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HOUSE BILL 1920

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State of Washington

65th Legislature

2017 Regular Session

By Representatives Condotta, Sawyer, Blake, Young, and Appleton

Read first time 02/02/17. Referred to Committee on Commerce & Gaming.

1 AN ACT Relating to inspections of licensed marijuana processors'  
2 equipment and facilities; and amending RCW 69.50.450.

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

4 **Sec. 1.** RCW 69.50.450 and 2015 c 70 s 15 are each amended to  
5 read as follows:

6 (1) Nothing in this chapter permits anyone other than a validly  
7 licensed marijuana processor to use butane or other explosive gases  
8 to extract or separate resin from marijuana or to produce or process  
9 any form of marijuana concentrates or marijuana-infused products that  
10 include marijuana concentrates not purchased from a validly licensed  
11 marijuana retailer as an ingredient. The extraction or separation of  
12 resin from marijuana, the processing of marijuana concentrates, and  
13 the processing of marijuana-infused products that include marijuana  
14 concentrates not purchased from a validly licensed marijuana retailer  
15 as an ingredient by any person other than a validly licensed  
16 marijuana processor each constitute manufacture of marijuana in  
17 violation of RCW 69.50.401. Cooking oil, butter, and other  
18 nonexplosive home cooking substances may be used to make marijuana  
19 extracts for noncommercial personal use.

1 (2) Except for the use of butane, the state liquor and cannabis  
2 board may not enforce this section until it has adopted the rules  
3 required by RCW 69.51A.270.

4 (3)(a) Any inspection of or approval of a marijuana processor's  
5 professional closed loop systems, equipment, extraction operation, or  
6 facilities to ensure compliance with applicable fire, safety, or  
7 building code requirements that must be performed by a local fire  
8 code official pursuant to state liquor and cannabis board rule may,  
9 instead, be performed by the director of fire protection or designee,  
10 or by an accredited commercial electrical inspector, if the marijuana  
11 processor requests that the local fire code official perform the  
12 inspection or approval described in (a) of this subsection and thirty  
13 calendar days after the date of the request the local fire code  
14 official has not performed the inspection or approval.

15 (b) If an inspection or approval described in (a) of this  
16 subsection is performed by the director of fire protection or  
17 designee, or by an accredited commercial electrical inspector, the  
18 county, city, or town in which the licensee is located shall  
19 reimburse the director of fire protection or designee, or the  
20 accredited commercial electrical inspector, as appropriate, for the  
21 costs of performing the inspection or approval within thirty calendar  
22 days of receiving a request for reimbursement.

23 (c) Nothing in this subsection (3) requires a local fire code  
24 official, the director of fire protection or designee, or an  
25 accredited commercial electrical inspector to approve of a marijuana  
26 processor's professional closed loop systems, equipment, extraction  
27 operation, or facilities if the systems, equipment, operation, or  
28 facilities is not in compliance with applicable fire, safety, or  
29 building code requirements.

30 (d) For purposes of this subsection (3), "director of fire  
31 protection" means the director of fire protection described in RCW  
32 43.43.938.

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