

By Representative Reeves

ESSB 5403 - H COMM AMD

By Committee on Consumer Protection & Business

1 On page 3, line 12, after "69.50.395" insert ", whether or not in
2 exchange for payment,"

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4 On page 3, beginning on line 15, after "to" strike all material
5 through "decisions" on line 18 and insert ":

6 (A) Any sharing of profits or revenue;

7 (B) Any assistance, coordination, or recommendation for the
8 purchase of cannabis products whereupon pricing is coordinated or
9 discounted;

10 (C) The common use of intellectual property assets such as
11 branding, trade names, logos, social media accounts, or websites;

12 (D) Any operational control over the business or operational
13 support for typical day-to-day business operations, including core
14 business or executive functions of the retail cannabis license;

15 (E) Any sharing or coordination of marketing and advertising
16 efforts or expenses; and

17 (F) Any coordinated sharing of employment or hiring decisions,
18 including the shared employment of individuals"

EFFECT: Adds that the proposed prohibition on retail cannabis licensees entering into certain agreements that confer a financial interest across more than five retail cannabis licenses applies whether or not payment is exchanged. Modifies the proposed definition of a "financial interest" for purposes of the prohibition as follows:

- changes "negotiating or coordinating purchases of cannabis products" to any assistance, coordination, or recommendation for the purchase of cannabis products whereupon pricing is coordinated or discounted;
- adds the common use of intellectual property assets such as branding, trade names, logos, social media accounts, and websites;

- adds any operational support for typical day-to-day business operations, including core business or executive functions of the retail cannabis license;
- changes "sharing marketing and advertising costs" to any sharing or coordination of marketing and advertising efforts or expenses; and
- changes "sharing employment and hiring decisions" to any coordinated sharing of employment or hiring decisions, including the shared employment of individuals.

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