



Marijuana – Follow-up Legislation in States that have Legalized Personal Use: Bill Status Update

Research current through March 5, 2015.

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State and Bill Number	Description¹	Status and Date of Last Action
Alaska 2015 HB 59	Provides that it is the intent of the legislature to implement the legalization of marijuana in an orderly process: (1) to focus on provisions related to growth and sale of marijuana and licensing of marijuana establishments not later than November 24, 2015; (2) to delay regulations relating to legal manufacture, delivery, possession, possession with the intent to manufacture or deliver, sale, packaging, or display of marijuana concentrates to not later than November 24, 2016, in response to the difficulties other jurisdictions have found in unintended consequences of regulations permitting marijuana concentrates; and (3) during the period of the delay, that activities related to marijuana concentrates remain illegal and may form the basis for revocation of an establishment license or for seizure or forfeiture of assets under state law.	3/10/2015 – hearing scheduled in Health & Social Services Committee.
Alaska 2015 HB 79	Among other things, the legislation prohibits driving with "an open marijuana container in the passenger compartment of [a] vehicle."	3/6/2015 – Judiciary Committee hearing held.
Alaska 2015 HB 123	An Act establishing the Marijuana Control Board; relating to the powers and duties of the Marijuana Control Board. The Marijuana Control Board is established in the Department of Commerce, Community, and Economic Development.	3/4/2015 – hearing held in Labor and Commerce Committee.
Alaska 2015 HB 133	An Act relating to the regulation of marijuana, marijuana testing, marijuana products, and marijuana accessories. Addresses the licensing of marijuana retailers, producers, processors, boutique producers, brokers, and home growers. Addresses taxation of marijuana.	3/4/2015 – read first time and referred to Labor and Commerce Committee.

¹ The word “marijuana” (or “marihuana”) is spelled as it is in the respective bill.

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Alaska 2015 SB 30	As amended, the legislation removes marijuana from the schedule of controlled substances. It also prohibits driving with "an open marijuana container in the passenger compartment of [a] vehicle."	3/5/2015 – hearing held in Finance Committee.
Alaska 2015 SB 60	An Act establishing the Marijuana Control Board; relating to the powers and duties of the Marijuana Control Board. The Marijuana Control Board is established in the Department of Commerce, Community, and Economic Development.	3/10/2015 – hearing scheduled in Labor and Commerce Committee.
Alaska 2015 SB 62	A bill to regulate commercial marijuana, including proposed business license types. Includes provisions about distance from church, school grounds or correctional facility; limits on sales to an individual person; hours for retail shops; and advertising.	3/5/2015 – hearing held in State Affairs Committee.
Colorado 2015 HB 1007	The bill clarifies that counties and municipalities are authorized, subject to voter approval, to levy, collect, and enforce a sales tax on all sales of retail marijuana and retail marijuana products by retailer, in addition to any sales tax imposed by the state or by the county or municipality as applicable.	2/17/2015 – second reading laid over to 3/16/2015.
Colorado 2015 HB 1090	Creates the County Retail Marijuana Impact Grant Program in the Division of Local Government in the Department of Local Affairs. The purpose of the program is to provide assistance and resources to counties that are experiencing impacts to services or budgets as a result of the cultivation, testing, sale, consumption, and regulation of retail marijuana and retail marijuana products in the state.	2/5/2015 - postponed indefinitely by Committee on Local Government.

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State and Bill Number	Description¹	Status and Date of Last Action
Colorado 2015 HB 1255	The bill requires the state Department of Human Services (Department) and the Department of Revenue to submit reports to specified committees of the general assembly on improper use of electronic benefits transfer cards (EBT cards) at certain prohibited locations. The bill requires the department to adopt rules enforcing the prohibition against the use of EBT cards at prohibited establishments including increasing penalties for repeated violations. The establishments include those licensed to sell marijuana for medicinal or personal use purposes.	3/3/2015 - introduced and assigned to Committee on Business Affairs and Labor.
Colorado 2015 SB 40	The bill clarifies that counties are authorized, subject to voter approval, to levy, collect, and enforce a sales tax on all sales of retail marijuana and retail marijuana products by a retailer, in addition to any sales tax imposed by the state or the county.	2/3/2015 - postponed indefinitely by Committee on Finance.
Colorado 2015 SB 65	Current Colorado statutes prohibit the use of automated teller machines by recipients of public benefits at liquor stores, gambling establishments, and firearms dealers. As amended, the bill extends these prohibitions to establishments licensed to sell medical marijuana, medical marijuana-infused, retail marijuana, or retail marijuana-infused products.	2/10/2015 - introduced in House; assigned to Committee on Public Health Care and Human Services.
Colorado 2015 SB 136	The bill repeals the Department of Revenue's ("Department") authority to adopt rules concerning labeling retail marijuana products and establishes in statute the information that is required to be on labels of packages of retail marijuana. One of the required items on a label is a quick response code or web site address that allows a consumer of retail marijuana access to additional specified information not contained on the label. The Department is required as part of its seed-to-sale tracking system to create a web site for the additional information available to consumers of retail marijuana.	1/28/2015 - introduced in Senate; assigned to Committee on Health & Human Services.

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State and Bill Number	Description¹	Status and Date of Last Action
Colorado 2015 SB 167	Creates a one-year exception to the prohibition on appropriating moneys in the marijuana cash tax fund for the current fiscal year and authorizes the general assembly to appropriate a certain amount of moneys in the fund received by the state during the 2014-15 fiscal year; and reduces four appropriations for marijuana-related programs and services in four principal departments of the executive branch of state government.	3/4/2015 – enrolled bill sent to Governor.
District of Columbia 2013 LB 1016	Prohibits, on an emergency basis, employers from testing potential employees for marijuana use during the hiring process, unless otherwise required by law.	1/25/2015 – enacted with act number a20-0610.
District of Columbia 2015 LB 23	"Marijuana Legalization and Regulation Act of 2015." Legalizes the possession, consumption, display, purchasing, or transporting of 2 ounces or less pf marijuana and marijuana-infused products for personal use, not in public, for persons over the age of 21. Violation by persons under age 21 is a civil infraction. The bill designates that the Alcoholic Beverage Regulation Administration shall receive all income from taxes, licensing fees, penalties, and forfeitures related to the District of Columbia marijuana industry.	1/20/2015 – referred to Committee on Business, Consumer, and Regulatory Affairs; Committee on Finance and Revenue, Committee on Judiciary, and Committee of the Whole; hearing scheduled for 2/9/2015.
District of Columbia 2015 LB 25	"Prohibition of Pre-Employment Marijuana Testing Act of 2015." Prohibits employers from testing potential employees for marijuana use during the hiring process, unless otherwise required by law.	1/6/2015 – referred to Committee on Business, Consumer, and Regulatory Affairs; hearing scheduled for 2/9/2015.

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State and Bill Number	Description¹	Status and Date of Last Action
District of Columbia 2015 LBs 105, 106, 107	The enclosed bill and accompanying emergency declaration, emergency legislation and temporary legislation are technical in nature and would clarify that private clubs will continue to be prohibited from offering marijuana to their members and that marijuana cannot be consumed in public space. This legislation is necessary to ensure that we enforce the will of the people who voted overwhelmingly in support of Initiative 71 by implementing the law in a safe, fair, and transparent manner.	2/27/2015 – introduced.
Oregon 2015 HB 2040	Prohibits medical marijuana facilities and licensed producers, processors and sellers of marijuana from being located within one mile of a school.	1/16/2015 – referred to Committee on Implementing Measure 91.
Oregon 2015 HB 2041	Provides that local governments may prohibit medical marijuana facilities and producers, processors and sellers of marijuana from being located within one mile of a school.	3/4/2015 – public hearing held.
Oregon 2015 HB 2147	Directs the Department of Revenue to conduct a study on the taxation of marijuana. Requires a report to be submitted to interim committee related to revenue no later than September 15, 2015.	1/16/2015 – referred to Committee on Implementing Measure 91.
Oregon 2015 HB 2312	Provides that the possession, delivery or manufacture of a controlled substance constituting a commercial drug offense must be for a controlled substance other than marijuana or marijuana product.	1/16/2015 – referred to Committee on Judiciary.

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State and Bill Number	Description¹	Status and Date of Last Action
Oregon 2015 HB 2854	Modifies the offense of smoking in a motor vehicle to clarify that the offense applies to smoking marijuana and use of electronic cigarette to vaporize cannabinoid solutions.	2/11/2015 – referred to Committee on Health Care..
Oregon 2015 HB 2885	Provides that the Oregon Liquor Control Commission may delay issuing licenses to applicants for processing marijuana products that are intended to be consumed as food or as potable liquid until July 1, 2016.	2/4/2015 – first reading; referred to Speaker's Desk.
Oregon 2015 HB 2885	Provides that the Oregon Liquor Control Commission may delay issuing licenses to applicants for processing marijuana products that are intended to be consumed as food or as potable liquid until July 1, 2016.	2/11/2015 – referred to Committee on Implementing Measure 91.
Oregon 2015 HB 3238	Directs Department of Justice to study and report on barriers to extending credit to marijuana operations that are not criminal under state law. Sunsets on date of convening of 2016 regular session of Legislative Assembly.	3/5/2015 – referred to Committee on Implementing Measure 91.
Oregon 2015 HB 3369	Prohibits Oregon Liquor Control Commission from issuing license to producer, processor or seller of marijuana if proposed premises for producing, processing or selling marijuana is within 1,000 feet of school. Exempts licensed producers, processors and sellers of marijuana and their representatives, and persons producing, processing, keeping, storing or delivering marijuana pursuant to homegrown marijuana provisions of chapter 1, Oregon Laws 2015 (Ballot Measure 91 (2014)), from crimes of unlawful manufacture of marijuana within 1,000 feet of school and unlawful delivery of marijuana within 1,000 feet of school. Declares emergency, effective on passage.	2/27/2015 – first reading; referred to Speaker's Desk.

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State and Bill Number	Description¹	Status and Date of Last Action
Oregon 2015 HB 3370	Prohibits sale or transfer of certain types of marijuana products by person who holds license to sell marijuana at retail if marijuana products are not labeled. Specifies content of label. Prohibits sale or transfer of marijuana items by person who holds license to sell marijuana at retail under certain circumstances.	2/27/2015 – first reading; referred to Speaker's Desk.
Oregon 2015 HB 3372	Provides for reduction of sentence for inmate convicted of crime related to marijuana and sentenced before July 1, 2015, who would not be culpable, or who would be culpable of committing lesser offense, if inmate had been sentenced on or after July 1, 2015. Makes changes to law with respect to expungement of crime related to marijuana.	2/27/2015 – first reading; referred to Speaker's Desk.
Oregon 2015 HB 3400	Directs Oregon Health Authority to develop and maintain database of information related to producing and processing of marijuana by persons responsible for marijuana grow sites under Oregon Medical Marijuana Program. Requires person responsible for marijuana grow site under program to submit to authority certain information related to producing and processing marijuana. Specifies number of mature marijuana plants that may be produced at single address. Makes other changes to Oregon Medical Marijuana Act, including changes to harmonize Oregon Medical Marijuana Act with chapter 1, Oregon Laws 2015.	3/2/2015 – first reading; referred to Speaker's Desk.
Oregon 2015 SB 124	Creates the crimes of unlawful manufacture of marijuana within 1,000 feet of a school zone and the unlawful delivery of marijuana within 1,000 feet of a school zone. Punishes violators with maximum five years' imprisonment, \$125,000 fine, or both.	1/20/2015 – referred to Committee on Judiciary and then Implementing Measure 91.

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State and Bill Number	Description¹	Status and Date of Last Action
Oregon 2015 SB 162	Prohibits marijuana grow sites and licensed producers, processors and sellers of marijuana from being located within 1,000 feet of a school. Clarifies, with respect to medical marijuana facilities, the type of school to which prohibition applies. Requires marijuana grow sites and licensed producers, processors and wholesalers of marijuana to keep all marijuana inside a fence, barrier or other type of structure that prevents public access.	1/20/2015 – referred to Committee on Judiciary and then Implementing Measure 91.
Oregon 2015 SB 445	Requires medical marijuana facilities and marijuana retailers to post at facility or on the premises of their retail location a notice of harmful effects of marijuana on pregnant women and the potential for marijuana to cause birth defects.	3/11/2015 – public hearing and possible work session scheduled.
Oregon 2015 SB 540	Prohibits retail sellers of marijuana for recreational use and medical marijuana facilities from being located within 1,000 feet of a certified child care facility or preschool recorded program. Makes prohibitions operative January 1, 2016. Creates the crimes of unlawful manufacture of marijuana within 1,000 feet of a child care facility or preschool recorded program and unlawful delivery of marijuana within 1,000 feet of a child care facility or preschool recorded program. Punishes by maximum 20 years' imprisonment, \$375,000 fine, or both. Creates the crime of possession or use of marijuana at or near child care facility or preschool recorded program. Punishes by maximum five years' imprisonment, \$125,000 fine, or both.	2/3/2015 – referred to Committee on Judiciary and then Implementing Measure 91.

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State and Bill Number	Description¹	Status and Date of Last Action
Oregon 2015 SB 542	Repeals sections of Ballot Measure 91 that prescribe the manner in which local governments may regulate production, processing, wholesale sale, retail sale and taxation of marijuana. Specifies that provisions of Ballot Measure 91 do not prohibit local governments from adopting ordinances that regulate, restrict, prohibit or impose taxes on production, processing, wholesale sale or retail sale of marijuana.	2/3/2015 – referred to Committee on Implementing Measure 91.
Oregon 2015 SB 599	Directs the state Department of Justice to study and report on laws of the state impacted by vote on initiative measures relating to marijuana. Requires report to be submitted to interim committee related to judiciary no later than September 15, 2015.	2/10/2015 – referred to Committee on Judiciary and then Implementing Measure 91.
Oregon 2015 SB 733	Changes name of "Oregon Liquor Control Commission" to "Adult Substances Control Commission." Changes name of "Oregon Liquor Control Commission Account" to "Oregon Liquor Control Account."	3/5/2015 – referred to Committee on Business & Transportation.
Oregon 2015 SB 756	Modifies offense of smoking in motor vehicle to clarify that offense applies to smoking marijuana and use of electronic cigarette to vaporize cannabinoid solutions.	2/26/2015 – introduced; referred to President's Desk.
Oregon 2015 SB 842	Specifies amount of civil penalty that Oregon Liquor Control Commission may impose on licensee for violating law or rule related to regulation of marijuana. Establishes Marijuana Enforcement Fund and requires moneys collected from licensees who violate law or rule to be deposited in fund.	3/5/2015 – referred to Committee on Implementing Measure 91.

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Oregon 2015 SB 843	Requires Oregon Liquor Control Commission to develop and maintain system for tracking marijuana items offered for retail sale in this state.	3/5/2015 – referred to Committee on Implementing Measure 91.
Oregon 2015 SB 844	Specifies that premises licensed by Oregon Liquor Control Commission may receive marijuana items only from marijuana producer, marijuana processor or marijuana wholesaler operating as business at licensed premises.	3/5/2015 – referred to Committee on Implementing Measure 91.
Washington 2015 HB 1165	Establishes a dedicated local jurisdiction marijuana fund and details the distribution of a specified percentage of marijuana excise tax revenues to local jurisdictions.	1/14/2015 – first reading; referred to Committee on Commerce & Gaming.
Washington 2015 HB 1276	Includes a proposed open container law for marijuana that prohibits driver from traveling with marijuana in passenger area unless the driver is age 21 or over and driver is transporting a recently purchased (and still sealed) package.	3/4/2015 – placed on second reading by Rules Committee.
Washington 2015 HB 1334	An act containing more detail about the taxes payable on sales by licensed recreational marijuana producers, processors, and retailers.	1/19/2015 – first reading; referred to Committee on Commerce & Gaming.

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State and Bill Number	Description¹	Status and Date of Last Action
Washington 2015 HB 1335	Permits cities, towns, and counties to reduce the buffer between recreational marijuana businesses and various entities from 1,000 feet to 500 feet.	1/19/2015 – first reading; referred to Committee on Commerce & Gaming.
Washington 2015 HB 1359	Provides for penalties if person under the age of twenty-one purchases or attempts to purchase marijuana.	1/19/2015 – first reading; referred to Committee on Commerce & Gaming.
Washington 2015 HB 1360	Makes it unlawful to open a package containing marijuana concentrate in public.	1/19/2015 – first reading; referred to Committee on Commerce & Gaming.
Washington 2015 HB 1412	Provides that any county, city, or town may enact an ordinance prohibiting the siting or operation within its jurisdictional boundaries of any business or facility for the production, processing, and/or retail sale of recreational marijuana products, including marijuana, marijuana concentrates, and marijuana-infused products. In order to be enacted, a proposed ordinance must first be passed by the legislative authority of the county, city, or town and then approved by the majority of voters voting on it at a general or special election.	1/20/2015 – first reading; referred to Committee on Commerce & Gaming.

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State and Bill Number	Description¹	Status and Date of Last Action
Washington 2015 HB 1413	Reduces the buffer distance to 100 feet between recreational marijuana businesses and the following locations: any recreation center or facility, child care center, public park, public transit center, or library, or any game arcade admission to which is not restricted to persons aged twenty-one years or older.	1/20/2015 – first reading; referred to Committee on Commerce & Gaming.
Washington 2015 HB 1414	Exempts marijuana producers from taxation for sales to other producers of marijuana seeds and cloned marijuana plants.	1/20/2015 – first reading; referred to Committee on Commerce & Gaming.
Washington 2015 HB 1438	Provides a process to permit cities, towns, and counties to prohibit the production, processing, and sale of marijuana under Initiative Measure No. 502 only by public vote.	1/21/2015 – first reading; referred to Committee on Commerce & Gaming.
Washington 2015 HB 1765	Changes present marijuana provisions so that marijuana is only authorized if it is in pill form prescribed by a physician.	1/28/2015 – first reading; referred to Committee on Commerce & Gaming.
Washington 2015 HB 1776	Addresses the transportation and delivery services for licensed marijuana producers, marijuana processors, and marijuana retailers.	1/28/2015 – first reading; referred to Committee on Commerce & Gaming.

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Washington 2015 HB 1907	Restricts the operation of state licensed marijuana producers, marijuana processors, or marijuana retailers within one thousand feet of a religious facility.	2/2/2015 – first reading; referred to Committee on Commerce & Gaming.
Washington 2015 HB 2000	Authorizes the governor to enter into agreements with federally recognized Indian tribes in the state of Washington concerning marijuana.	3/5/2015 – third reading, passed by House.
Washington 2015 HB 2008	Intent of legislation is to reform the current tax structure for the regulated legal marijuana system to create price parity with the large medical and illicit markets with the specific objective of increasing the market share of the legal marijuana market. The legislature further intends to share marijuana tax revenues with local jurisdictions for public safety and chemical dependency and mental health treatment expenditures, requiring a rigorous evaluation of the incremental cost and use of proceeds the legalization of marijuana has on local communities. Finally, the legislation provides qualifying patients a retail sale and use tax exemption on purchases of marijuana for medical use when authorized by a health care professional.	2/6/2015 – first reading; referred to Committee on Finance.
Washington 2015 HB 2136	Complete text of bill provides that "[t]he legislature intends to enact legislation concerning comprehensive marijuana market reforms to ensure a well-regulated and taxed marijuana market in Washington state."	3/6/2015 – scheduled for executive session in Committee on Finance.

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State and Bill Number	Description¹	Status and Date of Last Action
Washington 2015 HB 2162	Increases marijuana excise tax to 30%. Provides that buyer shall pay tax to seller, who will hold funds in trust until paid to the state liquor control board. Provides that a city, county, or town may permit the licensing of premises within one thousand feet but not less than one hundred feet of certain locations except for elementary schools, secondary schools, and playgrounds.	2/20/2015 – first reading; referred to Committee on Commerce & Gaming.
Washington 2015 SB 5002	Open marijuana container law. Makes it a violation to keep marijuana in a vehicle unless it is (A) in the trunk of the vehicle, (B) in some other area of the vehicle not normally occupied or directly accessible by the driver or passengers if the vehicle does not have a trunk, or (C) in a package, container, or receptacle that has not been opened or the seal broken or contents partially removed.	2/26/2015 – made eligible for second reading.
Washington 2015 SB 5003	Relates to the taxes payable on sales by licensed recreational marijuana producers, processors, and retailers. Increases the tax rate to 26 percent.	1/12/2015 – first reading, referred to Committee on Ways & Means.
Washington 2015 SB 5121	Establishes a marijuana research license.	3/4/2015 – referred to House Committee on Commerce and Gaming after Senate passage.
Washington 2015 SB 5130	Provides that the state liquor control board shall not issue a marijuana producer or marijuana processor license for any premises located within an area zoned for residential use or an area zoned for rural use with a minimum lot size of five acres.	2/12/2015 – Committee recommends first substituted bill be passed; referred to Ways & Means Committee.

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Washington 2015 SB 5398	Makes it unlawful to open a package containing marijuana concentrate in public.	3/5/2015 – referred to House Committee on Commerce and Gaming after Senate passage.
Washington 2015 SB 5400	Places a temporary additional fee on licenses and permits issued by the Washington state liquor control board (including all applications and renewals of licenses relating to marijuana required under Chapter 69.50 of the Washington Code).	1/21/2015 – first reading, referred to Committee on Commerce & Labor.
Washington 2015 SB 5402	Provides for penalties if a person under the age of twenty-one purchases or attempts to purchase marijuana.	3/4/2015 – placed on second reading by Rules Committee.
Washington 2015 SB 5417	Amends the allocation of distribution of marijuana tax funds to counties, cities and towns.	2/20/2015 – referred to Ways & Means Committee.
Washington 2015 SB 5450	Expands the restrictions on issuing a marijuana license within 1,000 feet of a licensed chemical dependency program, church, or other location where children regularly congregate.	2/11/2015 - scheduled for executive session in Committee on Commerce & Labor.
Washington 2015 SB 5461	Allows person convicted of certain misdemeanor marijuana offenses to apply to the court for a vacation of conviction.	1/22/2015 – first reading, referred to Committee on Law & Justice.

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State and Bill Number	Description¹	Status and Date of Last Action
Washington 2015 SB 5467	Provides a single point of excise taxation on sales of recreational marijuana.	2/3/2015 – referred to Committee on Ways and Means.
Washington 2015 SB 5493	Clarifies that cannabis health and beauty aids are not subject to the regulations of 69.50 RCW that apply to marijuana, marijuana concentrates, or marijuana-infused products.	3/3/2015 – placed on second reading by Rules Committee.
Washington 2015 SB 5519	"Comprehensive Marijuana Reform Act." The intention of the legislation is to draw bright line rules to aid enforcement of both medical and recreational marijuana systems, to merge medical system into the recreational regulatory scheme so all products sold in the state meet at least the same testing and product safety requirements, and to ensure that people who require marijuana for their medical care are still provided adequate access to this product. In addition, the goal is to adopt a medical marijuana waiver system that allows patients to directly apply with the Department of Health to get a waiver from the limits provided by this bill in order to address their unique medical needs. This system eliminates the need for a medical marijuana registry that involves the health care professional as the "gatekeeper" to entry and will eliminate abuse of authorizations.	2/17/2015 – referred to Ways & Means Committee.

Yellow highlighted text indicates legislation that has been enacted into law.

Red text indicates that the legislature presently is not in session.

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State and Bill Number	Description¹	Status and Date of Last Action
Washington 2015 SB 5572	Provides that a city, town, or county may adopt an ordinance to decrease to no less than 500 feet the distance that marijuana producers, marijuana processors, marijuana retailers, or marijuana researchers must be located from recreation centers or facilities, child care centers, public parks, public transit centers, or libraries, or any game arcades admission to which is not restricted to persons aged 21 or older. Also, a city, town, or county may adopt an ordinance to prohibit a marijuana producer, marijuana processor, marijuana retailer, or marijuana researcher from locating its premises up to 1,000 feet from a church.	2/2/2015 – public hearing in Committee on Commerce & Labor.
Washington 2015 SB 5848	Authorizes the governor to enter into agreements with federally recognized Indian tribes in the state of Washington concerning marijuana.	2/20/2015 – referred to Ways & Means Committee.
Washington 2015 SB 5858	Establishes a state cannabis industry and economic development committee to promote and further develop the industry while remaining in compliance with federal guidelines. Directs the committee to address evolving marijuana issues and submit its policy recommendations for consideration by the 2016 legislature.	2/5/2015 – first reading, referred to Committee on Commerce & Labor.
Washington 2015 SB 5903	Makes it unlawful to sell marijuana, marijuana concentrates, marijuana-infused products, or usable marijuana via vending machine or a drive-thru facility. Also prohibits the state Liquor Control Board from issuing a retail marijuana license to any such business.	3/3/2015 – referred to House Committee on Commerce and Gaming after Senate passage.
Washington 2015 SB 6062	Provides only that "this act shall be known as the marijuana act."	2/25/2015 – read first time and referred to Ways & Means Committee.

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