



## CR 101 Memorandum

### Regarding marijuana pesticide action level information, remediation of marijuana, and quality control testing.

Date: February 2, 2022  
Presented by: Jeff Kildahl, Policy and Rules Coordinator

---

#### Background

Under [RCW 69.50.342\(1\)\(c\)](#), the Washington State Liquor and Cannabis Board may adopt rules regarding approved pesticides and pesticide testing requirements for marijuana. The WSLCB adopted rules in WAC 314-55-084 to permit the use of pesticides registered by the Washington State Department of Agriculture under chapter 15.58 RCW in the production, processing, and handling of marijuana. The WSLCB also adopted rules in WAC 314-55-108 establishing pesticide action levels for pesticides allowed for use with marijuana.

#### Reasons Why Rules May Be Needed

Rulemaking is needed to update permitted pesticides information in WAC 314-55-108, update rule language regarding remediation of marijuana that has failed quality assurance testing, and update rule language to change the term “quality assurance testing” to “quality control testing”.

#### Process

The rule making process begins by announcing the Board’s intent to consider changes to existing rules, adding new rule sections, or both by filing a 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 proposed rule changes.

At the CR 101 stage of the rulemaking process, no proposed language is offered. Any interested party 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 pertaining to this pre-proposal inquiry. The notice will identify the public comment period and where comments can be sent.