



Washington State Liquor Cannabis Board Meeting

Wednesday, April 19, 2017, 10:00 a.m.
LCB Headquarters - Boardroom
3000 Pacific Avenue SE, Olympia WA 98501

Meeting Minutes

CALL TO ORDER

Chair Jane Rushford called the regular meeting of the Washington State Liquor and Cannabis Board to order at 10:00 a.m. on Wednesday, April 19, 2017. Member Ollie Garrett and Member Hauge were also present.

APPROVAL OF MEETING MINUTES

MOTION: Member Hauge moved to approve the April 5, 2017, meeting minutes.

SECOND: Member Garrett seconded.

ACTION: Motion passed unanimously.

WASHINGTON DEPARTMENT OF VETERANS AFFAIRS – YES VETS AWARD PRESENTED TO WSLCB

Presenter – Lourdes E. Alvarado-Ramos, Director WDVA

Chair Rushford welcomed Director Alvarado-Ramos from the Department of Veterans Affairs. Director Alvarado-Ramos presented the Washington State Liquor and Cannabis Board with an award for hiring the most veterans in 2016. She explained the importance of the award to the State of Washington and to the Governor.

Michael Hester from Employment Security gave a brief explanation of the award being presented. In 2016 the "Yes Vets" award was initiated. It was created to recognize agencies and employers that hire veterans. For 2016 the plaque being presented represents the Liquor and Cannabis Board hired the most veterans.

Director Garza accepted the award on behalf of the Board and the agency. He also acknowledged the Enforcement division for hiring the majority of the veterans. Director Garza thanked Alfie for all the work she does for state government and for the veterans.

Director Alvarado-Ramos also presented Director Garza with a WDVA Challenge Coin.

COWLITZ TRIBE MEMORANDUM OF AGREEMENT (MOA)

Presenter - Jeanne McShane, Deputy Director of the Licensing and Regulation Division

Jeanne McShane gave a brief overview of the Cowlitz Tribe MOA. She stated at this time they are ready to seek the Board's approval of the MOA. The Board members and Director Garza were asked to sign two agreements, one for the Board and one for the Cowlitz Tribe. Board members and Director Garza proceeded to sign two copies of the MOA.

Board Approval to file (CR 102) for Proposed Rules WAC Chapter 314-03 Allowed Activities

Karen McCall, Sr. Agency Rules Coordinator stated she was here to ask for approval to file a CR 102 for Proposed Rules WAC Chapter 314-03. This is part of the Liquor and Cannabis Board's on-going rules review process. Chapter 314-03 is being reviewed for relevance, clarity and accuracy. Rules are also being proposed to address alcohol purchased using mobile applications.

If approved for filing, the tentative timeline for the rule making process is outlined below:

- April 19, 2017 Board is asked to approve filing the proposed rules (CR 102 filing)
- May 3, 2017 Code Reviser publishes notice, LCB sends notice to rules distribution list
- June 14, 2017 Public Hearing held
- June 14, 2017 End of written comment period
- June 28, 2017 Board is asked to adopt rules
- June 28, 2017 Agency sends notice to those who commented both at the public hearing and in writing. June 28, 2017 Agency files adopted rules with the Code Reviser (CR 103)
- July 29, 2017 Rules are effective (31 days after filing)

Ms. McCall then requested approval from the Board to file proposed rules WAC Chapter 314-03 Allowed Activities.

MOTION: Member Hauge moved to approve the filing of CR 102 for Proposed Rules WAC Chapter 314-03 Allowed Activities

SECOND: Member Garrett seconded

ACTION: Motion passed unanimously

Board Approval for Re-Adoption of Emergency Rules for Pesticide Action Levels

Joanna Eide, Rules and Policy Coordinator stated that she is requesting the Board approval for Re-Adoption of Emergency Rules for Pesticide Action Levels. She noted these are the same rules that you have seen before. We are asking to re-adopt the emergency rules until perm rules take effect.

The WSLCB has already filed a CR 101, CR 102, and Supplemental CR-102 for permanent rulemaking for Lab Testing and Quality Assurance Rules Review, which will address pesticide action levels in permanent rules among other topics. This emergency rule is another step in this incremental process and is needed to ensure requirements remain in place until permanent rules take effect. Permanent rules in progress will take the place of this emergency rule once effective.

If approved for filing, the tentative timeline for the rule making process is outlined below:

- April 19, 2017 Board is asked to approve filing the Emergency Rules
- April 19, 2017 The Emergency Rules become effective
- August 17, 2017 The Emergency Rules expire*

Ms. Eide then requested approval from the Board to approve Re-adoption of Emergency Rules for Pesticide Action Levels

MOTION: Member Garrett moved to approval the Re-adoption of Emergency Rules for Pesticide Action Levels

SECOND: Member Hauge seconded.

ACTION: Motion passed unanimously.

GENERAL PUBLIC COMMENT

Chair Rushford invited citizens to address the Board regarding any issues related to LCB business.

Michael Schroeder from Sativa Magazine addressed the Board.

He stated he was here to provide some input from testing labs about action levels should they become permanent rules. There is concern among some testing labs that they're going to impose significant difficulty in getting someone qualified to run the equipment that will allow them to test for the four different classes of pesticides. It will add a significant amount of new work. There is also some concerns that this will raise costs to the producer/processor, which in turn will hit the market. As a result there could be a lack of product for the market that is testable due to inflated costs. The cannabis industry as a whole shares this concern.

Mr. Schroeder stated he had another concern he'd like to address. He would like clarification if non-infused products giveaways are considered promotional giveaways. There appears to be some confusion on the rule and what exactly is considered a promotional giveaway. He requested re-clarification of this rule. Chair Rushford asked Joanna Eide, Rules and Policy Coordinator to meet with Mr. Schroder after the meeting.


Mr. Schroeder took a moment to thank the Board for their continued support in hiring veterans.

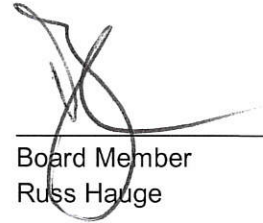
Chair Rushford took a moment to recognize staff for a project that is now in place -- the new microphone system and the capability to do webinars. She added we're currently working through additional steps and will bring the Board meetings to the public very soon. She also thanked Brian Smith and the communications team along with Aric Norton from IT division for their work on this project.

Chair Rushford adjourned the meeting at 10:15 am.

Minutes approved this 3 day of May, 2016


Jane Rushford
Board Chair


Ollie Garrett
Board Member


Board Member
Russ Hauge

Minutes prepared by: Cindy Doughty, Administrative Assistant to the Board

LCB Mission - Promote public safety and trust through fair administration and enforcement of liquor, tobacco and marijuana laws.

Complete meeting packets are available online: http://lcb.wa.gov/boardmeetings/board_meetings
For questions about agendas or meeting materials you may email cindy.doughty@lcb.wa.gov or call 360.664.1656