



MEMORANDUM

TO: Marijuana Control Board

DATE: November 7, 2023

FROM: Kristina Serezhenkov, Regulations
Specialist

RE: Regulations Project - Ownership
Change, Fees

The board approved the draft regulations for initial Law review at the June, 2023 meeting. Upon the Department of Law's approval, the draft was sent out for official public comment with the comment period closing 10.20.2023. Comments were received and are attached.

Options for the board:

- Move to adopt and send to Law for final review.
- Move to amend and adopt and then send to Law for final review.
- Move to send back to staff for more work
- Close the regulations project

(Words in boldface and underlined indicate language being added; words [CAPITALIZED AND BRACKETED] indicate language being deleted.)

3 AAC 306.100(c) is amended to read:

(c) The non-refundable fee to request board approval of a change in a licensed marijuana establishment's business name, [OWNERSHIP,] licensed premises diagram, operating plan, or proposed new marijuana product is \$250. A change fee does not apply to an application for transfer of a marijuana establishment license, transfer of controlling interest to another person, or transfer of a marijuana establishment license to another location.

3 AAC 306.100 is amended by adding a new subsection to read:

(i) The non-refundable fee for an application to request board approval of an ownership change under 3 AAC 306.040 is \$250 when the licensee requesting the change owns one license and \$500 when the licensee requesting the change owns two or more licenses. (Eff. 2/21/2016, Register 217; am 7/19/2017, Register 223; am 8/11/2018, Register 227; am 2/21/2019, Register 229; am 4/11/2019, Register 230; am 5/1/2019, Register 230; am 5/9/2019, Register 230, am 3/25/2020, Register 233; am 7/30/2022, Register 243; am 1/22/2023, Register 245; am 4/16/2023, Register 246; am ____/____/_____, Register _____)

Authority: AS 17.38.010 AS 17.38.150 AS 17.38.200
AS 17.38.070 AS 17.38.190 AS 17.28.900
AS 17.38.121

From: [Ryan Tunseth](#)
To: [CED AMCO REGS \(CED sponsored\)](#)
Subject: FEES AND OWNERSHIP CHANGE
Date: Friday, October 20, 2023 9:23:28 AM

CAUTION: This email originated from outside the State of Alaska mail system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Date: 10/20/2023

To: Alaska Marijuana Control Board (MCB)

From: Alaska Marijuana Industry Association (AMIA)

Re: NOTICE OF PROPOSED CHANGES:
FEES AND OWNERSHIP CHANGE IN THE REGULATIONS OF THE
MARIJUANA CONTROL BOARD

The AMIA supports the proposed regulation changes to fees for ownership changes. This change provides equitable treatment to licensees who own multiple licenses. Additionally, the proposed changes will help the board streamline ownership change applications reviewed at Marijuana Control Board meetings.

Thank you,

Ryan Tunseth
President, AMIA

From: [Peggy Horton](#) on behalf of [License Reviews](#)
To: [CED AMCO REGS \(CED sponsored\)](#)
Cc: [Rick Benedict](#); [Taunnie Boothby](#)
Subject: FW: 2023200259 NOTICE OF PROPOSED CHANGES ON FEES AND OWNERSHIP CHANGE IN THE REGULATIONS OF THE MARIJUANA CONTROL BOARD
Date: Wednesday, September 20, 2023 10:06:49 AM
Attachments: [2023200259 MCB-3 AAC 306.100 Fees, Ownership Change DRAFT Regulations.pdf](#)
[MCB 3 AAC 306.100 Fees, Ownership Change Additional Regulation Notice Information.pdf](#)
[MCB 3 AAC 306.100 Fees, Ownership Change \(OPN\) Public Notice.pdf](#)

You don't often get email from license.reviews@matsugov.us. [Learn why this is important](#)

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No comment from Matanuska-Susitna Borough Development Services.

Peggy Horton
Matanuska-Susitna Borough
Development Services Division
Planner II
907-861-7862

From: CED AMCO REGS (CED sponsored) <amco.regs@alaska.gov>
Sent: Monday, September 18, 2023 3:02 PM
Cc: CED AMCO REGS (CED sponsored) <amco.regs@alaska.gov>
Subject: 2023200259 NOTICE OF PROPOSED CHANGES ON FEES AND OWNERSHIP CHANGE IN THE REGULATIONS OF THE MARIJUANA CONTROL BOARD

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Dear local governments,

Please see attached proposed regulations of the Marijuana Control Board regarding fees and ownership change. This regulation is open for public comment until October 20, 2023 at 4:30 p.m. Comments and questions may be submitted to the Alcohol and Marijuana Control Office at amco.regs@alaska.gov or through the Online Public System <http://notice.alaska.gov/212594>.

Respectfully,

Kristina Serezhenkov
Regulations Specialist
Alcohol & Marijuana Control Office
550 W 7th Avenue, Ste. 1600
Anchorage, AK 99501

From: [Alaska Online Public Notices](#)
To: [CED AMCO REGS \(CED sponsored\)](#)
Subject: New Comment on NOTICE OF PROPOSED CHANGES ON FEES AND OWNERSHIP CHANGE IN THE REGULATIONS OF THE MARIJUANA CONTROL BOARD
Date: Monday, September 18, 2023 3:24:07 PM

A new comment has been submitted on the public notice [NOTICE OF PROPOSED CHANGES ON FEES AND OWNERSHIP CHANGE IN THE REGULATIONS OF THE MARIJUANA CONTROL BOARD](#).

Submitted:

9/18/2023 3:24:03 PM

Jenny Koenig
jenny@kreativekonfections.com

Wasilla, AK, US
Anonymous User

Comment:

This is badly worded. It implies that the fee depends on how many licenses are owned NOT how many are actually being changed. Please re-word. Suggestion: "\$250 when one license is affected, and \$500 when two or more licenses are affected."

You can review all comments on this notice by [clicking here](#).

[Alaska Online Public Notices](#)