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HOUSE BILL 1992

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State of Washington

63rd Legislature

2013 Regular Session

By Representative Kretz

Read first time 03/07/13. Referred to Committee on Government  
Accountability & Oversight.

1 AN ACT Relating to authorizing the liquor control board to consult  
2 with the department of ecology regarding the environmental impacts  
3 associated with the various means of producing marijuana; and amending  
4 RCW 69.50.342.

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

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

8 For the purpose of carrying into effect the provisions of chapter  
9 3, Laws of 2013 according to their true intent or of supplying any  
10 deficiency therein, the state liquor control board may adopt rules not  
11 inconsistent with the spirit of chapter 3, Laws of 2013 as are deemed  
12 necessary or advisable. Without limiting the generality of the  
13 preceding sentence, the state liquor control board is empowered to  
14 adopt rules regarding the following:

15 (1) The equipment and management of retail outlets and premises  
16 where marijuana is produced or processed, and inspection of the retail  
17 outlets and premises;

18 (2) The books and records to be created and maintained by

1 licensees, the reports to be made thereon to the state liquor control  
2 board, and inspection of the books and records;

3 (3)(a) Methods of producing, processing, and packaging marijuana,  
4 useable marijuana, and marijuana-infused products; conditions of  
5 sanitation; and standards of ingredients, quality, and identity of  
6 marijuana, useable marijuana, and marijuana-infused products produced,  
7 processed, packaged, or sold by licensees;

8 (b) In evaluating marijuana production methods, consulting with the  
9 department of ecology in order to study and examine the environmental  
10 impacts associated with the various methods of producing marijuana. In  
11 conducting such an examination the state liquor control board, in  
12 conjunction with the department of ecology, must consider issues that  
13 include, but are not limited to: Energy utilization and conservation,  
14 water quality, air quality, land use, and other environmental factors;

15 (4) Security requirements for retail outlets and premises where  
16 marijuana is produced or processed, and safety protocols for licensees  
17 and their employees;

18 (5) Screening, hiring, training, and supervising employees of  
19 licensees;

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

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

23 (8) Forms to be used for purposes of chapter 3, Laws of 2013 or the  
24 rules adopted to implement and enforce it, the terms and conditions to  
25 be contained in licenses issued under chapter 3, Laws of 2013, and the  
26 qualifications for receiving a license issued under chapter 3, Laws of  
27 2013, including a criminal history record information check. The state  
28 liquor control board may submit any criminal history record information  
29 check to the Washington state patrol and to the identification division  
30 of the federal bureau of investigation in order that these agencies may  
31 search their records for prior arrests and convictions of the  
32 individual or individuals who filled out the forms. The state liquor  
33 control board shall require fingerprinting of any applicant whose  
34 criminal history record information check is submitted to the federal  
35 bureau of investigation;

36 (9) Application, reinstatement, and renewal fees for licenses  
37 issued under chapter 3, Laws of 2013, and fees for anything done or

1 permitted to be done under the rules adopted to implement and enforce  
2 chapter 3, Laws of 2013;

3 (10) The manner of giving and serving notices required by chapter  
4 3, Laws of 2013 or rules adopted to implement or enforce it;

5 (11) Times and periods when, and the manner, methods, and means by  
6 which, licensees shall transport and deliver marijuana, useable  
7 marijuana, and marijuana-infused products within the state;

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

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