



Draft -Proposed Director’s Rules for Cannabis Businesses – Comparison Matrix

WAC	Adopt?	Which Part?	Current Rule Language	Current WAC Language	Proposed Rules to Adopt
314-55-017	Currently adopted – no changes necessary	(1), (2), (3)	<p>Conditional sales prohibited. Conditional sales of marijuana products are prohibited.</p> <p>(1) Marijuana producers and processors are prohibited from requiring the purchase of other products and/or services by another marijuana licensee as a condition of a transaction of marijuana product. Products and services include, but are not limited to, paraphernalia, lighters, promotional items, unreasonable processing and/or packaging charges.</p> <p>(2) Marijuana retailers are prohibited from requiring a customer to purchase other products and/or services as a condition to purchasing a marijuana product. Products and services include, but are not limited to, paraphernalia, lighters, promotional items, memberships, and bags, boxes, or containers.</p> <p>(3) The selling price of marijuana product must be indicative of the true value when sold without any other products or services.</p>	<p>Conditional sales prohibited. Conditional sales of marijuana products are prohibited.</p> <p>(1) Marijuana producers and processors are prohibited from requiring the purchase of other products and/or services by another marijuana licensee as a condition of a transaction of marijuana product. Products and services include, but are not limited to, paraphernalia, lighters, promotional items, unreasonable processing and/or packaging charges.</p> <p>(2) Marijuana retailers are prohibited from requiring a customer to purchase other products and/or services as a condition to purchasing a marijuana product. Products and services include, but are not limited to, paraphernalia, lighters, promotional items, memberships, and bags, boxes, or containers.</p> <p>(3) The selling price of marijuana product must be indicative of the true value when sold without any other products or services.</p>	No change. Retain as previously adopted.
314-55-075	Yes, but not currently adopted	(11)a, b, c	None	<p>Marijuana producer license—Privileges, requirements, and fees.</p> <p>(1)(a) A marijuana producer license allows the licensee to produce, harvest, trim, dry, cure, and package marijuana into lots for sale at wholesale to marijuana processor licensees and to other marijuana producer licensees. A marijuana producer may also produce and sell:</p> <ul style="list-style-type: none"> (i) Marijuana plants, seed, and plant tissue culture to other marijuana producer licensees; (ii) Immature marijuana plants or clones and marijuana seeds to members of a registered cooperative, qualifying patients, or designated providers under the conditions provided in this chapter; and (iii) Immature marijuana plants or clones and marijuana seeds to a licensed marijuana researcher under the conditions provided in this chapter. <p>(b) Marijuana production must take place within a fully enclosed secure indoor facility or greenhouse with rigid walls, a roof, and doors. Outdoor production may take place in nonrigid greenhouses, other structures, or an expanse of open or cleared ground fully enclosed by a physical barrier. To obscure public view of the premises, outdoor production must be enclosed by a sight obscure wall or fence at least eight feet high. Outdoor producers must meet security requirements described in WAC 314-55-083. An outdoor grow must be physically separated at least twenty feet from another licensed outdoor grow. In addition, outdoor grows cannot share common walls or fences.</p> <p>(2) The application fee for a marijuana producer license is two hundred fifty dollars. The applicant is also responsible for paying the fees required by the approved vendor for fingerprint evaluation.</p>	<p>Marijuana producer license—Privileges, requirements, and fees.</p> <p>(1) [not included] (2) [not included] (3) [not included] (4) [not included] (5) [not included] (6) [not included] (7) [not included] (8) [not included] (9) [not included] (10) [not included] (11) A marijuana producer must make quality assurance test results available to any processor purchasing product. A marijuana producer must label each lot of marijuana with the following information:</p> <ul style="list-style-type: none"> (a) Lot number; (b) UBI number of the producer; and (c) Weight of the product.

				<p>(3) The annual fee for issuance and renewal of a marijuana producer license is one thousand dollars. The annual fee for issuance and renewal of a marijuana producer license is one thousand three hundred eighty-one dollars. The WSLCB will conduct random criminal history checks at the time of renewal that will require the licensee to submit fingerprints for evaluation from the approved vendor. The licensee is responsible for all fees required for criminal history checks.</p> <p>(4) The application window for marijuana producer licenses is closed. The WSLCB may reopen the marijuana producer application window at subsequent times when the WSLCB deems necessary.</p> <p>(5) Any entity and/or principals within any entity are limited to an interest, as defined in WAC 314-55-035, in no more than three marijuana producer licenses.</p> <p>(6) The maximum amount of space for marijuana production cannot exceed the amount licensed. Applicants must designate on their operating plan the size category of the production premises and the amount of actual square footage in their premises that will be designated as plant canopy. There are three categories as follows:</p> <ul style="list-style-type: none"> (a) Tier 1 – Less than two thousand square feet; (b) Tier 2 – Two thousand square feet up to ten thousand square feet; and (c) Tier 3 – Ten thousand square feet up to thirty thousand square feet. <p>(7) The WSLCB may reduce a licensee's or applicant's square footage designated to plant canopy for the following reasons:</p> <ul style="list-style-type: none"> (a) If the amount of square feet of production of all licensees exceeds the maximum square feet the WSLCB will reduce the allowed square footage by the same percentage. (b) If fifty percent production space used for plant canopy in the licensee's operating plan is not met by the end of the first year of operation the WSLCB may reduce the tier of licensure. <p>(8) If the total amount of square feet of marijuana production exceeds the maximum square feet, the WSLCB reserves the right to reduce all licensee's production by the same percentage or reduce licensee production by one or more tiers by the same percentage.</p> <p>(9) The maximum allowed amount of marijuana on a producer's premises at any time is as follows:</p> <ul style="list-style-type: none"> (a) Outdoor or greenhouse grows – One and one-quarter of a year's harvest; or (b) Indoor grows – Six months of their annual harvest. <p>(10) A producer may not treat or otherwise adulterate useable marijuana with any organic or nonorganic chemical or other compound whatsoever to alter the color, appearance, weight, or smell of the useable marijuana.</p> <p>(11) A marijuana producer must make quality assurance test results available to any processor purchasing product. A marijuana producer must label each lot of marijuana with the following information:</p> <ul style="list-style-type: none"> (a) Lot number; 	
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				(b) UBI number of the producer; and (c) Weight of the product.	
314-55-077	Yes, but not currently adopted	(10), (11)d, e, f, g	None	<p>Marijuana processor license—Privileges, requirements, and fees.</p> <p>(1) A marijuana processor license allows the licensee to process, dry, cure, package, and label useable marijuana, marijuana concentrates, and marijuana-infused products for sale at wholesale to marijuana processors and marijuana retailers.</p> <p>(2) Application and license fees.</p> <p>(a) The application fee for a marijuana processor license is two hundred fifty dollars. The applicant is also responsible for paying the fees required by the approved vendor for fingerprint evaluation.</p> <p>(b) The annual fee for issuance and renewal of a marijuana processor license is one thousand three hundred eighty-one dollars. The board will conduct random criminal history checks at the time of renewal that will require the licensee to submit fingerprints for evaluation from the approved vendor. The licensee is responsible for all fees required for the criminal history checks.</p> <p>(c) The application window for marijuana processor licenses is closed. The board may reopen the marijuana processor application window at subsequent times when the board deems necessary.</p> <p>(3) Any entity and/or principals within any entity are limited to no more than three marijuana processor licenses.</p> <p>(4)(a) A marijuana processor that makes marijuana-infused solid or liquid product meant to be ingested orally (marijuana edibles) must obtain a marijuana-infused edible endorsement from the department of agriculture as required under chapter 15.125 RCW and rules adopted by the department to implement that chapter (chapter 16-131 WAC). A licensee must allow the board or their designee to conduct physical visits and inspect the processing facility, recipes, and records required under WAC 314-55-087 during normal business hours or at any time of apparent operation without advance notice.</p> <p>(b) A marijuana processor licensed by the board must ensure marijuana-infused edible processing facilities are constructed, kept, and maintained in a clean and sanitary condition in accordance with rules and as prescribed by the Washington state department of agriculture under chapter 15.125 RCW and rules promulgated to implement chapters 16-131, 16-165 and 16-167 WAC.</p> <p>(5)(a) A marijuana processor may blend tested useable marijuana from multiple lots into a single package for sale to a marijuana retail licensee so long as the label requirements for each lot used in the blend are met and the percentage by weight of each lot is also included on the label.</p> <p>(b) A processor may not treat or otherwise adulterate useable marijuana with any organic or nonorganic chemical or other</p>	<p>Marijuana processor license—Privileges, requirements, and fees.</p> <p>(1) [not included] (2) [not included] (3) [not included] (4) [not included] (5) [not included] (6) [not included] (7) [not included] (8) [not included] (9) [not included] (10) To reduce the risk to public health, potentially hazardous foods as defined in WAC 246-215-01115 may not be infused with marijuana. Potentially hazardous foods require time-temperature control to keep them safe for human consumption and prevent the growth of pathogenic microorganisms or the production of toxins. Any food that requires refrigeration, freezing, or a hot holding unit to keep it safe for human consumption may not be infused with marijuana. (11) Other food items that may not be infused with marijuana to be sold in a retail store include:</p> <p>(a) [not included] (b) [not included] (c) [not included] (d) Fruit or vegetable butters; (e) Pumpkin pies, custard pies, or any pies that contain egg; (f) Dairy products of any kind such as butter, cheese, ice cream, or milk; and (g) Dried or cured meats. (h) [not included] (i) [not included]</p> <p>(12) [not included] (13) [not included] (14) [not included] (15) [not included]</p>

				<p>compound whatsoever to alter the color, appearance, weight, or smell of the useable marijuana.</p> <p>(6) Recipes, product, packaging, and labeling approval.</p> <p>(a) A marijuana processor licensee must obtain label and packaging approval from the board for all marijuana-infused products meant for oral ingestion prior to offering these items for sale to a marijuana retailer. The marijuana processor licensee must submit a picture of the product, labeling, and packaging to the board for approval. More information on the product, packaging, and label review process is available on the board's website.</p> <p>(b) All recipes for marijuana-infused products meant for oral ingestion (marijuana edible products) must be approved by the department of agriculture under chapter 16-131 WAC. Licensees must obtain recipe approval from the department of agriculture prior to submitting any marijuana edible products, packages, and labels for review and approval by the board. The recipe for any marijuana-infused solid or liquid products meant to be ingested orally must be kept on file at the marijuana processor's licensed premises and made available for inspection by the board or its designee.</p> <p>(c) If the board denies a marijuana-infused product for sale in marijuana retail outlets, the marijuana processor licensee may request an administrative hearing under chapter 34.05 RCW, Administrative Procedure Act.</p> <p>(7) With the exception of the marijuana, all ingredients used in making marijuana-infused products for oral ingestion must be a commercially manufactured food as defined in WAC 246-215-01115.</p> <p>(8) Marijuana-infused edible products in solid or liquid form must be homogenized to ensure uniform disbursement of cannabinoids.</p> <p>(9) A marijuana processor may infuse food or drinks with marijuana, provided that:</p> <p>(a) The product or products do not require cooking or baking by the consumer;</p> <p>(b) Coatings applied to the product or products are compliant with the requirements of this chapter;</p> <p>(c) The product and package design is not similar to commercially available products marketed for consumption by persons under twenty-one years of age, as defined by WAC 314.55.105 (1)(c).</p> <p>(10) To reduce the risk to public health, potentially hazardous foods as defined in WAC 246-215-01115 may not be infused with marijuana. Potentially hazardous foods require time-temperature control to keep them safe for human consumption and prevent the growth of pathogenic microorganisms or the production of toxins. Any food that requires refrigeration, freezing, or a hot holding unit to keep it safe for human consumption may not be infused with marijuana.</p>	
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				<p>(11) Other food items that may not be infused with marijuana to be sold in a retail store include:</p> <ul style="list-style-type: none"> (a) Any food that has to be acidified to make it shelf stable; (b) Food items made shelf stable by canning or retorting; (c) Fruit or vegetable juices (this does not include shelf stable concentrates); (d) Fruit or vegetable butters; (e) Pumpkin pies, custard pies, or any pies that contain egg; (f) Dairy products of any kind such as butter, cheese, ice cream, or milk; and (g) Dried or cured meats. (h) Vinegars and oils derived from natural sources may be infused with dried marijuana if all plant material is subsequently removed from the final product. Vinegars and oils may not be infused with any other substance, including herbs and garlic. (i) Marijuana-infused jams and jellies made from scratch must utilize a standardized recipe in accordance with 21 C.F.R. Part 150, revised as of April 1, 2013. <p>(12) Consistent with WAC 314-55-104, a marijuana processor may infuse dairy butter or fats derived from natural sources, and use that extraction to prepare allowable marijuana-infused solid or liquid products meant to be ingested orally, but the dairy butter or fats derived from natural sources may not be sold as stand-alone products. The board may designate other food items that may not be infused with marijuana.</p> <p>(13) Marijuana processor licensees are allowed to have a maximum of six months of their average useable marijuana and six months average of their total production on their licensed premises at any time.</p> <p>(14) Processing service arrangements. A processing service arrangement is when one processor (processor B) processes useable marijuana or an altered form of useable marijuana (marijuana product) for another licensed processor (processor A) for a fee.</p> <ul style="list-style-type: none"> (a) Processor A is the product owner. However, processor B may handle the product under its license as provided in chapter 69.50 RCW and this chapter. Processor B is not allowed to transfer the product to a retailer and may only possess marijuana or marijuana products received from processor A for the limited purposes of processing it for ultimate transfer back to processor A. (b) Processing service arrangements must be made on a cash basis only as provided in WAC 314-55-115 and payment for the service and return of the processed product must be made within thirty calendar days of delivery to processor B. Failure to do so as provided by the preceding sentence is a violation of this section and any marijuana or marijuana product involved in the transaction will be subject to seizure and destruction. Payment with any marijuana products, barter, trade, or compensation in 	
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				<p>any form other than cash for processing service arrangements is prohibited under processing service arrangements.</p> <p>(c) Each processor that enters into a processing service arrangement must include records for each service arrangement in recordkeeping documents which must be maintained consistent with this chapter.</p> <p>(15) Marijuana may not be returned by any retail licensee to any processor except as provided in this section.</p> <p>(a) Every processor must maintain on the licensed premises for a period of five years complete records of all refunds and exchanges made under this section including an inventory of marijuana and marijuana products returned to the processor by any retail licensee.</p> <p>(b) Marijuana may be returned by a retail licensee in the event a retailer goes out of the business of selling marijuana at retail and a cash refund, as defined by WAC 314-55-115, may be made upon the return of the marijuana or marijuana products, so long as WSLCB approval is acquired prior to returns and refunds under this subsection.</p> <p>(c) Marijuana products different from that ordered by a retailer and delivered to the retailer may be returned to a processor and either replaced with marijuana products which were ordered or a cash refund, as defined by WAC 314-55-115, may be made. These incorrect orders must be discovered and corrected within eight days of the date the delivery was made to be eligible for returns and refunds under this subsection.</p> <p>(d) A marijuana processor may accept returns of products and sample jars from marijuana retailers for destruction, but is not required to provide refunds to the retailer. It is the responsibility of the retailer to ensure the product or sample jar is returned to the processor.</p>	
314-55-079	Yes, but not currently adopted	(5), (6), (8)	None	<p>Marijuana retailer license—Privileges, requirements, and fees.</p> <p>(1) A marijuana retailer license allows the licensee to sell only useable marijuana, marijuana concentrates, marijuana-infused products, marijuana paraphernalia, and lockable boxes to store marijuana at retail in licensed retail outlets to persons twenty-one years of age and older, except as allowed for persons under twenty-one years of age consistent with RCW 69.50.357 and WAC 314-55-080.</p> <p>(2) The WSLCB may accept applications for marijuana retail licenses at time frames published on its website at www.lcb.wa.gov. Using estimated consumption data and population data obtained from the office of financial management (OFM) population data, the WSLCB will determine the maximum number of marijuana retail locations per county.</p> <p>(a) The number of retail locations will be determined using a method that distributes the number of locations proportionate to the most populous cities within each county and to accommodate the medical needs of qualifying patients and</p>	<p>Marijuana retailer license—Privileges, requirements, and fees.</p> <p>(1) [not included]</p> <p>(2) [not included]</p> <p>(3) [not included]</p> <p>(4) [not included]</p> <p>(5) Internet sales and delivery of product to customers are prohibited.</p> <p>(6) Sales of marijuana-infused products not permissible under WAC 314-55-077 are prohibited.</p> <p>(7) [not included]</p> <p>(8) All marijuana products must be stored behind a counter or other barrier to ensure a customer does not have direct access to the product.</p> <p>(9) [not included]</p> <p>(10) [not included]</p> <p>(11) [not included]</p> <p>(12) [not included]</p> <p>(13) [not included]</p>

				<p>designated providers. Locations not assigned to a specific city will be at large. At large locations can be used for unincorporated areas in the county or in cities within the county that have no retail licenses designated.</p> <p>(b) The number of retail licenses determined by the board can be found on the WSLCB website at www.lcb.wa.gov.</p> <p>(3) Any entity and/or principals within any entity are limited to no more than five retail marijuana licenses.</p> <p>(4) Application and license fees.</p> <p>(a) The application fee for a marijuana retailer's license is two hundred fifty dollars. The applicant is responsible for fees required by the approved vendor for fingerprint evaluation.</p> <p>(b) The annual fee for issuance and renewal of a marijuana retailer license is one thousand three hundred eighty-one dollars. The WSLCB will conduct random criminal history checks at the time of renewal that will require the licensee to submit fingerprints for evaluation from the approved vendor. The licensee is responsible for all fees required for the criminal history checks.</p> <p>(5) Internet sales and delivery of product to customers are prohibited.</p> <p>(6) Sales of marijuana-infused products not permissible under WAC 314-55-077 are prohibited.</p> <p>(7) Marijuana retailers may not sell marijuana products below the current acquisition cost.</p> <p>(8) All marijuana products must be stored behind a counter or other barrier to ensure a customer does not have direct access to the product.</p> <p>(9) A marijuana retailer may not sell lockable boxes for less than the cost of acquisition or sell boxes received as a donation. The donation of lockable boxes must come from a person or entity that is not a licensed marijuana producer, processor, or retailer.</p> <p>(10) Marijuana retailer licensees are allowed to have a maximum of four months of their average inventory on their licensed premises at any given time.</p> <p>(11) A marijuana retailer may transport product to other locations operated by the licensee or to return product to a marijuana processor as outlined in WAC 314-55-085.</p> <p>(12) A marijuana retailer may accept returns of open marijuana products. Products must be returned in their original packaging with the lot, batch, or inventory ID number fully legible.</p> <p>(13) A marijuana retailer may dispose of marijuana products as provided in WAC 314-55-097.</p>	
314-55-080	Yes, but not currently adopted	(3)b	None	<p>Medical marijuana endorsement.</p> <p>(1) A medical marijuana endorsement added to a marijuana retail license allows the marijuana retail licensee to:</p> <p>(a) Sell marijuana for medical use to qualifying patients and designated providers; and</p>	<p>Medical marijuana endorsement.</p> <p>(1) [not included]</p> <p>(a) [not included]</p> <p>(b) [not included]</p> <p>(2) [not included]</p>

				<p>(b) Provide marijuana at no charge, at their discretion, to qualifying patients and designated providers.</p> <p>(2) Qualifying patients between eighteen and twenty-one years of age with a recognition card may enter and remain on the premises of a retail outlet holding a medical marijuana endorsement and may purchase products for their personal medical use. Qualifying patients who are under the age of eighteen with a recognition card and who accompany their designated providers may enter and remain on the premises of a retail outlet holding a medical marijuana endorsement, but may not purchase products for their personal medical use. Only a designated provider may purchase products for a qualifying patient under the age of eighteen who holds a valid recognition card.</p> <p>(3) To maintain a medical marijuana endorsement in good standing, a marijuana retailer must:</p> <p>(a) Follow all rules adopted by the department of health regarding retail sales of medical marijuana;</p> <p>(b) Have a consultant on staff in accordance with department of health rules;</p> <p>(c) Prohibit the medical use of marijuana by anyone at the retail outlet at all times, including medical use by qualifying patients;</p> <p>(d) Maintain at all times, a representative assortment of marijuana products necessary to meet the needs of qualified patients and designated providers;</p> <p>(e) Not market marijuana concentrates, useable marijuana, or marijuana-infused products in a way that make them especially attractive to minors;</p> <p>(f) Demonstrate the ability to enter qualifying patients and designated providers in the medical marijuana authorization database established by the department of health;</p> <p>(g) Issue recognition cards and agree to enter qualifying patients and designated providers into the database in compliance with the department of health standards;</p> <p>(h) Keep records to document the validity of tax exempt sales as prescribed by the department of revenue for a minimum of five years. For the documentation requirements in RCW 69.50.375 (3)(e), licensees are not required to separately keep copies of the qualifying patient's or designated provider's recognition card because this information is stored in the medical marijuana authorization database;</p> <p>(i) Train employees on the following:</p> <p>(i) Procedures regarding the recognition of valid authorizations and the use of equipment to enter qualifying patients and designated providers into the medical marijuana authorization database;</p> <p>(ii) Recognition of valid recognition cards; and</p> <p>(iii) Recognition of strains, varieties, THC concentration, CBD concentration, and THC to CBD</p>	<p>(3) To maintain a medical marijuana endorsement in good standing, a marijuana retailer must:</p> <p>(a) [not included]</p> <p>(b) Have a consultant on staff in accordance with department of health rules;</p> <p>(c) [not included]</p> <p>(d) [not included]</p> <p>(e) [not included]</p> <p>(f) [not included]</p> <p>(g) [not included]</p> <p>(h) [not included]</p> <p>(i) [not included]</p> <p>(4) [not included]</p> <p>(5) [not included]</p> <p>(6) [not included]</p>
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				<p>ratios of marijuana concentrates, useable marijuana, and marijuana-infused products available for sale when assisting qualifying patients and designated providers at the retail outlet.</p> <p>(4) A marijuana retailer holding a medical marijuana endorsement may sell products with a THC concentration of 0.3 percent or less. The licensee may also provide these products at no charge to qualifying patients or designated providers.</p> <p>(5) Unlicensed practice of medicine. No owner, employee, or volunteer of a retail outlet and holding a medical marijuana endorsement may:</p> <p>(a) Offer or undertake to diagnose or cure any human or animal disease, ailment, injury, infirmity, deformity, pain, or other condition, physical or mental, real or imaginary, by use of marijuana products or any other means or instrumentality; or</p> <p>(b) Recommend or suggest modification or elimination of any course of treatment that does not involve the medical use of marijuana products.</p> <p>(6) Failure to comply with subsections (3) and (5) of this section may result in suspension or revocation of the medical marijuana endorsement.</p>	
314-55-083	Currently adopted but WAC has been amended	(1)a, b, c, d, (3)a, b, c, d, (4)f, h	<p>What are the security requirements for a marijuana licensee? The security requirements for a marijuana licensee are as follows:</p> <p>(1) Display of identification badge. All licensees and employees on the licensed premises shall be required to hold and properly display an identification badge issued by the licensed employer at all times while on the licensed premises and engaged in the transportation of marijuana. The identification badge must list the licensee's trade name and include the person's full and legal name and photograph. All licensees and employees must have their state issued identification available to verify the information on their badge is correct.</p> <p>(a) All nonemployee visitors to the licensed premises, other than retail store customers, shall be required to hold and properly display an identification badge issued by the licensee at all times while on the licensed premises.</p> <p>(b) A log must be kept and maintained showing the full name of each visitor entering the licensed premises, badge number issued, the time of arrival, time of departure, and the purpose of the visit.</p> <p>(c) All log records must be maintained on the licensed premises for a period of three years and are subject to inspection by any WSLCB employee or law enforcement officer, and must be copied and provided to the WSLCB or law enforcement officer upon request.</p> <p>(d) Employees, visitors, and other persons at a marijuana licensed premises, including persons engaged in the transportation of marijuana, must provide identification to a WSLCB enforcement officer upon request.</p> <p>(2) [Not included]</p>	<p>Security and traceability requirements for marijuana licensees. The security requirements for a marijuana licensee are as follows:</p> <p>(1) Display of identification badge. All licensees and employees on the licensed premises shall be required to hold and properly display an identification badge issued by the licensed employer at all times while on the licensed premises and engaged in the transportation of marijuana. The identification badge must list the licensee's trade name and include the person's full and legal name and photograph. All licensees and employees must have their state issued identification available to verify the information on their badge is correct.</p> <p>(a) All nonemployee visitors to the licensed premises, other than retail store customers, shall be required to hold and properly display an identification badge issued by the licensee at all times while on the licensed premises.</p> <p>(b) A log must be kept and maintained showing the full name of each visitor entering the licensed premises, badge number issued, the time of arrival, time of departure, and the purpose of the visit.</p> <p>(c) All log records must be maintained on the licensed premises for a period of three years and are subject to inspection by any WSLCB employee or law enforcement officer, and must be copied and provided to the WSLCB or law enforcement officer upon request.</p> <p>(d) Employees, visitors, and other persons at a marijuana licensed premises, including persons engaged in the transportation of marijuana, must provide identification to a WSLCB enforcement officer upon request.</p>	<p>What are the security requirements for a marijuana licensee? The security requirements for a marijuana licensee are as follows:</p> <p>(1) Display of identification badge. All licensees and employees on the licensed premises shall be required to hold and properly display an identification badge issued by the licensed employer at all times while on the licensed premises and engaged in the transportation of marijuana. The identification badge must list the licensee's trade name and include the person's full and legal name and photograph. All licensees and employees must have their state issued identification available to verify the information on their badge is correct.</p> <p>(a) All nonemployee visitors to the licensed premises, other than retail store customers, shall be required to hold and properly display an identification badge issued by the licensee at all times while on the licensed premises.</p> <p>(b) A log must be kept and maintained showing the full name of each visitor entering the licensed premises, badge number issued, the time of arrival, time of departure, and the purpose of the visit.</p> <p>(c) All log records must be maintained on the licensed premises for a period of three years and are subject to inspection by any WSLCB employee or law enforcement officer, and must be copied and provided to the WSLCB or law enforcement officer upon request.</p> <p>(d) Employees, visitors, and other persons at a marijuana licensed premises, including persons engaged in the transportation of marijuana, must provide identification to a WSLCB enforcement officer upon request.</p> <p>(2) [Not included]</p>

			<p>(3) [Not included] (4) [Not included] (5) [Not included]</p>	<p>(2) Alarm systems. At a minimum, each licensed premises must have a security alarm system on all perimeter entry points and perimeter windows. Motion detectors, pressure switches, duress, panic, and hold-up alarms may also be used.</p> <p>(3) Surveillance system. At a minimum, a licensed premises must have a complete video surveillance system with minimum camera resolution of 640 x 470 pixels or pixel equivalent for analog. The surveillance system storage device and/or the cameras must be internet protocol (IP) compatible. All cameras must be fixed and placement must allow for the clear and certain identification of any person and activities in controlled areas of the licensed premises. All entrances and exits to an indoor facility must be recorded from both indoor and outdoor, or ingress and egress vantage points. All cameras must record continuously twenty-four hours per day and at a minimum of ten frames per second. The surveillance system storage device must be secured on the licensed premises in a lockbox, cabinet, closet, or secured in another manner to protect from employee tampering or criminal theft. All surveillance recordings must be kept for a minimum of forty-five days on the licensee's recording device. All videos are subject to inspection by any WSLCB employee or law enforcement officer, and must be copied and provided to the WSLCB or law enforcement officer upon request. All recorded images must clearly and accurately display the time and date. Time is to be measured in accordance with the U.S. National Institute Standards and Technology standards.</p> <p>Controlled areas include:</p> <ul style="list-style-type: none"> (a) Any area within an indoor, greenhouse or outdoor room or area where marijuana is grown, or marijuana or marijuana waste is being moved within, processed, stored, or destroyed. Rooms or areas where marijuana or marijuana waste is never present are not considered control areas and do not require camera coverage. (b) All point-of-sale (POS) areas. (c) Twenty feet of the exterior of the perimeter of all required fencing and gates enclosing an outdoor grow operation. Any gate or other entry point that is part of the required enclosure for an outdoor growing operation must be lighted in low-light conditions. A motion detection lighting system may be employed to light the gate area in low-light conditions. (d) Any room or area storing a surveillance system storage device. <p>(4) Traceability: To prevent diversion and to promote public safety, marijuana licensees must track marijuana from seed to sale. Licensees must provide the required information on a system specified by the WSLCB. All costs related to the reporting requirements are borne by the licensee. Marijuana seedlings, clones, plants, lots of useable marijuana or trim, leaves, and other plant matter, batches of extracts, marijuana-infused products, samples, and marijuana waste must be traceable from production through processing, and finally into the retail environment</p>	<p>(3) Surveillance system. At a minimum, a licensed premises must have a complete video surveillance system with minimum camera resolution of 640 x 470 pixels or pixel equivalent for analog. The surveillance system storage device and/or the cameras must be internet protocol (IP) compatible. All cameras must be fixed and placement must allow for the clear and certain identification of any person and activities in controlled areas of the licensed premises. All entrances and exits to an indoor facility must be recorded from both indoor and outdoor, or ingress and egress vantage points. All cameras must record continuously twenty-four hours per day and at a minimum of ten frames per second. The surveillance system storage device must be secured on the licensed premises in a lockbox, cabinet, closet, or secured in another manner to protect from employee tampering or criminal theft. All surveillance recordings must be kept for a minimum of forty-five days on the licensee's recording device. All videos are subject to inspection by any WSLCB employee or law enforcement officer, and must be copied and provided to the WSLCB or law enforcement officer upon request. All recorded images must clearly and accurately display the time and date. Time is to be measured in accordance with the U.S. National Institute Standards and Technology standards.</p> <p>Controlled areas include:</p> <ul style="list-style-type: none"> (a) Any area within an indoor, greenhouse or outdoor room or area where marijuana is grown, or marijuana or marijuana waste is being moved within, processed, stored, or destroyed. Rooms or areas where marijuana or marijuana waste is never present are not considered control areas and do not require camera coverage. (b) All point-of-sale (POS) areas. (c) Twenty feet of the exterior of the perimeter of all required fencing and gates enclosing an outdoor grow operation. Any gate or other entry point that is part of the required enclosure for an outdoor growing operation must be lighted in low-light conditions. A motion detection lighting system may be employed to light the gate area in low-light conditions. (d) Any room or area storing a surveillance system storage device. <p>(4) Traceability: To prevent diversion and to promote public safety, marijuana licensees must track marijuana from seed to sale. Licensees must provide the required information on a system specified by the WSLCB. All costs related to the reporting requirements are borne by the licensee. Marijuana seedlings, clones, plants, lots of useable marijuana or trim, leaves, and other plant matter, batches of extracts, marijuana-infused products, samples, and marijuana waste must be traceable from production through processing, and finally into the retail environment including being able to identify which lot was used as base material to create each batch of extracts or infused products. The following information is required and must be kept completely up-to-date in a system specified by the WSLCB:</p>
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				<p>including being able to identify which lot was used as base material to create each batch of extracts or infused products. The following information is required and must be kept completely up-to-date in a system specified by the WSLCB:</p> <ul style="list-style-type: none"> (a) Key notification of "events," such as when a plant enters the system (moved from the seedling or clone area to the vegetation production area at a young age); (b) When plants are to be partially or fully harvested or destroyed; (c) When a lot or batch of marijuana, marijuana extract, marijuana concentrates, marijuana-infused product, or marijuana waste is to be destroyed; (d) When useable marijuana, marijuana concentrates, or marijuana-infused products are transported; (e) Any theft of useable marijuana, marijuana seedlings, clones, plants, trim or other plant material, extract, infused product, seed, plant tissue or other item containing marijuana; (f) All marijuana plants eight or more inches in height or width must be physically tagged and tracked individually; (g) A complete inventory of all marijuana, seeds, plant tissue, seedlings, clones, all plants, lots of useable marijuana or trim, leaves, and other plant matter, batches of extract, marijuana concentrates, marijuana-infused products, and marijuana waste; (h) All marijuana, useable marijuana, marijuana-infused products, marijuana concentrates, seeds, plant tissue, clone lots, and marijuana waste must be physically tagged with the unique identifier generated by the traceability system and tracked; (i) All point-of-sale records; (j) Marijuana excise tax records; (k) All samples sent to an independent testing lab, any sample of unused portion of a sample returned to a licensee, and the quality assurance test results; (l) All vendor samples provided to another licensee for purposes of education or negotiating a sale; (m) All samples used for testing for quality by the producer or processor; (n) Samples containing useable marijuana provided to retailers; (o) Samples provided to the WSLCB or their designee for quality assurance compliance checks; and (p) Other information specified by the board. 	<ul style="list-style-type: none"> (a) [Not included] (b) [Not included] (c) [Not included] (d) [Not included] (e) [Not included] (f) All marijuana plants eight or more inches in height or width must be physically tagged and tracked individually; (g) [Not included] (h) All marijuana, useable marijuana, marijuana-infused products, marijuana concentrates, seeds, plant tissue, clone lots, and marijuana waste must be physically tagged with the unique identifier generated by the traceability system and tracked; (i) [Not included] (j) [Not included] (k) [Not included] (l) [Not included] (m) [Not included] (n) [Not included] (o) [Not included] (p) [Not included]
314-55-085	Yes, but not currently adopted	(3), (4), (5)a, b, c, d, e, f, g, (7)	None	<p>What are the transportation requirements for a marijuana licensee?</p> <p>(1) Notification of shipment. Upon transporting any marijuana or marijuana product, a producer, processor, retailer, or certified third-party testing lab shall notify the WSLCB of the type and amount and/or weight of marijuana and/or marijuana products being transported, the name of transporter, information about the transporting vehicle, times of departure and</p>	<p>What are the transportation requirements for a marijuana licensee?</p> <p>(1) [Not included]</p> <p>(2) [Not included]</p> <p>(3) Transportation manifest. A complete printed transport manifest on a form provided by the WSLCB containing all information required by the WSLCB must be kept with the product at all times.</p>

				<p>expected delivery. This information must be reported in the traceability system described in WAC 314-55-083(4).</p> <p>(2) Receipt of shipment. Upon receiving the shipment, the licensee or certified third-party lab receiving the product shall report the amount and/or weight of marijuana and/or marijuana products received in the traceability system.</p> <p>(3) Transportation manifest. A complete printed transport manifest on a form provided by the WSLCB containing all information required by the WSLCB must be kept with the product at all times.</p> <p>(4) Records of transportation. Records of all transportation must be kept for a minimum of three years at the licensee's location and are subject to inspection.</p> <p>(5) Transportation of product. Marijuana or marijuana products that are being transported must meet the following requirements:</p> <ul style="list-style-type: none"> (a) Only the marijuana licensee, an employee of the licensee, a transportation licensee, or a certified testing lab may transport product and/or occupy a transporting vehicle; (b) Drivers and/or occupants of a transporting vehicle must be twenty-one years of age or older; (c) Marijuana or marijuana products must be in a sealed package or container approved by the WSLCB pursuant to WAC 314-55-105; (d) Sealed packages or containers cannot be opened during transport; (e) Marijuana or marijuana products must be in a locked, safe and secure storage compartment that is secured to the inside body/compartment of the vehicle transporting the marijuana or marijuana products; (f) Any vehicle transporting marijuana or marijuana products must travel directly from the shipping licensee to the receiving licensee and must not make any unnecessary stops in between except to other facilities receiving product; (g) Live plants may be transported in a fully enclosed, windowless locked trailer, or in a secured area within the inside body/compartment of a van or box truck. A secured area is defined as an area where solid or locking metal petitions, cages, or high strength shatterproof acrylic can be used to create a secure compartment in the fully enclosed van or box truck. The secure compartment in the fully enclosed van or box truck must be free of windows. Live plants may not be transported in the bed of a pickup truck, a sports utility vehicle, or passenger car. <p>(6) For purposes of this chapter, any vehicle assigned for the purposes of transporting marijuana, usable marijuana, marijuana concentrates, or marijuana-infused products shall be considered an extension of the licensed premises. Transport vehicles are subject to inspection by enforcement officers of the WSLCB. Vehicles assigned for transportation</p>	<p>(4) Records of transportation. Records of all transportation must be kept for a minimum of three years at the licensee's location and are subject to inspection.</p> <p>(5) Transportation of product. Marijuana or marijuana products that are being transported must meet the following requirements:</p> <ul style="list-style-type: none"> (a) Only the marijuana licensee, an employee of the licensee, a transportation licensee, or a certified testing lab may transport product and/or occupy a transporting vehicle; (b) Drivers and/or occupants of a transporting vehicle must be twenty-one years of age or older; (c) Marijuana or marijuana products must be in a sealed package or container approved by the WSLCB pursuant to WAC 314-55-105; (d) Sealed packages or containers cannot be opened during transport; (e) Marijuana or marijuana products must be in a locked, safe and secure storage compartment that is secured to the inside body/compartment of the vehicle transporting the marijuana or marijuana products; (f) Any vehicle transporting marijuana or marijuana products must travel directly from the shipping licensee to the receiving licensee and must not make any unnecessary stops in between except to other facilities receiving product; (g) Live plants may be transported in a fully enclosed, windowless locked trailer, or in a secured area within the inside body/compartment of a van or box truck. A secured area is defined as an area where solid or locking metal petitions, cages, or high strength shatterproof acrylic can be used to create a secure compartment in the fully enclosed van or box truck. The secure compartment in the fully enclosed van or box truck must be free of windows. Live plants may not be transported in the bed of a pickup truck, a sports utility vehicle, or passenger car. <p>(6) [Not included]</p> <p>(7) All marijuana plants, clones, seeds, lots, batches, intermediate products, end products, vendor samples, and sample jars must remain physically tagged during transport.</p>
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				may be stopped and inspected by a WSLCB enforcement officer at any licensed location, or while en route during transportation. (7) All marijuana plants, clones, seeds, lots, batches, intermediate products, end products, vendor samples, and sample jars must remain physically tagged during transport.										
314-55-086	Currently adopted but WAC has been amended	Entire Section	<p>What are the mandatory signs a marijuana licensee must post on a licensed premise?</p> <p>(1) Notices regarding persons under twenty-one years of age must be conspicuously posted on the premises as follows:</p> <table border="1"> <thead> <tr> <th>Type of Licensee</th> <th>Sign must contain the following language:</th> <th>Required location of sign</th> </tr> </thead> <tbody> <tr> <td>Medical marijuana retailer</td> <td>"Persons under twenty-one years of age not permitted on these premises without a valid qualifying patient card. Juvenile qualifying patients must be accompanied by their designated provider at all times."</td> <td>Conspicuous location at each entry to premises.</td> </tr> <tr> <td>Marijuana retailer</td> <td>"Warning: This product has intoxicating effects and may be habit forming. Smoking is hazardous to your health." "There may be health risks associated with consumption of this product." "Should not be used by women that are pregnant or breast feeding." "Marijuana can impair concentration, coordination, and judgment. Do not operate a vehicle</td> <td>At each point of sale.</td> </tr> </tbody> </table>	Type of Licensee	Sign must contain the following language:	Required location of sign	Medical marijuana retailer	"Persons under twenty-one years of age not permitted on these premises without a valid qualifying patient card. Juvenile qualifying patients must be accompanied by their designated provider at all times."	Conspicuous location at each entry to premises.	Marijuana retailer	"Warning: This product has intoxicating effects and may be habit forming. Smoking is hazardous to your health." "There may be health risks associated with consumption of this product." "Should not be used by women that are pregnant or breast feeding." "Marijuana can impair concentration, coordination, and judgment. Do not operate a vehicle	At each point of sale.	<p>Mandatory signage.</p> <p>(1) All licensed marijuana processors, producers, and retailers, with the exception of licensed retailers with a medical marijuana endorsement, must conspicuously post a notice provided by the board about persons under twenty-one years of age at each entry to all licensed premises. The notice must contain all of the following language: "Persons under twenty-one years of age not permitted on these premises." (2) All licensed retailers with a medical marijuana endorsement must conspicuously post a notice provided by the board regarding persons under twenty-one years of age at each entry to all licensed medical marijuana premises. The notice must contain all of the following language: "Persons under twenty-one years of age not permitted on these premises without a valid qualifying patient card. Qualifying patients under the age of eighteen must be accompanied by their designated provider at all times." (3) All licensed marijuana retailers must conspicuously post a sign provided by the board regarding the use of marijuana during pregnancy and breastfeeding as follows: (a) At each point of sale; and (b) In a location easily visible to employees. (4) All licensed marijuana retailers must conspicuously post a notice provided by the board prohibiting the opening of a package of marijuana or marijuana-infused product in public or consumption of marijuana or marijuana-infused products in public. The notice must be posted in plain view at the main entrance of the marijuana retail establishment. (5) All licensed marijuana processors, producers, and retailers must conspicuously post on the premises and make available their current and valid master license or licenses with appropriate endorsements for inspection by board enforcement officers. (6) Firearms prohibited signs provided by the board must be posted at the entrance of each producer, processor, and retailer licensed location.</p>	<p>Mandatory signage.</p> <p>(1) All licensed marijuana processors, producers, and retailers, with the exception of licensed retailers with a medical marijuana endorsement, must conspicuously post a notice provided by the board about persons under twenty-one years of age at each entry to all licensed premises. The notice must contain all of the following language: "Persons under twenty-one years of age not permitted on these premises." (2) All licensed retailers with a medical marijuana endorsement must conspicuously post a notice provided by the board regarding persons under twenty-one years of age at each entry to all licensed medical marijuana premises. The notice must contain all of the following language: "Persons under twenty-one years of age not permitted on these premises without a valid qualifying patient card. Qualifying patients under the age of eighteen must be accompanied by their designated provider at all times." (3) All licensed marijuana retailers must conspicuously post a sign provided by the board regarding the use of marijuana during pregnancy and breastfeeding as follows: (a) At each point of sale; and (b) In a location easily visible to employees. (4) All licensed marijuana retailers must conspicuously post a notice provided by the board prohibiting the opening of a package of marijuana or marijuana-infused product in public or consumption of marijuana or marijuana-infused products in public. The notice must be posted in plain view at the main entrance of the marijuana retail establishment. (5) All licensed marijuana processors, producers, and retailers must conspicuously post on the premises and make available their current and valid master license or licenses with appropriate endorsements for inspection by board enforcement officers. (6) Firearms prohibited signs provided by the board must be posted at the entrance of each producer, processor, and retailer licensed location.</p>
Type of Licensee	Sign must contain the following language:	Required location of sign												
Medical marijuana retailer	"Persons under twenty-one years of age not permitted on these premises without a valid qualifying patient card. Juvenile qualifying patients must be accompanied by their designated provider at all times."	Conspicuous location at each entry to premises.												
Marijuana retailer	"Warning: This product has intoxicating effects and may be habit forming. Smoking is hazardous to your health." "There may be health risks associated with consumption of this product." "Should not be used by women that are pregnant or breast feeding." "Marijuana can impair concentration, coordination, and judgment. Do not operate a vehicle	At each point of sale.												

			<table border="1"> <tr> <td></td> <td>or machinery under the influence of this drug."</td> <td></td> </tr> <tr> <td>Marijuana producer, marijuana processor, and marijuana retailer.</td> <td>"Persons under twenty-one years of age not permitted on these premises."</td> <td>Conspicuous location at each entry to premises.</td> </tr> </table> <p>The WSLCB will provide the required notices, or licensees may design their own notices as long as they are legible and contain the required language.</p> <p>(2) Signs provided by the WSLCB prohibiting opening a package of marijuana or marijuana-infused product in public or consumption of marijuana or marijuana-infused products in public, must be posted as follows:</p> <table border="1"> <thead> <tr> <th>Type of Premises</th> <th>Required location of sign</th> </tr> </thead> <tbody> <tr> <td>Marijuana retail</td> <td>Posted in plain view at the main entrance to the establishment.</td> </tr> </tbody> </table> <p>(3) The premises' current and valid master license with appropriate endorsements must be conspicuously posted on the premises and available for inspection by WSLCB enforcement officers.</p> <p>(4) Firearms prohibited signs provided by the WSLCB must be posted at the entrance of each producer, processor, and retailer licensed location.</p>		or machinery under the influence of this drug."		Marijuana producer, marijuana processor, and marijuana retailer.	"Persons under twenty-one years of age not permitted on these premises."	Conspicuous location at each entry to premises.	Type of Premises	Required location of sign	Marijuana retail	Posted in plain view at the main entrance to the establishment.		
	or machinery under the influence of this drug."														
Marijuana producer, marijuana processor, and marijuana retailer.	"Persons under twenty-one years of age not permitted on these premises."	Conspicuous location at each entry to premises.													
Type of Premises	Required location of sign														
Marijuana retail	Posted in plain view at the main entrance to the establishment.														
314-55-087	Currently adopted but WAC has been amended	Entire Section	<p>What are the recordkeeping requirements for marijuana licensees?</p> <p>(1) Marijuana licensees are responsible to keep records that clearly reflect all financial transactions and the financial condition of the business. The following records must be kept and maintained on the licensed premises for a three-year period and must be made available for inspection if requested by the Director:</p> <ul style="list-style-type: none"> (a) Purchase invoices and supporting documents, to include the items and/or services purchased, from whom the items were purchased, and the date of purchase; (b) Bank statements and canceled checks for any accounts relating to the licensed business; (c) Accounting and tax records related to the licensed business and each true party of interest; (d) Records of all financial transactions related to the licensed business, including contracts and/or agreements for services performed or received that relate to the licensed business; (e)[Not included]; (f) Records of each daily application of pesticides applied to the marijuana plants or growing medium. For each application, the 	<p>Recordkeeping requirements for marijuana licensees.</p> <p>(1) Marijuana licensees are responsible to keep records that clearly reflect all financial transactions and the financial condition of the business. The following records must be kept and maintained on the licensed premises for a five-year period and must be made available for inspection if requested by an employee of the WSLCB:</p> <ul style="list-style-type: none"> (a) Purchase invoices and supporting documents, to include the items and/or services purchased, from whom the items were purchased, and the date of purchase; (b) Bank statements and canceled checks for any accounts relating to the licensed business; (c) Accounting and tax records related to the licensed business and each true party of interest; (d) Records of all financial transactions related to the licensed business, including contracts and/or agreements for services performed or received that relate to the licensed business; (e) All employee records to include, but not limited to, training, payroll, and date of hire; (f) Records of each daily application of pesticides applied to the marijuana plants or growing medium. For each application, the 	<p>Recordkeeping requirements for marijuana licensees.</p> <p>(1) Marijuana licensees are responsible to keep records that clearly reflect all financial transactions and the financial condition of the business. The following records must be kept and maintained on the licensed premises for a five-year period and must be made available for inspection if requested by the Director:</p> <ul style="list-style-type: none"> (a) Purchase invoices and supporting documents, to include the items and/or services purchased, from whom the items were purchased, and the date of purchase; (b) Bank statements and canceled checks for any accounts relating to the licensed business; (c) Accounting and tax records related to the licensed business and each true party of interest; (d) Records of all financial transactions related to the licensed business, including contracts and/or agreements for services performed or received that relate to the licensed business; (e)[Not included]; (f) Records of each daily application of pesticides applied to the marijuana plants or growing medium. For each application, the 										

			<p>producer shall record the following information on the same day the application is made:</p> <ul style="list-style-type: none"> (i) Full name of each employee who applied the pesticide; (ii) The date the pesticide was applied; (iii) The name of the pesticide or product name listed on the registration label which was applied; (iv) The concentration and total amount of pesticide per plant; and (v) For outdoor production, the concentration of pesticide that was applied to the field. Liquid applications may be recorded as, but are not limited to, amount of product per one hundred gallons of liquid spray, gallons per acre of output volume, ppm, percent product in tank mix (e.g., one percent). For chemigation applications, record "inches of water applied" or other appropriate measure. <p>(g) Soil amendment, fertilizers, or other crop production aids applied to the growing medium or used in the process of growing marijuana;</p> <p>(h) [Not included];</p> <p>(i) [Not included];</p> <p>(j) Transportation records as described in WAC 314-55-085;</p> <p>(k) Inventory records;</p> <p>(l) All samples sent to an independent testing lab and the quality assurance test results;</p> <p>(m) All free samples provided to another licensee for purposes of negotiating a sale;</p> <p>(n) All samples used for testing for quality by the producer or processor;</p> <p>(o) Sample jars containing usable marijuana provided to retailers;</p> <p>(p) Records of any theft of marijuana seedlings, clones, plants, trim or other plant material, extract, marijuana-infused product, or other item containing marijuana.</p> <p>(q) Records of any marijuana product provided free of charge to qualifying patients or designated providers.</p> <p>(2) [Not included]</p> <p>(3) The provisions contained in subsections (1) and (2) of this section do not eliminate the requirement to maintain source documents, but they do allow the source documents to be maintained in some other location.</p>	<p>producer shall record the following information on the same day the application is made:</p> <ul style="list-style-type: none"> (i) Full name of each employee who applied the pesticide; (ii) The date the pesticide was applied; (iii) The name of the pesticide or product name listed on the registration label which was applied; (iv) The concentration and total amount of pesticide per plant; and (v) For outdoor production, the concentration of pesticide that was applied to the field. Liquid applications may be recorded as, but are not limited to, amount of product per one hundred gallons of liquid spray, gallons per acre of output volume, ppm, percent product in tank mix (e.g., one percent). For chemigation applications, record "inches of water applied" or other appropriate measure. <p>(g) Soil amendment, fertilizers, or other crop production aids applied to the growing medium or used in the process of growing marijuana;</p> <p>(h) Production and processing records, including harvest and curing, weighing, destruction of marijuana, creating batches of marijuana-infused products and packaging into lots and units;</p> <p>(i) Records of each batch of extracts or infused marijuana products made, including at a minimum, the lots of useable marijuana or trim, leaves, and other plant matter used (including the total weight of the base product used), any solvents or other compounds utilized, and the product type and the total weight of the end product produced, such as hash oil, shatter, tincture, infused dairy butter, etc.;</p> <p>(j) Transportation records as described in WAC 314-55-085;</p> <p>(k) Inventory records;</p> <p>(l) All samples sent to an independent testing lab and the quality assurance test results;</p> <p>(m) All free samples provided to another licensee for purposes of negotiating a sale;</p> <p>(n) All samples used for testing for quality by the producer or processor;</p> <p>(o) Sample jars containing useable marijuana provided to retailers; and</p> <p>(p) Records of any theft of marijuana seedlings, clones, plants, trim or other plant material, extract, marijuana-infused product, or other item containing marijuana.</p> <p>(q) Records of any marijuana product provided free of charge to qualifying patients or designated providers.</p> <p>(2) If the marijuana licensee keeps records within an automated data processing (ADP) and/or point-of-sale (POS) system, the system must</p>	<p>producer shall record the following information on the same day the application is made:</p> <ul style="list-style-type: none"> (i) Full name of each employee who applied the pesticide; (ii) The date the pesticide was applied; (iii) The name of the pesticide or product name listed on the registration label which was applied; (iv) The concentration and total amount of pesticide per plant; and (v) [Not included] <p>(g) Soil amendment, fertilizers, or other crop production aids applied to the growing medium or used in the process of growing marijuana;</p> <p>(h) [Not included];</p> <p>(i) [Not included];</p> <p>(j) Transportation records as described in WAC 314-55-085;</p> <p>(k) Inventory records;</p> <p>(l) All samples sent to an independent testing lab and the quality assurance test results;</p> <p>(m) All free samples provided to another licensee for purposes of negotiating a sale;</p> <p>(n) All samples used for testing for quality by the producer or processor;</p> <p>(o) Sample jars containing usable marijuana provided to retailers;</p> <p>(p) Records of any theft of marijuana seedlings, clones, plants, trim or other plant material, extract, marijuana-infused product, or other item containing marijuana.</p> <p>(q) Records of any marijuana product provided free of charge to qualifying patients or designated providers.</p> <p>(2) [Not included]</p> <ul style="list-style-type: none"> (a) [Not included] (b) [Not included] (c) [Not included] <p>(3) The provisions contained in subsections (1) and (2) of this section do not eliminate the requirement to maintain source documents, but they do allow the source documents to be maintained in some other location.</p>
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				<p>include a method for producing legible records that will provide the same information required of that type of record within this section. The ADP and/or POS system is acceptable if it complies with the following guidelines:</p> <p>(a) Provides an audit trail so that details (invoices and vouchers) underlying the summary accounting data may be identified and made available upon request.</p> <p>(b) Provides the opportunity to trace any transaction back to the original source or forward to a final total. If printouts of transactions are not made when they are processed, the system must have the ability to reconstruct these transactions.</p> <p>(c) Has available a full description of the ADP and/or POS portion of the accounting system. This should show the applications being performed, the procedures employed in each application, and the controls used to ensure accurate and reliable processing.</p> <p>(3) The provisions contained in subsections (1) and (2) of this section do not eliminate the requirement to maintain source documents, but they do allow the source documents to be maintained in some other location.</p>	
314-55-095	Currently adopted but WAC has been amended	Entire Section	<p>Marijuana servings and transaction limitations.</p> <p>(1) For persons age twenty-one and older and qualifying patients or designated providers who are not entered into the medical marijuana authorization database, marijuana serving and transaction limitations are as follows:</p> <p>(a) Single serving. A single serving of a marijuana-infused product must not exceed ten milligrams active tetrahydrocannabinol (THC), or Delta 9.</p> <p>(b) Maximum number of servings. The maximum number of servings in any one single unit of marijuana-infused product meant to be eaten or swallowed is ten servings or one hundred milligrams of active THC, or Delta 9. A single unit of marijuana concentrate cannot exceed one gram.</p> <p>(c) Transaction limitation. A single transaction is limited to one ounce of usable marijuana, sixteen ounces of marijuana-infused product meant to be eaten or swallowed in solid form, seven grams of marijuana-infused extract or marijuana concentrate for inhalation, and seventy-two ounces of marijuana-infused product in liquid form meant to be eaten or swallowed.</p> <p>(2) For qualifying patients and designated providers who are entered into the medical marijuana authorization database, serving and transaction limits are as follows:</p> <p>(a) Single serving. Except as provided in chapter 246-70 WAC, a single serving of a marijuana-infused product must not exceed ten milligrams active tetrahydrocannabinol (THC), or Delta 9.</p> <p>(b) Maximum number of servings. Except as provided in chapter 246-70 WAC, the maximum number of servings in any one single unit of marijuana-infused product meant to be eaten,</p>	<p>Marijuana servings and transaction limitations.</p> <p>Personal possession limits and transaction limits are detailed in RCW 69.50.360 and 69.50.4013.</p> <p>(1) For persons age twenty-one and older and qualifying patients or designated providers who are not entered into the medical marijuana authorization database, marijuana serving and transaction limitations are as follows:</p> <p>(a) Single serving. A single serving of a marijuana-infused product must not exceed ten milligrams active tetrahydrocannabinol (THC), or Delta 9.</p> <p>(b) Maximum number of servings. The maximum number of servings in any one single unit of marijuana-infused product meant to be eaten or swallowed or otherwise taken into the body is ten servings or one hundred milligrams of active THC, or Delta 9. A single unit of marijuana concentrate cannot exceed one gram.</p> <p>(c) Transaction limits.</p> <p>(i) A single transaction is limited to:</p> <p>(A) One ounce of useable marijuana;</p> <p>(B) Sixteen ounces of marijuana-infused product meant to be eaten or swallowed in solid form;</p> <p>(C) Seven grams of marijuana-infused extract or marijuana concentrate for inhalation; and</p> <p>(D) Seventy-two ounces of marijuana-infused product in liquid form for oral</p>	<p>Marijuana servings and transaction limitations.</p> <p>Personal possession limits and transaction limits are detailed in RCW 69.50.360 and 69.50.4013.</p> <p>(1) For persons age twenty-one and older and qualifying patients or designated providers who are not entered into the medical marijuana authorization database, marijuana serving and transaction limitations are as follows:</p> <p>(a) Single serving. A single serving of a marijuana-infused product must not exceed ten milligrams active tetrahydrocannabinol (THC), or Delta 9.</p> <p>(b) Maximum number of servings. The maximum number of servings in any one single unit of marijuana-infused product meant to be eaten or swallowed or otherwise taken into the body is ten servings or one hundred milligrams of active THC, or Delta 9. A single unit of marijuana concentrate cannot exceed one gram.</p> <p>(c) Transaction limits.</p> <p>(i) A single transaction is limited to:</p> <p>(A) One ounce of useable marijuana;</p> <p>(B) Sixteen ounces of marijuana-infused product meant to be eaten or swallowed in solid form;</p> <p>(C) Seven grams of marijuana-infused extract or marijuana concentrate for inhalation; and</p> <p>(D) Seventy-two ounces of marijuana-infused product in liquid form for oral</p>

			<p>swallowed or applied is ten servings or one hundred milligrams of active THC, or Delta 9. A single unit of marijuana concentrate cannot exceed one gram.</p> <p>(c) Transaction limitation. A single transaction by a retail store with a medical marijuana endorsement to a qualifying patient or designated provider who is entered into the medical marijuana database is limited to three ounces of usable marijuana, forty-eight ounces of marijuana-infused product meant to be eaten or swallowed in solid form, twenty-one grams of marijuana-infused extract or marijuana concentrate for inhalation, and two hundred sixteen ounces of marijuana-infused product in liquid form meant to be eaten or swallowed.</p>	<p>ingestion or applied topically to the skin; and</p> <p>(E) Ten units of a marijuana-infused product otherwise taken into the body.</p> <p>(ii) A licensee or employee of a licensee is prohibited from conducting a transaction that facilitates an individual in obtaining more than the personal possession amount.</p> <p>(2) For qualifying patients and designated providers who are entered into the medical marijuana authorization database, serving and transaction limits are as follows:</p> <p>(a) Single serving. Except as provided in chapter 246-70 WAC, a single serving of a marijuana-infused product must not exceed ten milligrams active tetrahydrocannabinol (THC), or Delta 9.</p> <p>(b) Maximum number of servings. Except as provided in chapter 246-70 WAC, the maximum number of servings in any one single unit of marijuana-infused product meant to be eaten, swallowed or applied is ten servings or one hundred milligrams of active THC, or Delta 9. A single unit of marijuana concentrate cannot exceed one gram.</p> <p>(c) Transaction limitation. A single transaction by a retail store with a medical marijuana endorsement to a qualifying patient or designated provider who is entered into the medical marijuana database is limited to three ounces of useable marijuana, forty-eight ounces of marijuana-infused product meant to be eaten or swallowed in solid form, twenty-one grams of marijuana-infused extract or marijuana concentrate for inhalation, and two hundred sixteen ounces of marijuana-infused product in liquid form meant to be eaten or swallowed.</p>	<p>ingestion or applied topically to the skin; and</p> <p>(E) Ten units of a marijuana-infused product otherwise taken into the body.</p> <p>(ii) A licensee or employee of a licensee is prohibited from conducting a transaction that facilitates an individual in obtaining more than the personal possession amount.</p> <p>(2) For qualifying patients and designated providers who are entered into the medical marijuana authorization database, serving and transaction limits are as follows:</p> <p>(a) Single serving. Except as provided in chapter 246-70 WAC, a single serving of a marijuana-infused product must not exceed ten milligrams active tetrahydrocannabinol (THC), or Delta 9.</p> <p>(b) Maximum number of servings. Except as provided in chapter 246-70 WAC, the maximum number of servings in any one single unit of marijuana-infused product meant to be eaten, swallowed or applied is ten servings or one hundred milligrams of active THC, or Delta 9. A single unit of marijuana concentrate cannot exceed one gram.</p> <p>(c) Transaction limitation. A single transaction by a retail store with a medical marijuana endorsement to a qualifying patient or designated provider who is entered into the medical marijuana database is limited to three ounces of usable marijuana, forty-eight ounces of marijuana-infused product meant to be eaten or swallowed in solid form, twenty-one grams of marijuana-infused extract or marijuana concentrate for inhalation, and two hundred sixteen ounces of marijuana-infused product in liquid form meant to be eaten or swallowed.</p>
314-55-096	Currently adopted but WAC has been amended	(5)	<p>Samples.</p> <p>(1) [Not included]</p> <p>(2) [Not included]</p> <p>(3) [Not included]</p> <p>(4) [Not included]</p> <p>(5) [Not included]</p> <p>(6) [Not included]</p> <p>(7) Retailers may not provide free samples to customers.</p> <p>(8) [Not included]</p> <p>(9) [Not included]</p> <p>(10) [Not included]</p> <p>(11) [Not included]</p>	<p>Vendor, educational, and internal quality control samples.</p> <p>(1) Vendor samples: Producers or processors may provide free samples of useable marijuana, marijuana-infused products, and marijuana concentrates to negotiate a sale on product the retail licensee does not currently carry. All vendor sample limits are based on calendar months. The producer or processor must record the amount of each vendor sample and the processor or retailer receiving the sample in the traceability system. The outgoing sample must be clearly labeled as a "vendor sample" to negotiate a sale and recorded on a transport manifest. The receiving licensee must receive the vendor sample in the traceability system prior to sampling.</p> <p>(a) Vendor samples may only be given to and used by licensees or employees of licensees who have product ordering authority or employees who provide input on product to licensees or employees of licensees who have purchasing authority to inform purchasing decisions as detailed in a written business policy.</p>	<p>Vendor, educational, and internal quality control samples.</p> <p>(1) [Not included]</p> <p>(2) [Not included]</p> <p>(3) [Not included]</p> <p>(4) [Not included]</p> <p>(5) Retailers may not provide free samples to customers.</p> <p>(6) [Not included]</p> <p>(7) [Not included]</p>

				<p>(b) Producers may not provide any one licensed processor more than eight grams of marijuana flower per month free of charge for the purpose of negotiating a sale.</p> <p>(c) Processors may not provide any one licensed retailer more than eight grams of useable marijuana per month free of charge for the purpose of negotiating a sale.</p> <p>(d) Processors may not provide any one licensed retailer more than eight units of marijuana-infused products in solid form meant to be ingested orally or otherwise taken into the body per month free of charge for the purpose of negotiating a sale. No single unit may exceed 10 mg of THC.</p> <p>(e) Processors may not provide any one licensed retailer more than eight units of marijuana-infused product in liquid form meant to be eaten, swallowed, or otherwise taken into the body per month free of charge for the purpose of negotiating a sale. No single unit may exceed 10 mg of THC.</p> <p>(f) Processors may not provide any one licensed retailer more than eight units of marijuana-infused products meant to be applied topically per month free of charge for the purpose of negotiating a sale.</p> <p>(g) Processors may not provide any one licensed retailer more than two units of marijuana-infused extract meant for inhalation or infused marijuana mix per month free of charge for the purpose of negotiating a sale. No single unit may exceed 0.5 g.</p> <p>(h) A marijuana producer must make quality assurance test results available to any processor receiving samples to negotiate a sale. The producer must also provide a statement that discloses all pesticides applied to the marijuana plants and growing medium during production.</p> <p>(i) A marijuana processor must make quality assurance test results available to any retailer receiving samples to negotiate a sale. If a marijuana extract was added to the product, the processors must disclose the type of extraction process and any solvent, gas, or other chemical used in the extraction process, or any other compound added to the extract.</p> <p>(j) Vendor sample labeling: All vendor samples must be clearly labeled as a vendor sample and meet all labeling requirements of the product to be sampled.</p> <ul style="list-style-type: none"> (i) The unique identifier number generated by the traceability system; (ii) The UBI number of the licensed entity providing the sample; and (iii) Weight of the product in ounces and grams or volume as applicable. <p>(2) Education sampling. Processors may provide free samples of useable marijuana, marijuana-infused products, and marijuana concentrates to retail licensees to give to the licensee's employees for educational</p>	
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				<p>purposes. Products being sampled must be carried by the licensed retailer. The processor must record the amount of each sample and the retailer receiving the sample in the traceability system. The outgoing sample must be clearly labeled as "education sample" and recorded on a transport manifest. Once the retailer receives the sample, the retailer must accept the sample in the traceability system prior to distributing samples to the retailer's employees. All employees at a licensed retail location who receive educational samples must be entered into the traceability system for the purpose of distributing education samples.</p> <p>(a) Retailers are restricted to receiving a maximum of one hundred sample units per calendar month. No more than ten sample units may be provided to any one employee per calendar month.</p> <p>(b) The maximum size of education samples are:</p> <ul style="list-style-type: none"> (i) Useable marijuana, marijuana mix, and infused marijuana mix – One unit not to exceed 0.5 g. (ii) Marijuana infused solid or liquid product meant to be ingested orally or otherwise taken into the body – One unit not to exceed 10 mg THC. (iii) Marijuana-infused extract for inhalation – One unit not to exceed 0.25 g. (iv) Marijuana-infused products for topical application - One unit not to exceed sixteen ounces. <p>(c) Distribution and consumption of all educational samples is limited to retail employees who directly sell product to retail customers. Retail employees who are not involved in direct sales to customers are not eligible for education samples.</p> <p>(d) Marijuana retail licensees are prohibited from providing educational samples to their employees as a form of compensation.</p> <p>(e) A marijuana processor must make quality assurance test results available to any retailer receiving education samples. If a marijuana extract was added to the product, the processors must disclose the type of extraction process and any solvent, gas, or other chemical used in the extraction process, or any other compound added to the extract.</p> <p>(f) Education sample labeling: All education samples must be clearly labeled "education sample" and include the following information on the label:</p> <ul style="list-style-type: none"> (i) The unique identifier number generated by the traceability system; (ii) The UBI number and trade name of the licensed entity providing the sample; (iii) Product name or strain name for useable marijuana; (iv) Weight of the product in ounces and grams or volume as applicable; and 	
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				<p>(v) Potency labeled as required under WAC 314-55-105.</p> <p>(3) A marijuana processor is not required to provide free samples to negotiate a sale or educational samples to a marijuana retail licensee, and a marijuana retail licensee may not require a marijuana processor to provide free sample to negotiate a sale or educational samples as a condition for purchasing the marijuana processor's products.</p> <p>(4) Internal quality control sampling: Producers and processors may conduct limited self-sampling for quality control. All sample limits are based on calendar months. Consuming samples for quality control may not take place at a licensed premises. Only the producer, processor, or employees of the licensee may sample the marijuana flower, useable marijuana, marijuana-infused products, marijuana concentrates, and edible marijuana-infused product. The producer or processor must record the amount of each sample and the employee(s) conducting the sampling in the traceability system.</p> <p>(a) Producers may sample two grams of marijuana flower per strain, per month for quality sampling.</p> <p>(b) Processors may sample one unit per batch of a new marijuana-infused product meant to be ingested orally or otherwise taken into the body to be offered for sale on the market.</p> <p>(c) Processors may sample up to one unit per batch of a new marijuana-infused extract for inhalation to be offered for sale on the market. No single sample may exceed 0.5 g.</p> <p>(d) Processors may sample one unit per batch of a new marijuana mix packaged to be offered for sale on the market. No single sample may exceed 1 g.</p> <p>(e) Processors may sample one unit per batch of a new infused marijuana mix to be offered for sale on the market. No sample may exceed 0.5 g.</p> <p>(f) Processors may sample one unit per batch of a new marijuana-infused product for topical application to be offered for sale on the market. No sample may exceed sixteen ounces.</p> <p>(5) Retailers may not provide free samples to customers.</p> <p>(6) Sample jars:</p> <p>(a) A processor may provide a retailer free samples of useable marijuana packaged in a sample jar protected by a plastic or metal mesh screen to allow customers to smell the product before purchase. The sample jar may not contain more than three and one-half grams of useable marijuana. The plastic or metal mesh screen must be sealed onto the container, and must be free of rips, tears, or holes greater than 2 mm in diameter. The sample jar and the useable marijuana within may not be sold to a customer and must be returned to the licensed processor who provided the useable marijuana and sample jar.</p>	
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				<p>(b) Sample jar labeling: All sample jars must be labeled with the following:</p> <ul style="list-style-type: none"> (i) The unique identifier number generated by the traceability system; (ii) Information identifying whether it is a vendor sample or sample jar; (iii) The UBI number of the licensed entity providing the sample; and (iv) Weight of the product in ounces and grams or volume as applicable. <p>(c) A marijuana processor must make quality assurance test results available to any retailer receiving sample jars. The processor must also provide a statement that discloses all pesticides applied to the marijuana plants and growing medium during production.</p> <p>(d) If a marijuana extract was added to the product, the processor must disclose to the retailer the type of extraction process and any solvent, gas, or other chemical used in the extraction process, or any other compound added to the extract.</p> <p>(7) Transportation. Outgoing and return vendor samples and sample jars must adhere to the transportation requirements in WAC 314-55-085.</p>	
314-55-099	Currently adopted – no changes necessary	Entire Section	<p>Standardized scales.</p> <p>(1) Marijuana producer and processor licensees must have at least one scale on the licensed premises for the traceability and inventory of products.</p> <p>(2) The scales and other measuring devices are subject to chapter 19.94 RCW, and must meet the requirements of the most current version of chapter 16-662 WAC.</p> <p>(3) Licensees must register scales on a business license application with business license services through the department of revenue as required under chapter 19.94 RCW.</p>	<p>Standardized scales.</p> <p>(1) Marijuana producer and processor licensees must have at least one scale on the licensed premises for the traceability and inventory of products.</p> <p>(2) The scales and other measuring devices are subject to chapter 19.94 RCW, and must meet the requirements of the most current version of chapter 16-662 WAC.</p> <p>(3) Licensees must register scales on a business license application with business license services through the department of revenue as required under chapter 19.94 RCW.</p>	No change. Retain as previously adopted.
314-55-105	Currently adopted but WAC has been amended	Entire Section EXCEPT (2)a, (3)a, (4)a, (5)a, (6)a, (7)a	<p>Packaging and labeling requirements.</p> <p>(1) All usable marijuana and marijuana-infused products must be stored behind a counter or other barrier to ensure a customer does not have direct access to the product.</p> <p>(2) [Not included]</p> <p>(3) Upon the request of a retail customer, a retailer must disclose the name of the certified third-party testing lab and results of the required quality assurance test for any usable marijuana, marijuana concentrate, or marijuana-infused product the customer is considering purchasing.</p> <p>(4) Usable marijuana, marijuana concentrates, and marijuana-infused products must not be labeled as organic unless permitted by the United States Department of Agriculture in accordance with the Organic Foods Production Act.</p>	<p>Marijuana product packaging and labeling.</p> <p>(1) The following definitions apply to this section, unless the context clearly indicates otherwise:</p> <ul style="list-style-type: none"> (a) "Cartoon" means any drawing or other depiction of an object, person, animal, creature, or any similar caricature that meets any of the following criteria: <ul style="list-style-type: none"> (i) The use of comically exaggerated features; (ii) The attribution of human characteristics to animals, plants, or other objects; (iii) The attribution of animal, plant, or other object characteristics to humans; (iv) The attribution of unnatural or extra-human abilities. (b) "Child resistant packaging" means packaging that is used to reduce the risk of poisoning in persons under the age of twenty- 	<p>Marijuana product packaging and labeling.</p> <p>(1) The following definitions apply to this section, unless the context clearly indicates otherwise:</p> <ul style="list-style-type: none"> (a) "Cartoon" means any drawing or other depiction of an object, person, animal, creature, or any similar caricature that meets any of the following criteria: <ul style="list-style-type: none"> (i) The use of comically exaggerated features; (ii) The attribution of human characteristics to animals, plants, or other objects; (iii) The attribution of animal, plant, or other object characteristics to humans; (iv) The attribution of unnatural or extra-human abilities. (b) "Child resistant packaging" means packaging that is used to reduce the risk of poisoning in persons under the age of twenty-

		<p>(5) The certified third-party testing lab and required results of the quality assurance test must be included with each lot and disclosed to the customer buying the lot.</p> <p>(6) A marijuana producer must make quality assurance test results available to any processor purchasing product. A marijuana producer must label each lot of marijuana with the following information:</p> <ul style="list-style-type: none"> (a) Lot number; (b) UBI number of the producer; and (c) Weight of the product. <p>(7) Marijuana-infused products and marijuana concentrates meant to be eaten, swallowed, or inhaled, must be packaged in child resistant packaging in accordance with Title 16 C.F.R. 1700 of the Poison Prevention Packaging Act or use standards specified in this subsection. Marijuana-infused product in solid or liquid form may be packaged in plastic four mil or greater in thickness and be heat sealed with no easy-open tab, dimple, corner, or flap as to make it difficult for a child to open and as a tamperproof measure. Marijuana-infused product in liquid form may also be sealed using a metal crown cork style bottle cap. Marijuana-infused solid edible products. If there is more than one serving in the package, each serving must be packaged individually in childproof packaging (see WAC 314-55-105(7)) and placed in the outer package. Marijuana-infused liquid edible products. If there is more than one serving in the package, a measuring device must be included in the package with the product. Hash marks on the bottle do not qualify as a measuring device. A measuring cap or dropper must be included in the package with the marijuana-infused liquid edible product.</p> <p>(8) [Not included]</p> <p>(9) [Not included]</p> <p>(10) Labels must comply with the version of NIST Handbook 130, Uniform Packaging and Labeling Regulation adopted in chapter 16- 662 WAC.</p> <p>(11) All marijuana and marijuana products when sold at retail must include accompanying material that is attached to the package or is given separately to the consumer containing the following warnings:</p> <ul style="list-style-type: none"> (a) "Warning: This product has intoxicating effects and may be habit forming. Smoking is hazardous to your health"; (b) "There may be health risks associated with consumption of this product"; (c) "Should not be used by women that are pregnant or breast feeding"; (d) "For use only by adults twenty-one and older. Keep out of reach of children"; (e) "Marijuana can impair concentration, coordination, and judgment. Do not operate a vehicle or machinery under the influence of this drug"; (f) Statement that discloses all pesticides applied to the marijuana plants and growing medium during production and processing. 	<p>one through the ingestion of potentially hazardous items including, but not limited to, marijuana concentrates, useable marijuana, and marijuana-infused products.</p> <p>(c) "Especially appealing to persons under the age of twenty-one" means a product or label that includes, but is not limited to:</p> <ul style="list-style-type: none"> (i) The use of cartoons; (ii) Bubble-type or other cartoon-like font; (iii) A design, brand, or name that resembles a noncannabis consumer product that is marketed to persons under the age of twenty-one; (iv) Symbols or celebrities that are commonly used to market products to persons under the age of twenty-one; (v) Images of persons under the age of twenty-one; or (vi) Similarities to products or words that refer to products that are commonly associated or marketed to persons under the age of twenty-one. <p>(d) "Marijuana concentrates" means products consisting wholly or in part of the resin extracted from any part of the plant Cannabis and having a THC concentration greater than ten percent, consistent with RCW 69.50.101(z).</p> <p>(e) "Marijuana edible" means a marijuana-infused product as defined in RCW 69.50.101(ff).</p> <p>(f) "Marijuana topical" or "topical" means any product containing parts of the cannabis plant that is intended for application to the body's surface including, but not limited to, lotions, ointments, salves, gels, or cream that are not intended for ingestion, inhalation, or insertion by humans or animals.</p> <p>(g) "Structure and function claims" mean a description of the role of a marijuana product intended to affect normal structure and function in humans, characterized by the means by which a marijuana product acts to maintain such structure or function, or describe the general well-being from consumption of a marijuana product, consistent with the guidance provided in 21 U.S.C. Sec. 343(6).</p> <p>(h) "Useable marijuana" means dried marijuana flowers consistent with RCW 69.50.101(ww). The term "useable marijuana" does not include either marijuana-infused products or marijuana concentrates.</p> <p>(2) Marijuana concentrates. The following standards apply to all packaging and labeling of marijuana concentrates:</p> <p>(a) Containers or packaging containing marijuana concentrates must protect the product from contamination. Containers or packaging must not impart any toxic or harmful substance to the marijuana concentrate.</p>	<p>one through the ingestion of potentially hazardous items including, but not limited to, marijuana concentrates, useable marijuana, and marijuana-infused products.</p> <p>(c) "Especially appealing to persons under the age of twenty-one" means a product or label that includes, but is not limited to:</p> <ul style="list-style-type: none"> (i) The use of cartoons; (ii) Bubble-type or other cartoon-like font; (iii) A design, brand, or name that resembles a noncannabis consumer product that is marketed to persons under the age of twenty-one; (iv) Symbols or celebrities that are commonly used to market products to persons under the age of twenty-one; (v) Images of persons under the age of twenty-one; or (vi) Similarities to products or words that refer to products that are commonly associated or marketed to persons under the age of twenty-one. <p>(d) "Marijuana concentrates" means products consisting wholly or in part of the resin extracted from any part of the plant Cannabis and having a THC concentration greater than ten percent, consistent with RCW 69.50.101(z).</p> <p>(e) "Marijuana edible" means a marijuana-infused product as defined in RCW 69.50.101(ff).</p> <p>(f) "Marijuana topical" or "topical" means any product containing parts of the cannabis plant that is intended for application to the body's surface including, but not limited to, lotions, ointments, salves, gels, or cream that are not intended for ingestion, inhalation, or insertion by humans or animals.</p> <p>(g) "Structure and function claims" mean a description of the role of a marijuana product intended to affect normal structure and function in humans, characterized by the means by which a marijuana product acts to maintain such structure or function, or describe the general well-being from consumption of a marijuana product, consistent with the guidance provided in 21 U.S.C. Sec. 343(6).</p> <p>(h) "Useable marijuana" means dried marijuana flowers consistent with RCW 69.50.101(ww). The term "useable marijuana" does not include either marijuana-infused products or marijuana concentrates.</p> <p>(2) Marijuana concentrates. The following standards apply to all packaging and labeling of marijuana concentrates:</p> <p>(a) [Not included]</p> <p>(b) Marijuana concentrates must be packaged:</p> <ul style="list-style-type: none"> (i) In child resistant packaging consistent with 16 C.F.R. Part 1700, Poison Prevention Packaging Act; or
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This must be the same number that appears on the transport manifest; (c) Net weight in ounces and grams or volume as appropriate; (d) [Not included] (e) [Not included] (f) [Not included] (g) [Not included] (h) [Not included] <p>(13) In addition to requirements in subsection (10) of this section, labels affixed to the container or package containing usable marijuana, or packaged marijuana mix sold at retail must include:</p> <ul style="list-style-type: none"> (a) Concentration of THC (total THC and activated THC-A) and CBD (total CBD and activated CBD-A); (b) Date of harvest. <p>(14) In addition to requirements in subsection (10) of this section, labels affixed to the container or package containing marijuana-infused products meant to be eaten or swallowed sold at retail must include:</p> <ul style="list-style-type: none"> (a) Date manufactured; (b) Best by date; (c) Serving size and the number of servings contained within the unit; (d) Total milligrams of active THC, or Delta 9 and total milligrams of active CBD; (e) List of all ingredients and major food allergens as defined in the Food Allergen Labeling and Consumer Protection Act of 2004; (f) "Caution: When eaten or swallowed, the intoxicating effects of this drug may be delayed by two or more hours." <p>(15) In addition to requirements in subsection (10) of this section, labels affixed to the container or package containing marijuana-infused extract for inhalation, or infused marijuana mix sold at retail must include:</p> <ul style="list-style-type: none"> (a) Date manufactured; (b) Best by date; (c) Concentration of THC (total Delta 9 and Delta 9 THC-A) and CBD (total CBD and activated CBD-A). <p>(16) In addition to requirements in subsection (10) of this section, labels affixed to the container or package containing marijuana topicals sold at retail must include:</p>	<p>(b) Marijuana concentrates must be packaged:</p> <ul style="list-style-type: none"> (i) In child resistant packaging consistent with 16 C.F.R. Part 1700, Poison Prevention Packaging Act; or (ii) In plastic that is two mil or greater in thickness, heat sealed without an easy-open tab, dimple, corner, or flap that will protect persons under the age of twenty-one from accidental exposure to marijuana concentrates. <p>(c) Marijuana concentrates must not be labeled as organic unless permitted by the U.S. Department of Agriculture consistent with the Organic Foods Production Act.</p> <p>(d) Marijuana concentrate labels must comply with the version of NIST Handbook 130, Uniform Packaging and Labeling regulation adopted in chapter 16-662 WAC.</p> <p>(e) Marijuana concentrate labels must clearly and visibly provide all of the following information:</p> <ul style="list-style-type: none"> (i) The business or trade name and the nine digit Washington state unified business identifier (UBI) number of the marijuana producer and processor; (ii) The lot number of the product (the unique identifier number generated by the board's traceability system). This must be the same number that appears on the transport manifest; (iii) The net weight in ounces and grams or volume as applicable; (iv) Total THC (delta-9-tetrahydrocannabinol) meaning the concentration of THC and THCA, total CBD (cannabidiol) meaning the concentration of CBDA and CBD, using the formulas referenced in WAC 314-55-102; (v) Medically and scientifically accurate and reliable information about the health and safety risks posed by marijuana use; (vi) If solvents were used to create concentrate or extract, a statement that discloses the type of extraction method, including in solvents or gases used to create the concentrate; and (vii) A complete list of any other chemicals, compounds, additives, thickening agents, terpenes, or other substances used to produce or added to the concentrate or extract at any point during production. A copy of the complete list of chemicals, compounds, additives, thickening agents, terpenes, or other substances must be kept and maintained at the facility in which the marijuana concentrates are processed. 	<ul style="list-style-type: none"> (ii) In plastic that is two mil or greater in thickness, heat sealed without an easy-open tab, dimple, corner, or flap that will protect persons under the age of twenty-one from accidental exposure to marijuana concentrates. <p>(c) Marijuana concentrates must not be labeled as organic unless permitted by the U.S. Department of Agriculture consistent with the Organic Foods Production Act.</p> <p>(d) Marijuana concentrate labels must comply with the version of NIST Handbook 130, Uniform Packaging and Labeling regulation adopted in chapter 16-662 WAC.</p> <p>(e) Marijuana concentrate labels must clearly and visibly provide all of the following information:</p> <ul style="list-style-type: none"> (i) The business or trade name and the nine digit Washington state unified business identifier (UBI) number of the marijuana producer and processor; (ii) The lot number of the product (the unique identifier number generated by the board's traceability system). This must be the same number that appears on the transport manifest; (iii) The net weight in ounces and grams or volume as applicable; (iv) Total THC (delta-9-tetrahydrocannabinol) meaning the concentration of THC and THCA, total CBD (cannabidiol) meaning the concentration of CBDA and CBD, using the formulas referenced in WAC 314-55-102; (v) Medically and scientifically accurate and reliable information about the health and safety risks posed by marijuana use; (vi) If solvents were used to create concentrate or extract, a statement that discloses the type of extraction method, including in solvents or gases used to create the concentrate; and (vii) A complete list of any other chemicals, compounds, additives, thickening agents, terpenes, or other substances used to produce or added to the concentrate or extract at any point during production. A copy of the complete list of chemicals, compounds, additives, thickening agents, terpenes, or other substances must be kept and maintained at the facility in which the marijuana concentrates are processed. <p>(f) Marijuana concentrate labels may not contain any statement, depiction, or illustration that:</p> <ul style="list-style-type: none"> (i) Is false or misleading, consistent with guidance provided in 21 C.F.R. Sec. 101.18(a);
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			<p>(a) Date manufactured; (b) Best by date; (c) Total milligrams of active tetrahydrocannabinol (THC), or Delta 9 and total milligrams of active CBD. (17) Other cannabinoids and terpenes may be included on the label if: (a) The producer or processor has test results from a certified third-party lab to support the claim; and (b) The lab results are made available to the consumer upon request.</p>	<p>(f) Marijuana concentrate labels may not contain any statement, depiction, or illustration that: (i) Is false or misleading, consistent with guidance provided in 21 C.F.R. Sec. 101.18(a); (ii) Promotes over consumption; (iii) Represents that the use of marijuana has curative or therapeutic effects; (iv) Depicts a person under the age of twenty-one consuming marijuana; or (v) Is especially appealing to persons under twenty-one years of age as defined in subsection (1)(c) of this section. (g) The following statements must be included on all marijuana concentrate labels: (i) "Warning - May be habit forming;" (ii) "Unlawful outside Washington State;" (iii) "It is illegal to operate a motor vehicle while under the influence of marijuana;" (iv) The marijuana universal symbol as provided in WAC 314-55-106; and (v) "Smoking is hazardous to your health." (h) Product labeling for marijuana concentrates identified as compliant marijuana product under RCW 69.50.375(4) and chapter 246-70 WAC may include: (i) A structure or function claim describing the intended role of the product to maintain the structure or any function of the body; or (ii) Characterization of the documented mechanism by which the product acts to maintain such structure or function, provided that the claim is truthful and not misleading. (iii) Any statement made under this subsection may not claim to diagnose, mitigate, treat, cure, or prevent any disease. (i) Where there is one statement made under (h) of this subsection, or there is a warning describing the psychoactive effects of the marijuana product that is not false or misleading, the disclaimer must state, "This statement has not been evaluated by the State of Washington. This product is not intended to diagnose, treat, cure, or prevent any disease." (j) Where there is more than one statement made under (h) of this subsection, or there is a warning describing the psychoactive effects of the marijuana product that is not false or misleading, the disclaimer must state, "These statements have not been evaluated by the State of Washington. This product is not intended to diagnose, treat, cure, or prevent any disease."</p>	<p>(ii) Promotes over consumption; (iii) Represents that the use of marijuana has curative or therapeutic effects; (iv) Depicts a person under the age of twenty-one consuming marijuana; or (v) Is especially appealing to persons under twenty-one years of age as defined in subsection (1)(c) of this section. (g) The following statements must be included on all marijuana concentrate labels: (i) "Warning - May be habit forming;" (ii) "Unlawful outside Washington State;" (iii) "It is illegal to operate a motor vehicle while under the influence of marijuana;" (iv) The marijuana universal symbol as provided in WAC 314-55-106; and (v) "Smoking is hazardous to your health." (h) Product labeling for marijuana concentrates identified as compliant marijuana product under RCW 69.50.375(4) and chapter 246-70 WAC may include: (i) A structure or function claim describing the intended role of the product to maintain the structure or any function of the body; or (ii) Characterization of the documented mechanism by which the product acts to maintain such structure or function, provided that the claim is truthful and not misleading. (iii) Any statement made under this subsection may not claim to diagnose, mitigate, treat, cure, or prevent any disease. (i) Where there is one statement made under (h) of this subsection, or there is a warning describing the psychoactive effects of the marijuana product that is not false or misleading, the disclaimer must state, "This statement has not been evaluated by the State of Washington. This product is not intended to diagnose, treat, cure, or prevent any disease." (j) Where there is more than one statement made under (h) of this subsection, or there is a warning describing the psychoactive effects of the marijuana product that is not false or misleading, the disclaimer must state, "These statements have not been evaluated by the State of Washington. This product is not intended to diagnose, treat, cure, or prevent any disease." (3) Marijuana edibles in solid form. The following standards apply to all packaging and labeling of marijuana edibles in solid form: (a) [Not included] (b) Marijuana edibles in solid form must be packaged:</p>
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				<p>(iii) Any statement made under this subsection may not claim to diagnose, mitigate, treat, cure, or prevent any disease.</p> <p>(j) Where there is one statement made under (i) of this subsection, or there is a warning describing the psychoactive effects of the marijuana product, provided it is not false or misleading, the disclaimer must state, "This statement has not been evaluated by the State of Washington. This product is not intended to diagnose, treat, cure, or prevent any disease."</p> <p>(k) Where there is more than one statement made under (h) of this subsection, or there is a warning describing the psychoactive effects of the marijuana product, provided they are not false or misleading, the disclaimer must state, "These statements have not been evaluated by the State of Washington. This product is not intended to diagnose, treat, cure, or prevent any disease."</p> <p>(4) Marijuana edibles in liquid form. The following standards apply to all packaging and labeling of marijuana edibles in liquid form:</p> <p>(a) Containers or packaging containing marijuana edibles in liquid form must protect the product from contamination. Containers or packaging must not impart any toxic or harmful substance to the marijuana edibles in liquid form.</p> <p>(b) Marijuana edibles in liquid form must be packaged:</p> <p>(i) In child resistant packaging consistent with 16 C.F.R. Part 1700, Poison Prevention Packaging Act; or</p> <p>(ii) In plastic that is two mil or greater in thickness, heat sealed without an easy-open tab, dimple, corner, or flap that will protect persons under the age of twenty-one from accidental exposure to marijuana edibles in liquid form.</p> <p>(iii) Marijuana edibles in liquid form that include more than one serving must be packaged with a resealable closure or cap. Marijuana edibles in liquid form must include a measuring device such as a measuring cup or dropper. Hash marks on the bottle or package qualify as a measuring device.</p> <p>(c) Marijuana edibles in liquid form must not be labeled as organic unless permitted by the U.S. Department of Agriculture consistent with the Organic Foods Production Act.</p> <p>(d) Labels for marijuana edibles in liquid form must comply with the version of NIST Handbook 130, Uniform Packaging and Labeling regulation adopted in chapter 16-662 WAC.</p> <p>(e) Labels for marijuana edibles in liquid form must clearly and visibly provide all of the following information:</p> <p>(i) The business or trade name and the nine digit Washington state unified business identifier (UBI)</p>	<p>been evaluated by the State of Washington. This product is not intended to diagnose, treat, cure, or prevent any disease."</p> <p>(k) Where there is more than one statement made under (h) of this subsection, or there is a warning describing the psychoactive effects of the marijuana product, provided they are not false or misleading, the disclaimer must state, "These statements have not been evaluated by the State of Washington. This product is not intended to diagnose, treat, cure, or prevent any disease."</p> <p>(4) Marijuana edibles in liquid form. The following standards apply to all packaging and labeling of marijuana edibles in liquid form:</p> <p>(a) [Not included]</p> <p>(b) Marijuana edibles in liquid form must be packaged:</p> <p>(i) In child resistant packaging consistent with 16 C.F.R. Part 1700, Poison Prevention Packaging Act; or</p> <p>(ii) In plastic that is two mil or greater in thickness, heat sealed without an easy-open tab, dimple, corner, or flap that will protect persons under the age of twenty-one from accidental exposure to marijuana edibles in liquid form.</p> <p>(iii) Marijuana edibles in liquid form that include more than one serving must be packaged with a resealable closure or cap. Marijuana edibles in liquid form must include a measuring device such as a measuring cup or dropper. Hash marks on the bottle or package qualify as a measuring device.</p> <p>(c) Marijuana edibles in liquid form must not be labeled as organic unless permitted by the U.S. Department of Agriculture consistent with the Organic Foods Production Act.</p> <p>(d) Labels for marijuana edibles in liquid form must comply with the version of NIST Handbook 130, Uniform Packaging and Labeling regulation adopted in chapter 16-662 WAC.</p> <p>(e) Labels for marijuana edibles in liquid form must clearly and visibly provide all of the following information:</p> <p>(i) The business or trade name and the nine digit Washington state unified business identifier (UBI) number of the licensees that produced and processed the marijuana or marijuana products;</p> <p>(ii) The lot number of the product (the unique identifier number generated by the board's traceability system). This must be the same number that appears on the transport manifest;</p> <p>(iii) The serving size and the number of servings contained within the unit. If more than one serving is in a package, the label must prominently display the serving size, the number of servings in the package and the amount of product per serving;</p>
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				<p>number of the licensees that produced and processed the marijuana or marijuana products;</p> <p>(ii) The lot number of the product (the unique identifier number generated by the board's traceability system). This must be the same number that appears on the transport manifest;</p> <p>(iii) The serving size and the number of servings contained within the unit. If more than one serving is in a package, the label must prominently display the serving size, the number of servings in the package and the amount of product per serving;</p> <p>(iv) Net weight in ounces and grams or volume as applicable;</p> <p>(v) Total THC (delta-9-tetrahydrocannabinol) meaning the concentration of THC and THCA, total CBD (cannabidiol) meaning the concentration of CBDA and CBD, using the formulas referenced in WAC 314-55-102;</p> <p>(vi) Medically and scientifically accurate and reliable information about the health and safety risks posed by marijuana use;</p> <p>(vii) A list of all ingredients in descending order of predominance by weight or volume as applicable and a list of major food allergens as defined in the Food Allergen Labeling and Protections Act of 2004;</p> <p>(viii) If solvents were used, a statement that discloses the type of extraction method, including any solvents, gases, or other chemicals or compounds used to produce or added to the extract.</p> <p>(f) Labels for marijuana edibles in liquid form may not contain any statement, depiction, or illustration that:</p> <p>(i) Is false or misleading, consistent with guidance provided in 21 C.F.R. Sec. 101.18(a);</p> <p>(ii) Promotes over consumption;</p> <p>(iii) Represents the use of marijuana has curative or therapeutic effects;</p> <p>(iv) Depicts a person under the age of twenty-one consuming marijuana, or is especially appealing to persons under twenty-one years of age as defined in subsection (1)(c) of this section.</p> <p>(g) The following warning statements must be included on all labels for all marijuana edibles in liquid form. The following warning statements must be legible, unobscured, and visible to the consumer:</p> <p>(i) "Warning – May be habit forming;"</p> <p>(ii) "Unlawful outside Washington State;"</p>	<p>(iv) Net weight in ounces and grams or volume as applicable;</p> <p>(v) Total THC (delta-9-tetrahydrocannabinol) meaning the concentration of THC and THCA, total CBD (cannabidiol) meaning the concentration of CBDA and CBD, using the formulas referenced in WAC 314-55-102;</p> <p>(vi) Medically and scientifically accurate and reliable information about the health and safety risks posed by marijuana use;</p> <p>(vii) A list of all ingredients in descending order of predominance by weight or volume as applicable and a list of major food allergens as defined in the Food Allergen Labeling and Protections Act of 2004;</p> <p>(viii) If solvents were used, a statement that discloses the type of extraction method, including any solvents, gases, or other chemicals or compounds used to produce or added to the extract.</p> <p>(f) Labels for marijuana edibles in liquid form may not contain any statement, depiction, or illustration that:</p> <p>(i) Is false or misleading, consistent with guidance provided in 21 C.F.R. Sec. 101.18(a);</p> <p>(ii) Promotes over consumption;</p> <p>(iii) Represents the use of marijuana has curative or therapeutic effects;</p> <p>(iv) Depicts a person under the age of twenty-one consuming marijuana, or is especially appealing to persons under twenty-one years of age as defined in subsection (1)(c) of this section.</p> <p>(g) The following warning statements must be included on all labels for all marijuana edibles in liquid form. The following warning statements must be legible, unobscured, and visible to the consumer:</p> <p>(i) "Warning – May be habit forming;"</p> <p>(ii) "Unlawful outside Washington State;"</p> <p>(iii) "It is illegal to operate a motor vehicle under the influence of marijuana;"</p> <p>(iv) The marijuana universal symbol as provided in WAC 314-55-106; and</p> <p>(v) "Caution: Intoxicating effects may be delayed by 2+ hours."</p> <p>(h) Product labeling for marijuana edibles in liquid form identified as compliant marijuana product under RCW 69.50.375(4) and chapter 246-70 WAC may include:</p> <p>(i) A structure or function claim describing the intended role of the product to maintain the structure or any function of the body; or</p>
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				<p>(iii) "It is illegal to operate a motor vehicle under the influence of marijuana;"</p> <p>(iv) The marijuana universal symbol as provided in WAC 314-55-106; and</p> <p>(v) "Caution: Intoxicating effects may be delayed by 2+ hours."</p> <p>(h) Product labeling for marijuana edibles in liquid form identified as compliant marijuana product under RCW 69.50.375(4) and chapter 246-70 WAC may include:</p> <p>(i) A structure or function claim describing the intended role of the product to maintain the structure or any function of the body; or</p> <p>(ii) Characterization of the documented mechanism by which the product acts to maintain such structure or function, provided that the claim is truthful and not misleading.</p> <p>(iii) Any statement made under this subsection may not claim to diagnose, mitigate, treat, cure, or prevent any disease.</p> <p>(i) Where there is one statement made under (h) of this subsection, or there is a warning describing the psychoactive effects of the marijuana product, provided it is not false or misleading, the disclaimer must state, "This statement has not been evaluated by the State of Washington. This product is not intended to diagnose, treat, cure, or prevent any disease."</p> <p>(j) Where there is more than one statement made under (h) of this subsection, or there is a warning describing the psychoactive effects of the marijuana product, provided they are not false or misleading, the disclaimer must state, "These statements have not been evaluated by the State of Washington. This product is not intended to diagnose, treat, cure, or prevent any disease."</p> <p>(5) Useable marijuana. The following standards apply to all packaging and labeling of useable marijuana:</p> <p>(a) Containers or packaging containing useable marijuana must protect the product from contamination. Containers or packaging must not impart any toxic or harmful substance to the useable marijuana.</p> <p>(b) Useable marijuana must not be labeled as organic unless permitted by the U.S. Department of Agriculture consistent with the Organic Foods Production Act.</p> <p>(c) Useable marijuana must comply with the version of NIST Handbook 130, Uniform Packaging and Labeling regulation adopted in chapter 16-662 WAC.</p> <p>(d) Labels for useable marijuana must clearly and visibly provide all of the following information:</p>	<p>(ii) Characterization of the documented mechanism by which the product acts to maintain such structure or function, provided that the claim is truthful and not misleading.</p> <p>(iii) Any statement made under this subsection may not claim to diagnose, mitigate, treat, cure, or prevent any disease.</p> <p>(i) Where there is one statement made under (h) of this subsection, or there is a warning describing the psychoactive effects of the marijuana product, provided it is not false or misleading, the disclaimer must state, "This statement has not been evaluated by the State of Washington. This product is not intended to diagnose, treat, cure, or prevent any disease."</p> <p>(j) Where there is more than one statement made under (h) of this subsection, or there is a warning describing the psychoactive effects of the marijuana product, provided they are not false or misleading, the disclaimer must state, "These statements have not been evaluated by the State of Washington. This product is not intended to diagnose, treat, cure, or prevent any disease."</p> <p>(5) Useable marijuana. The following standards apply to all packaging and labeling of useable marijuana:</p> <p>(a) [Not included]</p> <p>(b) Useable marijuana must not be labeled as organic unless permitted by the U.S. Department of Agriculture consistent with the Organic Foods Production Act.</p> <p>(c) Useable marijuana must comply with the version of NIST Handbook 130, Uniform Packaging and Labeling regulation adopted in chapter 16-662 WAC.</p> <p>(d) Labels for useable marijuana must clearly and visibly provide all of the following information:</p> <p>(i) The business or trade name and the nine digit Washington state unified business identifier (UBI) number of the licensees that produced and processed the marijuana or marijuana products;</p> <p>(ii) The lot number of the product (the unique identifier number generated by the board's traceability system). This must be the same number that appears on the transport manifest;</p> <p>(iii) Net weight in ounces and grams or volume as applicable;</p> <p>(iv) Total THC (delta-9-tetrahydrocannabinol) meaning the concentration of THC and THCA, total CBD (cannabidiol) meaning the concentration of CBDA and CBD, using the formulas referenced in WAC 314-55-102;</p>
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				<p>(ii) Characterization of the documented mechanism by which the product acts to maintain such structure or function, provided that the claim is truthful and not misleading.</p> <p>(iii) Any statement made under this subsection may not claim to diagnose, mitigate, treat, cure, or prevent any disease.</p> <p>(h) Where there is one statement made under (g) of this subsection, or there is a warning describing the psychoactive effects of the marijuana product, provided it is not false or misleading, the disclaimer must state, "This statement has not been evaluated by the State of Washington. This product is not intended to diagnose, treat, cure, or prevent any disease."</p> <p>(i) Where there is more than one statement made under (g) of this subsection, or there is a warning describing the psychoactive effects of the marijuana product, provided they are not false or misleading, the disclaimer must state, "These statements have not been evaluated by the State of Washington. This product is not intended to diagnose, treat, cure, or prevent any disease."</p> <p>(6) Marijuana mix. Marijuana mix is defined in WAC 314-55-010(22) as an intermediate lot that contains multiple strains of useable marijuana and is chopped or ground so no particles are greater than 3 mm. The following standards apply to all packaging and labeling of marijuana mix:</p> <p>(a) Containers or packaging containing marijuana mix must protect the product from contamination. Containers or packaging must not impart any toxic or harmful substance to the marijuana mix.</p> <p>(b) Marijuana mix must not be labeled as organic unless permitted by the U.S. Department of Agriculture consistent with the Organic Foods Production Act.</p> <p>(c) Marijuana mix must comply with the version of NIST Handbook 130, Uniform Packaging and Labeling regulation adopted in chapter 16-662 WAC.</p> <p>(d) Labels for marijuana mix must clearly and visibly provide all of the following information:</p> <p>(i) The business or trade name and the nine digit Washington state unified business identifier (UBI) number of the licensees that produced and processed the marijuana or marijuana products;</p> <p>(ii) The lot number of the product (the unique identifier number generated by the board's traceability system). This must be the same number that appears on the transport manifest;</p> <p>(iii) Net weight in ounces and grams or volume as applicable;</p>	<p>are not false or misleading, the disclaimer must state, "These statements have not been evaluated by the State of Washington. This product is not intended to diagnose, treat, cure, or prevent any disease."</p> <p>(6) Marijuana mix. Marijuana mix is defined in WAC 314-55-010(22) as an intermediate lot that contains multiple strains of useable marijuana and is chopped or ground so no particles are greater than 3 mm. The following standards apply to all packaging and labeling of marijuana mix:</p> <p>(a) [Not included]</p> <p>(b) Marijuana mix must not be labeled as organic unless permitted by the U.S. Department of Agriculture consistent with the Organic Foods Production Act.</p> <p>(c) Marijuana mix must comply with the version of NIST Handbook 130, Uniform Packaging and Labeling regulation adopted in chapter 16-662 WAC.</p> <p>(d) Labels for marijuana mix must clearly and visibly provide all of the following information:</p> <p>(i) The business or trade name and the nine digit Washington state unified business identifier (UBI) number of the licensees that produced and processed the marijuana or marijuana products;</p> <p>(ii) The lot number of the product (the unique identifier number generated by the board's traceability system). This must be the same number that appears on the transport manifest;</p> <p>(iii) Net weight in ounces and grams or volume as applicable;</p> <p>(iv) Total THC (delta-9-tetrahydrocannabinol) meaning the concentration of THC and THCA, total CBD (cannabidiol) meaning the concentration of CBDA and CBD, using the formulas referenced in WAC 314-55-102;</p> <p>(v) Medically and scientifically accurate and reliable information about the health and safety risks posed by marijuana use;</p> <p>(vi) If solvents were used, a statement that discloses the type of extraction method, including any solvents, gases, or other chemicals or compounds used to produce or added to the extract;</p> <p>(vii) Any other chemicals or compounds used to produce or were added to the concentrate or extract.</p> <p>(e) Labels for marijuana mix form may not contain any statement, depiction, or illustration that:</p> <p>(i) Is false or misleading, consistent with guidance provided in 21 C.F.R. Sec. 101.18(a);</p> <p>(ii) Promotes over consumption;</p>
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				<p>(v) Medically and scientifically accurate and reliable information about the health and safety risks posed by marijuana use; and</p> <p>(vi) A list of all ingredients in descending order of predominance by weight or volume as applicable.</p> <p>(e) Labels for marijuana topicals may not contain any statement, depiction, or illustration that:</p> <p>(i) Is false or misleading, consistent with guidance provided in 21 C.F.R. Sec. 101.18(a);</p> <p>(ii) Promotes over consumption;</p> <p>(iii) Represents the use of marijuana has curative or therapeutic effects;</p> <p>(iv) Depicts a person under the age of twenty-one consuming marijuana, or is especially appealing to persons under twenty-one years of age as defined in subsection (1)(c) of this section.</p> <p>(f) The following warning statements must be included on all labels for all marijuana topicals. The following warning statements must be legible, unobscured, and visible to the consumer:</p> <p>(i) "Unlawful outside Washington State;"</p> <p>(ii) The marijuana universal symbol as provided in WAC 314-55-106; and</p> <p>(iii) "DO NOT EAT" in bold, capital letters.</p> <p>(g) Product labeling for marijuana topicals identified as compliant marijuana product under RCW 69.50.375(4) and chapter 246-70 WAC may include:</p> <p>(i) A structure or function claim describing the intended role of the product to maintain the structure or any function of the body; or</p> <p>(ii) Characterization of the documented mechanism by which the product acts to maintain such structure or function, provided that the claim is truthful and not misleading.</p> <p>(iii) Any statement made under this subsection may not claim to diagnose, mitigate, treat, cure, or prevent any disease.</p> <p>(h) Where there is one statement made under (g) of this subsection, or there is a warning describing the psychoactive effects of the marijuana product, provided it is not false or misleading, the disclaimer must state, "This statement has not been evaluated by the State of Washington. This product is not intended to diagnose, treat, cure, or prevent any disease."</p> <p>(i) Where there is more than one statement made under (g) of this subsection, or there is a warning describing the psychoactive effects of the marijuana product, provided they are not false or misleading, the disclaimer must state, "These</p>	<p>(ii) The marijuana universal symbol as provided in WAC 314-55-106; and</p> <p>(iii) "DO NOT EAT" in bold, capital letters.</p> <p>(g) Product labeling for marijuana topicals identified as compliant marijuana product under RCW 69.50.375(4) and chapter 246-70 WAC may include:</p> <p>(i) A structure or function claim describing the intended role of the product to maintain the structure or any function of the body; or</p> <p>(ii) Characterization of the documented mechanism by which the product acts to maintain such structure or function, provided that the claim is truthful and not misleading.</p> <p>(iii) Any statement made under this subsection may not claim to diagnose, mitigate, treat, cure, or prevent any disease.</p> <p>(h) Where there is one statement made under (g) of this subsection, or there is a warning describing the psychoactive effects of the marijuana product, provided it is not false or misleading, the disclaimer must state, "This statement has not been evaluated by the State of Washington. This product is not intended to diagnose, treat, cure, or prevent any disease."</p> <p>(i) Where there is more than one statement made under (g) of this subsection, or there is a warning describing the psychoactive effects of the marijuana product, provided they are not false or misleading, the disclaimer must state, "These statements have not been evaluated by the State of Washington. This product is not intended to diagnose, treat, cure, or prevent any disease."</p> <p>(8) Optional label information. Optional label information includes the following: Harvest date, "best by" date, and manufactured dates.</p> <p>(9) Accompanying materials. Accompanying materials must be provided with a marijuana product or made available to the consumer purchasing marijuana products.</p> <p>A producer or processor must provide the following product-specific information, for as long as the product is for sale, through an internet link, web address, or QR code on the product label as follows:</p> <p>(a) A statement disclosing all pesticides applied to the marijuana plants and growing medium during production of the useable marijuana or the base marijuana used to create the concentrate or the extract added to infused products;</p> <p>(b) A list disclosing all of the chemicals, compounds, additives, thickening agents, terpenes, or other substances added to any marijuana concentrate during or after production.</p> <p>(10) Upon request materials. A consumer may request the name of the certified lab and quality assurance test results for any marijuana or marijuana product. A retailer must provide the information upon request.</p>
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				<p>statements have not been evaluated by the State of Washington. This product is not intended to diagnose, treat, cure, or prevent any disease."</p> <p>(8) Optional label information. Optional label information includes the following: Harvest date, "best by" date, and manufactured dates.</p> <p>(9) Accompanying materials. Accompanying materials must be provided with a marijuana product or made available to the consumer purchasing marijuana products.</p> <p>A producer or processor must provide the following product-specific information, for as long as the product is for sale, through an internet link, web address, or QR code on the product label as follows:</p> <p>(a) A statement disclosing all pesticides applied to the marijuana plants and growing medium during production of the useable marijuana or the base marijuana used to create the concentrate or the extract added to infused products;</p> <p>(b) A list disclosing all of the chemicals, compounds, additives, thickening agents, terpenes, or other substances added to any marijuana concentrate during or after production.</p> <p>(10) Upon request materials. A consumer may request the name of the certified lab and quality assurance test results for any marijuana or marijuana product. A retailer must provide the information upon request.</p>	
314-55-1055	Yes, but not currently adopted	Entire Section	None	<p>Ingredient disclosure.</p> <p>(1) All licensed marijuana processors and producers must disclose all ingredients used in the production of marijuana concentrates for inhalation and marijuana-infused extracts for inhalation.</p> <p>(2) All chemicals, compounds, additives, preservatives, thickening agents, terpenes, and other substances used at any point in the production or processing of marijuana concentrates for inhalation or marijuana-infused extracts for inhalation, regardless of source or origin, must be disclosed to the board as follows:</p> <p>(a) On a form provided by the board and stored by the licensee, either electronically or in hard copy, and made available for inspection if requested by an employee of the board; and</p> <p>(b) In a manner directed by the board including, but not limited to, submission to an email address or other online platform provided and maintained by the board.</p> <p>(3) The complete list of all chemicals, compounds, additives, preservatives, thickening agents, terpenes, and other substances used at any point in the production or processing of marijuana concentrates for inhalation or marijuana-infused extracts for inhalation, regardless of source or origin, that is required under subsection (2) of this section must be kept and maintained, consistent with recordkeeping requirements described in WAC 314-55-087, at the facility in which the products are processed. The list must be updated whenever there is any change in product composition.</p>	<p>Ingredient disclosure.</p> <p>(1) All licensed marijuana processors and producers must disclose all ingredients used in the production of marijuana concentrates for inhalation and marijuana-infused extracts for inhalation.</p> <p>(2) All chemicals, compounds, additives, preservatives, thickening agents, terpenes, and other substances used at any point in the production or processing of marijuana concentrates for inhalation or marijuana-infused extracts for inhalation, regardless of source or origin, must be disclosed to the board as follows:</p> <p>(a) On a form provided by the board and stored by the licensee, either electronically or in hard copy, and made available for inspection if requested by an employee of the board; and</p> <p>(b) In a manner directed by the board including, but not limited to, submission to an email address or other online platform provided and maintained by the board.</p> <p>(3) The complete list of all chemicals, compounds, additives, preservatives, thickening agents, terpenes, and other substances used at any point in the production or processing of marijuana concentrates for inhalation or marijuana-infused extracts for inhalation, regardless of source or origin, that is required under subsection (2) of this section must be kept and maintained, consistent with recordkeeping requirements described in WAC 314-55-087, at the facility in which the products are processed. The list must be updated whenever there is any change in product composition.</p>
314-55-106	Currently adopted but WAC	Entire Section	<p>Marijuana warning symbol requirement.</p> <p>The following requirements are in addition to the packaging and labeling requirements provided in WAC 314-55-105.</p>	<p>Marijuana warning symbol requirement.</p> <p>The following requirements are in addition to the packaging and labeling requirements provided in WAC 314-55-105.</p>	<p>Marijuana warning symbol requirement.</p> <p>The following requirements are in addition to the packaging and labeling requirements provided in WAC 314-55-105.</p>

	has been amended		<p>(1) Marijuana-infused products meant to be eaten or swallowed sold at retail must be labeled on the principal display panel or front of the product package with the "not for kids" warning symbol created and made available in digital form to licensees without cost by the Washington poison center (WPC). The warning symbol may be found on the WPC's web site.</p> <p>(a) The warning symbol must be of a size so as to be legible, readily visible by the consumer, and effective to alert consumers and children that the product is not for kids, but must not be smaller than three-quarters of an inch in height by one-half of an inch in width; and</p> <p>(b) The warning symbol must not be altered or cropped in any way other than to adjust the sizing for placement on the principal display panel or front of the product package, except that a licensee must use a black border around the edges of the white background of the warning symbol image when the label or packaging is also white to ensure visibility of the warning symbol.</p> <p>(2) Licensees may download the digital warning symbol from the WPC and print stickers, or purchase and use a sticker made available by the WPC, in lieu of incorporating the warning symbol on its label or packaging as required under subsection (1) of this section. If a licensee elects to use a warning symbol sticker, the sticker:</p> <p>(a) Must meet all requirements of subsection (1) of this section; and</p> <p>(b) Must not cover or obscure in any way labeling or information required on marijuana products by WAC 314-55-105.</p> <p>(3) For the purposes of this section, "principal display panel" means the portion(s) of the surface of the immediate container, or of any outer container or wrapping, which bear(s) the labeling designed to be most prominently displayed, shown, presented, or examined under conditions of retail sale. "Immediate container" means the external container holding the marijuana product.</p>	<p>(1) Marijuana-infused products for oral ingestion sold at retail must be labeled on the principal display panel or front of the product package with the "not for kids" warning symbol ("warning symbol") created and made available in digital form to licensees without cost by the Washington poison center (WPC). The warning symbol may be found on the WPC's website.</p> <p>(a) The warning symbol must be of a size so as to be legible, readily visible by the consumer, and effective to alert consumers and children that the product is not for kids, but must not be smaller than three-quarters of an inch in height by one-half of an inch in width; and</p> <p>(b) The warning symbol must not be altered or cropped in any way other than to adjust the sizing for placement on the principal display panel or front of the product package, except that a licensee must use a black border around the edges of the white background of the warning symbol image when the label or packaging is also white to ensure visibility of the warning symbol.</p> <p>(c) Licensees may download the digital warning symbol from the WPC and print stickers, or purchase and use a sticker made available by the WPC, in lieu of incorporating the warning symbol on the label or packaging as required under subsection (1) of this section. If a licensee elects to use a warning symbol sticker, the sticker:</p> <p>(i) Must meet all requirements of (a) and (b) of this subsection; and</p> <p>(ii) Must not cover or obscure in any way labeling or information required on marijuana products by WAC 314-55-105.</p> <p>(2) All marijuana products sold at retail must be labeled on the principal display panel or front of the product package with the marijuana universal symbol ("universal symbol") created and made available in digital form to licensees without cost by the WSLCB. The digital file for the universal symbol is available on the WSLCB's website.</p> <p>(a) The universal symbol must be of a size so as to be legible, readily visible by the consumer, and effective to alert consumers that the product is or contains marijuana, but must not be smaller than three-quarters of an inch in height by three-quarters of an inch in width;</p> <p>(b) The universal symbol must not be altered or cropped in any way other than to adjust the sizing for placement on the principal display panel or front of the product package; and</p> <p>(c) Licensees may download the digital universal symbol from the WSLCB's website and print stickers in lieu of incorporating the universal symbol on the label or packaging as required under (a) and (b) of this subsection. If a licensee elects to use a universal symbol sticker, the sticker:</p> <p>(i) Must meet all requirements of this section; and</p>	<p>(1) Marijuana-infused products for oral ingestion sold at retail must be labeled on the principal display panel or front of the product package with the "not for kids" warning symbol ("warning symbol") created and made available in digital form to licensees without cost by the Washington poison center (WPC). The warning symbol may be found on the WPC's web site.</p> <p>(a) The warning symbol must be of a size so as to be legible, readily visible by the consumer, and effective to alert consumers and children that the product is not for kids, but must not be smaller than three-quarters of an inch in height by one-half of an inch in width; and</p> <p>(b) The warning symbol must not be altered or cropped in any way other than to adjust the sizing for placement on the principal display panel or front of the product package, except that a licensee must use a black border around the edges of the white background of the warning symbol image when the label or packaging is also white to ensure visibility of the warning symbol.</p> <p>(c) Licensees may download the digital warning symbol from the WPC and print stickers, or purchase and use a sticker made available by the WPC, in lieu of incorporating the warning symbol on the label or packaging as required under subsection (1) of this section. If a licensee elects to use a warning symbol sticker, the sticker:</p> <p>(i) Must meet all requirements of (a) and (b) of this subsection; and</p> <p>(ii) Must not cover or obscure in any way labeling or information required on marijuana products by WAC 314-55-105.</p> <p>(2) All marijuana products sold at retail must be labeled on the principal display panel or front of the product package with the marijuana universal symbol ("universal symbol") created and made available in digital form to licensees without cost by the WSLCB. The digital file for the universal symbol is available on the WSLCB's website.</p> <p>(a) The universal symbol must be of a size so as to be legible, readily visible by the consumer, and effective to alert consumers that the product is or contains marijuana, but must not be smaller than three-quarters of an inch in height by three-quarters of an inch in width;</p> <p>(b) The universal symbol must not be altered or cropped in any way other than to adjust the sizing for placement on the principal display panel or front of the product package; and</p> <p>(c) Licensees may download the digital universal symbol from the WSLCB's website and print stickers in lieu of incorporating the universal symbol on the label or packaging as required under (a) and (b) of this subsection. If a licensee elects to use a universal symbol sticker, the sticker:</p>
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				(ii) Must not cover or obscure in any way labeling or information required on marijuana products by WAC 314-55-105. (3) For the purposes of this section, "principal display panel" means the portion(s) of the surface of the immediate container, or of any outer container or wrapping, which bear(s) the labeling designed to be most prominently displayed, shown, presented, or examined under conditions of retail sale. "Immediate container" means the external container holding the marijuana product.	(i) Must meet all requirements of this section; and (ii) Must not cover or obscure in any way labeling or information required on marijuana products by WAC 314-55-105. (3) For the purposes of this section, "principal display panel" means the portion(s) of the surface of the immediate container, or of any outer container or wrapping, which bear(s) the labeling designed to be most prominently displayed, shown, presented, or examined under conditions of retail sale. "Immediate container" means the external container holding the marijuana product.
314-55-107	Currently adopted – no changes necessary	Entire Section	Marijuana product compliance. A marijuana compliant product must meet all requirements in the department of health rules found in chapter 246-70 WAC in addition to all WSLCB requirements found in chapter 314-55 WAC.	Marijuana product compliance. A marijuana compliant product must meet all requirements in the department of health rules found in chapter 246-70 WAC in addition to all WSLCB requirements found in chapter 314-55 WAC.	No change. Retain as previously adopted.
314-55-110	Currently adopted – no changes necessary	(4)a, b, c, d, e	What are my responsibilities as a marijuana licensee? (1) [Not included] (2) [Not included] (3) [Not included] (a) [Not included] (b) [Not included] (c) [Not included] (d) [Not included] (e) [Not included] (4) Licensees have the responsibility to control their conduct and the conduct of employees, customers, and visitors on the licensed premises at all times. Except as otherwise provided by law, licensees or employees may not: (a) Be disorderly or apparently intoxicated by liquor, marijuana, or controlled substances on the licensed premises; (b) Permit any disorderly person to remain on the licensed premises; (c) Engage in or allow behavior on the licensed premises that provokes conduct which presents a threat to public safety; (d) Engage, or permit any employee or other person to engage in, conduct on the licensed premises which is prohibited by any portion of Title 9, 9A, or 66 RCW, or chapters 69.50 and 69.51A RCW; (e) Engage in or permit any employee or other person to engage in the consumption of any type of marijuana, usable marijuana, marijuana concentrate, or marijuana-infused product on the licensed premises.	What are my responsibilities as a marijuana licensee? (1) Marijuana licensees are responsible for the operation of their licensed business in compliance with the marijuana laws and rules of the WSLCB, chapters 69.50 and 69.51A RCW, 314-55 WAC, and any other applicable state laws and rules. (2) The penalties for violations of marijuana laws or rules are in WAC 314-55-515 through 314-55-535, as now or hereafter amended. The rules also outline aggravating and mitigating circumstances that may affect what penalty is applied if a licensee or employee violates a marijuana law or rule. (3) Licensees and their employees must conduct the business and maintain the licensed premises, surrounding area, and vehicles transporting product, in compliance with the following laws, as they now exist or may later be amended: (a) Titles 9 and 9A RCW, the criminal code; (b) Title 66 RCW, the liquor laws; (c) Chapters 70.155, 82.24, and 82.26 RCW and RCW 26.28.080, the tobacco laws; (d) Chapter 69.50 RCW, the uniform controlled substances laws; and (e) Chapter 69.51A RCW, the medical marijuana laws. (4) Licensees have the responsibility to control their conduct and the conduct of employees, customers, and visitors on the licensed premises at all times. Except as otherwise provided by law, licensees or employees may not: (a) Be disorderly or apparently intoxicated by liquor, marijuana, or controlled substances on the licensed premises; (b) Permit any disorderly person to remain on the licensed premises; (c) Engage in or allow behavior on the licensed premises that provokes conduct which presents a threat to public safety; (d) Engage, or permit any employee or other person to engage in, conduct on the licensed premises which is prohibited by any	No change. Retain as previously adopted.

				<p>portion of Title 9, 9A, or 66 RCW, or chapters 69.50 and 69.51A RCW;</p> <p>(e) Engage in or permit any employee or other person to engage in the consumption of any type of marijuana, usable marijuana, marijuana concentrate, or marijuana-infused product on the licensed premises.</p>	
314-55-147	Currently adopted – no changes necessary	Entire Section	<p>What hours may a marijuana retailer licensee conduct sales?</p> <p>A marijuana retailer licensee may sell usable marijuana, marijuana concentrates, marijuana-infused products, and marijuana paraphernalia between the hours of 8 a.m. and 12 a.m.</p>	<p>What hours may a marijuana retailer licensee conduct sales?</p> <p>A marijuana retailer licensee may sell usable marijuana, marijuana concentrates, marijuana-infused products, and marijuana paraphernalia between the hours of 8 a.m. and 12 a.m.</p>	No change. Retain as previously adopted.
314-55-150	Currently adopted – no changes necessary		<p>What are the forms of acceptable identification?</p> <p>(1) Following are the forms of identification that are acceptable to verify a person's age for the purpose of purchasing marijuana:</p> <p>(a) Driver's license, instruction permit, or identification card of any state, or province of Canada, from a U.S. territory or the District of Columbia, or "identocard" issued by the Washington state department of licensing per RCW 46.20.117;</p> <p>(b) United States armed forces identification card issued to active duty, reserve, and retired personnel and the personnel's dependents, which may include an embedded, digital signature in lieu of a visible signature;</p> <p>(c) Passport;</p> <p>(d) Merchant Marine identification card issued by the United States Coast Guard; and</p> <p>(e) Enrollment card issued by the governing authority of a federally recognized Indian tribe located in Washington, if the enrollment card incorporates security features comparable to those implemented by the department of licensing for Washington driver's licenses.</p> <p>(2) The identification document is not acceptable to verify age if expired.</p>	<p>What are the forms of acceptable identification?</p> <p>(1) Following are the forms of identification that are acceptable to verify a person's age for the purpose of purchasing marijuana:</p> <p>(a) Driver's license, instruction permit, or identification card of any state, or province of Canada, from a U.S. territory or the District of Columbia, or "identocard" issued by the Washington state department of licensing per RCW 46.20.117;</p> <p>(b) United States armed forces identification card issued to active duty, reserve, and retired personnel and the personnel's dependents, which may include an embedded, digital signature in lieu of a visible signature;</p> <p>(c) Passport;</p> <p>(d) Merchant Marine identification card issued by the United States Coast Guard; and</p> <p>(e) Enrollment card issued by the governing authority of a federally recognized Indian tribe located in Washington, if the enrollment card incorporates security features comparable to those implemented by the department of licensing for Washington driver's licenses.</p> <p>(2) The identification document is not acceptable to verify age if expired.</p>	No change. Retain as previously adopted.
314-55-155	Currently adopted but WAC has been amended	Entire Section	<p>Advertising.</p> <p>(1) Advertising by retail licensees. The WSLCB limits each retail licensed premises to a maximum of two separate signs identifying the retail outlet by the licensee's business name or trade name. Both signs must be affixed to the building or permanent structure and each sign is limited to sixteen hundred square inches.</p> <p>(2) General. All marijuana advertising and labels of usable marijuana, marijuana concentrates, and marijuana-infused products sold in the state of Washington must not contain any statement, or illustration that:</p> <p>(a) Is false or misleading;</p> <p>(b) Promotes over consumption;</p> <p>(c) Represents the use of marijuana has curative or therapeutic effects;</p> <p>(d) Depicts a child or other person under legal age to consume marijuana, or includes:</p> <p>(i) Objects, such as toys, characters, or cartoon characters suggesting the presence of a child, or any</p>	<p>Advertising requirements and promotional items—Coupons, giveaways, etc.</p> <p>The following provisions apply in addition to the requirements and restrictions in RCW 69.50.369.</p> <p>(1) Advertising generally. The following requirements apply to all advertising by marijuana licensees in Washington state.</p> <p>(a) All marijuana advertising and labels of useable marijuana, marijuana concentrates, and marijuana-infused products sold in the state of Washington must not contain any statement, or illustration that:</p> <p>(i) Is false or misleading;</p> <p>(ii) Promotes over consumption;</p> <p>(iii) Represents the use of marijuana has curative or therapeutic effects;</p> <p>(iv) Depicts a child or other person under legal age to consume marijuana, or includes:</p>	<p>Advertising requirements and promotional items—Coupons, giveaways, etc.</p> <p>The following provisions apply in addition to the requirements and restrictions in RCW 69.50.369.</p> <p>(1) Advertising generally. The following requirements apply to all advertising by marijuana licensees in Washington state.</p> <p>(a) All marijuana advertising and labels of useable marijuana, marijuana concentrates, and marijuana-infused products sold in the state of Washington must not contain any statement, or illustration that:</p> <p>(i) Is false or misleading;</p> <p>(ii) Promotes over consumption;</p> <p>(iii) Represents the use of marijuana has curative or therapeutic effects;</p> <p>(iv) Depicts a child or other person under legal age to consume marijuana, or includes:</p>

			<p>other depiction designed in any manner to be especially appealing to children or other persons under legal age to consume marijuana; or</p> <p>(ii) Is designed in any manner that would be especially appealing to children or other persons under twenty-one years of age.</p> <p>(3) No licensed marijuana producer, processor, or retailer shall place or maintain, or cause to be placed or maintained, an advertisement of marijuana, marijuana concentrates, usable marijuana, or a marijuana-infused product in any form or through any medium whatsoever:</p> <p>(a) Within one thousand feet of the perimeter of a school grounds, playground, recreation center or facility, child care center, public park, library, or a game arcade admission to which it is not restricted to persons aged twenty-one years or older;</p> <p>(b) On or in a public transit vehicle or public transit shelter; or</p> <p>(c) On or in a publicly owned or operated property.</p> <p>(4) Promotional items such as giveaways, coupons, and distribution of branded or unbranded merchandise are banned.</p> <p>(5) Marijuana retail licensees holding a medical marijuana endorsement may donate product to qualifying patients or designated providers who hold a valid recognition card. Retail licensees may not advertise "free" or "donated" product.</p> <p>(6) All advertising must contain the following warnings:</p> <p>(a) "This product has intoxicating effects and may be habit forming.";</p> <p>(b) "Marijuana can impair concentration, coordination, and judgment. Do not operate a vehicle or machinery under the influence of this drug.";</p> <p>(c) "There may be health risks associated with consumption of this product."; and</p> <p>(d) "For use only by adults twenty-one and older. Keep out of the reach of children."</p>	<p>(A) The use of objects, such as toys, inflatables, movie characters, cartoon characters suggesting the presence of a child, or any other depiction or image designed in any manner to be likely to be appealing to youth or especially appealing to children or other persons under legal age to consume marijuana; or</p> <p>(B) Is designed in any manner that would be especially appealing to children or other persons under twenty-one years of age.</p> <p>(b) No marijuana licensee shall place or maintain, or cause to be placed or maintained, an advertisement of a marijuana business or marijuana product, including marijuana concentrates, useable marijuana, or marijuana-infused product:</p> <p>(i) In any form or through any medium whatsoever within one thousand feet of the perimeter of a school grounds, playground, recreation center or facility, child care center, public park, library, or a game arcade admission to which it is not restricted to persons aged twenty-one years or older unless the one thousand minimum distance requirement has been reduced by ordinance in the local jurisdiction where the licensed retailer is located and the licensed retailer is located within one thousand feet of a restricted location listed in this paragraph;</p> <p>(ii) On or in a private vehicle, public transit vehicle, public transit shelter, bus stop, taxi stand, transportation waiting area, train station, airport, or any similar transit-related location;</p> <p>(c) All advertising for marijuana businesses or marijuana products, regardless of what medium is used, must contain text stating that marijuana products may be purchased or possessed only by persons twenty-one years of age or older. Examples of language that conforms to this requirement include, but are not limited to: "21+," "for use by persons 21 and over only," etc.</p> <p>(d) A marijuana licensee may not engage in advertising or marketing that specifically targets persons residing out of the state of Washington.</p> <p>(2) Outdoor advertising. In addition to the requirements for advertising in subsection (1) of this section, the following restrictions and requirements apply to outdoor advertising by marijuana licensees:</p> <p>(a) Except for the use of billboards as authorized under RCW 69.50.369 and as provided in this section, licensed marijuana retailers may not display any outdoor signage other than two separate signs identifying the retail outlet by the licensee's</p>	<p>(A) The use of objects, such as toys, inflatables, movie characters, cartoon characters suggesting the presence of a child, or any other depiction or image designed in any manner to be likely to be appealing to youth or especially appealing to children or other persons under legal age to consume marijuana; or</p> <p>(B) Is designed in any manner that would be especially appealing to children or other persons under twenty-one years of age.</p> <p>(b) No marijuana licensee shall place or maintain, or cause to be placed or maintained, an advertisement of a marijuana business or marijuana product, including marijuana concentrates, useable marijuana, or marijuana-infused product:</p> <p>(i) In any form or through any medium whatsoever within one thousand feet of the perimeter of a school grounds, playground, recreation center or facility, child care center, public park, library, or a game arcade admission to which it is not restricted to persons aged twenty-one years or older unless the one thousand minimum distance requirement has been reduced by ordinance in the local jurisdiction where the licensed retailer is located and the licensed retailer is located within one thousand feet of a restricted location listed in this paragraph;</p> <p>(ii) On or in a private vehicle, public transit vehicle, public transit shelter, bus stop, taxi stand, transportation waiting area, train station, airport, or any similar transit-related location;</p> <p>(c) All advertising for marijuana businesses or marijuana products, regardless of what medium is used, must contain text stating that marijuana products may be purchased or possessed only by persons twenty-one years of age or older. Examples of language that conforms to this requirement include, but are not limited to: "21+," "for use by persons 21 and over only," etc.</p> <p>(d) A marijuana licensee may not engage in advertising or marketing that specifically targets persons residing out of the state of Washington.</p> <p>(2) Outdoor advertising. In addition to the requirements for advertising in subsection (1) of this section, the following restrictions and requirements apply to outdoor advertising by marijuana licensees:</p> <p>(a) Except for the use of billboards as authorized under RCW 69.50.369 and as provided in this section, licensed marijuana retailers may not display any outdoor signage other than two separate signs identifying the retail outlet by the licensee's</p>
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				<p>business name or trade name, stating the location of the business, and identifying the nature of the business. Both signs must be affixed to a building or permanent structure and each sign is limited to sixteen hundred square inches.</p> <p>(i) All text on outdoor signs, including billboards, is limited to text that identifies the retail outlet by the licensee's business or trade name, states the location of the business, and identifies the type or nature of the business.</p> <p>(ii) No outdoor advertising signs, including billboards, may contain depictions of marijuana plants or marijuana products. Logos or artwork that do not contain depictions of marijuana plants or marijuana products as defined in this section are permissible.</p> <p>(A) A depiction of a marijuana plant means an image or visual representation of a cannabis leaf, plant, or the likeness thereof that explicitly suggests or represents a cannabis leaf or plant.</p> <p>(B) A depiction of a marijuana product means an image or visual representation of useable marijuana, marijuana-infused products, or marijuana concentrates, or an image that indicates the presence of a product, such as smoke, etc.</p> <p>(iii) Stating the location of the business may include information such as the physical address or location, directional information, website address, email address, or phone number of the licensed business.</p> <p>(iv) Identifying the nature of the business may include information related to the operation of the business, what the business is engaged in, or the goods the business offers for sale.</p> <p>(v) Double-sided signs or signs with text visible on opposite sides are permissible and count as a single sign so long as the sign is contained in or affixed to a single structure.</p> <p>(b) No marijuana licensee may use or employ a commercial mascot outside of, and in proximity to, a licensed marijuana business.</p> <p>(c) Outdoor advertising is prohibited on signs and placards in arenas, stadiums, shopping malls, fairs that receive state allocations, farmers markets, and video game arcades, whether any of the foregoing are open air or enclosed, but not including any such sign or placard located at an adult only facility.</p> <p>(d) The restrictions in this section and RCW 69.50.369 do not apply to outdoor advertisements at the site of an event to be</p>	<p>business name or trade name, stating the location of the business, and identifying the nature of the business. Both signs must be affixed to a building or permanent structure and each sign is limited to sixteen hundred square inches.</p> <p>(i) All text on outdoor signs, including billboards, is limited to text that identifies the retail outlet by the licensee's business or trade name, states the location of the business, and identifies the type or nature of the business.</p> <p>(ii) No outdoor advertising signs, including billboards, may contain depictions of marijuana plants or marijuana products. Logos or artwork that do not contain depictions of marijuana plants or marijuana products as defined in this section are permissible.</p> <p>(A) A depiction of a marijuana plant means an image or visual representation of a cannabis leaf, plant, or the likeness thereof that explicitly suggests or represents a cannabis leaf or plant.</p> <p>(B) A depiction of a marijuana product means an image or visual representation of useable marijuana, marijuana-infused products, or marijuana concentrates, or an image that indicates the presence of a product, such as smoke, etc.</p> <p>(iii) Stating the location of the business may include information such as the physical address or location, directional information, website address, email address, or phone number of the licensed business.</p> <p>(iv) Identifying the nature of the business may include information related to the operation of the business, what the business is engaged in, or the goods the business offers for sale.</p> <p>(v) Double-sided signs or signs with text visible on opposite sides are permissible and count as a single sign so long as the sign is contained in or affixed to a single structure.</p> <p>(b) No marijuana licensee may use or employ a commercial mascot outside of, and in proximity to, a licensed marijuana business.</p> <p>(c) Outdoor advertising is prohibited on signs and placards in arenas, stadiums, shopping malls, fairs that receive state allocations, farmers markets, and video game arcades, whether any of the foregoing are open air or enclosed, but not including any such sign or placard located at an adult only facility.</p> <p>(d) The restrictions in this section and RCW 69.50.369 do not apply to outdoor advertisements at the site of an event to be</p>
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				<p>held at an adult only facility that is placed at such site during the period the facility or enclosed area constitutes an adult only facility, but must not be placed there more than fourteen days before the event, and that does not advertise any marijuana product other than by using a brand name, such as the business or trade name or the product brand, to identify the event. Advertising at adult only facilities must not be visible from outside the adult only facility.</p> <p>(e) A sign affixed to the licensed premises or in the window of a licensed premises indicating the location is open for business, closed for business, the hours of operation, that the licensed location has an ATM inside, or other similar informational signs not related to the products or services of the marijuana business are not considered advertising for the purposes of this section.</p> <p>(f) "Adopt-a-Highway" signs erected by the Washington state department of transportation under a current valid sponsorship with the department of transportation are not considered advertising for the purposes of this section.</p> <p>(3) Advertising placed on windows within the premises of a licensed marijuana retail store facing outward must meet the requirements for outdoor advertising as provided in RCW 69.50.369 and this section.</p> <p>(4) Promotional items such as giveaways, coupons, and distribution of branded or unbranded merchandise are banned. For the purposes of this section, a "giveaway" does not include representative samples of products (edible products and topicals only) carried by a licensed retailer that are not infused with marijuana and are offered to customers on licensed marijuana retail premises for sampling purposes only.</p> <p>(5) Marijuana retail licensees holding a medical marijuana endorsement may donate product to qualifying patients or designated providers who hold a valid recognition card. Retail licensees may not advertise "free" or "donated" product.</p> <p>(6) Except for outdoor advertising under subsection (2) of this section, all advertising must contain the following warnings that must be in type size at least ten percent of the largest type used in the advertisement:</p> <p>(a) "This product has intoxicating effects and may be habit forming.";</p> <p>(b) "Marijuana can impair concentration, coordination, and judgment. Do not operate a vehicle or machinery under the influence of this drug.";</p> <p>(c) "There may be health risks associated with consumption of this product."; and</p> <p>(d) "For use only by adults twenty-one and older. Keep out of the reach of children."</p> <p>(7) For the purposes of this section, the following definitions apply:</p> <p>(a) "Adult only facility" means:</p> <p>(i) A location restricted to persons age twenty-one and older by the WSLCB or classified by the WSLCB as</p>	<p>held at an adult only facility that is placed at such site during the period the facility or enclosed area constitutes an adult only facility, but must not be placed there more than fourteen days before the event, and that does not advertise any marijuana product other than by using a brand name, such as the business or trade name or the product brand, to identify the event. Advertising at adult only facilities must not be visible from outside the adult only facility.</p> <p>(e) A sign affixed to the licensed premises or in the window of a licensed premises indicating the location is open for business, closed for business, the hours of operation, that the licensed location has an ATM inside, or other similar informational signs not related to the products or services of the marijuana business are not considered advertising for the purposes of this section.</p> <p>(f) "Adopt-a-Highway" signs erected by the Washington state department of transportation under a current valid sponsorship with the department of transportation are not considered advertising for the purposes of this section.</p> <p>(3) Advertising placed on windows within the premises of a licensed marijuana retail store facing outward must meet the requirements for outdoor advertising as provided in RCW 69.50.369 and this section.</p> <p>(4) Promotional items such as giveaways, coupons, and distribution of branded or unbranded merchandise are banned. For the purposes of this section, a "giveaway" does not include representative samples of products (edible products and topicals only) carried by a licensed retailer that are not infused with marijuana and are offered to customers on licensed marijuana retail premises for sampling purposes only.</p> <p>(5) Marijuana retail licensees holding a medical marijuana endorsement may donate product to qualifying patients or designated providers who hold a valid recognition card. Retail licensees may not advertise "free" or "donated" product.</p> <p>(6) Except for outdoor advertising under subsection (2) of this section, all advertising must contain the following warnings that must be in type size at least ten percent of the largest type used in the advertisement:</p> <p>(a) "This product has intoxicating effects and may be habit forming.";</p> <p>(b) "Marijuana can impair concentration, coordination, and judgment. Do not operate a vehicle or machinery under the influence of this drug.";</p> <p>(c) "There may be health risks associated with consumption of this product."; and</p> <p>(d) "For use only by adults twenty-one and older. Keep out of the reach of children."</p> <p>(7) For the purposes of this section, the following definitions apply:</p> <p>(a) "Adult only facility" means:</p> <p>(i) A location restricted to persons age twenty-one and older by the WSLCB or classified by the WSLCB as</p>
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				<p>off limits to persons under twenty-one years of age; or</p> <p>(ii) A venue restricted to persons age twenty-one and older and where persons under twenty-one years of age are prohibited from entering or remaining, including employees and volunteers.</p> <p>(b) "Billboard" means a permanent off-premises sign in a fixed location used, in whole or in part, for the display of off-site commercial messages with a minimum size of five feet in height by eleven feet in width.</p> <p>(c) "Off-premises sign" means a sign relating, through its message and content, to a business activity, product, or service not available on the premises upon which the sign is erected.</p>	<p>off limits to persons under twenty-one years of age; or</p> <p>(ii) A venue restricted to persons age twenty-one and older and where persons under twenty-one years of age are prohibited from entering or remaining, including employees and volunteers.</p> <p>(b) "Billboard" means a permanent off-premises sign in a fixed location used, in whole or in part, for the display of off-site commercial messages with a minimum size of five feet in height by eleven feet in width.</p> <p>(c) "Off-premises sign" means a sign relating, through its message and content, to a business activity, product, or service not available on the premises upon which the sign is erected.</p>
314-55-310	Currently adopted – no changes necessary	(3), (4)a, b, c, d, e, (5)a, b, c, d, e, f	<p>Transportation license.</p> <p>(1) [Not included]</p> <p>(2) [Not included]</p> <p>(3) Transport manifest. A complete printed transport manifest on a form provided by the WSLCB containing all information required by the WSLCB must be kept with the product at all times.</p> <p>(4) Records of transportation. Records of all transportation must be kept for a minimum of three years at the licensee's location and are subject to inspection if requested by an employee of the WSLCB or local law enforcement:</p> <p>(a) Copies of transportation manifests for all deliveries;</p> <p>(b) A transportation log documenting the chain of custody for each delivery to include driver(s) and vehicle(s) associated with each delivery;</p> <p>(c) Bank statements and canceled checks for any accounts relating to the licensed business;</p> <p>(d) Accounting and tax records related to the licensed business;</p> <p>(e) Records of all financial transactions related to the licensed business, including invoices, contracts and/or agreements for services performed or received that relate to the licensed business;</p> <p>(f) [Not included]</p> <p>(5) Transportation of product. Marijuana or marijuana products that are being transported must meet the following requirements:</p> <p>(a) Only the transportation licensee or an employee of the transportation licensee who is at least twenty-one years of age may transport product. All drivers must carry a valid Washington driver's license with the proper endorsements when operating a vehicle in the transportation of product. All passengers in the vehicle transporting marijuana or marijuana products must be employees of the transportation licensee who are at least twenty-one years of age;</p>	<p>Transportation license.</p> <p>(1) A transportation license allows the licensee to physically transport or deliver marijuana, marijuana concentrates, and marijuana-infused products between licensed marijuana businesses within Washington state. The application fee for the transportation license is two hundred fifty dollars and the annual fee is one thousand three hundred dollars.</p> <p>(2) Applicants for the transportation license must submit the following information:</p> <p>(a) Personal/criminal history forms for all true parties of interest (see WAC 314-55-035); The criminal history background check will consist of completion of a personal/criminal history form provided by the WSLCB and submission of fingerprints to a vendor approved by the WSLCB. The applicant will be responsible for paying all fees required by the vendor for fingerprinting. These fingerprints will be submitted to the Washington state patrol and the Federal Bureau of Investigation for comparison to their criminal records. The applicant will be responsible for paying all fees required by the Washington state patrol and the Federal Bureau of Investigation.</p> <p>(b) Documents showing the right to the physical location to be licensed (purchase and sale agreement or lease in the name of the applicant);</p> <p>(c) Copies of the current UTC common carrier permits. All vehicles and trailers must also be permitted by UTC as common carriers;</p> <p>(d) Corporate information form or limited liability information form as applicable;</p> <p>(e) Proof of insurance. (i) Licensees shall provide insurance coverage as set out in this section. The intent of the required insurance is to protect the consumer should there be any claims, suits, actions, costs, damages or expenses</p>	No change. Retain as previously adopted.

			<p>(b) Marijuana or marijuana products must be in a sealed package or container approved by the WSLCB pursuant to WAC 314-55-105;</p> <p>(c) Sealed packages or containers cannot be opened during transport;</p> <p>(d) Marijuana or marijuana products must be in a locked, safe and secure storage compartment that is secured to the inside body/compartment of the vehicle transporting the marijuana or marijuana products;</p> <p>(e) Any vehicle transporting marijuana or marijuana products must be delivered or returned to the shipper within forty-eight hours from the time of pickup;</p> <p>(f) Live plants may be transported in a fully enclosed, windowless locked trailer, or in a secured area within the inside body/compartment of a van or box truck. A secured area is defined as an area where solid or locking metal partitions, cages, or high strength shatterproof acrylic can be used to create a secure compartment in the fully enclosed van or box truck. The secure compartment in the fully enclosed van or box truck must be free of windows. Live plants may not be transported in the bed of a pickup truck, a sports utility vehicle, or passenger car.</p> <p>(6) [Not included]</p>	<p>arising from any negligent or intentional act or omission of the licensees. Licensees shall furnish evidence in the form of a certificate of insurance satisfactory to the WSLCB that insurance, in the following kinds and minimum amounts, has been secured. Failure to provide proof of insurance, as required, may result in license cancellation.</p> <p>(ii) Commercial general liability insurance: The licensee shall at all times carry and maintain commercial general liability insurance and if necessary, commercial umbrella insurance for bodily injury and property damage arising out of licensed activities. This insurance shall cover such claims as may be caused by any act, omission, or negligence of the licensee or its officers, agents, representatives, assigns, or servants. The insurance shall also cover bodily injury, including disease, illness and death, and property damage arising out of the licensee's premises/operations, products, and personal injury. The limits of liability insurance shall not be less than one million dollars.</p> <p>(iii) Insurance carrier rating: The insurance required in (e)(i) of this subsection shall be issued by an insurance company authorized to do business within the state of Washington. Insurance must be placed with a carrier that has a rating of A - Class VII or better in the most recently published edition of Best's Reports. If an insurer is not admitted, all insurance policies and procedures for issuing the insurance policies must comply with chapters 48.15 RCW and 284-15 WAC.</p> <p>(iv) Additional insured. The state and its employees, agents, and volunteers shall be named as an additional insured on all general liability, umbrella, and excess insurance policies. All policies shall be primary over any other valid and collectable insurance.</p> <p>(3) Transport manifest. A complete printed transport manifest on a form provided by the WSLCB containing all information required by the WSLCB must be kept with the product at all times.</p> <p>(4) Records of transportation. Records of all transportation must be kept for a minimum of three years at the licensee's location and are subject to inspection if requested by an employee of the WSLCB or local law enforcement:</p> <p>(a) Copies of transportation manifests for all deliveries;</p>	
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				<p>(b) A transportation log documenting the chain of custody for each delivery to include driver(s) and vehicle(s) associated with each delivery;</p> <p>(c) Bank statements and canceled checks for any accounts relating to the licensed business;</p> <p>(d) Accounting and tax records related to the licensed business;</p> <p>(e) Records of all financial transactions related to the licensed business, including invoices, contracts and/or agreements for services performed or received that relate to the licensed business;</p> <p>(f) All employee records, to include training.</p> <p>(5) Transportation of product. Marijuana or marijuana products that are being transported must meet the following requirements:</p> <p>(a) Only the transportation licensee or an employee of the transportation licensee who is at least twenty-one years of age may transport product. All drivers must carry a valid Washington driver's license with the proper endorsements when operating a vehicle in the transportation of product. All passengers in the vehicle transporting marijuana or marijuana products must be employees of the transportation licensee who are at least twenty-one years of age;</p> <p>(b) Marijuana or marijuana products must be in a sealed package or container approved by the WSLCB pursuant to WAC 314-55-105;</p> <p>(c) Sealed packages or containers cannot be opened during transport;</p> <p>(d) Marijuana or marijuana products must be in a locked, safe and secure storage compartment that is secured to the inside body/compartments of the vehicle transporting the marijuana or marijuana products;</p> <p>(e) Any vehicle transporting marijuana or marijuana products must be delivered or returned to the shipper within forty-eight hours from the time of pickup;</p> <p>(f) Live plants may be transported in a fully enclosed, windowless locked trailer, or in a secured area within the inside body/compartments of a van or box truck. A secured area is defined as an area where solid or locking metal partitions, cages, or high strength shatterproof acrylic can be used to create a secure compartment in the fully enclosed van or box truck. The secure compartment in the fully enclosed van or box truck must be free of windows. Live plants may not be transported in the bed of a pickup truck, a sports utility vehicle, or passenger car.</p> <p>(6) For purposes of this chapter, any vehicle assigned for the purposes of transporting marijuana, useable marijuana, marijuana concentrates, or marijuana-infused products shall be considered an extension of the licensed premises and subject to inspection by enforcement officers of the WSLCB. Vehicles assigned for transportation may be stopped and inspected</p>	
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				by a WSLCB enforcement officer at any licensed location, or while en route during transportation.	
314-55-410	Currently adopted but WAC has been amended	(1)a, b, c, d, e, f, g, h, i, j, k, (2)	<p>Cooperatives.</p> <p>(1) A cooperative may be formed by qualifying patients and/or designated providers to share responsibility for growing and processing marijuana only for the medical use of the members of the cooperative. A cooperative must meet the following criteria:</p> <ul style="list-style-type: none"> (a) All members must be at least twenty-one years of age. The designated provider of a qualifying patient under twenty-one years of age may be a member of a cooperative on the qualifying patient's behalf; (b) All members must hold valid recognition cards; (c) No more than four members are allowed in a cooperative; (d) A member can only belong to one cooperative; (e) A member may only grow plants in the cooperative and may not grow plants elsewhere; (f) Members must participate in growing plants. A monetary contribution or donation is not considered assistance. Members must provide nonmonetary resources and assistance in order to participate; (g) Members may grow up to the total amount of plants for which each member is authorized on their recognition cards. At the location, the qualifying patients or designated providers may possess the amount of usable marijuana that can be produced with the number of plants permitted, but no more than seventy-two ounces; (h) Members may not sell, donate, or otherwise provide marijuana, marijuana concentrates, usable marijuana, or other marijuana-infused products to a person who is not a member of the cooperative; (i) A cooperative may not be located within a one mile radius of a marijuana retailer; (j) A cooperative must be located in the domicile of one of the members. Only one cooperative may be located per property tax parcel; and (k) To obscure public view of the premises, outdoor marijuana production must be enclosed by a sight obscure wall or fence at least eight feet high. <p>(2) People who wish to form a cooperative must register the location with the WSLCB. The location registered is the only location where cooperative members may grow or process marijuana. The following is required to register a cooperative:</p> <ul style="list-style-type: none"> (a) [Not included]; (b) [Not included]; (c) [Not included]; (d) [Not included]. <p>(3) [Not included]</p>	<p>Cooperatives.</p> <p>(1) A cooperative may be formed by qualifying patients and/or designated providers to share responsibility for growing and processing marijuana only for the medical use of the members of the cooperative. A cooperative must meet the following criteria:</p> <ul style="list-style-type: none"> (a) All cooperative members must be at least twenty-one years of age. The designated provider of a qualifying patient under twenty-one years of age may be a member of a cooperative on the qualifying patient's behalf; (b) All cooperative members must hold valid recognition cards as defined by RCW 69.51A.010; (c) No more than four qualifying patients or designated providers may become members of a cooperative; (d) Qualifying patients or designated providers may only participate in one cooperative; (e) A cooperative member may only grow plants in the cooperative and may not grow plants elsewhere; (f) Cooperative members must participate in growing plants. Cooperative members must provide nonmonetary resources and assistance in order to participate. A monetary contribution or donation is not considered assistance; (g) Cooperative members may grow up to the total amount of plants for which each cooperative member is authorized on his or her recognition card. At the location, the qualifying patients or designated providers may possess the amount of useable marijuana that can be produced with the number of plants permitted, but no more than seventy-two ounces; (h) Cooperative members may not sell, donate, or otherwise provide marijuana, marijuana concentrates, useable marijuana, or other marijuana-infused products to a person who is not a member of the cooperative; (i) A cooperative may not be located within a one mile radius of a marijuana retailer; (j) A cooperative must be located at the domicile of one of the cooperative members. Only one cooperative may be located per property tax parcel; and (k) To obscure public view of the premises, outdoor marijuana production must be enclosed by a sight obscure wall or fence at least eight feet high. <p>(2) People who wish to form a cooperative must register the location with the WSLCB. The location registered is the only location where cooperative members may grow or process marijuana. The following is required to register a cooperative:</p> <ul style="list-style-type: none"> (a) Submit a completed Marijuana Cooperative Registration Form; 	<p>Cooperatives.</p> <p>(1) A cooperative may be formed by qualifying patients and/or designated providers to share responsibility for growing and processing marijuana only for the medical use of the members of the cooperative. A cooperative must meet the following criteria:</p> <ul style="list-style-type: none"> (a) All cooperative members must be at least twenty-one years of age. The designated provider of a qualifying patient under twenty-one years of age may be a member of a cooperative on the qualifying patient's behalf; (b) All cooperative members must hold valid recognition cards as defined by RCW 69.51A.010; (c) No more than four members are allowed in a cooperative; (d) Qualifying patients or designated providers may only participate in one cooperative; (e) A cooperative member may only grow plants in the cooperative and may not grow plants elsewhere; (f) Cooperative members must participate in growing plants. Cooperative members must provide nonmonetary resources and assistance in order to participate. A monetary contribution or donation is not considered assistance; (g) Cooperative members may grow up to the total amount of plants for which each cooperative member is authorized on his or her recognition card. At the location, the qualifying patients or designated providers may possess the amount of usable marijuana that can be produced with the number of plants permitted, but no more than seventy-two ounces; (h) Cooperative members may not sell, donate, or otherwise provide marijuana, marijuana concentrates, usable marijuana, or other marijuana-infused products to a person who is not a member of the cooperative; (i) A cooperative may not be located within a one mile radius of a marijuana retailer; (j) A cooperative must be located in the domicile of one of the cooperative members. Only one cooperative may be located per property tax parcel; and (k) To obscure public view of the premises, outdoor marijuana production must be enclosed by a sight obscure wall or fence at least eight feet high. <p>(2) People who wish to form a cooperative must register the location with the WSLCB. The location registered is the only location where cooperative members may grow or process marijuana. The following is required to register a cooperative:</p> <ul style="list-style-type: none"> (a) [Not included]; (b) [Not included]; (c) [Not included];

			<p>(4) [Not included] (5) [Not included] (6) [Not included] (7) [Not included]</p>	<p>(b) Submit copies of each person's recognition card who is seeking to be part of the registered cooperative; (c) Submit a deed, lease, rental agreement, or other document establishing ownership or control to the property where the cooperative is to be located. If the property is leased or rented, a sworn statement from the property owner granting permission to engage in a cooperative must also be submitted that includes a telephone number and address where the owner can be contacted for verification; (d) Submit a sketch outlining the location where the marijuana is planned to be grown.</p> <p>(3) WSLCB will contact the primary contact listed for each registered cooperative on an annual basis to ensure validity of recognition cards and to confirm the status, whether active or inactive, of the cooperative. If the WSLCB finds that the cooperative no longer meets the criteria required under this section, the WSLCB may not renew the cooperative registration. (4) WSLCB may inspect a cooperative between the hours of 8:00 a.m. and 8:00 p.m. unless otherwise agreed upon by cooperative members and WSLCB staff. (5) If a person or persons seeking to register the cooperative fails to meet the requirements of a registered cooperative as provided in this section, the WSLCB will deny the cooperative registration. (6) If the WSLCB finds a registered cooperative violated the requirements of this section, the WSLCB will revoke the cooperative's registration. (7) A person may request an administrative hearing to contest a denial of registration, nonrenewal, or a revocation of a cooperative's registration under this section as provided in chapter 34.05 RCW.</p>	<p>(d) [Not included]. (3) [Not included] (4) [Not included] (5) [Not included] (6) [Not included] (7) [Not included]</p>
314-55-415	Yes, but not currently adopted	(1) a i, ii, iii, b i, ii, iii, iv, v, vi, c i, ii, iii, iv, v, vi, vii, viii, (2) a, b, c, d, e	None	<p>What are the recordkeeping and reporting requirements for cooperatives? (1) Marijuana cooperatives must keep records that clearly reflect all activity, inventory, and conditions of the cooperative. The following records must be kept in a format prescribed by the WSLCB. All records must be maintained on the cooperative premises for a three-year period and must be made available for inspection if requested by an employee of the WSLCB, the department of health, the department of revenue, or local law enforcement.</p> <p>(a) Cooperatives must maintain a plant log to track each marijuana plant from the time it enters the cooperative. At minimum, tracking must include: (i) Unique plant identification numbers for each plant at the cooperative; (ii) The date the plant was brought into the cooperative; and (iii) The date the plant leaves the cooperative, including the reason, (e.g., harvested, destroyed, or member left the cooperative).</p>	<p>What are the recordkeeping and reporting requirements for cooperatives? (1) Marijuana cooperatives must keep records that clearly reflect all activity, inventory, and conditions of the cooperative. The following records must be kept in a format prescribed by the WSLCB. All records must be maintained on the cooperative premises for a three-year period and must be made available for inspection if requested by an employee of the WSLCB, the department of health, the department of revenue, or local law enforcement.</p> <p>(a) Cooperatives must maintain a plant log to track each marijuana plant from the time it enters the cooperative. At minimum, tracking must include: (i) Unique plant identification numbers for each plant at the cooperative; (ii) The date the plant was brought into the cooperative; and (iii) The date the plant leaves the cooperative, including the reason, (e.g., harvested, destroyed, or member left the cooperative).</p>

				<p>(b) Cooperatives must maintain a log to track all harvested plant material from time of harvest until all harvested material has been dispersed. At minimum, tracking must include:</p> <ul style="list-style-type: none"> (i) A unique identification number for each harvest; (ii) The total dry weight of harvested material; (iii) The date quantities are removed from the harvested material; (iv) The amount removed from the harvested material; (v) The reason quantities are removed from the harvested material (e.g., taken for use by qualifying patient, used for extraction, etc.); and (vi) The current weight of the harvested material. <p>(c) Cooperatives must maintain a log to track all extracts produced from the time they are produced until all extracted material has been dispersed. At minimum, tracking must include:</p> <ul style="list-style-type: none"> (i) A unique identification for the extract batch; (ii) The date the extract batch was created; (iii) The total initial weight of the extract batch; (iv) ID number of the harvest the material used to make the extract came from; (v) The weight of marijuana plant material used to create the batch; (vi) The date quantities are removed from the extract batch; (vii) The quantity removed from the extract batch and reason; and (viii) The current weight of the extract batch. <p>(2) Cooperatives must submit monthly activity report(s) to the WSLCB. The required monthly reports must be:</p> <ul style="list-style-type: none"> (a) On an electronic system designated by the WSLCB; (b) Filed every month, including months with no activity; (c) Submitted to the WSLCB on or before the twentieth day of each month, for the previous month. (For example, a report listing activity for the month of January is due by February 20th.); (d) Filed separately for each cooperative; and (e) All records must be maintained and available for review for a three-year period on licensed premises. 	<p>(b) Cooperatives must maintain a log to track all harvested plant material from time of harvest until all harvested material has been dispersed. At minimum, tracking must include:</p> <ul style="list-style-type: none"> (i) A unique identification number for each harvest; (ii) The total dry weight of harvested material; (iii) The date quantities are removed from the harvested material; (iv) The amount removed from the harvested material; (v) The reason quantities are removed from the harvested material (e.g., taken for use by qualifying patient, used for extraction, etc.); and (vi) The current weight of the harvested material. <p>(c) Cooperatives must maintain a log to track all extracts produced from the time they are produced until all extracted material has been dispersed. At minimum, tracking must include:</p> <ul style="list-style-type: none"> (i) A unique identification for the extract batch; (ii) The date the extract batch was created; (iii) The total initial weight of the extract batch; (iv) ID number of the harvest the material used to make the extract came from; (v) The weight of marijuana plant material used to create the batch; (vi) The date quantities are removed from the extract batch; (vii) The quantity removed from the extract batch and reason; and (viii) The current weight of the extract batch. <p>(2) Cooperatives must submit monthly activity report(s) to the WSLCB. The required monthly reports must be:</p> <ul style="list-style-type: none"> (a) On an electronic system designated by the WSLCB; (b) Filed every month, including months with no activity; (c) Submitted to the WSLCB on or before the twentieth day of each month, for the previous month. (For example, a report listing activity for the month of January is due by February 20th.); (d) Filed separately for each cooperative; and (e) All records must be maintained and available for review for a three-year period on licensed premises.
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