



Notice of Permanent Rules

Regarding Amendment to Title 314 WAC – Second Substitute House Bill 1210 Replacing “Marijuana” With “Cannabis”.

This concise explanatory statement concerns the Washington State Liquor and Cannabis Board’s (WSLCB) adoption of amendments to Title 314 WAC.

The Administrative Procedure Act (RCW 34.05.325(6)) requires agencies to complete a concise explanatory statement before filing adopted rules with the Office of the Code Reviser. The concise explanatory statement must be provided to any person upon request, or from whom the WSLCB received comment.

The WSLCB appreciates and encourages your involvement in the rule making process. If you have questions, please contact Jeff Kildahl, Policy and Rules Coordinator, at (360) 664-1781 or by e-mail at rules@lcb.wa.gov.

Background and reasons for adopting these rules:

The Washington State Legislature passed Second Substitute House Bill 1210 (Chapter 16, Laws of 2022) on March 11, 2022. In passing this bill, the legislature found that the use of the term "marijuana" in the United States has discriminatory origins and should be replaced with the more scientifically accurate term "cannabis". For this reason, the bill replaced the term "marijuana" with the term "cannabis" throughout the Revised Code of Washington, including chapter 69.50 RCW, the Uniform Controlled Substances Act. The bill also directed the Board to use expedited rulemaking to replace the term “marijuana” with “cannabis” throughout the rules of the Liquor and Cannabis Board in Title 314 WAC.

On July 6, 2022, the Washington State Liquor and Cannabis Board adopted rule amendments to Title 314 WAC to implement Second Substitute House Bill 1210.

Rulemaking history for this adopted rule:

CR 105 – filed April 27, 2022 as WSR #22-10-037.

The effective date of these rules is August 6, 2022.

Public comment received on the rule proposal:

- 1. Email message received from Steve Roestel, received April 27, 2022:**

From: STEVEN ROESTEL <sroestel1@comcast.net>
Sent: Wednesday, April 27, 2022 4:22 PM
To: Kildahl, Jeff (LCB) <jeff.kildahl@lcb.wa.gov>
Subject: RE naming of Marijuana to Cannabis

External Email

Thank you for changing the nomenclature for cannabis.
Names mean something.
Its what we attach first judgements to, of ourselves and others.
Not to mention living things.
Best, Steve Roestel
FBR South Bay

WSLCB response: Thank you for commenting on the proposed rule change. I will include this in the rulemaking file for the permanent rulemaking package.

Was the comment reflected in the adopted rule? This comment was not reflected in the final rule.

2. Email message received from John Dickinson April 27, 2022:

From: john dickinson <jrdickinson@yahoo.com>
Sent: Wednesday, April 27, 2022 5:33 PM
To: Washington State Liquor and Cannabis Board <wslcb@public.govdelivery.com>; Kildahl, Jeff (LCB) <jeff.kildahl@lcb.wa.gov>
Subject: Re: LCB Board Action: Expedited rule making filed - Replacing "Marijuana" with "Cannabis"

External Email

The most egregious term that should be replaced is BLACK MARKET. It's origins should be obvious, a market for blacks originating in the 1800s. Please replace with illegal, underground, prohibited, or anything else excluding black. Yes I have been making these suggestions for the past 10 years, perhaps if cannabis was guided by a board that is not influenced by those addictive and deadly drugs they could hear our concerns.

John Dickinson
56 years with life extending cannabis.

WSLCB response: The WSLCB appreciates these comments. I will include this in the rulemaking file for the permanent rulemaking package.

Was the comment reflected in the adopted rule? This comment was not reflected in the final rule.

Changes from Proposed Rules (CR-105) to the Rules as Adopted:

There were no changes from the proposed rules to the rules as adopted.