



CR 101 Memorandum

Expanding definitions related to the evaluation of additives, solvents, ingredients, compounds, or concentrates used in the production or processing of cannabis products.

Date: May 11, 2022
Presented by: Robert DeSpain, Policy and Rules Coordinator

Background

The agency adopted new WAC section 314-55-560 concerning the evaluation of additives, solvents, ingredients or compounds used in the production of cannabis products on January 5, 2022. These rules became effective on February 5, 2022, and defined the terms “additive,” “solvent,” “ingredient,” and “compound.”

During the 2022 legislative session, legislation was introduced that included additional definitions related to the production and processing of cannabis products. Although no legislation was enacted during the 2022 regular session, the agency is considering creating new definitions, and amending definitions described in WAC 314-55-560, as well as concentrates used in the production or processing of cannabis products.

Reasons Why Rules Are Needed

The production and processing of cannabis products may involve the use of potentially harmful additives, solvents, ingredients, compounds, or concentrates.

Rules are needed to further define these additives, solvents, ingredients, compounds, or concentrates used in the production or processing of cannabis products that pose or may pose a risk to public health or youth access.

Process

The rulemaking process begins by announcing the Board’s intent to consider changes to existing rules, add new rule sections, or both by filing a preproposal statement of inquiry (CR 101) form with the Office of the Code Reviser. This allows staff, stakeholders, industry partners, and all members of the authorizing environment to begin discussing possible rule changes.

At the CR 101 stage of the rulemaking process, no proposed language is offered. Any interested person may comment on the subject of this possible rulemaking during the designated comment period. Notice will be sent to all who have indicated that they want to receive notice of rule activity related to this preproposal statement of inquiry. The notice will identify the public comment period and where comments can be sent.