

This Cannabis Product Recall Plan Template is provided as a courtesy by the Cannabis Farmers Council to licensed cannabis farmers in Washington. The form and substance of this template was reviewed and approved in writing by an LCB Compliance Officer. It does not constitute legal advice regarding compliance with WAC 314-55 or any other matter, and no representation or warranty regarding its suitability or legal effect is intended.

[Letterhead or Logo of Licensee]

[Date]

Cannabis Product Recall Plan

_____ (“Company”), a Washington State cannabis Producer/Processor holding license number _____ issued by the Washington State Liquor and Cannabis Board (“LCB”), has adopted the following Cannabis Product Recall Plan as required under WAC 314-55-225(3)(d).

1. Causes for Recall: This Recall Plan sets out the procedures the Company will follow in the event of a recall of the Company's product, or any products under the Company's control, due to circumstances that pose a risk to consumers in cases such as:

- (a) the presence of unapproved pesticides on a Company product, or the presence of approved pesticides above the action levels prescribed by Board rule;
- (b) the presence of residual solvents on a Company product above the action levels prescribed by Board rule; or
- (c) the presence of another condition that poses a risk to consumers, such as other ingredients in the affected product that are unfit for human consumption.

2. Recall Coordinator: The designated Recall Coordinator of the Company is _____.

3. Determination of Need for a Recall: A suspicion that any Company product may need to be recalled is a most serious situation, and requires the prompt and full attention of the Recall Coordinator. Prior to initiating a recall, the Recall Coordinator will conduct a thorough investigation, on an expedited basis, to determine all relevant facts and circumstances. Such investigation may include:

- (a) Identifying the source and details of any complaint received regarding the suspect product, including personal interviews where appropriate;
- (b) Reviewing any reports of injury or illness said to have been caused by the suspect product;
- (c) Assessing the credibility of any such complaints and reports;
- (d) Retrieving all relevant data on the suspect product available from the traceability system;
- (e) Identifying potential cause or causes of the alleged condition of the suspect product;
- (f) Conducting independent lab or other tests on samples from the same batch or lot as the suspect product;
- (g) Obtaining details regarding duration and manner of storage and/or transportation of the suspect product by the retailer or other recipient;

(h) Taking such other steps as may be prudent and expedient in determining whether a recall is warranted in the particular case; and

(i) Providing a report and recommendation to the Company regarding the findings of the Recall Coordinator's investigation, and whether the evidence reviewed warrants a product recall.

4. Goals of Recall Plan: In all cases where a recall is undertaken by the Company, the Recall Coordinator shall ensure that recall procedures are conducted to maximize the recall of affected product, and minimize the risks and harm to consumers. The Recall Coordinator shall also engage with retailers and other interested parties to minimize the commercial and public relations fallout from the recall of the affected product.

5. Recall Plan Procedures: If the Company initiates a recall due to a condition that poses a sufficient risk to consumers to warrant a recall appropriate under WAC 314-55-225, the Recall Coordinator will promptly take the following steps:

(a) Immediately notify the Company's local WSLCB enforcement officer of the need for a recall;

(b) Secure, isolate, and prevent the distribution of all affected product in the possession of the Company;

(c) Identify which retailers, labs, processors, or individuals may have received any of the affected product, and immediately issue a STOP USE warning to the relevant persons regarding the affected product. Such persons may be contacted by phone, email, hand-delivered notice, or personal visit, whichever may be most expedient;

(d) Promptly retrieve all affected product from all identified recipients as soon as practicable in a manner compliant with the rules applicable to the pick-up and delivery of cannabis products in the state;

(e) In appropriate cases, as determined in consultation with the WSLCB enforcement officer, issue a press release and other notices designed to ensure that consumers are notified of the recall and provided relevant information about the affected product;

(f) In coordination with the WSLCB enforcement officer, specifically identify the affected product to determine whether such product may be remediated or otherwise salvaged;

(g) In the event any or all of the affected product must be destroyed, carry out the destruction of the affected product in a manner satisfactory to the WSLCB, which destruction will be subject to the oversight of the WSLCB enforcement officer;

(h) Track the total amount of affected product and the amount of affected product returned to the Company in response to the recall, and provide weekly (or more frequent) reports to the WSLCB regarding the progress of the recall; and

(i) Fully cooperate with the WSLCB enforcement officer to ensure that a recommendation of "recall closure" can be made to the Board as soon as practicable.

6. Recall Plan Binding: The Recall Coordinator shall follow all procedures contained in this Recall Plan unless otherwise agreed between the Company and the WSLCB.

7. Full General Cooperation: In all cases, the Recall Coordinator will cooperate fully with the WSLCB enforcement officer in connection with all matters relating to affected product subject to a recall.

8. Follow-up Action to a Recall: Once all steps in respect of a recall have been taken and the Board has issued a recall closure in respect of the affected product, the Recall Coordinator shall prepare a report to the Company describing the causes and consequences of the recall, and recommending actions to be taken by the Company to avoid any future recall.