



Washington State
Liquor and Cannabis Board

September 14, 2022

Office of the Code Reviser:

Consistent with RCW 34.05.335 and WAC 1-21-060, the Washington State Liquor and Cannabis Board is withdrawing its preproposal statement of inquiry (CR-101) filed as WSR 22-11-032 on May 11, 2022, regarding definitions and the evaluation of additives, solvents, ingredients or compounds used in the production of cannabis products.

[INSERT SIGNATURE]

David Postman
Chair



Washington State
Liquor and Cannabis Board

To: David Postman, Board Chair
Ollie Garrett, Board Member
Jim Vollendroff, Board Member

From: Robert DeSpain, Policy and Rules Coordinator

Date: September 14, 2022

Copy: Rick Garza, Agency Director
Toni Hood, Deputy Director
Justin Nordhorn, Director of Policy and External Affairs
Chandra Brady, Director of Enforcement and Education
Becky Smith, Licensing Director
Kathy Hoffman, Policy and Rules Manager

Subject: Request for approval to withdraw the CR-101 regarding definitions and the evaluation of additives, solvents, ingredients or compounds used in the production of cannabis products, filed as WSR 22-11-032 on May 11, 2022.

The Board adopted new WAC section 314-55-560 concerning the evaluation of additives, solvents, ingredients or compounds used in the production of cannabis products on January 5, 2022. These rules became effective on February 5, 2022, and defined the terms “additive,” “solvent,” “ingredient,” and “compound.” During the 2022 legislative session, legislation was introduced that included additional definitions related to the production and processing of cannabis products. This legislation was not enacted during the 2022 regular session.¹

On May 11, 2022, the Board approved a CR-101 preproposal statement of inquiry, that was filed and published as WSR 22-11-032. During this inquiry period, the Board explored creating new, amending, or repealing existing rule sections WAC 314-55-010 and WAC 314-55-560, as necessary, to identify and further define terms including, but not limited to, additives, solvents, ingredients, compounds, or concentrates, used in the production or processing of cannabis products.²

During the CR-101 public comment period from May 11 through July 1, 2022, two public comments were received regarding the preproposal statement of inquiry. These comments are included in the attached CR-101 public comments.³

A virtual Listen & Learn Forum on conceptual draft rules that amended WAC 314-55-560 was held on July 28, 2022, through Microsoft Teams. A public invitation was shared through

¹ See Attachment B: CR-101 Memorandum.

² See Attachment A: CR-101 Filed as WSR 22-11-032 on May 11, 2022.

³ See Attachment C: CR-101 Public Comments.

GovDelivery on July 20, 2022. The presentation and recording are both available publicly in the Cannabis Rulemaking Activity section of the Washington State Liquor and Cannabis Board website. Based on the attendance log, there were around 45 people in attendance online or by phone. Five oral comments were received during the Listen & Learn Forum. Three written comments were received by email, one before the session and two after the session concluded. These comments are included in the attached Listen & Learn public comments table.⁴

After reviewing the conceptual draft rules shared with the public during the Listen and Learn Forum, and considering the totality of public comments received during both the public comment period and the Listen & Learn Forum, agency staff find that additional definitions related to the production and/or processing of cannabis products should be introduced through legislation. If the Board approves withdrawal of the CR-101, the agency will file a withdrawal of WSR 22-11-032 with the Office of the Code Reviser.

The Board approves/disapproves of the withdrawal of the CR-101 filed as WSR 22-11-032, regarding definitions and the evaluation of additives, solvents, ingredients or compounds used in the production of cannabis products.

_____ Approve	_____ Disapprove	_____	_____
		David Postman, Chair	Date
_____ Approve	_____ Disapprove	_____	_____
		Ollie Garrett, Board Member	Date
_____ Approve	_____ Disapprove	_____	_____
		Jim Vollendroff, Board Member	Date

Attachments:

- Attachment A: CR-101 Filed as WSR 22-11-032 on May 11, 2022.
- Attachment B: CR-101 Memorandum.
- Attachment C: CR-101 Public Comments.
- Attachment D: Listen & Learn Public Comments Table.

⁴ See Attachment D: Listen & Learn Public Comments Table.

PREPROPOSAL STATEMENT OF INQUIRY



CR-101 (October 2017) (Implements RCW 34.05.310)

Do NOT use for expedited rule making

OFFICE OF THE CODE REVISER STATE OF WASHINGTON FILED

DATE: May 11, 2022

TIME: 12:00 PM

WSR 22-11-032

Agency: Washington State Liquor and Cannabis Board

Subject of possible rule making: WAC 314-55-010 – Definitions, and WAC 314-55-560 – Evaluation of additives, solvents, ingredients or compounds used in the production of cannabis products.

Statutes authorizing the agency to adopt rules on this subject: RCW 69.50.325; RCW 69.50.342; RCW 69.50.345; RCW 69.50.348

Reasons why rules on this subject may be needed and what they might accomplish: The production and processing of cannabis products may involve the use of potentially harmful additives, solvents, ingredients, compounds, or concentrates.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies: None..

Process for developing new rule (check all that apply):

- Other (describe) Collaborative rule making

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting:

Name: Robert DeSpain, Policy and Rules Coordinator... (If necessary) Name: Address: Phone: Fax: TTY: Email: rules@lcb.wa.gov Web site: lcb.wa.gov Other:

Additional comments: Interested persons can participate in the rule process through open public meetings and by submitting written comments, and are encouraged to sign up for the interested parties list (GovDelivery) at https://public.govdelivery.com/accounts/WALCB/subscriber/new.

Date: May 11, 2022 Name: Ollie Garrett Title: Acting Chair

Signature: Ollie Garrett



CR 101 Memorandum

Expanding definitions related to the evaluation of additives, solvents, ingredients, compounds, or concentrates used in the production or processing of cannabis products.

Date: May 11, 2022
Presented by: Robert DeSpain, Policy and Rules Coordinator

Background

The agency adopted new WAC section 314-55-560 concerning the evaluation of additives, solvents, ingredients or compounds used in the production of cannabis products on January 5, 2022. These rules became effective on February 5, 2022, and defined the terms “additive,” “solvent,” “ingredient,” and “compound.”

During the 2022 legislative session, legislation was introduced that included additional definitions related to the production and processing of cannabis products. Although no legislation was enacted during the 2022 regular session, the agency is considering creating new definitions, and amending definitions described in WAC 314-55-560, as well as concentrates used in the production or processing of cannabis products.

Reasons Why Rules Are Needed

The production and processing of cannabis products may involve the use of potentially harmful additives, solvents, ingredients, compounds, or concentrates.

Rules are needed to further define these additives, solvents, ingredients, compounds, or concentrates used in the production or processing of cannabis products that pose or may pose a risk to public health or youth access.

Process

The rulemaking process begins by announcing the Board’s intent to consider changes to existing rules, add new rule sections, or both by filing a preproposal statement of inquiry (CR 101) form with the Office of the Code Reviser. This allows staff, stakeholders, industry partners, and all members of the authorizing environment to begin discussing possible rule changes.

At the CR 101 stage of the rulemaking process, no proposed language is offered. Any interested person may comment on the subject of this possible rulemaking during the designated comment period. Notice will be sent to all who have indicated that they want to receive notice of rule activity related to this preproposal statement of inquiry. The notice will identify the public comment period and where comments can be sent.

Attachment C

CR-101 Public Feedback Table—THC Compound Definitions

- Public feedback received from May 11, 2022, through July 1, 2022, on the rule project to implement E2SHB 1480 ([CR-101 filed as WSR 22-11-032 on May 11, 2022](#)). As published in the Notice to Stakeholders, the CR-101 public comment period will close on July 1, 2022. Two comments have been received to date and are included below.

Order Received	Name	Date Received	Feedback
1	Douglas "DH" Henderson, CEO, Painted Rooster Cannabis Company	5/11/2022	<p><u>Email received May 11, 2022—Direct quotation included below:</u></p> <p>“Good afternoon,</p> <p>After reviewing the proposed rulemaking, I am having trouble determining which direction the language is headed with regards to how processors utilize “additives, solvents, ingredients, compounds, or concentrates.” From the perspective I take as a long time chemist in the cannabis space, this may be an attempt to modify or limit the capacity that laboratories have to refine cannabinoids into safe and effective products to the consumer. I would like to comment that proper laboratory practices, like those used for the last 50 years in food, agriculture, and academia should not be restricted by the board in order to provide a competitive advantage to lesser equipped processors. There is no evidence that the use of filtration media, or non-conversion chemical practices in any way harm the consumer or technicians performing the work. I argue that the existing practices of successful laboratories make cannabis products safer, more consistent, and better for the Washington marketplace.</p> <p>I am open to a discussion that lines out the goals of this rulemaking exercise, so that I can provide specific comment. I have been a laboratory scientist in the cannabis space since 2015, and would prefer MORE scientific practices in our market than less.</p> <p>Kind regards,</p> <p>Doug "DH" Henderson, CEO”</p>
2	Micah Sherman, Owner/Operations Director, Raven	6/8/2022	<p><u>Multiple emails received from June 8, 2022, to June 10, 2022 —Direct quotation of the first and last email included below (the content of the emails in between were related to scheduling a video chat):</u></p>

		<p><i>Last email:</i></p> <p>“2pm on Monday works for me.</p> <p>I'm interested in getting an understanding of what you're intent with this rulemaking is in regards to the following general areas:</p> <ul style="list-style-type: none"> • Intent on additives to concentrates and vape devices. Both non cannabis flavorings and ingredients as well as synthetic cannabinoids. • Intent on additives and flavorings for infused joints and marijuana mix joints • Intent on non-natural cannabinoids vs various other means of producing them as ingredients in any cannabis product <p>We are, as you might know, well versed in this topic. We hope that the outcome being sought here is to ensure that cannabis products are only made with cannabis ingredients. Cannabis extracts for inhalation should not include any ingredients that are not cannabis extracts. Cannabis flower and cannabis extract infused flower products should not have non cannabis ingredients in them. Edibles, topicals and any other cannabis product should only have natural plant extracted concentrates as the source of the cannabinoids.</p> <p>So we're hoping to get a better understanding of the agency's approach to this ruleset, which we're hopeful will ensure safe and transparent supply chains for our industry.</p> <p>Hope all is well with your family and you have an enjoyable weekend.</p> <p>Micah Sherman <i>Owner/Operations Director”</i></p> <p><i>First email:</i> “Hello Robert,</p>
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			<p>I would be interested in setting up a call to get a little more information about the subject CR101 so we can provide some meaningful feedback to you on that.</p> <p>Please let me know some available times for us to talk.</p> <p>Thank you,</p> <p>Micah Sherman <i>Owner/Operations Director</i></p>
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Attachment D

July 28, 2022, Listen & Learn Forum Public Comment Table

Topic: Conceptual Draft Rules for Amending Section WAC 314-55-560, Evaluation of additives, solvents, ingredients or compounds used in the production of cannabis products.

Background: A virtual Listen & Learn Forum on conceptual draft rules for Amending Section WAC 314-55-560, Evaluation of additives, solvents, ingredients or compounds used in the production of cannabis products, was held on July 28, 2022, through Microsoft Teams. A public invitation with corrected links was shared through GovDelivery on July 20, 2022. The presentation and recording are both available publicly in the Cannabis Rulemaking Activity section of the Washington State Liquor and Cannabis Board website. Based on the attendance log, there were around 45 people in attendance online or by phone. The table below includes the comments received verbally during the event. Three written comments were received by email, one before the session and two after the session concluded. To maintain the flow and feel of the forum discussion, comments are listed chronologically in the order received. Replies to comments from LCB and attendees are included in the “Comments” column in the same cell as the initial comment. Additional notes, including actions taken in response, are included in the “Notes” column.

	Name	Section or Theme	Comment	Notes
Comments received during the Listen and Learn Forum				
1	Micah Sherman, Raven (Guest)	WAC 314-55-560 Title and (1) – Purpose and Scope	<p><u>Verbal comment [12:38]:</u> Micah Sherman, Raven (Guest) Hey there. Thanks. Actually just have a clarifying question. The addition of “or concentrates” in the two places it’s in here. Can I just kind of get an explanation of how you’re imagining concentrates are being used. I guess I’m just not clear exactly why that needed to be added and I kind of want to understand where it was coming from.</p> <p><u>Verbal reply from Robert DeSpain (LCB):</u> OK, so your comment on this particular section is there seems to be some ambiguity or it’s not clear why “or concentrates” was added to both the title and this section. Is that correct?</p> <p><u>Micah Sherman, Raven (Guest):</u> Yeah.</p> <p><u>Robert DeSpain (LCB):</u></p>	<p>Summary: The addition of “or concentrates” in the title and (1) seems and ambiguous and/or unnecessary. What is the purpose behind the addition?</p>

July 28, 2022, Listen & Learn Forum Public Comment Table

Topic: Conceptual Draft Rules for Amending Section WAC 314-55-560, Evaluation of additives, solvents, ingredients or compounds used in the production of cannabis products.

			<p>OK. Do you have any suggestions for revisions? Is it just removing it entirely or is there anything else that you want to add?</p> <p><u>Micah Sherman, Raven (Guest):</u> No, no, no. I'm not making any sort of suggestion about it. I'm just trying to get some understanding about how that might be implemented or used or just to sort of get some understanding because I don't even feel like I get what that means well enough to say whether I think that it should or shouldn't be included. So I was just trying to get some clarity on that and that may not be something you can answer here.</p> <p><u>Robert DeSpain (LCB):</u> Sure. Yes. I mean, part of the CR 101 phase and the conceptual draft rule phase is really just exploring what we include in the conceptual draft rules. So I think your feedback in saying - it seems ambiguous, you're not sure why it was added, it's vague - I think is really helpful, Micah. I think beyond that, that might be out of scope to go through. We can always follow up though, if you have additional questions about why it was added, but I think for now just capturing your thoughts - there seems to be some ambiguity about that particular word choice. Is that right?</p> <p><u>Micah Sherman, Raven (Guest):</u> I guess to clarify a little bit further, I just feel like it seems to me like because we make concentrates within the 502 system that they're used in cannabis products is already within the scope, sort of inherently. So I guess I'm wondering, is that like concentrates that weren't made within the 502 system? And that feels like you're trying to allow for the ability to regulate those external concentrates. Because then I'm like, I don't really know what those are, because I've never heard of that being used and I'd be curious if maybe there's something that's being used that I'm not aware of or</p>	
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			<p>just because that's what it says to me. Is that like I think of concentrates is something that we make within the regulated market. Therefore, they're already in your scope to make rules about and policy about. So how does what are we trying to get at by including it here in this kind of additives section, if that makes sense?</p> <p><u>Robert DeSpain (LCB):</u> OK that's really good. That's really helpful, Micah, and we're capturing all your comments about that right now. Let me open it up if anyone from specific divisions has any thoughts on that. If not, it might just be good capturing, Micah, what you said and then I think we'll be able to take that back along with the other comments and thoughts in this session and really analyze it and make sure we are clear with what we're trying to do in the conceptual draft rules. Is that reasonable?</p> <p><u>Micah Sherman, Raven (Guest):</u> Yeah, that sounds great. Thank you.</p>	
2	Mark Ambler, Breeze Trees (Guest)	WAC 314-55-560 Title and (1) – Purpose and Scope	<p><u>Verbal comment [17:22]:</u> OK. Hi, this is Mark Ambler with Breeze Trees. Micah, I think I'll just state what I assume the government is thinking by making this change is that they want to regulate terpenes and CBD additives in addition to just solvents and stuff like that. That's my interpretation of the government's intent, or the intent of the people that brought this to the government, that's all. Thanks.</p> <p><u>Verbal reply from Robert DeSpain (LCB):</u> Thank you for that. And it was Mark? Thank you, Mark.</p>	Summary: Suggests intent behind adding “or concentrates” is to be able to regulate terpenes and CBD additives.
3	Annie Rothrock (Guest)	WAC 314-55-560(2) – Definitions	<p><u>Verbal comment [23:04]:</u></p>	Summary: The word “viscid” should be replaced with “viscous”.

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			<p>Hi, this is Annie. And I just noticed a spelling error in sub D extract means a solid viscid or liquid substance. "Viscid" is supposed to be "viscous".</p> <p><u>Verbal reply from Robert DeSpain (LCB):</u> I'll make a note of that. Thank you, Annie. I mean, I think that was intentional, "viscid", but I'll make a note of that and I'll just double check it to make sure that the intention was "viscid". It wasn't in error, but you're saying it should be "viscous".</p> <p><u>Annie Rothrock (Guest):</u> As far as I know, I didn't realize "viscid" is a word.</p> <p><u>Robert DeSpain (LCB):</u> Now again, I'm going to double check. I appreciate that because I know "viscous" is a word as well. So let me put this down. Thank you for that.</p> <p>And Annie, thank you for the check on "viscous" or "viscid". I'm being advised that "viscid" is a word. I think we'll just need to look at the context and see whether "viscous" is the more appropriate word or whether "viscid" still tracks with this particular term. But thank you for that. Thank you for your feedback.</p>	
4	Mark Ambler, Breeze Trees (Guest)	WAC 314-55-560(3) – Procedure	<p><u>Verbal comment [28:14]:</u></p> <p>OK, my only question, which I don't think the language spelled it out, but who would be doing the verifying? Would that be the board for each of these, or who's the decision making government entity that takes these case report data and confirms that they're verifiable and you know each one of these, who makes the final decision? That's my only question.</p>	<p>Summary: What constitutes verifiable case report data? Who determines what is verifiable?</p>

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			<p><u>Verbal reply from Robert DeSpain (LCB):</u> It's a good question. So no specific thoughts or comments related to this section, but the question was I think the way it's worded, and someone please correct me, is, unless any of the divisions want to speak to this subsection. I mean, Mark, I think it's plain language, you know, verifiable case report data, other local state and federal agency findings, reports or product or substance subject of a recall. I think those are all relative to the board and in this case, the board we're referring to, our board and our agency. Is your question more specific to "what do we mean by verifiable? What do we mean by agency findings?" Do you want to follow up on that Mark?</p> <p><u>Mark Ambler, Breeze Trees (Guest):</u> Yes, if I may.</p> <p><u>Robert DeSpain (LCB):</u> Yeah, sure. Go ahead.</p> <p><u>Mark Ambler, Breeze Trees (Guest):</u> OK. Yeah, just the actual meat and carrots like if somebody shows up with this case report data and presents it to LCB, via e-mail. Then does it then attach to the next board meeting? And how many of these do you anticipate to get? You know what I'm saying, will this produce a backlog or is this anticipated to be like once a year somebody calls something out? Just thinking through the not only how it goes down, but the lag that it would create for American cannabis. And just kind of getting a feel for what kind of lag, barriers to entry that this would add to American cannabis that we're trying to establish. Appreciate it.</p> <p><u>Robert DeSpain (LCB):</u> Right. Thanks for that question, Mark. I think I will say that this particular subsection, a lot of this has already been</p>	
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			<p>enacted into rule, including the specific language about submitting verifiable case report data. I honestly think beyond just the plain language definition of that I don't think there's anything. There hasn't been any additional "meat and potatoes", I think he said, to these particular subs. We've had this particular part of WAC 314-55-560 effective as a rule, since earlier this year, I think it was February 5th. So to my knowledge, and if anybody else on call has other information, please let me know, but to my knowledge there hasn't been a backlog. I think it is just plain language verifiable case report data. However, I appreciate your comment and your question which is in in your mind there could be some ambiguity as to what that means. So that's definitely something we'll have to look at and consider. You know, if we need to further define or add additional context around what sub one sub two sub three mean before moving on to the additional parts of this procedure section. Justin, go ahead.</p> <p><u>Verbal reply from Justin Nordhorn (LCB):</u> You know, I think some of the discussion behind some of this, and again I think your comments are well taken that there may need to be some more clarity and we'll have to revisit some of that. But I believe that the kind of the center of this was around something similar to like the vitamin E acetate situation where we have these emerging public health issues that we want to make sure that we can put into rule and have those approvals when you're looking at who's going to be submitting the case reports. I would assume and again I don't want to put, we don't want rules where we assume so we definitely will want to take a look at clarification but we would be thinking about Department of Health and public health entities, CDC perhaps, FDA perhaps, something like that, that may come out with here's a hazardous product that shouldn't be going into</p>	
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			<p>consumables and those types of things. So your points are well taken and thank you for your comments.</p> <p><u>Robert DeSpain (LCB):</u> Thanks Justin for following up with that too. Mark, I hope that provides some additional clarity around that.</p>	
5	<p>Mark Ambler, Breeze Trees (Guest)</p>	<p>WAC 314-55-560 – Additional Feedback</p>	<p><u>Verbal comment [35:43]:</u> OK. Yeah, my one comment would be any place you have the authority written into the WAC that you can “regulate,” I would suggest “regulate or approve”. So somebody could submit a list of additives or concentrates or anything that they really want to, that has a set of proving that they’re OK, that they’re healthy, and then you can take that and publish it as an approved list so people don’t have to go through this process every single time for all concentrates, additives, solvents. And that’s my thing.</p> <p><u>Verbal reply from Robert DeSpain (LCB):</u> Thank you for that Mark. Thank you for not just the thought, the thoughts, but also providing very specific language. So you just want to see the addition of “or approve” so that I think that’s helpful. Thank you very much.</p>	<p>Summary: Change “prohibit” to “prohibit or approve”.</p>
<p><i>Emails related to the Listen and Learn Forum</i></p>				
6	<p>Lukas Hunter, Director of Compliance and Government Affairs, Harmony Farms</p>	<p>General Feedback</p>	<p><u>Email received July 26, 2022, before the L&L Forum—</u> <u>Direct quotation from email included below:</u></p> <p>“Good morning,</p> <p>Glad to see this project starting and further defining the theme of ingredients/additives for inhalable cannabis products. Especially glad to see the development of these rules to assist in protecting the integrity and safety of cannabis products sold in the market. This may be outside</p>	

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			<p>the scope of this project, but I think it is important to bring up Vapor Disclosure Forms. From what I have noticed the industry has not been submitting ample vapor disclosure forms for all the products out on the market. I may be wrong here but there also isn't a clear distinction between vapor products and concentrates in rule. This leaves all cannabis vapor products under the umbrella of "concentrates". If that assumption is correct, wouldn't all cannabis concentrates for inhalation require a vapor disclosure form to be filled out and submitted to the WSLCB per WAC 314-55-1055? If so we are vastly behind on having compliance within the industry, is this currently looked at or enforced?</p> <p>Aside from the lack of submitted disclosure forms, during the height of the vapor related lung injuries in 2019, the disclosure form was created in a way for disclosure to occur. However there was a great amount of concern about intellectual property becoming publicly disclosed. There hasn't been any of the protections put into place, and currently any vapor disclosure form submitted to the WSLCB is released into public eyes without any form of redactions. This alone acts as a disincentive for clean and accurate disclosure within the industry. I would hope we could find some way to keep the information we are required to disclose confidential and not accessible to outside eyes (our competition within the industry).</p> <p>Also updating and simplifying the vapor disclosure form to represent products more accurately would be much appreciated. Currently the form is designed in a manner where it asks batch specific information looking for information about the source materials pertaining to farms. Removing batch specific information that can be gathered through traceability would greatly simplify the form and hopefully encourage better compliance with filling it out for all product.</p>	
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			<p>All of this may be outside the scope of rules and may have a better nexus with licensing/enforcement. If that is the case would you please let me know who would be the most appropriate person to bring this issue to? Looking forward to seeing what this rule project brings forward, and always appreciate creating clarification within the regulations we follow.”</p>	
7	Shawn DeNae, Washington Bud Company	General Feedback	<p><u>Email received August 1, 2022, after the L&L Forum—</u> <u>Direct quotation from email and attachment included below:</u></p> <p><u>Email:</u> “Robert, Attached please find my written testimony on WAC 314-55-560 revisions.”</p> <p><u>Attachment:</u> “To: WSLCB Rules From: Shawn DeNae Wagenseller CEO Washington Bud Company BOD WA Sun and Craft Growers Association Subj: Written Public Testimony on 314-55-560 Listen and Learn Follow Up Date: August 1, 2022</p> <p>I was unable to enter the Listen and Learn conducted on July 28th. My written comments follow for public record.</p> <p>The term ‘concentrates’ is used in three areas yet there is no definition for ‘concentrates’. The new definition of ‘extraction’ includes ‘concentrates’. I recommend at each place ‘concentrates’ is used, it is replaced by the defined term of ‘extract’ or ‘extracts’ since that also includes (but not limited to) isolates and distillates along with concentrates. Without this change, the WSLCB authority over all types of</p>	

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			<p>extracts, isolates and distillates gets into a foggy area that could be abused.</p> <p>I have highlighted in blue the language additions I like.</p> <p>WAC 314-55-560 Evaluation of additives, solvents, ingredients, compounds, or concentrates extracts used in the production or processing of ((marijuana))cannabis products. (1) Purpose and scope. The purpose of this section is to establish a procedure for the board to evaluate additives, solvents, ingredients((or)), compounds, or concentrates extracts used in the production or processing of ((marijuana))cannabis products, as those products are defined in chapter 69.50 RCW.</p> <p>(2) Definitions. For purposes of this chapter, the following definitions apply unless the context clearly ((states))<u>requires</u> otherwise:</p> <p>(d) “Extract(s)” means a solid, viscid, or liquid substance extracted from “Cannabis”, as defined in RCW 69.50.101, which may result in, but is not limited to, isolates, distillates, and/or concentrates; I like that it refers to the definition of ‘Cannabis’ as written which excludes hemp.</p> <p>(3) Procedure. (a) The board may prohibit the use of any additive, solvent, ingredient, compound, or concentrates extract in the production or processing of cannabis products that may pose a risk to public health or youth access including, but not limited to:</p> <p>Note: I agree with panelists from the most recent Deliberative Dialog that the proof of safety should rest upon the processors creating ‘novel’ or ‘innovative’ products. This</p>	
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Topic: Conceptual Draft Rules for Amending Section WAC 314-55-560, Evaluation of additives, solvents, ingredients or compounds used in the production of cannabis products.

			<p>rule language still rests upon the state making the case against a product 'that may pose a risk to public safety or youth access' vs the manufacturer making a case their products are proven safe and do not risk public safety or youth access.</p> <p>Thank you,</p> <p>Shawn DeNae Wagenseller”</p>	
8	<p>Lo Friesen, Founder/ CEO, heylocanna bis.com</p>	<p>General Feedback</p>	<p><u>Email received August 3, 2022, after the L&L Forum—</u> <u>Direct quotation from email included below:</u></p> <p>“Good morning,</p> <p>I'm writing to provide comments on the Draft Amendments to WAC 314-55-560. I, and many of my colleagues, want to support the board's authority over the issues we've seen with the use of harsh solvents and ingredients/additives that pose a risk to public safety. We want to eliminate the conversion of CBD to delta-9 THC. However, it's unclear the intention behind the changes that have been proposed for 314-55-560.</p> <p>I appreciate the board's request for feedback and i'm eager to offer some. Before I can offer constructive feedback, i'm struggling to understand the intention behind these changes. Can you offer any clarity on how these changes and additions would be used?</p> <p>What is the intention behind adding "concentrates" to the first sentence and other parts of this section. Can you provide clarity?</p> <p>I see there is a definition for "Extract" but not for "Concentrate" - how would the board define Concentrate?</p>	

July 28, 2022, Listen & Learn Forum Public Comment Table

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			How are risks to public health assessed? What constitutes "verifiable data" or "reliable entities"?	
			Thank you for your time,"	