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**SENATE BILL 5069**

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**State of Washington**

**68th Legislature**

**2023 Regular Session**

**By** Senators Rivers, Keiser, King, Stanford, Conway, Holy, and Van De Wege

Prefiled 12/19/22. Read first time 01/09/23. Referred to Committee on Labor & Commerce.

1 AN ACT Relating to interstate cannabis agreements; adding a new  
2 section to chapter 43.06 RCW; and providing a contingent effective  
3 date.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 43.06  
6 RCW to read as follows:

7 (1) The governor may enter into an agreement with another state  
8 or states for the purposes of:

9 (a) Cross-jurisdictional coordination and enforcement of  
10 cannabis-related businesses authorized to conduct business in this  
11 state, the other state, or both; and

12 (b) Cross-jurisdictional delivery of cannabis between this state  
13 and the other state.

14 (2) An agreement entered into under this section must ensure:

15 (a) Enforceable public health and safety standards are met and  
16 include a system to regulate and track the interstate delivery of  
17 cannabis;

18 (b) Any cannabis delivered into this state, prior to sale to a  
19 consumer, is:

1 (i) Tested in accordance with rules adopted by the department of  
2 health under RCW 15.125.020 and 69.50.375, and by the liquor and  
3 cannabis board under RCW 69.50.342, 69.50.345, and 69.50.348;

4 (ii) Packaged and labeled in accordance with RCW 69.50.346 and  
5 rules adopted by the liquor and cannabis board under RCW 69.50.342  
6 and 69.50.345; and

7 (c) Applicable taxes on the sale, delivery, and receipt of  
8 cannabis are collected.

9 (3) In accordance with an agreement entered into under this  
10 section:

11 (a) A cannabis producer, cannabis processor, cannabis researcher,  
12 or cannabis retailer licensed under chapter 69.50 RCW may deliver  
13 cannabis to a person located in, and authorized to receive cannabis  
14 by, the other state.

15 (b) A cannabis producer, cannabis processor, cannabis researcher,  
16 or cannabis retailer licensed under chapter 69.50 RCW may receive  
17 cannabis from a person located in, and authorized to export cannabis  
18 by, the other state.

19 (4) For the purposes of this section, "cannabis," "cannabis  
20 processor," "cannabis producer," "cannabis researcher," "cannabis  
21 retailer," and "person" have the meanings provided in RCW 69.50.101.

22 NEW SECTION. **Sec. 2.** (1) This act takes effect on the earlier  
23 of the date on which:

24 (a) Federal law is amended to allow for the interstate transfer  
25 of cannabis between authorized cannabis-related businesses; or

26 (b) The United States department of justice issues an opinion or  
27 memorandum allowing or tolerating the interstate transfer of cannabis  
28 between authorized cannabis-related businesses.

29 (2) If either of the conditions in subsection (1) of this section  
30 occur, the liquor and cannabis board must:

31 (a) Provide written notice of the effective date of section 1 of  
32 this act to affected parties, the chief clerk of the house of  
33 representatives, the secretary of the senate, the office of the code  
34 reviser, and others deemed appropriate by the board;

35 (b) Provide written notice of statutory changes necessary to  
36 authorize the sale, delivery, and receipt of cannabis in accordance  
37 with an agreement entered into under section 1 of this act to the  
38 governor and the appropriate committees of the legislature; and

1           (c) Adopt rules necessary to authorize the sale, delivery, and  
2 receipt of cannabis in accordance with an agreement entered into  
3 under section 1 of this act.

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