



SERVICE DATE

AUG 21 2014

STATE OF WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION

1300 S. Evergreen Park Dr. S.W., P.O. Box 47250 • Olympia, Washington 98504-7250
(360) 664-1160 • www.utc.wa.gov

August 21, 2014

Subject: Marijuana Use on State-Permitted Charter and/or Excursion Vehicles

Dear Permit Holder:

The Washington Utilities and Transportation Commission is advising you that under state law you may not permit consumption or use of marijuana products on state-permitted charter and excursion vehicles, nor permit a driver to be exposed to marijuana smoke or vapor.

- RCW 69.50.445 states that it is “unlawful to open a package containing marijuana, useable marijuana, or a marijuana-infused product, or consume marijuana, useable marijuana, or a marijuana-infused product, in view of the general public.”
- RCW 70.160.030 provides that “No person may smoke in a public place or in any place of employment.”
- WAC 480-30-221 incorporates by reference certain federal safety regulations, 49 CFR 382.213, which prohibit use of marijuana by drivers of commercial motor vehicles.

The commission believes activity in your vehicles is “in view of the general public” for the purposes of RCW 69.50.445; your vehicles are “a public place” or a “place of employment” for the purposes of RCW 70.160.030; and your drivers may be subject to WAC 480-30-221. For these reasons you must prohibit consumption or use of marijuana on your vehicles.

If you fail to comply with these state requirements, the commission may commence a proceeding to cancel your permit for violation of state law.

If you have questions regarding this notice, please contact David Pratt, Assistant Director for Transportation Safety, at (360) 664-1100 or dpratt@utc.wa.gov.

Sincerely,

Steven V. King
Executive Director and Secretary