



HOUSE OF REPRESENTATIVES  
STATE OF WASHINGTON  
LEGISLATIVE BUILDING  
OLYMPIA, WASHINGTON 98504

Honorable Nick Brown  
AG. Washington State  
P.O. Box 40100  
Olympia, WA 98504



OLYMPIA 98501  
WED 11 OCT 2025 PM

STATE REPRESENTATIVE  
42<sup>nd</sup> LEGISLATIVE DISTRICT  
ALICIA RULE

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AGO  
General Services HLB

The Honorable Nick Brown  
Attorney General, Washington State  
P.O. Box 40100  
Olympia, WA 98504-0100

Dear Attorney General Brown,

I write respectfully to request official clarification of Washington Law about cannabis testing by employers. Specifically, how far back is the employer permitted to go to consider test results? Are employment decisions allowed to be based on past use? And are current employees able to be evaluated on historical use? If so, how far is the lookback period? Considering the recent statutory changes via SB5123/RCW 49.44.240, I believe your office's guidance would be helpful to ensure consistency in legal compliance by both employers and employees.

I recognize that your office may determine this question is better suited for an informal legal opinion rather than a formal AG opinion, and I respect the discretion of your office in choosing the appropriate form. I appreciate your time and consideration of this matter and would be grateful for any response or direction you can provide.

If you require any addition information or context concerning this request, please don't hesitate to reach out to my office.

Thank you.

Respectfully submitted,

Representative. Alicia Rule

A handwritten signature of Alicia Rule.

Alicia Rule  
State Representative  
42<sup>nd</sup> Legislative District