

Draft Recommendations for group consideration (from 9/27/22 Subgroup Meeting)

* = waiting for definitions group to finalize.

1. Recommendation: Product Scope is limited to “food”
 - a. Proposed legislative action: Limit scope of products to packaged “food” products not un-packaged products
 - b. Proposed rule action (maybe leg?): Synthetics* are out of scope (except possibly CBN*- Natural degradation)
 - c. Proposed rule action: Allowed processing methods will need to be defined (CBN)
2. Recommendation: State will establish 2 product categories
 - a. Proposed legislative action: Two product categories will be defined (Packaged Food and Dietary Supplements)
 - i. Packaged Food: Edible food* and beverages*
 - ii. Dietary Supplement* Dosage Forms (full spectrum essential oils (i.e. tinctures), tablets and capsules)- potentially higher dosage allowances
3. Recommendation: Hemp in food will be allowed as long as it meets “safe” guidelines
 - a. Proposed legislative action: Allowed levels of cannabinoids will be evaluated **periodically** to incorporate best available science.
 - b. Proposed rule action: Actual levels will be set in rule and periodically reviewed based on best available science
 - i. Rules: Hemp in packaged food is allowed as long as it complies with:
 1. Not exceeding x mg of CBD per serving.
 2. Not exceeding x mg of an “impairing (placeholder word*)” per serving or y mg per container.
 - ii. Rules: Hemp in dietary supplements is allowed as long as it complies with: (considering using standard US FDA guidelines for dietary supplements)
 1. Not exceeding x mg of CBD per serving.
 2. Not exceeding x mg of an “impairing (placeholder word*)” per serving or y mg per container.
 - c. Information necessary to complete this recommendation’s placeholders:
 - i. Comparison table summary and review of other jurisdictions’ and studies related to CBD medical use and safety (WSDA working on it)
 - ii. Definitions subgroup finalized (*)
4. Testing recommendations: Hemp products will require lab testing to be marketed.
 - a. Proposed legislative action: Hemp products will have to undergo testing. Testing standards will be evaluated **periodically** to incorporate best available science.
 - b. Proposed rule action: List of required compounds and action levels will be set in rule and periodically reviewed based on best available science
 - c. Proposed Testing (Rules):
 - i. Final packaged products should screen for cannabinoids and microbial panel on final/packaged product (each batch/lot)
 - ii. Pesticide test will be performed depending on manufacturing method:
 1. If product sold is not extracted (for example leafy greens or teas): pesticide and heavy metal testing is required on the plant material

