

Washington State Bar Association
Cannabis Law Section
Executive Committee Meeting
September 9, 2022

I. Washington State Bar Association (WSBA) Cannabis Law Section Chair (Chair) Sativa Rasmussen convened a regular meeting of the WSBA Cannabis Law Section Executive Committee to order at 12:07 p.m. PT. via Zoom videotelephony due to the Covid-19 pandemic. All members of the committee were able to simultaneously hear each other and to participate.

II. Recording Secretary Emmelyn Hart called the roll and recorded the following committee members present: Sativa Rasmussen, Emmelyn Hart, Joshua Ashby, Alexis Hartwell-Gobeske, and Heather Wolf. Peter Becker and Anastasia Gilmartin were excused. A quorum was present.

III. The Chair presented the minutes from the committee's September 2, 2022 meeting. She waived their reading as they were distributed by electronic means. The Chair then made a motion to approve those minutes. The motion was seconded. **The motion was ADOPTED.**

IV. The Chair reported the following industry updates:

A. Legalization Efforts in Washington State

1. The Washington State Liquor & Cannabis Board ("LCB") proposed a bill for comment approximately three weeks ago to address the regulation of hemp consumable products within the state.

a. The LCB's proposal changes the definition of hemp, defining it as any part of the cannabis plant up to the point of harvest.

i. The bill distinguishes between the plant growing in the ground and the products derived from the plant when it is out of the ground.

ii. All products after harvest would be regulated differently and separately.

iii. Anything below the 3% threshold will be considered a hemp consumable regulated by the Department of Agriculture while the product will be regulated by the LCB.

b. The LCB proposal lacks a licensing structure for retailers and specifics on testing.

c. The Industrial Hemp Association of Washington ("IHAW") drafted a competing bill. The IHAW's proposal also adds a definition for "in process hemp."

d. The Chair is monitoring the progress of both proposals. The Committee may provide Comment.

B. Legalization Efforts Around the United States

1. Arkansas, North Dakota, Maryland, Missouri, and Oklahoma have all approved ballot measures legalizing adult-use recreational marijuana.

2. Nebraska is considering medical marijuana legalization.

- C. Legalization Efforts Around the World
 - 1. Germany's cannabis imports continue to increase.
 - a. Canada is losing its lead position as the top exporter.
 - b. Denmark, the Netherlands, and Portugal are now supplying the German market.
 - 2. Costa Rica unveiled plans in August for recreational cannabis legislation.
 - 3. Three international drug control conventions, collectively referred to as the UN Drug Treaties, codify internationally applicable control measures and set the stage for what is allowed regarding the import/export of cannabis.
 - a. Limit the use of narcotic drugs and psychotropic substances to legitimate medical and scientific purposes.
 - b. That the country of origin and the country of destination have both legalized adult use cannabis is irrelevant.
- D. Psychedelics
 - 1. Interest continues to grow in the psychedelics industry, but that interest appears focused on medical rather than recreational use.
 - a. Psychedelics are not emerging in the market the same way or growing as quickly as cannabis did. Interest groups are fragmented.
 - b. Alexis Hartwell-Gobeske reported that the focus at a recent psychedelics conference was on medical use.
 - c. Members report seeing growth in the psychedelics industry.
 - d. Jonathan Bench at Harris Bricken and Daniel Short at Green Light Law Group work in the psychedelics space.
 - 2. The Chair queried the Committee about expanding the Cannabis Law Section to include Psychedelics Law since no other section addresses it.
 - a. If the Committee wants to include Psychedelics Law, then it must propose a Bylaws amendment and seek permission to do so from the WSBA Board of Governors.
 - b. A poll to the Sections' membership and an email to other WSBA Sections may help guide future discussions about the topic.
- E. California Assembly Bill 51 ("AB 51") update
 - 1. Passed one year ago, AB 51 allows the sale of hemp consumable products in California. The bill requires out-of-state manufacturers to adhere to food safety standards and food safety inspections.
 - 2. The proposed rules were announced, and the window for applications was opened, in August.

V. The Chair reported the newly elected Executive Committee will begin its term of office on October 1, 2022. Incoming Chair Alexis Hartwell-Gobeske will determine the frequency of and dates/times for future meetings.

VI. The Chair reported she will be on maternity leave beginning November 1, 2022.

VII. A motion was made and seconded to extend to the Chair the Committee's appreciation for a job well done. **The motion was ADOPTED.**

VIII. The next Executive Committee meeting will be held on October 4, 2022 at 12 p.m. PDT.

IX. There being no further business, the Chair adjourned the meeting at 12:55 p.m. PDT.

/s/ Emmelyn Hart _____

Emmelyn Hart
Recording Secretary

Minutes approved on October ____, 2022.