

HOUSE BILL REPORT

SSB 6206

As Passed House:
March 5, 2020

Title: An act relating to creating a certificate of compliance for marijuana business premises that meet the statutory qualifications at the time of application.

Brief Description: Creating a certificate of compliance for marijuana business premises that meet the statutory qualifications at the time of application.

Sponsors: Senate Committee on Labor & Commerce (originally sponsored by Senators Rivers, King and Stanford).

Brief History:

Committee Activity:

Commerce & Gaming: 2/24/20, 2/25/20 [DP].

Floor Activity:

Passed House: 3/5/20, 84-13.

Brief Summary of Substitute Bill

- Requires the Liquor and Cannabis Board to issue a certificate of compliance if the marijuana business premises met the statutory distance requirements on the date of application.
- Provides that a certificate of compliance allows the licensee to operate the business at the proposed location notwithstanding a later occurring, otherwise disqualifying factor.

HOUSE COMMITTEE ON COMMERCE & GAMING

Majority Report: Do pass. Signed by 10 members: Representatives Peterson, Chair; MacEwen, Ranking Minority Member; Chambers, Assistant Ranking Minority Member; Blake, Jenkin, Kirby, Morgan, Ramel, Vick and Young.

Staff: Kyle Raymond (786-7190).

Background:

This analysis was prepared by non-partisan legislative staff for the use of legislative members in their deliberations. This analysis is not a part of the legislation nor does it constitute a statement of legislative intent.

The Liquor and Cannabis Board (LCB) is generally prohibited from issuing a marijuana license for any premises within 1,000 feet of an elementary or secondary school, playground, recreation center, child care center, public park, public transit center, library, or game arcade that is not restricted to persons age 21 or older.

A local government may adopt an ordinance that reduces the 1,000 foot buffer zone to not less than 100 feet of a recreation center, child care center, public park, public transit center, library, or game arcade that is not restricted to a person age 21 or older. The LCB may issue a license to marijuana producers, processors, and retailers in compliance with a local distance-reduction ordinance if the issuance of the license will not negatively impact the jurisdiction's civil regulatory enforcement, criminal law enforcement interests, public safety, or public health.

A local government may adopt an ordinance that reduces the 1,000 foot buffer zone to not less than 100 feet of all of the above listed entities/facilities for the purpose of licensing a marijuana research facility if the issuance of the research license does not negatively impact the jurisdiction's civil regulatory enforcement, criminal law enforcement interests, public safety, or public health.

Before issuing or renewing a marijuana research license for a premises located within 1,000 feet of an elementary school, secondary school, or playground in compliance with a local distance-reduction ordinance, the LCB must ensure the facility:

- meets a security standard exceeding the standard applicable to marijuana producer, processor, or retailer licensees;
- be inaccessible to the public and no part of the operation of the facility may be in view of the general public; and
- bears no advertising or signage indicating it is a marijuana research facility.

Summary of Bill:

The Liquor and Cannabis Board must issue a certificate of compliance to a marijuana business if the marijuana business premises met the minimum distance requirements in statute on the date of the application.

The certificate of compliance allows the licensee to operate the business at the proposed location notwithstanding a later occurring, otherwise disqualifying factor.

Appropriation: None.

Fiscal Note: Available.

Effective Date: The bill takes effect 90 days after adjournment of the session in which the bill is passed.

Staff Summary of Public Testimony:

(In support) None.

(Opposed) None.

Persons Testifying: None.

Persons Signed In To Testify But Not Testifying: None.