
SENATE BILL 6172

State of Washington

65th Legislature

2018 Regular Session

By Senators Rivers and Palumbo

1 AN ACT Relating to private label marijuana; and amending RCW
2 69.50.395.

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

4 **Sec. 1.** RCW 69.50.395 and 2017 c 317 s 16 are each amended to
5 read as follows:

6 (1)~~(a)~~ (i) A licensed marijuana business may enter into a licensing
7 agreement, or consulting contract, with any individual, partnership,
8 employee cooperative, association, nonprofit corporation, or
9 corporation, for:

10 ~~((a))~~ (i) Any goods or services that are registered as a
11 trademark under federal law or under chapter 19.77 RCW;

12 ~~((b))~~ (ii) Any unregistered trademark, trade name, or trade
13 dress; or

14 ~~((e))~~ (iii) Any trade secret, technology, or proprietary
15 information used to manufacture a ~~((cannabis))~~ marijuana product or
16 used to provide a service related to a marijuana business.

17 ~~((2))~~ (b) All agreements or contracts entered into by a
18 licensed marijuana business, as authorized under this section, must
19 be disclosed to the state liquor and cannabis board.

20 (2) Nothing in RCW 69.50.328 or this chapter prohibits business
21 arrangements through which a marijuana product is offered or sold at

1 retail by a marijuana retailer under a private label bearing the
2 business or trade name of the marijuana retailer, or of an entity
3 other than the marijuana producer or processor that produced or
4 processed the marijuana product, so long as:

5 (a) The marijuana retailer offering or selling the marijuana
6 product does not have an exclusive right to sell the marijuana
7 product; and

8 (b) The marijuana product is reasonably available to any
9 marijuana retailer.

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