
HOUSE BILL 1092

State of Washington

65th Legislature

2017 Regular Session

By Representative Appleton

Read first time 01/11/17. Referred to Committee on Commerce & Gaming.

1 AN ACT Relating to authorizing home production of recreational
2 marijuana; and amending RCW 69.50.4013.

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

4 **Sec. 1.** RCW 69.50.4013 and 2015 2nd sp.s. c 4 s 503 are each
5 amended to read as follows:

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

11 (2) Except as provided in RCW 69.50.4014, any person who violates
12 this section is guilty of a class C felony punishable under chapter
13 9A.20 RCW.

14 (3)(a) The possession, by a person twenty-one years of age or
15 older, of useable marijuana, marijuana concentrates, or marijuana-
16 infused products in amounts that do not exceed those set forth in RCW
17 69.50.360(3) is not a violation of this section, this chapter, or any
18 other provision of Washington state law.

19 (b) The possession of marijuana, useable marijuana, marijuana
20 concentrates, and marijuana-infused products being physically
21 transported or delivered within the state, in amounts not exceeding

1 those that may be established under RCW 69.50.385(3), by a licensed
2 employee of a common carrier when performing the duties authorized in
3 accordance with RCW 69.50.382 and 69.50.385, is not a violation of
4 this section, this chapter, or any other provision of Washington
5 state law.

6 (4)(a) Subject to the requirements in this subsection (4), the
7 possession by a person twenty-one years of age or older of no more
8 than six marijuana plants and up to twenty-four ounces of useable
9 marijuana harvested from lawfully grown plants is not a violation of
10 this section, this chapter, or any other provision of Washington
11 state law, provided:

12 (i) The plants are grown and possessed only within the premises
13 of the housing unit in which the person resides; and

14 (ii) The useable marijuana has been harvested from plants
15 lawfully grown within the premises of the housing unit in which the
16 person resides and is not removed from the premises in amounts
17 exceeding one ounce.

18 (b) No more than twelve marijuana plants and forty-eight ounces
19 of useable marijuana may be possessed, in the aggregate, by the adult
20 residents of a single housing unit, regardless of the number of
21 persons twenty-one years of age or older residing in the housing
22 unit.

23 (c) This subsection (4) does not apply to marijuana plants or
24 useable marijuana possessed at a location other than the premises of
25 the housing unit in which the marijuana plants were lawfully grown.

26 (5) No person under twenty-one years of age may possess,
27 manufacture, sell, or distribute marijuana, marijuana-infused
28 products, or marijuana concentrates, regardless of THC concentration.
29 This does not include qualifying patients with a valid authorization.

30 ~~((+5))~~ (6) The possession by a qualifying patient or designated
31 provider of marijuana concentrates, useable marijuana, marijuana-
32 infused products, or plants in accordance with chapter 69.51A RCW is
33 not a violation of this section, this chapter, or any other provision
34 of Washington state law.

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