

CERTIFICATION OF ENROLLMENT

SENATE BILL 5069

68th Legislature
2023 Regular Session

Passed by the Senate April 14, 2023
Yeas 38 Nays 8

President of the Senate

Passed by the House April 12, 2023
Yeas 71 Nays 26

**Speaker of the House of
Representatives**

Approved

Governor of the State of Washington

CERTIFICATE

I, Sarah Bannister, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SENATE BILL 5069** as passed by the Senate and the House of Representatives on the dates hereon set forth.

Secretary

FILED

**Secretary of State
State of Washington**

SENATE BILL 5069

AS AMENDED BY THE HOUSE

Passed Legislature - 2023 Regular Session

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:

20 (i) Tested in accordance with rules adopted by the department of
21 agriculture under RCW 15.125.020, by the department of health under

1 RCW 69.50.375, and by the liquor and cannabis board under RCW
2 69.50.342, 69.50.345, and 69.50.348;

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

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

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

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

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

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

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

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

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

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

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

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

--- END ---