



CR 101 Memorandum

Re: **Acceptable Forms of Identification**

Date: October 9, 2024
Presented by: Jeff Kildahl, Policy and Rules Coordinator

Background

Acceptable forms of identification that liquor licensees may use to verify a person's age for eligibility to purchase alcohol are found at [WAC 314-11-025](#). The companion rule for purchase of cannabis is at [WAC 314-55-150](#). With the passage of [Initiative 1183](#) in 2013 that provided for the privatization of liquor sales, a statute on acceptable forms of identification at RCW 66.16.040 was repealed.

In April 2023, the Washington State Liquor & Cannabis Board (Board) [accepted](#) a petition requesting to add global entry cards to the list of acceptable forms of identification in WAC 314-11-025. In July 2023, the Board [accepted](#) the parts of a petition for rulemaking requesting to remove references to RCW 66.16.040 from [WAC 314-01-005](#), [WAC 314-17-025](#) and [WAC 314-17-110](#).

While examining amending WAC 314-11-025, it makes sense to examine its cannabis companion, WAC 314-55-150, which has not been substantively examined since it was first created in 2013. This also provides an opportunity to look at how the rules around acceptable identification comply with other state law.

Reasons Why Rulemaking Is Needed

Rulemaking is needed to consider amending multiple sections of Title 314 WAC and amending, repealing, or creating new sections of Title 314 WAC as necessary to address two petitions for rulemaking accepted in 2023 regarding acceptable forms of identification. Rulemaking is also needed to make the rules on acceptable forms of identification consistent with other state law.

Process

The rulemaking process begins by announcing the Board's intent to consider changes to existing rules, adding 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 proposed rule changes.

At this stage of the rulemaking process, no proposed language is offered. Any interested party may comment on 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.