



## Washington State Liquor Cannabis Board Meeting

Wednesday, December 28, 2016, 10:00 a.m.  
LCB Headquarters - Boardroom  
3000 Pacific Avenue SE, Olympia WA 98501

### Meeting Minutes

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#### 1. 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, December 28, 2016. Member Ollie Garrett participated by telephone.

#### 2. APPROVAL OF MEETING MINUTES

MOTION: Member Garrett moved to approve the November 30, 2016, meeting minutes.

SECOND: Chair Rushford seconded.

ACTION: Motion passed unanimously.

#### 3. PUBLIC HEARING

##### **PUBLIC HEARING 4A - Public Hearing on Marijuana Research License Rules**

Joanna Eide, Rules and Policy Coordinator, began the briefing with materials (HANDOUTS 3A 1-3). She provided a background noting these rules establish the application process, review requirements for the scientific reviewer, and other requirements for research licensees.

Ms. Eide noted the process that an applicant must follow:

- Initial application with Dept. of Revenue's Business Licensing Service (BLS).
- Within 30 days of letter sent by WSLCB after BLS application, the applicant must submit the additional application materials to the scientific reviewer for review of the proposed research project.
- Reviewer will evaluate the proposal to determine whether it meets established standards per RCW 69.50.372, and other requirements established in rule.
- Applicant must pay all costs directly to the scientific reviewer per RCW 69.50.372
- WSLCB will evaluate the application to determine whether the applicant meets the conditions for a marijuana license, similar to other marijuana license applicants.
- Conditions under which the research licensees may operate. Restrictions on the license.
- Provisions for when an application will be denied or withdrawn.
- Provisions for when the WSLCB will revoke, suspend, or deny renewal of a research license.

- Scientific reviewer must review project status and report to WSLCB prior to the renewal of a research license. Must also immediately inform WSLCB if the licensee is operating outside the scope of an approved project or if evidence of diversion is identified.

Ms. Eide said they received about 10 written comments that were very thoughtful and detailed. The level of review is encouraging. Many have been supportive and found the rules to be comprehensive. Comments received and potential changes:

- A couple concerns, mostly related to the reflection of statutory restrictions in the rules.
- Concerns regarding how researchers obtain marijuana. RCW 69.50.372 only allows research licensees to obtain marijuana for research purposes from a licensed processor. Until statute is changed, this is the only way research licensees may obtain marijuana. We are seeking a change in statute to allow researchers to obtain plants from producers in agency request legislation for the 2017 legislative session.
- Concerns about the transfer of marijuana. Heard from people that they would like the ability to transfer marijuana plants grown under the research license to producers to be grown for retail sale. The rules do not allow this because the statute does not allow it. Research licensees may only receive marijuana from licensed processors and other research licensees, and may only transfer marijuana (plants or otherwise) to other research licensees. A statutory change would be needed to allow this.
- Concerns about allowing research licensees to accept out of state funds for research. RCW 69.50.331 requires that all marijuana licensee applicants, including research licensees, meet the 6 month residency requirement. However, this does not prohibit out of state funding for research. We will work to make the rule clear in this regard.
- Concerns about not allowing anyone under 21 years of age to be a licensee or conduct research under the license. Required under statute applies to all marijuana licensees.
- Concerns about university students under 21 years of age not being able to conduct research. Unavoidable under the law as it is currently written.
- Concerns about fees for review. Application fees are set by statute (RCW 69.50.372) but the costs for review are determined by and paid to the scientific reviewer. We have put out an RFP for a scientific reviewer and costs will be part of the evaluation process with the aim that review costs will be reasonable and proportionate to the level of review required for each project, which will be unique.

Joanna clarified a question about whether clinical transfers are allowed. Transfers allowed for clinical reasons are listed in statute, must be detailed in the proposal and will be reviewed on a case by cases basis by the scientific reviewer.

Chair Rushford opened the public hearing and invited the first citizen to the podium to provide testimony. No one came forward for comment.

Chair Rushford closed the public hearing and thanked everyone for their input.

**4. ACTION ITEM**

**ACTION ITEM 4A - Board approval to refile emergency rules for Pesticide Action Levels**

Joanna Eide, Rules and Policy Coordinator, began the briefing with materials (HANDOUTS 4A 1-3). She provided background noting that the Board has seen this emergency rule before. This is the third filing and is needed to ensure requirements remain in place until permanent rules take effect.

Ms. Eide then requested approval from the Board to refile emergency rules for Pesticide Action Levels.

MOTION: Member Garrett moved to approve to refile emergency rules for Pesticide Action Levels.

SECOND: Member Name seconded.

ACTION: Motion passed unanimously.

**5. ADDITIONAL BUSINESS**

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

Alamayehu (Ace) Anebo - Citizen


Mr. Anebo wanted to know how he can present ideas to the Board. He is interested in providing ideas for the cannabis industry. He would like to meet with WSLCB staff to see what opportunities we will have to open more licenses. Chair Rushford encouraged Mr. Anebo to participate through available opportunities including, but not limited to, written comments, offering testimony at public hearings and/or providing information during the open comment period at the Board meetings.

**ADJOURN**

Chair Rushford adjourned the meeting at 10:22.

Minutes approved this 11<sup>th</sup> day of January, 2017

  
Jane Rushford  
Board Chair

  
Ollie Garrett  
Board Member

Minutes prepared by: Lisa Faker, Executive Assistant to the Board

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

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For questions about agendas or meeting materials you may email [lisa.faker@lcb.wa.gov](mailto:lisa.faker@lcb.wa.gov) or call 360.664.1717