

6.3.24 Chat

Gregory Foster (@CannObserv) (Guest) Monday 10:02 AM

GF This is Gregory Foster with Cannabis Observer. We're recording audio of this event and gathering meeting materials here:
<https://cannabis.observer/events/85420-wslcb-focus-group-hb-1453-implementation-june-3-2024/>

James Hunt (Unverified) Monday 10:23 AM

JH What are the exact differences? Are copies of Medical ID cards required to support excise tax deduction?

It would be helpful clarify in the rule what, if any substantiation, differences are between sales tax and excise tax that is, lay it out as part of the regulation

Perhaps a special notice

Also, are you coordinating the substantiation requirement with the Department of Revenue

Derek Christensen Monday 10:27 AM

DC I feel she is speaking of either endorsed stores or the old farmers markets

James Hunt (Unverified) Monday 10:31 AM

JH why not scheduled audits to confirm compliance with a safe harbor against penalties

Wilmot, Jeanie D (LCB) Monday 10:33 AM

Audits by the finance unit that would reviewing exemptions given are typically announced with time to gather documents.

Kause, Annie M (DOH) Monday 10:36 AM

DOH is in the process of upgrading the system! 🙏

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Gregory Foster (@CannObserv) (Guest) Monday 10:37 AM

GF Ms. Kause, has an RFP been issued for the replacement to AirLift?



Melanie Lankhaar (Unverified) Monday 10:39 AM

ML I agreed I use DOH/Airlift site daily and it's a mess.

We have it up on our screens for budtenders use to confirm cards and it is very time consuming.

Johnson, Tholo J (DOH) Monday 10:41 AM



We hear ya... 😊



Michelle Gipson Monday 10:43 AM

MG lists of farmer's markets are provided by our healthcare practitioners and should continue to be available in my view

Kyla (Guest) Monday 10:43 AM

K Agreed with everything being said. Airlift is a mess and very hard to know who to talk to when certain problems come about. Medical patients when either getting issued a card or just verifying a card and then going through with a transaction take a very long time and can create medical patients to not want to go back to the store because of how long it takes to get medicine. We would love to get our medical patients dealt with quickly and efficiently so they can get home and have their medicine.

Michelle Gipson Monday 10:46 AM

MG In Colorado, there are distinct operations for medical cannabis which are separate from retail. It seems the most efficient way of ensuring that the tax exemption applies only to medical cannabis. Hence, the need for farmer's markets.



Wong, Johnny (DOH) Monday 10:48 AM



Melannie- can you provide details on this product? I am not aware of testing for "parent lots"



Michelle Gipson Monday 10:49 AM



why did WA decide to lump patients into the same retail space as recreational users?

West, Cassidy (LCB) Monday 10:50 AM



Melanie Lankhaar (Unverified) If you would like to leave your email, I would be happy to follow-up with you about the COA concerns. Thanks!



Michelle Gipson Monday 10:52 AM



I think a lot of this difficulty could be resolved by simply keeping medical separate from recreational sellers.



Johnson, Tholo J (DOH) Monday 10:54 AM



Hi [Melanie Lankhaar](#), we're working on a testing guidance document as we speak and are hoping to put it out ASAP. The testing for DOH-compliant products (heavy metals) are in addition to the LCB tests. The LCB tests are required based on product type found here: [WAC 314-55-102](#); beginning at (4) and at the specified times. For DOH compliance on heavy metals, if the final product is flower then HM testing is done on the flower. If it's getting processed into anything else, HM testing is done on the concentrate after extraction.



James Hunt (Unverified) Monday 10:54 AM



Why not follow the sales tax requirement- must keep copy of medical id card

Melanie Lankhaar (Unverified) Monday 10:55 AM

ML

Melanie Lankhaar (Unverified) If you would like to leave your email, I would be happy to follow-up with you about the COA concerns. Thanks!

Melanie.lankhaar@pomcannabis.com

Guest (Potential Patient) Monday 10:55 AM

G

The proposal to have Retailers track DOH-Compliant product status via their specific SKU defeats the purpose of TRACEABILITY, n'est ce pas?

👍 1

Johnson, Tholo J (DOH) Monday 10:55 AM

J

and yes, as Mr Kingsbury may have mentioned, DOH currently requires a larger sample volume be submitted for testing than LCB does.

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James Hunt (Unverified) Monday 10:57 AM

JH

What about emergency regulations so there is a safe harbor

I agree that substantiation with sales tax should be the same as for excise tax

Johnson, Tholo J (DOH) Monday 10:58 AM

J

James Hunt (Unverified) 6/3/2024 10:54 AM
Why not follow the sales tax requirement- must keep copy of medical id card

A copy of this card on file may violate HIPPA laws, whereas documenting only the ID # may not.

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James Hunt (Unverified) Monday 10:59 AM

JH

change the statute

Shawn DeNae (Unverified) Monday 11:00 AM

SD

Parent lot: my understanding by example is if flower and kief are separately tested for DOH, the 2 products can then be blended to create a separate product that then only has to test for regular COA (sans pesticide and heavy metals) and maintain the DOH qualification. The tertiary product would then not have the pesticide and heavy metal information of the 'parent lot' on the COA.

James Hunt (Unverified) Monday 11:03 AM

JH

do not assume airlift has that data.

LCB and DOH should sort this out as part of this process

Melanie Lankhaar (Unverified) Monday 11:03 AM

ML

Parent lot: my understanding by example is if flower and kief are separately tested for DOH, the 2 products can then be blended to create a separate product that then only has to test for regular COA (sans...

Yes thank you, sorry I was working on typing that out also helping on the sales floor at work at the same time lol.



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James Hunt (Unverified) Monday 11:03 AM

JH

Greenbits did not keep historic id numbers

bad surprize

Guest (Potential Patient) Monday 11:07 AM

G

With respect. NO ability to track patient purchases across time should be enabled by the rules you write.

Guest (Potential Patient) Monday 11:07 AM

G

With respect. NO ability to track patient purchases across time should be enabled by the rules you write.

Given the performance of the current database provider (and keeper), the sanctity of patient ID to patient identifying information should not be presupposed.

Why are we not having this all figured out by Thursday, when this is going live?

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Michelle Gipson Monday 11:11 AM

MG

Perhaps this was resolved earlier in your rulemaking and I apologize if I'm repeating earlier work, but I have experienced that not even allowing a non-medical customer in the door at a medical facility both ensures patient privacy better and avoids the issue of retail taxes which are only applicable to recreational facilities. Providing separate facilities for medical and recreational works in other states and could be good for Washington as well.

Guest (Potential Patient) Monday 11:13 AM

G

Emergency Rulemaking? It worked for Heavy Metals a few years back.

Katrina Fisher (Unverified) Monday 11:13 AM

KF

I'm struggling with the responsibility of verifying DOH compliance products falling onto the retailers. Shouldn't the consequences for false "DOH compliant" marked products fall onto the producers? I do completely understand verification of the qualifying patient information falling onto the retailers however - that makes sense.

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Guest (Potential Patient) Monday 11:20 AM

G

Can't the agency get these data from CCRS?

Can any of the 20 LCB Staff on the meeting answer the CCRS question?

Crista Monday 11:25 AM



Will the LCB be sending a new sheet for retailers to use for their tax payments?

Perfect, thank you 😊

Aldaghestani, Reem (DOH) Monday 11:32 AM



Thank you all

Guest (Potential Patient) Monday 11:32 AM



Thank-you. Useful session!

Caitlein Ryan - The Cannabis Alliance Monday 11:32 AM



Thank you

James Hunt (Unverified) Monday 11:33 AM



thanks for the session

Shawn DeNae (Unverified) Monday 11:33 AM



Thank you!

Angell, Shannon C (DOH) Monday 11:33 AM



Thank you Daniel!

Michelle Gipson Monday 11:33 AM



thank you

Lafamme, Denise M (LCB) Monday 11:37 AM



Thanks everyone. Today's session has ended. 2nd session for SHB 1453 rulemaking is Thursday June 6, 1-3. The same material will be presented.