
SUBSTITUTE HOUSE BILL 1159

State of Washington

68th Legislature

2023 Regular Session

By House Regulated Substances & Gaming (originally sponsored by Representatives Wylie and Stonier)

1 AN ACT Relating to interstate cannabis agreements; adding a new
2 section to chapter 43.06 RCW; and providing a contingent effective
3 date.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 43.06
6 RCW to read as follows:

7 (1) The governor may enter into an agreement with another state
8 or states for the purposes of:

9 (a) Cross-jurisdictional coordination and enforcement of
10 cannabis-related businesses authorized to conduct business in this
11 state, the other state, or both; and

12 (b) Cross-jurisdictional delivery of cannabis between this state
13 and the other state.

14 (2) An agreement entered into under this section must ensure:

15 (a) Enforceable public health and safety standards are met, and
16 include a system to regulate and track the interstate delivery of
17 cannabis;

18 (b) Any cannabis delivered into this state, before sale to a
19 consumer, is:

20 (i) Tested in accordance with rules adopted by the department of
21 agriculture under RCW 15.125.020, by the department of health under

1 RCW 69.50.375, and by the state liquor and cannabis board under RCW
2 69.50.342, 69.50.345, and 69.50.348;

3 (ii) Packaged and labeled in accordance with RCW 69.50.346 and
4 rules adopted by the liquor and cannabis board under RCW 69.50.342,
5 69.50.345, and 69.50.346; and

6 (c) Applicable taxes on the sale, delivery, and receipt of
7 cannabis are collected.

8 (3) In accordance with an agreement entered into under this
9 section:

10 (a) A cannabis producer, cannabis processor, cannabis researcher,
11 or cannabis retailer licensed under chapter 69.50 RCW may deliver
12 cannabis to a person located in, and authorized to receive cannabis
13 by, the other state; and

14 (b) A cannabis producer, cannabis processor, cannabis researcher,
15 or cannabis retailer licensed under chapter 69.50 RCW may receive
16 cannabis from a person located in, and authorized to export cannabis
17 by, the other state.

18 (4) The coordination and enforcement of plans and actions under
19 this section must:

20 (a) Be consistent with this state's policies and programs to
21 redress inequities that exist from past cannabis prohibition and drug
22 enforcement laws; and

23 (b) Include steps to ensure equity in the application of
24 agreements at all levels and in all jurisdictions that may interact
25 with the licensed and unlicensed production and sale of cannabis.

26 (5) For the purposes of this section: "Cannabis," "cannabis
27 processor," "cannabis producer," "cannabis researcher," "cannabis
28 retailer," and "person" have the meanings provided in RCW 69.50.101.

29 NEW SECTION. **Sec. 2.** (1) This act takes effect on the earlier
30 of the date on which:

31 (a) Federal law is amended to allow for the interstate transfer
32 of cannabis between authorized cannabis-related businesses; or

33 (b) The United States department of justice issues an opinion or
34 memorandum allowing or tolerating the interstate transfer of cannabis
35 between authorized cannabis-related businesses.

36 (2) If either of the conditions in subsection (1) of this section
37 occur, the state liquor and cannabis board must:

38 (a) Provide written notice of the effective date of section 1 of
39 this act to affected parties, the chief clerk of the house of

1 representatives, the secretary of the senate, the office of the code
2 reviser, and others as deemed appropriate by the board;

3 (b) Provide written notice of statutory changes necessary to
4 authorize the sale, delivery, and receipt of cannabis in accordance
5 with an agreement entered into under section 1 of this act to the
6 governor and the appropriate committees of the legislature;

7 (c) Provide notice of the effective date of section 1 of this act
8 to all licensed cannabis producers, processors, retailers,
9 researchers, and transporters and to persons who have a pending
10 application for such a license, and inform all such licensees and
11 persons of how they may continue to be notified of activities related
12 to interstate cannabis agreements as well as changes and proposed
13 changes to laws and rules related to this section and section 1 of
14 this act, including statutory changes identified in (b) of this
15 subsection, rule changes identified in (d) of this subsection, and
16 agreements entered under this section; and

17 (d) Adopt rules as necessary to authorize the sale, delivery, and
18 receipt of cannabis in accordance with an agreement entered into
19 under section 1 of this act.

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