



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (October 2017) (Implements RCW 34.05.310)

Do NOT use for expedited rule making

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STATE OF WASHINGTON
FILED

DATE: November 02, 2022

TIME: 12:57 PM

WSR 22-23-001

Agency: Department of Health

Subject of possible rule making: Chapter 246-70 WAC Cannabis Product Compliance. The Department of Health (department) is opening this chapter to consider updating the term "marijuana" to "cannabis," to examine the definition of compliant product, to review compliant product labeling, and align quality assurance standards with the Washington State Liquor and Cannabis Board.

Statutes authorizing the agency to adopt rules on this subject: RCW 69.50.375, Second Substitute House Bill 1210 (Chapter 16, Laws of 2022)

Reasons why rules on this subject may be needed and what they might accomplish:

Updating the rules with the term cannabis would implement and reflect 2022 statutory changes made by Second Substitute House Bill 1210 (Chapter 16, Laws of 2022).

Technical changes may need to be made to quality assurance standards to align with recent updates in rule from the Washington state Liquor and Cannabis Board (WSLCB).

Reviewing the current classifications for compliant cannabis products and the difference between tax exempt product verses medical cannabis product which requires additional testing and a pre-selected label.

Reviewing the compliant product labeling requirements is in response to a petition which the department granted in June 2022.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies: Washington State Liquor and Cannabis Board as well as Washington State Department of Revenue regulate licensed marijuana retailers which may have an interest in this proposal. We have organized meetings, discussions, and email correspondence with both agencies regarding this rule proposal.

Process for developing new rule (check all that apply):

- Negotiated rule making
- Pilot rule making
- Agency study
- Other (describe) Collaborative rule making

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting:

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Other:

Additional comments: Rule making notices will be delivered via GovDelivery. To receive notices, interested persons may sign up for any or all of the lists. Please go to: <https://public.govdelivery.com/accounts/WADOH/subscriber/new>. After signing in, please click open the box labeled "Health Systems Quality Assurance." Next click open the box labeled "Health Professions." From there, check the Medical Cannabis Program box. You may also check any other box of the professions listed that you may be interested in.

Date: November 2, 2022

Name: Kristin Peterson, JD for Umair A. Shah MD, MPH

Title: Chief of Policy for the Secretary of Health

Signature:

A handwritten signature in black ink that reads "Kristin Peterson". The signature is written in a cursive, flowing style.