



# **Senate Labor, Commerce & Tribal Affairs**

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# Policy Issues

- Regulation of impairing cannabinoids
  - Youth access prevention
  - Consumer Safety
  - Employee Safety
- Determining what cannabinoids are considered impairing
  - THC
  - HHC
  - Interaction with CBD
- Economic impacts
  - Existing marketplace
  - Product innovation
- Federal legalization
  - Desired policies in place for future changes



# Stakeholder Engagement Highlights

## Deliberative Dialogues

### Plant chemistry

#### *Session 1*

- 5 scientist panel
- 3 hours total
- 150 participants

#### *Session 2*

- 4 scientist panel
- 3 hours total
- 120 participants

## Associations +

- Cannabis Alliance
- Washington Cannabusiness Association
- WA Sun and Craft Association
- Craft Cannabis Coalition
- Industrial Hemp Association
- Patient Advocates

## Government / Health

- Tribal Leaders (25+)
- Multi-state discussions on concepts
- Approach and comparison discussions with Oregon and Colorado
- FDA meeting on health, federal regulation, involvement, and legal issues
- Public health and prevention, WASPC, WAPA, Traffic Safety (WTSC), WA Impaired Driving Advisory Council (WIDAC), Healthy Youth (WHY) Coalition, Dept. of Health, and Dept. of Agriculture

## Bill Draft Development

- Policy Statement
- Stakeholder brainstorming
- Independent research
- Discussions with scientists
- Public meetings / presentations
- Multiple bill drafts distributed to 300+ stakeholders/groups
- April 2021 – November 2021



## 2022 Legislation Goals

- Protect public health and safety by:
  - Preventing youth access to impairing cannabinoids
  - Preventing unregulated sales of impairing cannabinoids
  - Creating a framework for regulating the production of impairing cannabinoids, beyond delta-9 THC
  - Protect consumer safety by modifying testing requirement for imported cannabinoids into the I-502 system
- Support industry interests and development:
  - Through adding an allowance to use minor cannabinoids, beyond CBD, to cannabis products within the I-502 market
  - Creating a framework for regulatory adaptability through agency rulemaking
  - Expand license privileges for marijuana processor licenses



# Policy Comparison Alcohol vs Cannabis

Grapes  
Not restricted  
Not Impairing



Alcohol = 0.5%  
Alcohol by Volume (ABV)

Wine: Age Restricted / Impairing



Natural Hemp  
Not restricted  
Not Impairing



Determining what products  
need regulation

End Product:  
Age Restricted / Impairing?





## State Comparison

### Oregon

“Adult Use Cannabinoid”:

- *Includes delta-8 THC*
- Any artificially derived cannabinoid reasonably determined to have an intoxicating effect
- Artificially or naturally derived tetrahydrocannabinolic acids

### Colorado

“Adult Use Cannabis Product”

- All intoxicating cannabinoids
- Artificially derived cannabinoid or industrial hemp derived product not defined as industrial hemp product
- Any other chemical substance not defined in statute and that is identified by rule

- Industrial hemp commodity or product exceeding THC concentration levels established by OLCC in rule
- OLCC set a 0.5mg THC limit on hemp products

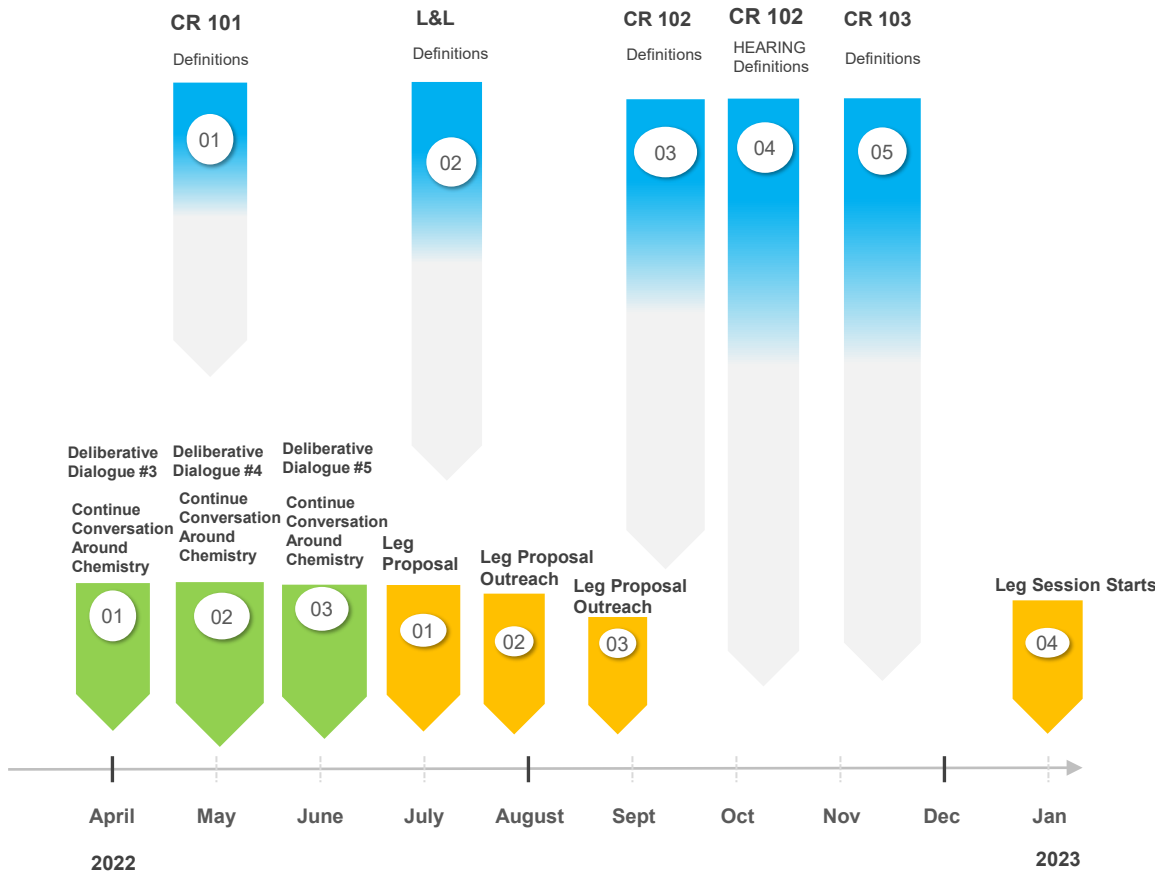
### Washington

- RCW does not allow LCB to engage in hemp regulation
- RCW prohibits synthetic THC
- RCW focuses on delta-9 THC as the primary regulated cannabinoid



## Interim Policy, Outreach, and Rule Development Plans

Outreach Events  
Rule Development  
Legislative Development



### Plant Chemistry Impairing Cannabinoids

Deliberative Dialogue #3  
*April 27, 2022 (114 Participants)*

Deliberative Dialogue #4  
*May 31, 2022*

Deliberative Dialogue #5  
*June 21, 2022*

Rulemaking  
*Listen and Learn*  
*July 07, 2022 (tentative)*

Technical Workgroup  
*Development in 2022*



# Continuing Policy Considerations

- Impacts to WSP, crime and toxicology labs, local law enforcement
- Consumer and Employee safety
  - Related to synthetic cannabinoids
- Consumer awareness
- Behavioral health concerns
- Economic impacts
  - Regulated Cannabis Market
  - Hemp Market
- Adaptability to business innovation
- Ease of understanding definitions for all stakeholders
  - ASTM International (formerly American Society for Testing and Materials) recently acknowledged WA for proposing the use of impairing vs intoxicating as a standard.





# Washington State Liquor and Cannabis Board

**Questions?**