



Washington State
Liquor and Cannabis Board

Date: March 27, 2024

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

From: Denise Laflamme, Rules Coordinator



Copy: Will Lukela, Director
Toni Hood, Deputy Director
Justin Nordhorn, Director of Policy and External Affairs
Becky Smith, Director of Licensing and Regulation
Chandra Wax, Director of Education and Enforcement
Cassidy West, Policy & Rules Manager

Subject: Request for approval of final rules (CR 103) regarding implementing Engrossed Substitute Senate Bill (ESSB) 5365 (2023) to increase penalties for licensed retailers who sell tobacco, cigarette or vapor products to minors

The Rules Coordinator requests that the Board adopt the final rules and approve the CR 103 for revisions to WAC 314-35-075 to implement ESSB 5365 from the 2023 legislative session. This law increases penalties the LCB may impose for violations under RCW 70.155.100 for licensed retailers who sell tobacco, cigarette, or vapor products to persons under 21.

The Board approved this rulemaking as expedited on January 17, 2024, which provided for a 45-day period for objections. No objections have been submitted during this time and we are able to file the CR 103 for final adoption of the rule. A CR 103 memorandum, CR 103 form, concise explanatory statement, and rule text are attached.

If approved, the CR 103 form and rule text will be filed with the Code Reviser, and the rules will be effective April 27, 2024.

<input type="checkbox"/> Approve <input type="checkbox"/> Disapprove	<i>Not Present</i> David Postman, Chair	<u>3.27.2024</u> Date
<input checked="" type="checkbox"/> Approve <input type="checkbox"/> Disapprove	 Ollie Garrett, Acting Chair	<u>3.27.2024</u> Date
<input checked="" type="checkbox"/> Approve <input type="checkbox"/> Disapprove	 Jim Vollandroff, Board Member	<u>3.27.2024</u> Date

Attachments: CR 103 Memorandum
Concise Explanatory Statement