



E2SSB 5367 (“THC Bill”) Rulemaking Workshop #3:
Cannabis Servings and Transaction limits (WAC 314-55-095) &
Packaging and Labeling (WAC 314-55-105)

Tuesday, April 23, 2024, from 2 p.m. – 4 p.m.
Virtual Attendance Only

Workshop Objective: Review, discuss, and gather feedback from interested parties on:
 ✓ Revisions to draft language in WAC 314-55-095; and
 ✓ Draft proposed changes to WAC 314-55-105.

Relevant statutory changes: New definition of “package” and “unit,” amended definitions of “THC concentration” and “cannabis product,” amendments to RCW 69.50.326 related to retail product labels; and implementation of HB 1249 related to low-THC beverages.

Time	Topic
2:00 p.m. – 2:15 p.m.	Welcome <ul style="list-style-type: none"> Workshop objective Brief overview of relevant statutory changes resulting from E2SSB 5367 Scope of rulemaking
2:15 p.m. – 3:00 p.m.	Review and discuss draft proposed rule changes to WAC 314-55-105
3:00 p.m. – 3:05 p.m.	5-minute break
3:05 p.m.– 3:35 p.m.	Review and discuss new revisions to WAC 314-55-095
3:35 p.m.– 4:00 p.m.	Questions and next steps <ul style="list-style-type: none"> Updated workshop schedule: <ul style="list-style-type: none"> WAC 314-55-102 & WAC 314-55-109 (4/26) All rule sections (5/2)

Overview of Draft Proposed Rule Changes: WAC 314-55-105 Cannabis packaging and labeling

- Amended language regarding labeling THC concentration to align with the new expanded definition of “THC concentration” that includes other THC compounds, in addition to delta-9 THC/THCA.
- Replaced/removed references to “container” and replaced with “package” or “packaging” to align with new definition of “package.”

New concepts

- Cannabinoids required to be tested**
 - No changes to cannabinoids required to be tested (only delta-9 THC/THCA and CBD/CBDA required to be tested).
 - Total THC and total CBD calculations remain the same
 - Testing for additional THC compounds required if advertised/marketed.
- Labeling total THC**

- Total delta-9 THC always required.
- Total THC of other THC compounds required if licensee tests for the additional compounds and the THC concentration of the compound is 1mg/g or greater.
 - Formula to calculate total THC for a product that contains delta-9 and another THC compound, where M is the mass or fraction of the THC compound: $M \text{ total THC} = ((0.8770 \times M \text{ delta-9 THCA}) + M \text{ delta-9 THC}) + ((\text{conversion factor} \times M \text{ THC acid}) + M \text{ THC compound})$.

Overview of revisions to WAC 314-55-095 *Cannabis servings and transaction limits*

1. Revised original proposed language based on feedback from workshop 2.
 - Section requires amendments to align with new definitions of “package” and “unit,” and amended definition of “THC concentration.”
2. Added new language to align with HB 1249 regarding serving and transaction limits for low-THC beverages.
3. Repealed language (1)(d)(i)(E) regarding the transaction limits for the maximum number of units (10) of cannabis infused product that may otherwise be taken into the body.