



# Washington State Liquor and Cannabis Board

## 2024 Semi-Annual Rule Development Agenda

July 1, 2024 – December 31, 2024

The Washington State Liquor & Cannabis Board (LCB) prepares a semi-annual rulemaking agenda in January and July of each year to inform the public of expected upcoming rule changes. Pursuant to the Washington State Administrative Procedures Act (RCW [34.05.314](#)), the agenda is filed with the Office of the Code Reviser for publication in the Washington State Register. This report details current and anticipated rulemaking activities for LCB. This agenda is for informational purposes and the noted dates of anticipated rulemaking actions are estimates. There may be additional rulemaking activities not anticipated at this time, such as to implement new state laws, meet federal requirements, or other circumstances.

LCB encourages the public to be involved in the rulemaking process by attending public hearings and submitting written comments regarding rules. Rulemaking information is available on the agency website at: <https://lcb.wa.gov/laws/current-rulemaking-activity>. To stay informed of our progress and be notified of any changes, please sign up for email notifications: <https://public.govdelivery.com/accounts/WALCB/subscriber/new>. Under subscription topics, select *Rulemaking*.

Please contact Cassidy West at 360-878-4235 or [cassidy.west@lcb.wa.gov](mailto:cassidy.west@lcb.wa.gov) if you have questions.

### KEY

APA: Administrative Procedures Act (RCW 34.05)

CR: "Code Reviser" on the rulemaking forms, which are produced by the Office of the Code Reviser for use by all state agencies. CR-101: Preproposal Statement of Inquiry filed under RCW 34.05.310.

CR-102: Proposed Rule Making notice filed under RCW 34.05.320 or 34.05.340.

CR-103: Rule Making Order permanently adopting a rule and filed under RCW 34.05.360 and 34.05.380.

CR-105: Expedited Rule Making notice filed under RCW 34.05.353

RCW: Revised Code of Washington

WAC: Washington Administrative Code

WSR: Washington State Register official filing reference number given by the Office of the Code Reviser when a notice is filed.

OFFICE OF THE CODE REVISER  
STATE OF WASHINGTON  
FILED

**DATE: August 22, 2024**

**TIME: 12:50 PM**

**WSR 24-18-016**

## Alcohol Rulemaking

WAC Section(s)	Title	Description	Preproposal Notice (CR-101) Filing Date and WSR #	Proposed Rule (CR-102 or CR-105) Filing Date and WSR #	Public Hearing	Permanent Rule (CR-103) Filing Date and WSR #	Effective Date	Agency Contact
Title 314 WAC	<b>Emergency Liquor Permits</b>	Rulemaking to implement House Bill (HB) 2204, (chapter 91, Laws of 2024), establishing a special liquor permit to allow liquor manufacturers to sell products at other licensed premises during emergencies. The legislation became effective 6/6/24.	8/14/24 <a href="#">WSR 24-17-049</a>	10/23/24	12/4/24	12/18/24	1/18/25	Daniel Jacobs <a href="mailto:Daniel.jacobs@lcb.wa.gov">Daniel.jacobs@lcb.wa.gov</a> 360-480-1238
Title 314 WAC	<b>Retail Product Placement</b>	Rulemaking to amend existing rules to optimize the placement of alcohol products in retail spaces, balancing commercial interests with public health and safety concerns.	10/23/24	12/18/24	1/29/25	2/12/25	3/15/25	Cassidy West <a href="mailto:cassidy.west@lcb.wa.gov">cassidy.west@lcb.wa.gov</a> 360-878-4235

## Cannabis Rulemaking

WAC Section(s)	Title	Description	Preproposal Notice (CR-101) Filing Date and WSR #	Proposed Rule (CR-102 or CR-105) Filing Date and WSR #	Public Hearing	Permanent Rule (CR-103) Filing Date and WSR #	Effective Date	Agency Contact
WAC 314-55-096	<b>Cannabis Samples</b>	<p>Rulemaking to amend WAC 314-55-096 to streamline and clarify regulatory requirements for vendor, educational, and internal quality control samples.</p> <p>This rulemaking was initiated following the acceptance of a 2022 petition requesting amendments to the cannabis sampling rules to reduce regulatory burdens and improve efficiency.</p>	<p>3/1/23 <a href="#">WSR 23-06-079</a></p>	<p>8/14/24 <a href="#">WSR 24-17-051</a></p>	9/25/24	10/9/24	11/9/24	<p>Cassidy West <a href="mailto:cassidy.west@lcb.wa.gov">cassidy.west@lcb.wa.gov</a> 360-878-4235</p>
WAC 314-55-015	<b>Minors on Non-retail Premises</b>	<p>Rulemaking to address the conditions under which minors may be allowed on a licensed producer or processor premises.</p> <p>This rulemaking was initiated in response to two petitions accepted in 2022, requesting an extension of a previously expired COVID-19 allowance.</p>	<p>2/28/24 <a href="#">WSR 24-06-026</a></p>	10/9/24	12/4/24	12/18/24	1/18/25	<p>Denise Laflamme <a href="mailto:Denise.laflamme@lcb.wa.gov">Denise.laflamme@lcb.wa.gov</a> 360-819-0452</p>
WAC 314-55-570	<b>Social Equity in Cannabis Program</b>	<p>Rulemaking to implement Engrossed Second Substitute Senate Bill (E2SSB) 5080, (chapter 220, Laws of 2023), enhancing the social equity in cannabis program by providing clearer pathways for social equity applicants to enter the cannabis market.</p> <p>The legislation became effective on 7/23/23, except for section 5, which became effective on 7/1/24.</p>	<p>11/8/23 <a href="#">WSR 23-23-062</a></p>	<p>8/6/24 <a href="#">WSR 24-16-130</a></p>	9/11/24	9/25/24	10/26/24	<p>Cassidy West <a href="mailto:cassidy.west@lcb.wa.gov">cassidy.west@lcb.wa.gov</a> 360-878-4235</p>
WAC 314-55-010	<b>THC Bill</b>	Rulemaking to implement E2SSB	6/21/23	8/6/24	9/11/24	9/25/24	10/26/24	Cassidy West

WAC 314-55-035 WAC 314-55-095 WAC 314-55-102 WAC 314-55-105 WAC 314-55-106 WAC 314-55-109		5367, (chapter 365, Laws of 2023), providing clarity and consistency in the regulation of products containing tetrahydrocannabinol (THC) compounds to address public health and safety concerns raised by the rise of THC products on the unregulated market. The legislation became effective on 7/23/23.	<a href="#">WSR 23-13-129</a>	<a href="#">WSR 24-16-126</a>				<a href="mailto:cassidy.west@lcb.wa.gov">cassidy.west@lcb.wa.gov</a> 360-878-4235
WAC 314-55-115	<b>Cannabis Flexible Payment Terms</b>	Rulemaking to amend WAC 314-55-115 to allow greater flexibility in payment terms for transactions between cannabis licensees using checks, supporting business operations with more practical payment options.  This rulemaking was initiated in response to a petition accepted in 2023 requesting additional flexibility for using checks as a form of payment.	5/8/24 <a href="#">WSR 24-11-035</a>	7/31/24 <a href="#">WSR 24-16-063</a>	9/11/24	9/25/24	10/26/24	Daniel Jacobs <a href="mailto:Daniel.jacobs@lcb.wa.gov">Daniel.jacobs@lcb.wa.gov</a> 360-480-1238
WAC 314-55-083 WAC 314-55-087 WAC 314-55-089 WAC 314-55-090	<b>Medical Cannabis Excise Tax Exemption</b>	Rulemaking to implement Substitute House Bill (SHB) 1453, (chapter 79, Laws of 2024), to develop a regulatory framework for the establishment of a temporary excise tax exemption for certain cannabis products, effective until 6/30/29. The legislation became effective on 6/6/24.	4/24/24 <a href="#">WSR 24-10-042</a>	7/17/24 <a href="#">WSR 24-15-066</a>	8/28/24	9/11/24	10/12/24	Daniel Jacobs <a href="mailto:Daniel.jacobs@lcb.wa.gov">Daniel.jacobs@lcb.wa.gov</a> 360-480-1238
WAC 314-55-097	<b>Sale of Cannabis Waste</b>	Rulemaking to implement Senate Bill (SB) 5376, (chapter 243, Laws of 2024), regulating the sale of cannabis waste to non-licensees. The legislation became effective on 6/6/24.	5/22/24 <a href="#">WSR 24-11-158</a>	9/11/24	10/23/24	11/6/24	12/7/24	Jeff Kildahl <a href="mailto:Jeff.kildahl@lcb.wa.gov">Jeff.kildahl@lcb.wa.gov</a> 360-480-7960
WAC 314-55-0995 WAC 314-55-102 WAC 314-55-103 WAC 314-55-109	<b>Transfer of Lab Accreditation Authority</b>	Rulemaking to implement Second Substitute House Bill (2SHB) 2151, (chapter 69, Laws of 2024), which transfers the authority to accredit private	7/17/24 <a href="#">WSR 24-15-067</a>	9/25/24	11/6/24	11/20/24	12/21/24	Denise Laflamme <a href="mailto:Denise.laflamme@lcb.wa.gov">Denise.laflamme@lcb.wa.gov</a> 360-819-0452

		cannabis testing laboratories to the Washington State Department of Agriculture (WSDA). The legislation became effective on 7/1/24.						
WAC 314-55-035	<b>Employee Stock Ownership Plans (ESOPs)</b>	Rulemaking responding to a petition accepted in 2023 requesting amendments to WAC 314-55-035 to allow cannabis businesses to offer stock ownership as a benefit to their employees through an Employee Stock Ownership Plan (ESOP) and to clarify the classification of true parties of interest within ESOP structures.	10/9/24	12/18/24	1/29/25	2/12/25	3/15/25	Daniel Jacobs <a href="mailto:Daniel.jacobs@lcb.wa.gov">Daniel.jacobs@lcb.wa.gov</a> 360-480-1238

## General Rulemaking – All Industries

WAC Section(s)	Title	Description	Preproposal Notice (CR-101) Filing Date and WSR #	Proposed Rule (CR-102 or CR-105) Filing Date and WSR #	Public Hearing	Permanent Rule (CR-103) Filing Date and WSR #	Effective Date	Agency Contact
Title 314-55 WAC	<b>Agency Acronym Update</b>	Rulemaking to revise the agency acronym from “WLSCB” to “LCB,” and to update the agency name references from “Liquor Control Board” with “Liquor Cannabis Board,” to reflect current terminology, consistent with 2SSB 5052, (chapter 70, Laws of 2015).	N/A (expedited)	5/8/24 <a href="#">WSR 24-11-037</a>	N/A (expedited)	7/31/24 <a href="#">WSR 24-16-064</a>	8/31/24	Jeff Kildahl <a href="mailto:Jeff.kildahl@lcb.wa.gov">Jeff.kildahl@lcb.wa.gov</a> 360-480-7960
Title 314-55 WAC	<b>Gender Neutral Pronouns</b>	Rulemaking to update regulatory language throughout Title 314 WAC to incorporate gender-specific pronouns, promoting inclusivity and equality across all regulations.	N/A (expedited)	8/28/24	N/A (expedited)	11/6/24	12/7/24	Jeff Kildahl <a href="mailto:Jeff.kildahl@lcb.wa.gov">Jeff.kildahl@lcb.wa.gov</a> 360-480-7960
WAC 314-01-005 WAC 314-11-025 WAC 314-17-025 WAC 314-17-110	<b>Identification Reform</b>	Rulemaking to amend current rules related to acceptable forms of identification for alcohol and cannabis purchases in response to two 2023 petitions.	9/25/24	1/15/25	2/26/25	3/12/25	4/12/25	Daniel Jacobs <a href="mailto:Daniel.jacobs@lcb.wa.gov">Daniel.jacobs@lcb.wa.gov</a> 360-480-1238