
SENATE BILL 6552

State of Washington 65th Legislature 2018 Regular Session

By Senators Warnick, Short, Walsh, and Sheldon

Read first time 01/24/18. Referred to Committee on Ways & Means.

1 AN ACT Relating to increasing marijuana revenue distributed to
2 counties, cities, and towns; and amending RCW 69.50.540.

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

4 **Sec. 1.** RCW 69.50.540 and 2017 3rd sp.s. c 1 s 979 are each
5 amended to read as follows:

6 The legislature must annually appropriate moneys in the dedicated
7 marijuana account created in RCW 69.50.530 as follows:

8 (1) For the purposes listed in this subsection (1), the
9 legislature must appropriate to the respective agencies amounts
10 sufficient to make the following expenditures on a quarterly basis:

11 (a) Beginning July 1, 2015, one hundred twenty-five thousand
12 dollars to the department of social and health services to design and
13 administer the Washington state healthy youth survey, analyze the
14 collected data, and produce reports, in collaboration with the office
15 of the superintendent of public instruction, department of health,
16 department of commerce, family policy council, and state liquor and
17 cannabis board. The survey must be conducted at least every two years
18 and include questions regarding, but not necessarily limited to,
19 academic achievement, age at time of substance use initiation,
20 antisocial behavior of friends, attitudes toward antisocial behavior,
21 attitudes toward substance use, laws and community norms regarding

1 antisocial behavior, family conflict, family management, parental
2 attitudes toward substance use, peer rewarding of antisocial
3 behavior, perceived risk of substance use, and rebelliousness. Funds
4 disbursed under this subsection may be used to expand administration
5 of the healthy youth survey to student populations attending
6 institutions of higher education in Washington;

7 (b) Beginning July 1, 2015, fifty thousand dollars to the
8 department of social and health services for the purpose of
9 contracting with the Washington state institute for public policy to
10 conduct the cost-benefit evaluation and produce the reports described
11 in RCW 69.50.550. This appropriation ends after production of the
12 final report required by RCW 69.50.550;

13 (c) Beginning July 1, 2015, five thousand dollars to the
14 University of Washington alcohol and drug abuse institute for the
15 creation, maintenance, and timely updating of web-based public
16 education materials providing medically and scientifically accurate
17 information about the health and safety risks posed by marijuana use;

18 (d)(i) An amount not less than one million two hundred fifty
19 thousand dollars to the state liquor and cannabis board for
20 administration of this chapter as appropriated in the omnibus
21 appropriations act; and

22 (ii) Three hundred fifty-one thousand seven hundred fifty dollars
23 for fiscal year 2018 and three hundred fifty-one thousand seven
24 hundred fifty dollars for fiscal year 2019 to the health professions
25 account established under RCW 43.70.320 for the development and
26 administration of the marijuana authorization database by the
27 department of health. It is the intent of the legislature that this
28 policy will be continued in the 2019-2021 fiscal biennium;

29 (e) Twenty-three thousand seven hundred fifty dollars to the
30 department of enterprise services provided solely for the state
31 building code council established under RCW 19.27.070, to develop and
32 adopt fire and building code provisions related to marijuana
33 processing and extraction facilities. The distribution under this
34 subsection (1)(e) is for fiscal year 2016 only;

35 (2) From the amounts in the dedicated marijuana account after
36 appropriation of the amounts identified in subsection (1) of this
37 section, the legislature must appropriate for the purposes listed in
38 this subsection (2) as follows:

39 (a)(i) Up to fifteen percent to the department of social and
40 health services division of behavioral health and recovery for the

1 development, implementation, maintenance, and evaluation of programs
2 and practices aimed at the prevention or reduction of maladaptive
3 substance use, substance use disorder, substance abuse or substance
4 dependence, as these terms are defined in the Diagnostic and
5 Statistical Manual of Mental Disorders, among middle school and high
6 school-age students, whether as an explicit goal of a given program
7 or practice or as a consistently corresponding effect of its
8 implementation, mental health services for children and youth, and
9 services for pregnant and parenting women; PROVIDED, That:

10 (A) Of the funds appropriated under (a)(i) of this subsection for
11 new programs and new services, at least eighty-five percent must be
12 directed to evidence-based or research-based programs and practices
13 that produce objectively measurable results and, by September 1,
14 2020, are cost-beneficial; and

15 (B) Up to fifteen percent of the funds appropriated under (a)(i)
16 of this subsection for new programs and new services may be directed
17 to proven and tested practices, emerging best practices, or promising
18 practices.

19 (ii) In deciding which programs and practices to fund, the
20 secretary of the department of social and health services must
21 consult, at least annually, with the University of Washington's
22 social development research group and the University of Washington's
23 alcohol and drug abuse institute.

24 (iii) For the fiscal year beginning July 1, 2016, the legislature
25 must appropriate a minimum of twenty-seven million seven hundred
26 eighty-six thousand dollars, and for each subsequent fiscal year
27 thereafter, the legislature must appropriate a minimum of twenty-five
28 million five hundred thirty-six thousand dollars under this
29 subsection (2)(a);

30 (b)(i) Up to ten percent to the department of health for the
31 following, subject to (b)(ii) of this subsection (2):

32 (A) Creation, implementation, operation, and management of a
33 marijuana education and public health program that contains the
34 following:

35 (I) A marijuana use public health hotline that provides referrals
36 to substance abuse treatment providers, utilizes evidence-based or
37 research-based public health approaches to minimizing the harms
38 associated with marijuana use, and does not solely advocate an
39 abstinence-only approach;

1 (II) A grants program for local health departments or other local
2 community agencies that supports development and implementation of
3 coordinated intervention strategies for the prevention and reduction
4 of marijuana use by youth; and

5 (III) Media-based education campaigns across television,
6 internet, radio, print, and out-of-home advertising, separately
7 targeting youth and adults, that provide medically and scientifically
8 accurate information about the health and safety risks posed by
9 marijuana use;

10 (B) The Washington poison control center; and

11 (C) During the 2015-2017 fiscal biennium, the funds appropriated
12 under this subsection (2)(b) may be used for prevention activities
13 that target youth and populations with a high incidence of tobacco
14 use.

15 (ii) For the fiscal year beginning July 1, 2016, the legislature
16 must appropriate a minimum of seven million five hundred thousand
17 dollars and for each subsequent fiscal year thereafter, the
18 legislature must appropriate a minimum of nine million seven hundred
19 fifty thousand dollars under this subsection (2)(b);

20 (c)(i) Up to six-tenths of one percent to the University of
21 Washington and four-tenths of one percent to Washington State
22 University for research on the short and long-term effects of
23 marijuana use, to include but not be limited to formal and informal
24 methods for estimating and measuring intoxication and impairment, and
25 for the dissemination of such research.

26 (ii) For the fiscal year beginning July 1, 2016, the legislature
27 must appropriate a minimum of two hundred seven thousand dollars and
28 for each subsequent fiscal year, except for the 2017-2019 fiscal
29 biennium, the legislature must appropriate a minimum of one million
30 twenty-one thousand dollars to the University of Washington. For the
31 fiscal year beginning July 1, 2016, the legislature must appropriate
32 a minimum of one hundred thirty-eight thousand dollars and for each
33 subsequent fiscal year thereafter, except for the 2017-2019 fiscal
34 biennium, a minimum of six hundred eighty-one thousand dollars to
35 Washington State University under this subsection (2)(c). It is the
36 intent of the legislature that this policy will be continued in the
37 2019-2021 fiscal biennium;

38 (d) Fifty percent to the state basic health plan trust account to
39 be administered by the Washington basic health plan administrator and
40 used as provided under chapter 70.47 RCW;

1 (e) Five percent to the Washington state health care authority to
2 be expended exclusively through contracts with community health
3 centers to provide primary health and dental care services, migrant
4 health services, and maternity health care services as provided under
5 RCW 41.05.220;

6 (f)(i) Up to three-tenths of one percent to the office of the
7 superintendent of public instruction to fund grants to building
8 bridges programs under chapter 28A.175 RCW.

9 (ii) For the fiscal year beginning July 1, 2016, and each
10 subsequent fiscal year, the legislature must appropriate a minimum of
11 five hundred eleven thousand dollars to the office of the
12 superintendent of public instruction under this subsection (2)(f);
13 and

14 (g) At the end of each fiscal year, the treasurer must transfer
15 any amounts in the dedicated marijuana account that are not
16 appropriated pursuant to subsection (1) of this section and this
17 subsection (2) into the general fund, except as provided in (g)(i) of
18 this subsection (2).

19 (i) For the fiscal year beginning ((in fiscal year 2018)) July 1,
20 2019, and each subsequent fiscal year, if marijuana excise tax
21 collections deposited into the general fund in the prior fiscal year
22 exceed twenty-five million dollars, ~~((then each fiscal year))~~ the
23 legislature must appropriate an amount equal to ~~((thirty))~~ fifty
24 percent of all marijuana excise taxes deposited into the general fund
25 the prior fiscal year to the treasurer for distribution to counties,
26 cities, and towns as follows:

27 (A) Thirty percent must be distributed to counties, cities, and
28 towns where licensed marijuana retailers are physically located. Each
29 jurisdiction must receive a share of the revenue distribution under
30 this subsection (2)(g)(i)(A) based on the proportional share of the
31 total revenues generated in the individual jurisdiction from the
32 taxes collected under RCW 69.50.535, from licensed marijuana
33 retailers physically located in each jurisdiction. For purposes of
34 this subsection (2)(g)(i)(A), one hundred percent of the proportional
35 amount attributed to a retailer physically located in a city or town
36 must be distributed to the city or town.

37 (B) Seventy percent must be distributed to counties, cities, and
38 towns ratably on a per capita basis. Counties must receive sixty
39 percent of the distribution, which must be disbursed based on each
40 county's total proportional population. Funds may only be distributed

1 to jurisdictions that do not prohibit the siting of any state
2 licensed marijuana producer, processor, or retailer.

3 (ii) Distribution amounts allocated to each county, city, and
4 town must be distributed in four installments by the last day of each
5 fiscal quarter.

6 (iii) By September 15th of each year, the state liquor and
7 cannabis board must provide the state treasurer the annual
8 distribution amount, if any, for each county and city as determined
9 in (g)(i) of this subsection (2).

10 ~~((iv) The total share of marijuana excise tax revenues
11 distributed to counties and cities in (g)(i) of this subsection (2)
12 may not exceed six million dollars in fiscal years 2018 and 2019 and
13 twenty million dollars per fiscal year thereafter. However, if the
14 February 2018 forecast of state revenues for the general fund in the
15 2017-2019 fiscal biennium exceeds the amount estimated in the June
16 2017 revenue forecast by over eighteen million dollars after
17 adjusting for changes directly related to legislation adopted in the
18 2017 legislative session, the total share of marijuana excise tax
19 revenue distributed to counties and cities in (g)(i) of this
20 subsection (2) may not exceed fifteen million dollars in fiscal years
21 2018 and 2019. It is the intent of the legislature that the policy
22 for the maximum distributions in the subsequent fiscal biennia will
23 be no more than \$6 million per fiscal year.))~~

24 For the purposes of this section, "marijuana products" means
25 "useable marijuana," "marijuana concentrates," and "marijuana-infused
26 products" as those terms are defined in RCW 69.50.101.

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