



Washington State Liquor and Cannabis Board Meeting

Wednesday, May 1, 2019, 10:00 a.m.
LCB Headquarters - Boardroom
3000 Pacific Avenue SE, Olympia WA 98501

Meeting Minutes

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, May 1, 2019. Member Ollie Garrett and Member Russ Hauge were also present.

2. APPROVAL OF MEETING MINUTES

MOTION: Member Garrett moved to approve the April 17, 2019, meeting minutes.

SECOND: Chair Rushford seconded.

ACTION: Motion passed unanimously.

3. ACTION ITEMS (A)

ACTION ITEM 3A - Board Adoption of CR 103 for MJ Signage

Kathy Hoffman, Policy and Rules Coordinator, began the briefing with materials (HANDOUTS 3A 1-3).

Ms. Hoffman: Good morning, Chair Rushford, Board Members Garrett and Hauge. I'm here this morning to request approval of final rules, the CR 103 for mandatory signs a marijuana licensee must post on the licensed premise. By way of background, effective January 1 of 2019, amendments to the packaging and labeling rules removed language from accompanying material attached to a package or given separately to a consumer regarding the use of marijuana during pregnancy, warnings about the effects of marijuana and warnings about operating vehicles or machinery while under the influence of marijuana.

Language regarding use of marijuana during pregnancy was removed entirely, while language containing warnings about the effects of marijuana and operating vehicles or machinery while under the influence of marijuana was relocated to WAC 315-55-155, that's the advertising rules, and to 314-55-105, those are the packaging and labeling rules. So currently, WAC 314-55-086 addresses mandatory signage that a licensee must post on a licensed premise, including a notice about the prohibition of persons under 21

years of age on the licensed premise and warnings that are no longer requirements for accompanying material.

The proposed amendments will provide rule clarity and ensure coordinated signage so that consumer messaging regarding the use of marijuana during pregnancy is consistent and clear. These amendments support the overarching agency goal of ensuring the highest level of public safety by continually improving and enforcing regulations that reflect the current dynamic environment. Clarifying the rules and updating signage will not result in increased cost or administrative burden on the regulated community. Increasing consistent, clear messaging and enhancing public education efforts about the use of marijuana during pregnancy is expected to benefit the regulated community, consumers and others.

The CR 101 was filed on November 28th, CR 102 was filed March 6th and a public hearing was held on April 17th. There was one comment received during written comment period. There were no comments received at the public hearing. The one public comment that was received questioned whether or not any studies had been done about the use of marijuana during pregnancy, and we responded that there had been. That comment did not result in any rule change to the proposal you see before you today. May I answer any questions?

Chair Rushford: No questions; you prepared us well.

Ms. Hoffman: Thank you.

MOTION: Member Hauge moved to approve the adoption of CR 103 for MJ Signage

SECOND: Member Garrett seconded.

ACTION: Motion passed unanimously.

4. GENERAL PUBLIC COMMENT

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

Jim MacRae – Straightline Analytics

Good morning, Chair Rushford, Board. This is Jim McCray from Straightline Analytics. With respect to the CR 103 that you just approved, when I first saw that language I was horrified because I misread it and I thought you were simply removing the pregnancy warnings, which I didn't understand. Now that I understand, and I did understand that before coming in today, that it's a clarification and consistency that makes the rule much better. However, I do have a document I will share with you right after the meeting, if that's okay. There was some testimony that was put in by the CBD Project to California on Prop 65 with respect specifically to a research summary of impacts of cannabinoid exposure on pregnancy. I think it's a useful document for future rulemaking and consideration by the Board.


I wanted to acknowledge the quality assurance listen and learn work session that was done a week or two ago under Kathy's leadership. It really was almost like day and night in terms of the engagement that I felt from the side of the stage with the rulemaking process. It was a very good process. It was extraordinarily well executed, and I'm encouraged about the direction that it's going to take things in terms of informing this organization going forward. So, kudos there.

The LCB's gain there is the DOH's loss. And one of the issues that you've identified in your priorities going forward is figuring out whatever needs to be done or whatever the issues are with respect to the uptake of medical, regulated medical cannabis patients and all that stuff you've heard about many times. Perhaps in interacting, presumably, that will be done in conjunction with the Department of Health. There's an advantage there by having someone who knows both organizations intimately that clearly can execute a very good process to glean information from stakeholders and knowledgeable people. So, I would encourage you to engage that type of process, perhaps as individuals, in doing that cross-divisional with the Department of Health. And to whatever extent you can, much like the process we underwent last summer, bring medical stakeholders into a room and meeting with the Department of Health and the LCB. Please ensure that it's not just licensees and stakeholders of that sort, but that the members of the patient community, members of their provider network and things like that have an opportunity to participate. It's a bit of a sensitive and tough issue for someone to come in but if you're going to address it, this is a real opportunity to get it right and to just make a huge, positive benefit to things going forward. Thank you.


ADJOURN

Chair Rushford adjourned the meeting at 10:07 am.

Minutes approved this 24 day of MAY, 2019


Jane Rushford
Board Chair

NOT PRESENT
Ollie Garrett
Board Member


Russ Hauge
Board Member

Minutes prepared by: Dustin Dickson, Executive Assistant to the Board

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

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