.085 and the qualifying patients participating in the collective  
26 gardens;

27 (b) Beginning July 1, 2015, qualifying patients or designated  
28 providers who hold valid authorization cards; or

29 (c) Beginning July 1, 2015, marijuana retailers who hold a medical  
30 marijuana endorsement under chapter 69.50 RCW with respect to marijuana  
31 concentrates, useable marijuana, or marijuana-infused products if such  
32 marijuana or product is provided at no charge to a qualifying patient  
33 or designated provider who holds a valid authorization card. Each such  
34 retailer providing such marijuana or product at no charge must maintain  
35 information establishing eligibility for this exemption in the form and  
36 manner required by the department.

1 (2) For the purposes of this section, the terms "marijuana  
2 concentrates," "useable marijuana," "marijuana-infused products," and  
3 "marijuana retailers" have the meaning provided in RCW 69.50.101 and  
4 the terms "qualifying patients," "designated providers," and  
5 "authorization card" have the meaning provided in RCW 69.51A.010.

6 **Sec. 13.** RCW 28B.20.502 and 2011 c 181 s 1002 are each amended to  
7 read as follows:

8 The University of Washington and Washington State University may  
9 conduct scientific research on the efficacy and safety of administering  
10 ((cannabis)) marijuana as part of medical treatment. As part of this  
11 research, the University of Washington and Washington State University  
12 may develop and conduct studies to ascertain the general medical safety  
13 and efficacy of ((cannabis)) marijuana and may develop medical  
14 guidelines for the appropriate administration and use of ((cannabis))  
15 marijuana.

16 **Sec. 14.** RCW 69.51A.005 and 2011 c 181 s 102 are each amended to  
17 read as follows:

18 (1) The legislature finds that:

19 (a) There is medical evidence that some patients with terminal or  
20 debilitating medical conditions may, under their health care  
21 professional's care, benefit from the medical use of ((cannabis))  
22 marijuana. Some of the conditions for which ((cannabis)) marijuana  
23 appears to be beneficial include, but are not limited to:

24 (i) Nausea, vomiting, and cachexia associated with cancer, HIV-  
25 positive status, AIDS, hepatitis C, anorexia, and their treatments;

26 (ii) Severe muscle spasms associated with multiple sclerosis,  
27 epilepsy, and other seizure and spasticity disorders;

28 (iii) Acute or chronic glaucoma;

29 (iv) Crohn's disease; and

30 (v) Some forms of intractable pain.

31 (b) Humanitarian compassion necessitates that the decision to use  
32 ((cannabis)) marijuana by patients with terminal or debilitating  
33 medical conditions is a personal, individual decision, based upon their  
34 health care professional's professional medical judgment and  
35 discretion.

1 (2) Therefore, the legislature intends that, so long as such  
2 activities are in compliance with this chapter:

3 (a) Qualifying patients with terminal or debilitating medical  
4 conditions who, in the judgment of their health care professionals, may  
5 benefit from the medical use of ~~((cannabis))~~ marijuana, shall not be  
6 arrested, prosecuted, or subject to other criminal sanctions or civil  
7 consequences under state law based solely on their medical use of  
8 ~~((cannabis))~~ marijuana, notwithstanding any other provision of law;

9 (b) Persons who act as designated providers to such patients shall  
10 also not be arrested, prosecuted, or subject to other criminal  
11 sanctions or civil consequences under state law, notwithstanding any  
12 other provision of law, based solely on their assisting with the  
13 medical use of ~~((cannabis))~~ marijuana; and

14 (c) Health care professionals shall also not be arrested,  
15 prosecuted, or subject to other criminal sanctions or civil  
16 consequences under state law for the proper authorization of medical  
17 use of ~~((cannabis))~~ marijuana by qualifying patients for whom, in the  
18 health care professional's professional judgment, the medical use of  
19 ~~((cannabis))~~ marijuana may prove beneficial.

20 (3) Nothing in this chapter establishes the medical necessity or  
21 medical appropriateness of ~~((cannabis))~~ marijuana for treating terminal  
22 or debilitating medical conditions as defined in RCW 69.51A.010.

23 (4) Nothing in this chapter diminishes the authority of  
24 correctional agencies and departments, including local governments or  
25 jails, to establish a procedure for determining when the use of  
26 ~~((cannabis))~~ marijuana would impact community safety or the effective  
27 supervision of those on active supervision for a criminal conviction,  
28 nor does it create the right to any accommodation of any medical use of  
29 ~~((cannabis))~~ marijuana in any correctional facility or jail.

30 **Sec. 15.** RCW 69.51A.010 and 2010 c 284 s 2 are each amended to  
31 read as follows:

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

34 (1) "Designated provider" means a person who(~~(+~~  
35 ~~(a))~~) is (~~((eighteen))~~) twenty-one years of age or older(~~(+~~  
36 ~~(b))~~) and:

1        (a)(i) Is the parent or guardian of a qualifying patient who is  
2 under the age of eighteen; or  
3        (ii) Has been designated in writing by a qualifying patient to  
4 serve as a designated provider ((under this chapter)) for that patient;  
5        ((+e+)) (b) Has been entered into the medical marijuana registry as  
6 being the designated provider to a qualifying patient and may only  
7 provide medical marijuana to that qualifying patient;  
8        (c) Is prohibited from consuming marijuana obtained for the  
9 personal, medical use of the qualifying patient for whom the individual  
10 is acting as designated provider; ((and))  
11        (d) Is in compliance with this chapter; and  
12        (e) Is the designated provider to only one patient at any one time.  
13        (2) "Health care professional," for purposes of this chapter only,  
14 means a physician licensed under chapter 18.71 RCW, a physician  
15 assistant licensed under chapter 18.71A RCW, an osteopathic physician  
16 licensed under chapter 18.57 RCW, an osteopathic physicians' assistant  
17 licensed under chapter 18.57A RCW, a naturopath licensed under chapter  
18 18.36A RCW, or an advanced registered nurse practitioner licensed under  
19 chapter 18.79 RCW.  
20        (3) "Medical use of marijuana" means the manufacture, production,  
21 possession, transportation, delivery, ingestion, application, or  
22 administration of marijuana((, as defined in RCW 69.50.101(q),)) for  
23 the exclusive benefit of a qualifying patient in the treatment of his  
24 or her terminal or debilitating ((illness)) medical condition.  
25        (4) "Qualifying patient" means a person who:  
26        (a)(i) Is a patient of a health care professional;  
27        ((+b+)) (ii) Has been diagnosed by that health care professional as  
28 having a terminal or debilitating medical condition;  
29        ((+e+)) (iii) Is a resident of the state of Washington at the time  
30 of such diagnosis;  
31        ((+d+)) (iv) Has been advised by that health care professional  
32 about the risks and benefits of the medical use of marijuana; ((and  
33 +e+)) (v) Has been advised by that health care professional that  
34 ((they)) he or she may benefit from the medical use of marijuana;  
35        (vi) Has been entered into the medical marijuana registry; and  
36        (vii) Is otherwise in compliance with the terms and conditions  
37 established in this chapter.

1        (b) "Qualifying patient" does not include a person who is actively  
2 being supervised for a criminal conviction by a corrections agency or  
3 department that has determined that the terms of this chapter are  
4 inconsistent with and contrary to his or her supervision and all  
5 related processes and procedures related to that supervision.

6        (5) Until September 1, 2015, "tamper-resistant paper" means paper  
7 that meets one or more of the following industry-recognized features:

8        (a) One or more features designed to prevent copying of the paper;

9        (b) One or more features designed to prevent the erasure or  
10 modification of information on the paper; or

11        (c) One or more features designed to prevent the use of counterfeit  
12 valid documentation.

13        (6) "Terminal or debilitating medical condition" means a condition  
14 severe enough to significantly interfere with the patient's activities  
15 of daily living and ability to function, which can be objectively  
16 assessed and evaluated and limited to the following:

17        (a) Cancer, human immunodeficiency virus (HIV), multiple sclerosis,  
18 epilepsy or other seizure disorder, or spasticity disorders; ((~~or~~))

19        (b) Intractable pain, limited for the purpose of this chapter to  
20 mean pain unrelieved by standard medical treatments and medications;  
21 ((~~or~~))

22        (c) Glaucoma, either acute or chronic, limited for the purpose of  
23 this chapter to mean increased intraocular pressure unrelieved by  
24 standard treatments and medications; ((~~or~~))

25        (d) Crohn's disease with debilitating symptoms unrelieved by  
26 standard treatments or medications; ((~~or~~))

27        (e) Hepatitis C with debilitating nausea or intractable pain  
28 unrelieved by standard treatments or medications; ((~~or~~))

29        (f) Diseases, including anorexia, which result in nausea, vomiting,  
30 wasting, appetite loss, cramping, seizures, muscle spasms, or  
31 spasticity, when these symptoms are unrelieved by standard treatments  
32 or medications; or

33        (g) Any other medical condition duly approved by the Washington  
34 state medical quality assurance commission in consultation with the  
35 board of osteopathic medicine and surgery as directed in this chapter.

36        (7) Until September 1, 2015, "valid documentation" means:

37        (a) A statement signed and dated by a qualifying patient's health



1 care professional written on tamper-resistant paper, which states that,  
2 in the health care professional's professional opinion, the patient may  
3 benefit from the medical use of marijuana; and

4 (b) Proof of identity such as a Washington state driver's license  
5 or identicard, as defined in RCW 46.20.035.

6 (8) "Authorization card" means a card issued by the department to  
7 qualifying patients whose health care professionals have entered them  
8 into the department's medical marijuana registry.

9 (9) "Department" means the department of health.

10 (10) "Marijuana" has the meaning provided in RCW 69.50.101.

11 (11) "Marijuana processor" has the meaning provided in RCW  
12 69.50.101.

13 (12) "Marijuana producer" has the meaning provided in RCW  
14 69.50.101.

15 (13) "Marijuana retailer" has the meaning provided in RCW  
16 69.50.101.

17 (14) "Marijuana-infused products" has the meaning provided in RCW  
18 69.50.101.

19 (15) "Medical marijuana registry" means the secure and confidential  
20 registry of qualifying patients and designated providers established in  
21 section 24 of this act.

22 (16) "Plant" means a marijuana plant having at least three  
23 distinguishable and distinct leaves, each leaf being at least three  
24 centimeters in diameter, and a readily observable root formation  
25 consisting of at least two separate and distinct roots, each being at  
26 least two centimeters in length. Multiple stalks emanating from the  
27 same root ball or root system is considered part of the same single  
28 plant.

29 (17) "Public place" includes streets and alleys of incorporated  
30 cities and towns; state or county or township highways or roads;  
31 buildings and grounds used for school purposes; public dance halls and  
32 grounds adjacent thereto; premises where goods and services are offered  
33 to the public for retail sale; public buildings, public meeting halls,  
34 lobbies, halls and dining rooms of hotels, restaurants, theaters,  
35 stores, garages, and filling stations that are open to and are  
36 generally used by the public and to which the public is permitted to  
37 have unrestricted access; railroad trains, stages, buses, ferries, and  
38 other public conveyances of all kinds and character, and the depots,

1 stops, and waiting rooms used in conjunction therewith which are open  
2 to unrestricted use and access by the public; publicly owned bathing  
3 beaches, parks, or playgrounds; and all other places of like or similar  
4 nature to which the general public has unrestricted right of access,  
5 and that are generally used by the public.

6 (18) "THC concentration" has the meaning provided in RCW 69.50.101.

7 (19) "Useable marijuana" has the meaning provided in RCW 69.50.101.

8 (20) "Marijuana concentrates" has the meaning provided in RCW  
9 69.50.101.

10 (21) "Principle care provider" means the health care professional  
11 who is designated by a qualifying patient as being the principle care  
12 provider for that patient.

13 **Sec. 16.** RCW 69.51A.030 and 2011 c 181 s 301 are each amended to  
14 read as follows:

15 (1) The following acts do not constitute crimes under state law or  
16 unprofessional conduct under chapter 18.130 RCW, and a health care  
17 professional may not be arrested, searched, prosecuted, disciplined, or  
18 subject to other criminal sanctions or civil consequences or liability  
19 under state law, or have real or personal property searched, seized, or  
20 forfeited pursuant to state law, notwithstanding any other provision of  
21 law as long as the health care professional complies with subsection  
22 (2) of this section:

23 (a) Advising a patient about the risks and benefits of medical use  
24 of ~~((cannabis))~~ marijuana or that the patient may benefit from the  
25 medical use of ~~((cannabis))~~ marijuana; or

26 (b) ~~((Providing))~~ Registering a patient meeting the criteria  
27 established under RCW 69.51A.010~~((26) with valid documentation))~~ (4)  
28 with the medical marijuana registry, based upon the health care  
29 professional's assessment of the patient's medical history and current  
30 medical condition, ~~((where such use is))~~ if the health care  
31 professional has complied with this chapter and he or she determines  
32 within a professional standard of care or in the individual health care  
33 professional's medical judgment the qualifying patient may benefit from  
34 medical use of marijuana.

35 (2)(a) A health care professional may only ~~((provide a patient with~~  
36 ~~valid documentation authorizing the medical use of cannabis or))~~  
37 register the patient with the medical marijuana registry established in

1 section ((901)) 20 of this act if he or she has a ((~~newly initiated or~~  
2 ~~existing~~)) documented relationship with the patient, as a ((~~primary~~))  
3 principle care provider or a specialist, relating to the diagnosis and  
4 ongoing treatment or monitoring of the patient's terminal or  
5 debilitating medical condition, and only after:

6 (i) Completing ((~~a~~)) an in-person physical examination of the  
7 patient ((~~as appropriate, based on the patient's condition and age~~));

8 (ii) Documenting the terminal or debilitating medical condition of  
9 the patient in the patient's medical record and that the patient may  
10 benefit from treatment of this condition or its symptoms with medical  
11 use of ((~~cannabis~~)) marijuana;

12 (iii) Informing the patient of other options for treating the  
13 terminal or debilitating medical condition and documenting in the  
14 patient's medical record that the patient has received this  
15 information; and

16 (iv) Documenting in the patient's medical record other measures  
17 attempted to treat the terminal or debilitating medical condition that  
18 do not involve the medical use of ((~~cannabis~~)) marijuana.

19 (b) A health care professional shall not:

20 (i) Accept, solicit, or offer any form of pecuniary remuneration  
21 from or to a ((~~licensed dispenser, licensed producer, or licensed~~  
22 ~~processor of cannabis products~~)) marijuana retailer, marijuana  
23 processor, or marijuana producer;

24 (ii) Offer a discount or any other thing of value to a qualifying  
25 patient who is a customer of, or agrees to be a customer of, a  
26 particular ((~~licensed dispenser, licensed producer, or licensed~~  
27 ~~processor of cannabis products~~)) marijuana retailer;

28 (iii) Examine or offer to examine a patient for purposes of  
29 diagnosing a terminal or debilitating medical condition at a location  
30 where ((~~cannabis~~)) marijuana is produced, processed, or ((~~dispensed~~))  
31 sold;

32 (iv) Have a business or practice which consists ((~~solely~~))  
33 primarily of authorizing the medical use of ((~~cannabis~~)) marijuana.  
34 However, the health care professional's business or practice must have  
35 a permanent physical location;

36 (v) Include any statement or reference, visual or otherwise, on the  
37 medical use of ((~~cannabis~~)) marijuana in any advertisement for his or  
38 her business or practice; or

1 (vi) Hold an economic interest in an enterprise that produces,  
2 processes, or (~~dispenses cannabis~~) sells marijuana if the health care  
3 professional authorizes the medical use of (~~cannabis~~) marijuana.

4 (3) A violation of any provision of subsection (2) of this section  
5 constitutes unprofessional conduct under chapter 18.130 RCW.

6 NEW SECTION. Sec. 17. A new section is added to chapter 69.51A  
7 RCW to read as follows:

8 (1) As part of registering a qualifying patient or designated  
9 provider in the medical marijuana registry, the health care  
10 professional may include recommendations on the amount of marijuana  
11 that is likely needed by the qualifying patient for his or her medical  
12 needs and in accordance with subsection (2) of this section. If no  
13 recommendations are included at point of registration, the qualifying  
14 patient or designated provider may purchase at a marijuana retailer  
15 that holds a medical marijuana endorsement a combination of the  
16 following: Three ounces of useable marijuana; forty-eight ounces of  
17 marijuana-infused product in solid form; two hundred sixteen ounces of  
18 marijuana-infused product in liquid form; or twenty-one grams of  
19 marijuana concentrates. The qualifying patient or designated provider  
20 may also grow, in his or her domicile, up to six plants for the  
21 personal medical use of the qualifying patient. If plants are grown  
22 for the qualifying patient, the patient or designated provider may  
23 possess as much useable marijuana as can be produced by three plants or  
24 by the number of plants for which the patient or provider is authorized  
25 under subsection (2) of this section.

26 (2) If a health care professional determines that the medical needs  
27 of a patient exceed the amounts provided for in subsection (1) of this  
28 section, the health care professional may recommend a greater amount of  
29 useable marijuana or plants for the personal medical use of the patient  
30 but not to exceed eight ounces of useable marijuana or fifteen plants.  
31 This amount must be entered into the registry at point of registration  
32 of the qualifying patient or designated provider.

33 NEW SECTION. Sec. 18. A new section is added to chapter 69.51A  
34 RCW to read as follows:

35 (1) The department shall convene a work group of representatives of  
36 the medical quality assurance commission, board of osteopathic medicine

1 and surgery, the nursing care quality assurance commission, the board  
2 of naturopathy, and representatives of the medical marijuana community  
3 including patients, attorneys, and health care professionals, to  
4 develop practice guidelines for health care professionals to consider  
5 when authorizing the medical use of marijuana for patients and consider  
6 appropriate training and practice standards for employees of a licensed  
7 marijuana retailer that holds a medical marijuana endorsement. The  
8 representatives of the medical marijuana community must be appointed by  
9 the governor. The practice guidelines shall address:

10 (a) Conditions that may benefit from the medical use of marijuana;

11 (b) Assessing a patient to determine if he or she has a  
12 debilitating condition or intractable pain;

13 (c) Conducting an adequate examination of a patient for the need  
14 for marijuana for medical use;

15 (d) Dosing criteria related to the medical use of marijuana;

16 (e) Developing a treatment plan for patients who may benefit from  
17 the medical use of marijuana;

18 (f) Communicating with a patient about the medical use of marijuana  
19 and other options for treating his or her terminal or debilitating  
20 medical condition;

21 (g) Maintaining records for patients who have been authorized to  
22 use marijuana for medical purposes; and

23 (h) Other issues identified by the work group as necessary to  
24 provide appropriate care to patients who have been authorized to use  
25 marijuana for medical purposes.

26 (2) In developing standards for employees of a licensed marijuana  
27 retailer that holds a medical marijuana endorsement, the work group  
28 shall identify appropriate practices for advising qualifying patients  
29 or designated providers in selecting types of marijuana for their  
30 condition, instructing qualifying patients and designated providers on  
31 product use, fulfilling orders, and safe handling of products. The  
32 work group shall adopt a definition of "medical grade marijuana" to  
33 guide licensed marijuana retailers that hold a medical marijuana  
34 endorsement in making decisions in selecting types of marijuana for  
35 patients. The recommendations of the work group under this subsection  
36 are advisory and do not establish regulatory standards, unless adopted  
37 by the state liquor and cannabis board or the department pursuant to  
38 existing authority.

1 (3) The department shall make the practice guidelines and training  
2 and practice standards broadly available to health care professionals  
3 and employees of licensed marijuana retailers that hold a medical  
4 marijuana endorsement.

5 NEW SECTION. **Sec. 19.** A new section is added to chapter 69.51A  
6 RCW to read as follows:

7 (1) Health care professionals may authorize the medical use of  
8 marijuana for qualifying patients who are under the age of eighteen if:

9 (a) The minor's parent or guardian participates in the minor's  
10 treatment and agrees to the medical use of marijuana by the minor;

11 (b) The parent or guardian acts as the designated provider for the  
12 minor and has sole control over the minor's marijuana. However, the  
13 minor may possess up to the amount of marijuana that is necessary for  
14 his or her next dose; and

15 (c) The minor may not grow plants or purchase marijuana from a  
16 marijuana retailer.

17 (2) A health care professional who authorizes the medical use of  
18 marijuana by a minor must do so as part of the course of treatment of  
19 the minor's terminal or debilitating medical condition. If authorizing  
20 a minor for the medical use of marijuana, the health care professional  
21 must:

22 (a) Consult with other health care providers involved in the  
23 child's treatment, as medically indicated, before authorization or  
24 reauthorization of the medical use of marijuana;

25 (b) Reexamine the minor at least once a year or more frequently as  
26 medically indicated. The reexamination must:

27 (i) Determine that the minor continues to have a terminal or  
28 debilitating medical condition and that the condition benefits from the  
29 medical use of marijuana; and

30 (ii) Include a follow-up discussion with the minor's parent or  
31 guardian to ensure the parent or guardian continues to participate in  
32 the treatment of the minor;

33 (c) Enter both the minor and the minor's parent or guardian who is  
34 acting as the designated provider in the medical marijuana registry.

35 NEW SECTION. **Sec. 20.** A new section is added to chapter 69.51A  
36 RCW to read as follows:

1 (1) By July 1, 2015, the department must adopt rules for the  
2 creation, implementation, maintenance, and timely upgrading of a secure  
3 and confidential medical marijuana registry that allows:

4 (a) A health care professional to register a qualifying patient or  
5 designated provider and include the amount of marijuana concentrates,  
6 useable marijuana, marijuana-infused products, or plants for which the  
7 qualifying patient is authorized under section 17 of this act;

8 (b) Persons authorized to prescribe or dispense controlled  
9 substances to access information on their patients for the purpose of  
10 providing medical or pharmaceutical care for their patients;

11 (c) A qualifying patient or designated provider to request and  
12 receive his or her own information;

13 (d) Appropriate local, state, and federal law enforcement or  
14 prosecutorial officials who are engaged in a bona fide specific  
15 investigation to confirm the validity of the authorization card of a  
16 qualifying patient or designated provider;

17 (e) A marijuana retailer holding a medical marijuana endorsement to  
18 confirm the validity of the authorization card of a qualifying patient  
19 or designated provider;

20 (f) The department of revenue to verify tax exemptions under  
21 chapters 82.08 and 82.12 RCW;

22 (g) The department and the health care professional's disciplining  
23 authorities to monitor registrations and ensure compliance with this  
24 chapter by their licensees; and

25 (h) Registrations to expire one year after entry into the registry.

26 (2) A qualifying patient and his or her designated provider, if  
27 any, must be placed in the medical marijuana registry by the qualifying  
28 patient's health care professional. After a qualifying patient or  
29 designated provider is placed in the medical marijuana registry, he or  
30 she must be provided with:

31 (a) A receipt of registration, generated by the registry and  
32 available immediately at point of registration; and

33 (b) An authorization card provided by the department, to be mailed  
34 to the qualifying patient or designated provider.

35 (3) The receipt of registration is valid for sixty days or until  
36 the qualifying patient or designated provider receives an authorization  
37 card from the department, whichever comes first. The receipt of

1 registration is to be considered an authorization card for purposes of  
2 this chapter.

3 (4) The receipt of registration and authorization card must be  
4 developed by the department and include:

5 (a) The qualifying patient or designated provider's name;

6 (b) For designated providers, the name of the qualifying patient  
7 whom the provider is assisting;

8 (c) The amount of marijuana concentrates, useable marijuana,  
9 marijuana-infused products, or plants for which the qualifying patient  
10 is authorized under section 17 or 24 of this act;

11 (d) The effective date and expiration date of the receipt of  
12 registration and the authorization card;

13 (e) The name of the health care professional who registered the  
14 qualifying patient or designated provider; and

15 (f) For the authorization card, additional security features as  
16 necessary to ensure its validity.

17 (5) Authorization cards are valid for one year from the date the  
18 health care professional registers the qualifying patient or designated  
19 provider in the medical marijuana registry. Qualifying patients may  
20 not be reentered into the medical marijuana registry until they have  
21 been reexamined by a health care professional and determined to meet  
22 the definition of qualifying patient. After reexamination, the health  
23 care professional must reenter the qualifying patient or designated  
24 provider into the medical marijuana registry and a new authorization  
25 card will then be issued by the department in accordance with  
26 department rules. The department must adopt rules on replacing lost or  
27 stolen authorization cards.

28 (6) The department must adopt rules for removing qualifying  
29 patients and designated providers from the medical marijuana registry  
30 upon expiration of the authorization card as well as a method for  
31 permitting qualifying patients and designated providers to remove their  
32 names from the medical marijuana registry before expiration and for  
33 health care professionals to remove qualifying patients and designated  
34 providers from the medical marijuana registry before expiration if the  
35 patient or provider no longer qualifies for the medical use of  
36 marijuana. The department must retain registry records for at least  
37 five calendar years to permit the state liquor and cannabis board and  
38 the department of revenue to verify eligibility for tax exemptions.



1 (7) During development of the medical marijuana registry, the  
2 department of health shall consult with stakeholders and persons with  
3 relevant expertise to include, but not be limited to, qualifying  
4 patients, designated providers, health care professionals, state and  
5 local law enforcement agencies, and the University of Washington  
6 computer science and engineering security and privacy research lab.

7 (8) The medical marijuana registry must meet the following  
8 requirements:

9 (a) Any personally identifiable information included in the  
10 registry must be nonreversible, pursuant to definitions and standards  
11 set forth by the national institute of standards and technology;

12 (b) Any personally identifiable information included in the  
13 registry must not be susceptible to linkage by use of data external to  
14 the registry;

15 (c) The registry must incorporate current best differential privacy  
16 practices, allowing for maximum accuracy of registry queries while  
17 minimizing the chances of identifying the personally identifiable  
18 information included therein; and

19 (d) The registry must be upgradable and updated in a timely fashion  
20 to keep current with state of the art privacy and security standards  
21 and practices.

22 (9)(a) Personally identifiable information of qualifying patients  
23 and designated providers included in the medical marijuana registry is  
24 confidential and exempt from public disclosure, inspection, or copying  
25 under chapter 42.56 RCW.

26 (b) Information contained in the medical marijuana registry may be  
27 released in aggregate form, with all personally identifying information  
28 redacted, for the purpose of statistical analysis and oversight of  
29 agency performance and actions.

30 NEW SECTION. **Sec. 21.** A new section is added to chapter 42.56 RCW  
31 to read as follows:

32 Records in the medical marijuana registry established in section 20  
33 of this act containing names and other personally identifiable  
34 information of qualifying patients and designated providers are exempt  
35 from disclosure under this chapter.

1       **Sec. 22.** RCW 42.56.270 and 2013 c 305 s 14 are each amended to  
2 read as follows:

3       The following financial, commercial, and proprietary information is  
4 exempt from disclosure under this chapter:

5       (1) Valuable formulae, designs, drawings, computer source code or  
6 object code, and research data obtained by any agency within five years  
7 of the request for disclosure when disclosure would produce private  
8 gain and public loss;

9       (2) Financial information supplied by or on behalf of a person,  
10 firm, or corporation for the purpose of qualifying to submit a bid or  
11 proposal for (a) a ferry system construction or repair contract as  
12 required by RCW 47.60.680 through 47.60.750 or (b) highway construction  
13 or improvement as required by RCW 47.28.070;

14       (3) Financial and commercial information and records supplied by  
15 private persons pertaining to export services provided under chapters  
16 43.163 and 53.31 RCW, and by persons pertaining to export projects  
17 under RCW 43.23.035;

18       (4) Financial and commercial information and records supplied by  
19 businesses or individuals during application for loans or program  
20 services provided by chapters 43.325, 43.163, 43.160, 43.330, and  
21 43.168 RCW, or during application for economic development loans or  
22 program services provided by any local agency;

23       (5) Financial information, business plans, examination reports, and  
24 any information produced or obtained in evaluating or examining a  
25 business and industrial development corporation organized or seeking  
26 certification under chapter 31.24 RCW;

27       (6) Financial and commercial information supplied to the state  
28 investment board by any person when the information relates to the  
29 investment of public trust or retirement funds and when disclosure  
30 would result in loss to such funds or in private loss to the providers  
31 of this information;

32       (7) Financial and valuable trade information under RCW 51.36.120;

33       (8) Financial, commercial, operations, and technical and research  
34 information and data submitted to or obtained by the clean Washington  
35 center in applications for, or delivery of, program services under  
36 chapter 70.95H RCW;

37       (9) Financial and commercial information requested by the public

1 stadium authority from any person or organization that leases or uses  
2 the stadium and exhibition center as defined in RCW 36.102.010;

3 (10)(a) Financial information, including but not limited to account  
4 numbers and values, and other identification numbers supplied by or on  
5 behalf of a person, firm, corporation, limited liability company,  
6 partnership, or other entity related to an application for a horse  
7 racing license submitted pursuant to RCW 67.16.260(1)(b), liquor  
8 license, marijuana license, gambling license, or lottery retail  
9 license;

10 (b) Internal control documents, independent auditors' reports and  
11 financial statements, and supporting documents: (i) Of house-banked  
12 social card game licensees required by the gambling commission pursuant  
13 to rules adopted under chapter 9.46 RCW; or (ii) submitted by tribes  
14 with an approved tribal/state compact for class III gaming;

15 (11) Proprietary data, trade secrets, or other information that  
16 relates to: (a) A vendor's unique methods of conducting business; (b)  
17 data unique to the product or services of the vendor; or (c)  
18 determining prices or rates to be charged for services, submitted by  
19 any vendor to the department of social and health services for purposes  
20 of the development, acquisition, or implementation of state purchased  
21 health care as defined in RCW 41.05.011;

22 (12)(a) When supplied to and in the records of the department of  
23 commerce:

24 (i) Financial and proprietary information collected from any person  
25 and provided to the department of commerce pursuant to RCW  
26 43.330.050(8); and

27 (ii) Financial or proprietary information collected from any person  
28 and provided to the department of commerce or the office of the  
29 governor in connection with the siting, recruitment, expansion,  
30 retention, or relocation of that person's business and until a siting  
31 decision is made, identifying information of any person supplying  
32 information under this subsection and the locations being considered  
33 for siting, relocation, or expansion of a business;

34 (b) When developed by the department of commerce based on  
35 information as described in (a)(i) of this subsection, any work product  
36 is not exempt from disclosure;

37 (c) For the purposes of this subsection, "siting decision" means  
38 the decision to acquire or not to acquire a site;

1 (d) If there is no written contact for a period of sixty days to  
2 the department of commerce from a person connected with siting,  
3 recruitment, expansion, retention, or relocation of that person's  
4 business, information described in (a)(ii) of this subsection will be  
5 available to the public under this chapter;

6 (13) Financial and proprietary information submitted to or obtained  
7 by the department of ecology or the authority created under chapter  
8 70.95N RCW to implement chapter 70.95N RCW;

9 (14) Financial, commercial, operations, and technical and research  
10 information and data submitted to or obtained by the life sciences  
11 discovery fund authority in applications for, or delivery of, grants  
12 under chapter 43.350 RCW, to the extent that such information, if  
13 revealed, would reasonably be expected to result in private loss to the  
14 providers of this information;

15 (15) Financial and commercial information provided as evidence to  
16 the department of licensing as required by RCW 19.112.110 or  
17 19.112.120, except information disclosed in aggregate form that does  
18 not permit the identification of information related to individual fuel  
19 licensees;

20 (16) Any production records, mineral assessments, and trade secrets  
21 submitted by a permit holder, mine operator, or landowner to the  
22 department of natural resources under RCW 78.44.085;

23 (17)(a) Farm plans developed by conservation districts, unless  
24 permission to release the farm plan is granted by the landowner or  
25 operator who requested the plan, or the farm plan is used for the  
26 application or issuance of a permit;

27 (b) Farm plans developed under chapter 90.48 RCW and not under the  
28 federal clean water act, 33 U.S.C. Sec. 1251 et seq., are subject to  
29 RCW 42.56.610 and 90.64.190;

30 (18) Financial, commercial, operations, and technical and research  
31 information and data submitted to or obtained by a health sciences and  
32 services authority in applications for, or delivery of, grants under  
33 RCW 35.104.010 through 35.104.060, to the extent that such information,  
34 if revealed, would reasonably be expected to result in private loss to  
35 providers of this information;

36 (19) Information gathered under chapter 19.85 RCW or RCW 34.05.328  
37 that can be identified to a particular business;

1 (20) Financial and commercial information submitted to or obtained  
2 by the University of Washington, other than information the university  
3 is required to disclose under RCW 28B.20.150, when the information  
4 relates to investments in private funds, to the extent that such  
5 information, if revealed, would reasonably be expected to result in  
6 loss to the University of Washington consolidated endowment fund or to  
7 result in private loss to the providers of this information;

8 (21) Financial, commercial, operations, and technical and research  
9 information and data submitted to or obtained by innovate Washington in  
10 applications for, or delivery of, grants and loans under chapter 43.333  
11 RCW, to the extent that such information, if revealed, would reasonably  
12 be expected to result in private loss to the providers of this  
13 information; and

14 (22) Market share data submitted by a manufacturer under RCW  
15 70.95N.190(4).

16 **Sec. 23.** RCW 69.51A.040 and 2011 c 181 s 401 are each amended to  
17 read as follows:

18 The medical use of ~~((cannabis))~~ marijuana in accordance with the  
19 terms and conditions of this chapter does not constitute a crime and a  
20 qualifying patient or designated provider in compliance with the terms  
21 and conditions of this chapter may not be arrested, prosecuted, or  
22 subject to other criminal sanctions or civil consequences, for  
23 possession, manufacture, or delivery of, or for possession with intent  
24 to manufacture or deliver, ~~((cannabis))~~ marijuana under state law, or  
25 have real or personal property seized or forfeited for possession,  
26 manufacture, or delivery of, or for possession with intent to  
27 manufacture or deliver, ~~((cannabis))~~ marijuana under state law, and  
28 investigating ~~((peace))~~ law enforcement officers and ~~((law~~  
29 ~~enforcement))~~ agencies may not be held civilly liable for failure to  
30 seize ~~((cannabis))~~ marijuana in this circumstance, if:

31 (1)(a) The qualifying patient or designated provider holds a valid  
32 authorization card and possesses no more than ~~((fifteen cannabis plants~~  
33 ~~and~~

34 ~~(i) No more than twenty four ounces of useable cannabis;~~

35 ~~(ii) No more cannabis product than what could reasonably be~~  
36 ~~produced with no more than twenty four ounces of useable cannabis; or~~

1       ~~(iii) A combination of useable cannabis and cannabis product that~~  
2 ~~does not exceed a combined total representing possession and processing~~  
3 ~~of no more than twenty-four ounces of useable cannabis))~~ the amount of  
4 marijuana concentrates, useable marijuana, plants, or marijuana-infused  
5 products authorized under section 17 or 24 of this act.

6       (b) If a person is both a qualifying patient and a designated  
7 provider for another qualifying patient, the person may possess no more  
8 than twice the amounts described in (~~(a) of this subsection~~) section  
9 17 of this act, whether the plants, (~~useable cannabis, and cannabis~~  
10 ~~product~~) marijuana concentrates, useable marijuana, or marijuana-  
11 infused products are possessed individually or in combination between  
12 the qualifying patient and his or her designated provider;

13       (2) The qualifying patient or designated provider presents his or  
14 her (~~proof of registration with the department of health,~~)  
15 authorization card to any (~~peace~~) law enforcement officer who  
16 questions the patient or provider regarding his or her medical use of  
17 (~~cannabis~~) marijuana;

18       (3) The qualifying patient or designated provider keeps a copy of  
19 his or her (~~proof of registration with the registry established in~~  
20 ~~section 901 of this act~~) authorization card and the qualifying patient  
21 or designated provider's contact information posted prominently next to  
22 any (~~cannabis~~) plants, (~~cannabis~~) marijuana concentrates,  
23 marijuana-infused products, or useable (~~cannabis~~) marijuana located  
24 at his or her residence;

25       (4) The investigating (~~peace~~) law enforcement officer does not  
26 possess evidence that:

27       (a) The designated provider has converted (~~cannabis~~) marijuana  
28 produced or obtained for the qualifying patient for his or her own  
29 personal use or benefit; or

30       (b) The qualifying patient (~~has converted cannabis produced or~~  
31 ~~obtained for his or her own medical use to the qualifying patient's~~  
32 ~~personal, nonmedical use or benefit~~) sold, donated, or otherwise  
33 supplied marijuana to another person;

34       (5) (~~The investigating peace officer does not possess evidence~~  
35 ~~that~~) The designated provider has served as a designated provider to  
36 more than one qualifying patient within a fifteen-day period; and

37       (6) The (~~investigating peace officer has not observed evidence of~~

1 ~~any of the circumstances identified in section 901(4) of this act)~~  
2 qualifying patient or designated provider participates in a cooperative  
3 as provided in section 24 of this act.

4 NEW SECTION. **Sec. 24.** A new section is added to chapter 69.51A  
5 RCW to read as follows:

6 (1) Qualifying patients or designated providers may form a  
7 cooperative and share responsibility for acquiring and supplying the  
8 resources needed to produce and process marijuana only for the medical  
9 use of members of the cooperative. No more than four people may become  
10 members of the cooperative under this section and all members must hold  
11 valid authorization cards.

12 (2) The location of the cooperative must be registered with the  
13 state liquor and cannabis board and this is the only location where  
14 cooperative members may grow or process marijuana. This registration  
15 must include the names of all participating members and copies of each  
16 participant's authorization card. Only qualifying patients or  
17 designated providers registered with the state liquor and cannabis  
18 board in association with the location may participate in growing or  
19 receive useable marijuana or marijuana-infused products grown at that  
20 location.

21 (3) If a qualifying patient or designated provider no longer  
22 participates in growing at the location, he or she must notify the  
23 state liquor and cannabis board within fifteen days of the date the  
24 qualifying patient or designated provider ceases participation. The  
25 state liquor and cannabis board must remove his or her name from  
26 connection to the cooperative. Additional qualifying patients or  
27 designated providers may not join the cooperative until fifteen days  
28 have passed since the date on which the last qualifying patient or  
29 designated provider notifies the state liquor and cannabis board that  
30 he or she no longer participates in that cooperative.

31 (4) Qualifying patients or designated providers who grow plants  
32 under this section:

33 (a) May grow up to the total amount of plants for which each  
34 participating member is authorized on their authorization cards. At  
35 the location, the qualifying patients or designated providers may  
36 possess no more useable marijuana than what can be produced with the  
37 number of plants permitted under this subsection;

1 (b) Must provide assistance in growing plants. A monetary  
2 contribution or donation is not to be considered assistance under this  
3 section. Participants must provide labor in order to participate; and

4 (c) May not sell, donate, or otherwise provide marijuana, marijuana  
5 concentrates, useable marijuana, or marijuana-infused products to a  
6 person who is not participating under this section.

7 (5) The location of the cooperative must be the domicile of one of  
8 the participants. A copy of each participant's authorization card must  
9 be kept at the location at all times.

10 (6) The state liquor and cannabis board may adopt rules to  
11 implement this section, including any security requirements necessary  
12 to ensure the safety of the cooperative and to reduce the risk of  
13 diversion from the cooperative.

14 (7) The state liquor and cannabis board may inspect a cooperative  
15 registered under this section to ensure members are in compliance with  
16 this section. The state liquor and cannabis board must adopt rules on  
17 reasonable inspection hours and reasons for inspections.

18 **Sec. 25.** RCW 69.51A.045 and 2011 c 181 s 405 are each amended to  
19 read as follows:

20 (1) A qualifying patient or designated provider in possession of  
21 ((cannabis)) plants, marijuana concentrates, useable ((cannabis))  
22 marijuana, or ((cannabis)) marijuana-infused products exceeding the  
23 limits set forth in ((RCW 69.51A.040(1))) section 17 or 24 of this act  
24 but otherwise in compliance with all other terms and conditions of this  
25 chapter may establish an affirmative defense to charges of violations  
26 of state law relating to ((cannabis)) marijuana through proof at trial,  
27 by a preponderance of the evidence, that the qualifying patient's  
28 necessary medical use exceeds the amounts set forth in RCW  
29 69.51A.040((1)).

30 (2) An investigating ((peace)) law enforcement officer may seize  
31 ((cannabis)) plants, marijuana concentrates, useable ((cannabis))  
32 marijuana, or ((cannabis)) marijuana-infused products exceeding the  
33 amounts set forth in ((RCW 69.51A.040(1): PROVIDED, That)) section 17  
34 or 24 of this act. In the case of ((cannabis)) plants, the qualifying  
35 patient or designated provider shall be allowed to select the plants  
36 that will remain at the location. The officer and his or her law



1 enforcement agency may not be held civilly liable for failure to seize  
2 ((cannabis)) marijuana in this circumstance.

3 **Sec. 26.** RCW 69.51A.055 and 2011 c 181 s 1105 are each amended to  
4 read as follows:

5 (1)(a) The arrest and prosecution protections established in RCW  
6 69.51A.040 may not be asserted in a supervision revocation or violation  
7 hearing by a person who is supervised by a corrections agency or  
8 department, including local governments or jails, that has determined  
9 that the terms of this section are inconsistent with and contrary to  
10 his or her supervision.

11 (b) The affirmative defenses established in RCW ((69.51A.043,))  
12 69.51A.045((, 69.51A.047, and section 407 of this act)) may not be  
13 asserted in a supervision revocation or violation hearing by a person  
14 who is supervised by a corrections agency or department, including  
15 local governments or jails, that has determined that the terms of this  
16 section are inconsistent with and contrary to his or her supervision.

17 (2) ((The provisions of)) RCW 69.51A.040((, 69.51A.085, and  
18 69.51A.025 do)) does not apply to a person who is supervised for a  
19 criminal conviction by a corrections agency or department, including  
20 local governments or jails, that has determined that the terms of this  
21 chapter are inconsistent with and contrary to his or her supervision.

22 ((3) A person may not be licensed as a licensed producer, licensed  
23 processor of cannabis products, or a licensed dispenser under section  
24 601, 602, or 701 of this act if he or she is supervised for a criminal  
25 conviction by a corrections agency or department, including local  
26 governments or jails, that has determined that licensure is  
27 inconsistent with and contrary to his or her supervision.))

28 **Sec. 27.** RCW 69.51A.060 and 2011 c 181 s 501 are each amended to  
29 read as follows:

30 (1) It shall be a class 3 civil infraction to use or display  
31 medical ((cannabis)) marijuana in a manner or place which is open to  
32 the view of the general public.

33 (2) Nothing in this chapter establishes a right of care as a  
34 covered benefit or requires any state purchased health care as defined  
35 in RCW 41.05.011 or other health carrier or health plan as defined in  
36 Title 48 RCW to be liable for any claim for reimbursement for the

1 medical use of ~~((cannabis))~~ marijuana. Such entities may enact  
2 coverage or noncoverage criteria or related policies for payment or  
3 nonpayment of medical ~~((cannabis))~~ marijuana in their sole discretion.

4 (3) Nothing in this chapter requires any health care professional  
5 to authorize the medical use of ~~((cannabis))~~ marijuana for a patient.

6 (4) Nothing in this chapter requires any accommodation of any on-  
7 site medical use of ~~((cannabis))~~ marijuana in any place of employment,  
8 in any school bus or on any school grounds, in any youth center, in any  
9 correctional facility, or smoking ~~((cannabis))~~ marijuana in any public  
10 place or hotel or motel. However, a school may permit a minor who  
11 meets the requirements of section 19 of this act to consume medical  
12 marijuana on school grounds. Such use must be in accordance with  
13 school policy relating to medication use on school grounds.

14 (5) Nothing in this chapter authorizes the possession or use of  
15 marijuana, marijuana concentrates, useable marijuana, or marijuana-  
16 infused products on federal property.

17 (6) Nothing in this chapter authorizes the use of medical  
18 ~~((cannabis))~~ marijuana by any person who is subject to the Washington  
19 code of military justice in chapter 38.38 RCW.

20 ~~((+6))~~ (7) Employers may establish drug-free work policies.  
21 Nothing in this chapter requires an accommodation for the medical use  
22 of ~~((cannabis))~~ marijuana if an employer has a drug-free workplace.

23 ~~((+7))~~ (8) Until September 1, 2015, it is a class C felony to  
24 fraudulently produce any record purporting to be, or tamper with the  
25 content of any record for the purpose of having it accepted as, valid  
26 documentation under RCW 69.51A.010~~((+32)(a))~~ (7), or to backdate such  
27 documentation to a time earlier than its actual date of execution.

28 ~~((+8))~~ (9) No person shall be entitled to claim the protection  
29 from arrest and prosecution under RCW 69.51A.040 ~~((or the affirmative~~  
30 ~~defense under RCW 69.51A.043))~~ for engaging in the medical use of  
31 ~~((cannabis))~~ marijuana in a way that endangers the health or well-being  
32 of any person through the use of a motorized vehicle on a street, road,  
33 or highway, including violations of RCW 46.61.502 or 46.61.504, or  
34 equivalent local ordinances.

35 NEW SECTION. Sec. 28. A new section is added to chapter 69.51A  
36 RCW to read as follows:

37 (1) It is unlawful for a person knowingly or intentionally:

1 (a) To produce an authorization card or to tamper with an  
2 authorization card for the purpose of having it accepted by a marijuana  
3 retailer in order to purchase marijuana as a qualifying patient or  
4 designated provider or to grow marijuana plants in accordance with  
5 section 17 or 24 of this act;

6 (b) If a person is a designated provider to a qualifying patient,  
7 to sell, donate, or otherwise use the marijuana produced or obtained  
8 for the qualifying patient for the designated provider's own personal  
9 use or benefit; or

10 (c) If the person is a qualifying patient, to sell, donate, or  
11 otherwise supply marijuana produced or obtained by the qualifying  
12 patient to another person.

13 (2) A person who violates this section is guilty of a class C  
14 felony and upon conviction may be imprisoned for not more than two  
15 years, fined not more than two thousand dollars, or both.

16 **Sec. 29.** RCW 69.51A.070 and 2007 c 371 s 7 are each amended to  
17 read as follows:

18 The Washington state medical quality assurance commission in  
19 consultation with the board of osteopathic medicine and surgery, or  
20 other appropriate agency as designated by the governor, shall accept  
21 for consideration petitions submitted to add terminal or debilitating  
22 conditions to those included in this chapter. In considering such  
23 petitions, the Washington state medical quality assurance commission in  
24 consultation with the board of osteopathic medicine and surgery shall  
25 include public notice of, and an opportunity to comment in a public  
26 hearing upon, such petitions. The Washington state medical quality  
27 assurance commission in consultation with the board of osteopathic  
28 medicine and surgery may make a preliminary finding of good cause  
29 before the public hearing and shall, after hearing, approve or deny  
30 such petitions within (~~one~~) two hundred (~~eighty~~) ten days of  
31 submission. The approval or denial of such a petition shall be  
32 considered a final agency action, subject to judicial review.

33 **Sec. 30.** RCW 69.51A.100 and 2011 c 181 s 404 are each amended to  
34 read as follows:

35 (1) A qualifying patient may revoke his or her designation of a  
36 specific designated provider and designate a different designated

1 provider at any time. A revocation of designation must be in writing,  
2 signed and dated, and provided to the department and designated  
3 provider. The protections of this chapter cease to apply to a person  
4 who has served as a designated provider to a qualifying patient  
5 seventy-two hours after receipt of that patient's revocation of his or  
6 her designation.

7 (2) A person may stop serving as a designated provider to a given  
8 qualifying patient at any time by revoking that designation in writing,  
9 signed and dated, and provided to the department and the qualifying  
10 patient. However, that person may not begin serving as a designated  
11 provider to a different qualifying patient until fifteen days have  
12 elapsed from the date the last qualifying patient designated him or her  
13 to serve as a provider.

14 (3) The department may adopt rules to implement this section,  
15 including a procedure to remove the name of the designated provider  
16 from the medical marijuana registry upon receipt of a revocation under  
17 this section.

18 **Sec. 31.** RCW 69.51A.110 and 2011 c 181 s 408 are each amended to  
19 read as follows:

20 A qualifying patient's medical use of ((cannabis)) marijuana as  
21 authorized by a health care professional may not be a sole  
22 disqualifying factor in determining the patient's suitability for an  
23 organ transplant, unless it is shown that this use poses a significant  
24 risk of rejection or organ failure. This section does not preclude a  
25 health care professional from requiring that a patient abstain from the  
26 medical use of ((cannabis)) marijuana, for a period of time determined  
27 by the health care professional, while waiting for a transplant organ  
28 or before the patient undergoes an organ transplant.

29 **Sec. 32.** RCW 69.51A.120 and 2011 c 181 s 409 are each amended to  
30 read as follows:

31 A qualifying patient or designated provider may not have his or her  
32 parental rights or residential time with a child restricted solely due  
33 to his or her medical use of ((cannabis)) marijuana in compliance with  
34 the terms of this chapter absent written findings supported by evidence  
35 that such use has resulted in a long-term impairment that interferes

1 with the performance of parenting functions as defined under RCW  
2 26.09.004.

3 NEW SECTION. **Sec. 33.** A new section is added to chapter 69.51A  
4 RCW to read as follows:

5 Neither this chapter nor chapter 69.50 RCW prohibits a health care  
6 professional from selling or donating topical, noningestable products  
7 that have a THC concentration of less than .3 percent to qualifying  
8 patients.

9 NEW SECTION. **Sec. 34.** A new section is added to chapter 69.51A  
10 RCW to read as follows:

11 Valid documentation may not be issued by a health care professional  
12 after September 1, 2015. All valid documentation expires September 1,  
13 2015. Until September 1, 2015, qualifying patients and designated  
14 providers in possession of valid documentation may establish an  
15 affirmative defense to charges of violations of state law relating to  
16 marijuana through proof at trial, by a preponderance of evidence, that  
17 the qualifying patient has been authorized by a health care  
18 professional for the medical use of marijuana, that the qualifying  
19 patient meets the requirements of RCW 69.51A.010(4), and that the  
20 qualifying patient's necessary medical use exceeds the amounts set  
21 forth in RCW 69.50.360.

22 NEW SECTION. **Sec. 35.** A new section is added to chapter 69.51A  
23 RCW to read as follows:

24 A medical marijuana advisory group must be appointed by the  
25 governor to advise and assist the state liquor and cannabis board in  
26 adopting rules relating to the medical use of marijuana. The advisory  
27 group will meet at the call of the state liquor and cannabis board.  
28 Membership of the advisory group includes, but is not limited to the  
29 following:

30 (1) Three health care professionals who authorize the medical use  
31 of marijuana;

32 (2) Two pharmacists, one with compounding experience;

33 (3) One licensed marijuana producer with medical marijuana  
34 experience;

35 (4) One licensed marijuana processor with medical marijuana

1 experience;

2 (5) One licensed marijuana retailer with medical marijuana  
3 experience; and

4 (6) One qualifying patient.

5 NEW SECTION. **Sec. 36.** (1) The legislature finds marijuana use for  
6 qualifying patients is a valid and necessary option health care  
7 professionals may recommend for their patients. The legislature  
8 further finds that although there is a distinction between recreational  
9 and medical use of marijuana, the changing environment for recreational  
10 marijuana use in Washington will also affect qualifying patients. The  
11 legislature further finds that while recognizing the difference between  
12 recreational and medical use of marijuana, it is imperative to develop  
13 a single, comprehensive regulatory scheme for marijuana use in the  
14 state. Acknowledging that the implementation of this act may result in  
15 changes to how qualifying patients access medical marijuana, the  
16 legislature intends to ease the transition towards a regulated market  
17 and provide a statutory means for a safe, consistent, and secure source  
18 of marijuana for qualifying patients. Therefore, the legislature  
19 intends to provide qualifying patients a retail sales and use tax  
20 exemption on purchases of marijuana for medical use when authorized by  
21 a health care professional. Because marijuana is neither a  
22 prescription medicine nor an over-the-counter medication, this policy  
23 should in no way be construed as precedence for changes in the  
24 treatment of prescription medications or over-the-counter medications.

25 (2)(a) This section is the tax preference performance statement for  
26 the retail sales and use tax exemptions for marijuana concentrates,  
27 useable marijuana, and marijuana-infused products purchased by  
28 qualifying patients provided in sections 11 and 12 of this act. The  
29 performance statement is only intended to be used for subsequent  
30 evaluation of the tax preference. It is not intended to create a  
31 private right of action by any party or be used to determine  
32 eligibility for preferential tax treatment.

33 (b) The legislature categorizes the tax preference as one intended  
34 to accomplish the general purposes indicated in RCW 82.32.808(2)(e).

35 (c) It is the legislature's specific public policy objective to  
36 provide qualifying patients a retail sales and use tax exemption on

1 purchases of marijuana concentrates, useable marijuana, and marijuana-  
2 infused products for medical use when authorized by a health care  
3 professional and registered with the medical marijuana registry.

4 (d) To measure the effectiveness of the exemption provided in this  
5 act in achieving the specific public policy objectives described in (c)  
6 of this subsection, the joint legislative audit and review committee  
7 must evaluate the actual fiscal impact of the sales and use tax  
8 exemption in this act compared to the estimated impact in the fiscal  
9 note for this act.

10 NEW SECTION. **Sec. 37.** All references to the Washington state  
11 liquor control board must be construed as referring to the Washington  
12 state liquor and cannabis board. The code reviser must prepare  
13 legislation for the 2015 legislative session changing all references in  
14 the Revised Code of Washington from the Washington state liquor control  
15 board to the Washington state liquor and cannabis board.

16 NEW SECTION. **Sec. 38.** The following acts or parts of acts are  
17 each repealed:

18 (1) RCW 69.51A.020 (Construction of chapter) and 2011 c 181 s 103  
19 & 1999 c 2 s 3;

20 (2) RCW 69.51A.025 (Construction of chapter--Compliance with RCW  
21 69.51A.040) and 2011 c 181 s 413;

22 (3) RCW 69.51A.047 (Failure to register or present valid  
23 documentation--Affirmative defense) and 2011 c 181 s 406;

24 (4) RCW 69.51A.090 (Applicability of valid documentation  
25 definition) and 2010 c 284 s 5;

26 (5) RCW 69.51A.140 (Counties, cities, towns--Authority to adopt and  
27 enforce requirements) and 2011 c 181 s 1102; and

28 (6) RCW 69.51A.200 (Evaluation) and 2011 c 181 s 1001.

29 NEW SECTION. **Sec. 39.** RCW 69.51A.085 (Collective gardens) and  
30 2011 c 181 s 403, as now existing or hereafter amended, are each  
31 repealed, effective September 1, 2015.

32 NEW SECTION. **Sec. 40.** RCW 69.51A.043 (Failure to register--  
33 Affirmative defense) and 2011 c 181 s 402, as now existing or hereafter  
34 amended, are each repealed, effective September 1, 2015.

1        NEW SECTION.    **Sec. 41.**    Sections 6, 7, 10, 16, 17, 19, 23 through  
2    25, 27, 28, 30, and 38 of this act take effect July 1, 2015."

**3SSB 5887** - S AMD

By Senators Kohl-Welles, Rivers, Pedersen, Becker

**ADOPTED AS AMENDED 03/08/2014**

3        On page 1, line 2 of the title, after "system;" strike the  
4    remainder of the title and insert "amending RCW 66.08.012, 69.50.325,  
5    69.50.342, 69.50.345, 69.50.354, 69.50.357, 69.50.360, 69.50.4013,  
6    28B.20.502, 69.51A.005, 69.51A.010, 69.51A.030, 42.56.270, 69.51A.040,  
7    69.51A.045, 69.51A.055, 69.51A.060, 69.51A.070, 69.51A.100, 69.51A.110,  
8    and 69.51A.120; reenacting and amending RCW 69.50.101; adding a new  
9    section to chapter 69.50 RCW; adding a new section to chapter 82.08  
10    RCW; adding a new section to chapter 82.12 RCW; adding new sections to  
11    chapter 69.51A RCW; adding a new section to chapter 42.56 RCW; creating  
12    new sections; repealing RCW 69.51A.020, 69.51A.025, 69.51A.047,  
13    69.51A.090, 69.51A.140, 69.51A.200, 69.51A.085, and 69.51A.043;  
14    prescribing penalties; and providing effective dates."

EFFECT:    (1) Removes the limitation on the plants a patient may grow that three plants must be flowering and three nonflowering. Instead, the patient is permitted to grow plants without reference to whether the plants are flowering or not.

(2) Moves the expiration date on collective gardens to two months after the registry is to go online. Rather than expire July 1, 2015, they will expire September 1, 2015.

(3) Adds in a requirement that the Department of Health work group of the disciplining boards of health care professionals not only develop practice guidelines to assist health care professionals in the authorization of medical marijuana but that they also consider appropriate training and practice standards for employees of a licensed marijuana retailer that holds a medical marijuana endorsement and develop a definition of medical grade marijuana.

(4) Adds the definition of debilitating and intractable pain to statute rather than require the Department of Health to adopt rules defining those terms.



(5) Permits health care professionals to sell topical products that do not meet the definition of marijuana because they contain a THC level of under .3 percent.

(6) Adds in the definition of principle care provider and removes the limitation that a specialist can issue authorizations if referred to the patient by the principle care provider.

(7) Adds in an advisory group to be appointed by the Governor and to assist the Liquor and Cannabis Board in adopting rules relating to the medical use of marijuana. The group consists of medical marijuana stakeholders, including patients, and retailers, producers, and processors.

(8) Requires the Liquor and Cannabis Board to increase the amount of square feet available for production by marijuana producers if the producer agrees to use the extra space to grow products for medical use and for sale to medical marijuana endorsed stores.

(9) Removes the Task Force on Marijuana Policy.

(10) Removes the provision that provides for the distribution of excise tax revenue to local governments as well as the distribution of funds provided to the former Basic Health Plan. Removes the excise tax exemption for patients, but retains the sales and use tax exemption for patients.

(11) Permits a qualifying patient to grow for himself or herself and to also serve as the designated provider for another qualifying patient.

--- END ---