

**CITY OF MEDICAL LAKE
SPOKANE COUNTY, WASHINGTON
ORDINANCE NO. 1146**

**AN ORDINANCE OF THE CITY OF MEDICAL LAKE, COUNTY OF SPOKANE,
STATE OF WASHINGTON, ADOPTING TITLE 9, CHAPTER 9.21 OF THE MEDICAL
LAKE MUNICIPAL CODE RELATING TO THE SALE OF KRATOM PRODUCTS.**

WHEREAS, pursuant to Article XI, Section 11 of the Washington Constitution, the City of Medical Lake ("City") is authorized to "make and enforce within its limits all such local police, sanitary and other regulations as are not in conflict with general laws," which include regulations necessary to protect public health, safety, and welfare; and

WHEREAS, kratom is a psychoactive substance made from the leaves of the *Mitragyna speciosa* tree; and

WHEREAS, the U.S. Drug Enforcement Agency has listed kratom as a Drug of Chemical Concern, finding that kratom consumption can produce both stimulant and opioid-like effects and can lead to dependence, addiction, and negative psychotic and physical effects; and

WHEREAS, cases of kratom-related toxicity and adverse effects have been reported, particularly when combined with other substances; and

WHEREAS, the U.S. Food and Drug Administration ("FDA") has determined that 7-hydroxymitragynine ("7-OH"), a naturally occurring alkaloid in the kratom plant, is a dangerous substance; and

WHEREAS, the FDA has not approved any prescription or over-the-counter drug products containing kratom or its two main alkaloids, mitragynine and 7-OH; and

WHEREAS, the safety profile of kratom products is not well established and its effect on minors is largely unknown; and

WHEREAS, kratom is not federally regulated in the United States and is not subject to government-mandated safety checks, resulting in a lack of oversight and accepted safety standards for use, regulation of ingredients, purity levels, and dosage; and

WHEREAS, the State of Washington has not enacted any laws or regulations governing the sale or use of kratom; and

WHEREAS, kratom products are sold at various retail locations in the City posing a risk to the City's residents, particularly youth and vulnerable populations; and

WHEREAS, prohibiting the sale and distribution of kratom products helps reduce the risk of accidental overdose, substance misuse, and long-term health impacts, and protects the public health, safety, and welfare of residents of the City.

NOW, THEREFORE, the City Council of the City of Medical Lake, Washington ordains as follows:

Section 1. **Purpose.** The City Council finds that the sale and distribution of kratom in the City causes harm to public health, safety, and welfare and that it is in the best interest of the City to permanently prohibit the sale and distribution of kratom within the City limits.

Section 2. **New Chapter.** Chapter 9.21 of the Medical Lake Municipal Code (“MLMC”) is hereby adopted as follows:

Chapter 9.21

SALE AND DISTRIBUTION OF KRATOM PRODUCTS

Sections:

- 9.21.010 Purpose and Intent
- 9.21.020 Definitions.
- 9.21.030 Prohibition on Sale or Distribution of Kratom Products
- 9.21.040 Violations – Penalties

9.21.010 Purpose and Intent.

The purpose and intent of chapter 9.21 MLMC is to protect the public health and safety of City of Medical Lake residents by prohibiting access to kratom products to all individuals, to include any products containing 7-hydroxymitragynine, mitragynine, or any extract, synthetic alkaloid, or synthetically derived compound.

9.21.020 Definitions.

For the purposes of this chapter, the following words shall be defined as:

“Advertise” means any communication to one or more persons identifying that kratom products are being offered or sold by any person, cooperative, organization, or legal entity, including but not limited to physical displays of kratom products, signs located at a business; signs located in places other than at a business, including billboards; advertisements on vehicles; advertisements in paper media such as newspapers, magazines, flyers, cards, or business cards; or advertisements in electronic media such as internet websites, social media, electronic classified advertisements, cell phone applications, and television or radio advertisements.

“Distribute” means to furnish, give away, exchange, transfer, deliver or supply, whether or not for monetary gain.

“Kratom” or “Kratom Product” means any kratom analogue, food product, food ingredient, dietary ingredient, dietary supplement, or beverage that contains any part of the leaf of the plant *mitragyna speciosa*, including extracts containing natural or synthetic alkaloids mitragynine or 7-hydroxymitragynine or any synthetically derived compound of such plant and is manufactured as a powder, capsule, pill, beverage, or any other consumable form.

“Kratom retailer” means any person, cooperative, organization, or legal entity that sells kratom products or that advertises, represents, or holds itself out as selling or maintaining kratom products within the City of Medical Lake.

“Sell or “sale” means to offer, carry, stock, furnish, exchange, transfer, deliver, or supply for monetary gain.

9.21.030 Prohibition on Sale or Distribution of Kratom Products

No person, cooperative, organization, or legal entity may sell, distribute, advertise for sale or distribution, or permit to be sold any Kratom Product in the City of Medical Lake.

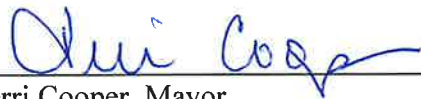
9.21.040 Violation - Penalty

- A. Any person, cooperative, organization, or legal entity who violates MLMC 9.21.030 shall be issued a class 1 civil infraction with a fine of \$250. Each separate sale, advertisement, or distribution of Kratom is considered an independent violation subject to the penalties listed herein. In the case of a single violation occurring over a period of multiple days, each 24-hour period the violation is committed, continued, or permitted shall be a separate and distinct violation subject to the penalties herein.
- B. Any Kratom retailer found guilty of violating MLMC 9.21.030 may have its business license revoked or denied pursuant to MLMC 4.01.200 or 4.01.300, as now or hereafter amended.

Section 3. Severability. If any section, sentence, clause or phrase of this Ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this Ordinance.

Section 4. Effective Date. This Ordinance shall be in full force and effect five (5) days after publication of the Ordinance Summary.

Passed this 5th day of May 2026.



Terri Cooper, Mayor

ATTEST:



Koss Ronholt, City Clerk

Approved as to form:



Sean P. Boutz, City Attorney

Date of Publication: 6/4/26

Effective Date: 6/9/26