



**Marijuana Control Board  
Meeting Agenda  
Second Judicial District**

**Nome Police Training Center  
102 Greg Kruschek Avenue  
Nome, Alaska**

**August 23, 2023 at 9:00 am**

Join Zoom Meeting

<https://amco-alaska-gov.zoom.us/j/81678500906?pwd=QW8ybm15Mis3WUZDSGc2WW1BM3Y0UT09>

Meeting ID: 816 7850 0906

Passcode: 316288

**Dial by your location**

+1 (719) 359-4580

+1 (669) 900-6833

**August 24, 2023 at 9:00 am**

Join Zoom Meeting

<https://amco-alaska-gov.zoom.us/j/87195787613?pwd=TVF0ajU3YUtmYjFZQnRmQUIDb1JpZz09>

Meeting ID: 871 9578 7613

Passcode: 392451

**Dial by your location**

+1 (719) 359 4580

+1 (669) 900-6833

**All times are approximate. Lunch break from 12:00 noon to 1:00 pm.**

**The Board may go into executive session at any time when appropriate  
under AS 44.62.310(b) and (c).**

● **ADMINISTRATION**

**9:00 am**

**A. Call to Order**

9:00 am

**B. Roll Call**

*Nick Miller, Board Chair and Industry Member, present in person  
Bruce Schulte, Public Member, present in person  
Christopher Jaime, Public Safety Member, present in person  
Eliza Muse, Public Health Member, present in person  
Ely Cyrus, Rural Public Member, present on Zoom*

*Joan Wilson, Director, present in person  
Kevin Higgins, Assistant Attorney General, present in person  
Jane Sawyer, Project Coordinator, present on Zoom  
Gabriel Gonzales, Local Government Specialist, present in person  
Carrie Craig, Records and Licensing Supervisor, present in person  
James Hoelscher, Enforcement Supervisor, present on Zoom  
Steven Johnson, Special Investigator, present in person*

**C. Approval of Agenda**

***Bruce S. motions to approve the agenda. Lt. Jaime seconds. None opposed, motion passes. Ely C. has audio challenges.***

**D. AMCO Meeting Code of Conduct**

**TAB 1**

**E. Top 10 Zoom FAQ**

**TAB 2**

**F. Approval of March 8 – 9, 2023 MCB Meeting Minutes**

**TAB 3**

***Bruce S. motions to approve the March 8 – 9, 2023 meeting minutes. Lt. Jaime seconds. None opposed, motion passes.***

**G. Approval of June 1 – 2, 2023 MCB Meeting Minutes**

**TAB 4**

***Bruce S. motions to approve the June 1 – 2, 2023 meeting minutes. Lt. Jaime seconds. None opposed, motion passes.***

**H. Approval of July 10, 2023 MCB Special Meeting Minutes**

**TAB 5**

***Bruce S. motions to approve the July 10, 2023 special meeting minutes. Lt. Jaime seconds. None opposed, motion passes.***

**● BOARD GOVERNANCE**

9:05 am

*There are no new items to report from the board members.*

**● PUBLIC TESTIMONY**

9:05 am

The Board may decide to limit public testimony.

Public testimony is limited to issues not on this agenda and that are not proposed regulations  
Written comments may also be submitted to the board for review during its next regular meeting via [marijuana@alaska.gov](mailto:marijuana@alaska.gov).

Recordings and transcripts are available on AMCO's website here:

<https://www.commerce.alaska.gov/web/amco/MCBMeetingDocuments>

Jana Weltzin, JDW Law: is present on Zoom, thanks the AMCO staff. The application queue is moving faster. She would like to help Enforcement get fully staffed.

Ryan Tunseth, licensee for East Rip and with AMIA: is present on Zoom, he thanks the City of Nome and echoes Ms. Weltzin's comments. He speaks about the public comment period regarding hemp. They need a real discussion about plant tags regarding public safety and protecting the industry. Also, please consider a 3 AAC 306 rewrite.

Public Testimony is closed.

● OAH MATTERS

10:00 am

**Greenstar, Inc./Jason M. Bott License 12872**

**Proposed Decision Upon Summary Adjudication OAH23-0236-MCB**

10:01 Judge Pederson, present on Zoom and the board members are present for the deliberative session. **Bruce S. motions to go into deliberative session. Lieutenant Jaime seconds. None opposed, motion passes.**

10:20 am: Out of deliberative session, on break

10:35 am: Reconvened

**Bruce S. motions to adopt the Judge's decision. Lt. Jaime seconds. None opposed, motion passes.**

● DIRECTOR'S REPORT

TAB 6

Director Wilson summarizes her report. The direction of the board is that they are satisfied with how things are being run currently and do not need to adopt Robert's Rules.

● PROGRAM COORDINATOR'S REPORT

TAB 7

Jane Sawyer summarizes her report. Regarding renewals with NOVs: how many NOVs does the board want to see at meetings? It was Nick M.'s understanding that it was 3 NOVs for the same violation within the past year which should come to the board. The board members unanimously agree to delegate as much as possible regarding the approval of renewals. Bruce S. will work on a motion for tomorrow.

Does the board want the office to accept unsigned leases or intent to lease and if so what is the criteria? The board wants a signed intent to lease (applicant and landlord) or signed lease that takes effect upon issuance of the license. Bruce S. will work on a motion for tomorrow.

**A. Served Accusations**

*Director Wilson provides an update of the board's guidance and issued accusations.*

● **ENFORCEMENT**

**A. Supervisor's Report**

**TAB 8**

*Chief Hoelscher is present on Zoom and summarizes his report. He speaks about the difficulty of hiring the two new special investigators and suggests a regulation project on the hiring process.*

**B. Notices of Violation Issued and Licensee Responses**

**TAB 9**

*10:38 am: Chief Hoelscher summarizes the NOVs. There are no comments from the board.*

**C. Notices of Violation for June - August Unpaid Taxes**

**TAB 10**

● **LICENSING REPORT**

**TAB 11**

*Carrie C. summarizes her report. There are no questions from the board.*

**A. Form Approvals**

*Carrie C. summarizes the forms changes and processes.*

**1. NEW: MJ-31: Walk-Up or Drive-Through Exterior Window Pick-Up Diagram and Operating Plan**

**TAB 12**

*There is a discussion regarding prior local government approval. Nick M. wants to see "Attach approval or the application for local government permit" in the certifications/declarations section of the MJ-31. Nick M. says he does want the board to review these applications for the time being. Lt. Jaime says the board should review them only if Enforcement sees an issue. Bruce S. wants the process as simple as possible, discretion of the director. Eliza M. agrees with Nick M. Ely C. says it should be straightforward, can we help with the timeline? **Bruce S. motions to change the first sentence in the declarations section of the MJ-31 to say "attach a copy of the license, permit, application to this form". Ely C. seconds. Eliza M. and Lt. Jaime are opposed, motion passes. 3 - 2. Nick encourages staff to review the MJ-14 for the same language and update if necessary. The board does not need to review the amended form(s) before making them public. Bruce S. motions to adopt the MJ-31 as modified. Ely C. seconds. None opposed, motion passes.***

2. AMENDED: MJ-02: Premises Diagram

TAB 13

*Bruce S. motions to adopt the modified MJ-02, amending the first sentence in the declarations section to say, “attach a copy of the license, permit, application to this form”. Eliza M. seconds. None opposed, motion passes.*

3. AMENDED: MJ-03: Operating Plan Supplemental Retail Marijuana Store

TAB 14

*Bruce S. motions to adopt the modified MJ-03, amending the first sentence in the declarations section to say, “attach a copy of the license, permit, application to this form”. Eliza M. seconds. None opposed, motion passes.*

● LAB DISCUSSION BY INVITATION - August 24, 2023, at 9:00 am

*8/24/23 9:04 am*

*Patryce McKinney, with EHL, is present on Zoom and provides an update and says testing is the best it has been since the beginning. She also provides some recommendations for licensees, perhaps a work group between meetings. Align the Alaska program with other states, that is a heavy investment. Communications between AMCO and Rob Carter’s team is occurring – suggests group compounds rather than individuals.*

*John Strong, Savannah and Marcus from CannTest, are present on Zoom. Says it would increase the burden of testing for the industry. Priority is the public health threat. Talking with UAA for preprocessing. Would like a pesticide list that they would test for from the board to get started. Recommends sampling.*

*Jessica Alexander, with Land and Seas, is present on Zoom. Agrees with the concept of them processing the sample and sending to another lab as an option. Alaskan labs incur greater costs than the Lower 48 labs, for example shipping. Residual solvent testing – Alaska regulations regarding solvent testing are not in line with the rest of the company. Consider the THC isomers and synthetics – should be calculated separately for psychoactive properties.*

*Board comments/questions/discussion: How much is equipment? Jessica says, \$150,000 minimum heavy metals, \$500,000 pesticides – but dependent on the equipment and trained technicians. Needs to have duplicate instruments. At least \$650,000 total. Additionally for processing samples to prepare for analysis would include instruments that cost another \$150,000. Water and soil testing would bypass the lab.*

*Outside investments? John says the cost would not change for the producers.*

*How large of sample do they need to test for pesticides? After a long discussion, it is stated it would be a very small amount for analysis.*

*Nick M. would like to see a working group for testing – pick a few subjects such as sampling and he would like to participate. Update the audit document as well. **Bruce S. motions to open a working group. Eliza M. seconds. None opposed, motion passes.***

● REGULATIONS

## A. Regulations Tracking Sheets

TAB 15

*Kristina S. is present on Zoom and summarizes Tab 15.*

*11:17 am: Lt. Jaime stepped out of the room.*

*11:19 am: Lt. Jaime has returned.*

*Director Wilson speaks about the meeting between AMCO staff and Department of Revenue (DOR) regarding the waiver of confidentiality. Does the board want a too broad of a waiver, limited waiver, no waiver? The board agrees there should be some type of waiver. Kelly Mazzei, with DOR, is present on Zoom and provides additional information of the discussion at the meeting. The board will think about this subject and address tomorrow.*

*Director Wilson and Nick M. speaks about loosening up the requirement about the 6 clones or 10 seeds and ordering seeds. Perhaps get public comment? Bruce says there should be no restriction on the number of seeds since DEA does not consider seeds to be marijuana. Investigator Johnson asks what about limiting the number of strains rather than cuttings? Kevin H. mentions AS 17.38.020. There is a discussion of clone vs. plant between Nick and Kevin. Kevin reads the definition of "clone" 3 AAC 306.990(9) – which is a cutting and is a small starter plant. The board would like to see a draft.*

*Director Wilson opens a conversation about what information is necessary in an operating plan. 3 AAC 306.020(c). Enforcement needs to have input in the form update process. The board would like to see variations of forms and to keep it as simple as possible.*

*12:12 pm: Lunch*

*1:18 pm: Reconvened*

*All board members are present.*

*1:19 pm: Lt. Jaime stepped out of the room.*

*1:27 pm: Lt. Jaime has returned.*

## B. Opened Regulations Projects

### 1. Public Comment Period Closed. **Public oral comments may not be received at this meeting for this section.**

#### a. Infants on Licensed Premises – Breastfeeding

TAB 16

**Status:** Public comment closed July 28, 2023. Comments were received.

**Potential Board Actions:** TBD at meeting

*Kristina S. summarizes the project. Bruce S. asks why pollen is included. Kristina states that it was in the previous draft and it was Ely's request at the December 2022 meeting. Lt. Jamie says he will abstain from voting on this project since he was out of the room for the discussion. Kevin H. urges Lt. Jaime to vote. **Bruce S. motions to adopt the regulation. Ely C. seconds. Lt. Jaime is opposed, motion passes 4-1.***

**b. Business Signs, Promotions**

**TAB 17**

**Status:** Public comment closed July 21, 2023. No comments were received.

**Potential Board Actions:** TBD at meeting

*Kristina S. summarizes the project. Kevin H. addresses the changes made in this draft. **Bruce S. motions to adopt. Ely C. seconds. Eliza M. and Lt. Jaime are opposed, motion passes 3-2.***

**2. Board Discussion**

**a. Security Interest**

**TAB 18**

**Status:** Draft for board discussion

**Potential Board Actions:** TBD at meeting

*Kristina S. summarizes the project. This draft is mirrored from the alcohol regulation 3 AAC 304.106 and there are some areas that will not be applicable for marijuana. **Bruce S. motions to approve and send to Department of Law then send it out for public comment assuming Department of Law approves. Eliza M. seconds. None opposed, motion passes.***

**b. Packaging – Variety Packs**

**TAB 19**

**Status:** Draft for board discussion

**Potential Board Actions:** TBD at meeting

*Jane S. summarizes the project. There is a discussion of the labeling on the exit packaging, the requirement in the draft seems excessive. There is a suggestion of just putting a warning label on the outside of the exit packaging. **Bruce S. motions to approve and send to Department of Law then send out for public comment for 30 days assuming Department of Law approves. Eliza M. seconds. None opposed, motion passes.***

**c. Overlapping Premises**

**TAB 20**

**Status:** Draft for board discussion

**Potential Board Actions:** TDB at meeting

*Kristina S. summarizes the project. **Bruce S. motions to amend and send to Department of Law then send out for public comment for 30 days assuming Department of Law approves. The amendment is to change “proscribed” to “except as authorized”. Eliza M. seconds. None opposed, motion passes.***

*2:11 pm: Lt. Jaime stepped out of the room.*

*2:12 pm: Lt. Jaime has returned.*

**d. Special Investigator Hiring Requirements**

**e. 3 AAC 306 Rewrite**

*Subsections d and e are to be scheduled for discussion tomorrow afternoon.*

● **NEW PRODUCTS**

**A. License #10165**

**Good Cannabis**

**TAB 21**

Licensee: Good, LLC  
License Type: Marijuana Product Manufacturing Facility  
Premises Address: 1949 Frank Avenue  
Local Government: Fairbanks North Star Borough

*Director Wilson summarizes the memo. Brenda Bulter, paralegal for JDW Law, is present in person with Barrett Good. Jana Weltzin, counsel with JDW Law is present on Zoom. Barrett addresses the board regarding the infusion activator. **Bruce S. motions to approve the Manna SpeedTabs. Eliza M. seconds. Lt. Jaime is opposed, motion passes 4-1.***

***Bruce S. motions to approve the modification of the addition of the activator to approved products. Eliza M. seconds. Lt. Jaime is opposed, motion passes 4-1.***

***Bruce S. motions to approve the proposed modifications to Manna Transdermal Patch, N-Butane Concentrate and Vape Pen with Oil. Eliza M. seconds. None opposed, motion passes.***

**1. Manna SpeedTabs – Edible – to include Optional: Time Infusion Activator**

ii. MJ-15 to add **Optional: Time Infusion Activator** to all current approved products

1. Good Berry Tincture
2. Good Dark Chocolate Bar
3. Good Milk Chocolate Bar
4. Good Dark Mini Chocolate Bars
5. Good Milk Mini Chocolate Bars
6. Good Gummies
7. Good Caspules
8. Good Lemon Ginger Drops

iii. MJ-15 to upgrade ingredients/packaging for below current approved products

1. Manna Transdermal Patch
2. N-Butane Concentrate
3. Vape Pen with Oil

● **NEW LIMITED MARIJUANA CULTIVATION FACILITY APPLICATIONS**

**A. License #34250**

**Growing Kind**

**TAB 22**

Licensee: Shari Lynn DiLorenzo  
Premises Address: 33695 Nash Road, Unit B  
Local Government: Seward/Kenai Peninsula Borough  
**Consideration: Will need delegation**



*Shari DeLorenzo, applicant, is present on Zoom. There is a discussion regarding the two floors – is there unlicensed areas between the two floors? Yes, some personal storage and living space. Bruce S. motions to approve license 34250 with delegation. Eliza M. seconds. None opposed, motion passes.*

- |                          |                                    |                      |
|--------------------------|------------------------------------|----------------------|
| <b>B. License #33560</b> | <b>White Rabbit Nursery</b>        | <b><u>TAB 23</u></b> |
| Licensee:                | White Rabbit Nursery, LLC          |                      |
| Premises Address:        | 4795 South McKechnie Loop          |                      |
| Local Government:        | Palmer/Matanuska – Susitna Borough |                      |
| <b>Consideration:</b>    | <b>Will need delegation</b>        |                      |

*Amanda Garvey, applicant, is present on Zoom. Bruce S. motions to approve license 33560 with delegation. Eliza M. seconds. None opposed, motion passes.*

- |                          |                                     |                      |
|--------------------------|-------------------------------------|----------------------|
| <b>C. License #34781</b> | <b>Tundra Terps</b>                 | <b><u>TAB 24</u></b> |
| Licensee:                | Tundra Terps, LLC                   |                      |
| Premises Address:        | 12521 West Westen Drive             |                      |
| Local Government:        | Houston/Matanuska – Susitna Borough |                      |
| <b>Consideration:</b>    | <b>Will need delegation</b>         |                      |

*Sage Wear, applicant, is present on Zoom. Bruce S. motions to approve license 34781 with delegation. Eliza M. seconds. None opposed, motion passes.*

2:48 pm Break

3:05 pm: Reconvened

● **NEW STANDARD MARIJUANA CULTIVATION FACILITY APPLICATIONS**

[Tabs in this section may be approved as a block or may pull any specific application for separate discussion/consideration at the board's discretion.](#)

*Bruce S. motions to approve Tabs 25 and 26 with delegation. Wes Macintyre, applicant, with Jessika from Lance Wells office are present on Zoom for Rollin J's. Applicant for Susitna Sungrown is also present on Zoom. Eliza M. seconds. None opposed, motion passes.*

- |                           |                             |                      |
|---------------------------|-----------------------------|----------------------|
| <b>A. License #33757:</b> | <b>Rollin J's</b>           | <b><u>TAB 25</u></b> |
| Licensee:                 | Mcintyre Farms, LLC         |                      |
| Premises Address:         | 375 North Beaver Lodge Road |                      |
| Local Governments:        | Matanuska – Susitna Borough |                      |
| <b>Consideration:</b>     | <b>Will need delegation</b> |                      |

- |                          |                              |                      |
|--------------------------|------------------------------|----------------------|
| <b>B. License #35248</b> | <b>Susitna Sungrown, LLC</b> | <b><u>TAB 26</u></b> |
| Licensee:                | Susitna Sungrown, LLC        |                      |
| Premises Address:        | 41010 South Parks Highway    |                      |
| Local Government:        | Matanuska – Susitna Borough  |                      |
| <b>Consideration:</b>    | <b>Will need delegation</b>  |                      |

● **NEW RETAIL MARIJUANA STORE APPLICATIONS**

[Tabs in this section may be approved as a block or may pull any specific application for separate discussion/consideration at the board's discretion.](#)

**Bruce S. motions to approve all new retail marijuana store applications in Tab 27 through Tab 32 with delegation. Eliza M. seconds. Bruce states for the record, addressing applicants, that the retail stores in Anchorage are saturated, please do your market research. None opposed, motion passes.**

- |                           |                                     |                      |
|---------------------------|-------------------------------------|----------------------|
| <b>A. License #34403:</b> | <b>Enlighten Alaska</b>             | <b><u>TAB 27</u></b> |
| Licensee:                 | Enlighten Alaska Old Seward, LLC    |                      |
| Premises Address:         | 7317 Old Seward Highway             |                      |
| Local Governments:        | Municipality of Anchorage           |                      |
| <b>Consideration:</b>     | <b>Will need delegation</b>         |                      |
|                           |                                     |                      |
| <b>B. License #35328:</b> | <b>AK Smoke and Vape</b>            | <b><u>TAB 28</u></b> |
| Licensee:                 | Alternative Distributors, Inc.      |                      |
| Premises Address:         | 570 East Benson Boulevard, Suite 20 |                      |
| Local Governments:        | Municipality of Anchorage           |                      |
| <b>Consideration:</b>     | <b>Will need delegation</b>         |                      |
|                           |                                     |                      |
| <b>C. License #35490:</b> | <b>Sensimilla</b>                   | <b><u>TAB 29</u></b> |
| Licensee:                 | Baltazar Holdings, LLC              |                      |
| Premises Address:         | 1431 Muldoon Road                   |                      |
| Local Governments:        | Municipality of Anchorage           |                      |
| <b>Consideration:</b>     | <b>Will need delegation</b>         |                      |
|                           |                                     |                      |
| <b>D. License #35626:</b> | <b>Dutch Harbor Cannabis Co.</b>    | <b><u>TAB 30</u></b> |
| Licensee:                 | Dutch Harbor Cannabis Co., LLC      |                      |
| Premises Address:         | 749 East Broadway Avenue            |                      |
| Local Governments:        | City of Unalaska                    |                      |
| <b>Consideration:</b>     | <b>Will need delegation</b>         |                      |
|                           |                                     |                      |
| <b>E. License #35531:</b> | <b>Southside Growers Co-Op</b>      | <b><u>TAB 31</u></b> |
| Licensee:                 | Frank Dru Malone                    |                      |
| Premises Address:         | 9400 Old Seward Highway             |                      |
| Local Governments:        | Municipality of Anchorage           |                      |
| <b>Consideration:</b>     | <b>Will need delegation</b>         |                      |
|                           |                                     |                      |
| <b>F. License #35631:</b> | <b>High Vibes, LLC</b>              | <b><u>TAB 32</u></b> |
| Licensee:                 | High Vibes, LLC                     |                      |
| Premises Address:         | 2145 Richardson Highway             |                      |
| Local Governments:        | Fairbanks North Star Borough        |                      |
| <b>Consideration:</b>     | <b>Will need delegation</b>         |                      |

● **LICENSE TRANSFER APPLICATIONS**

[Tabs in this section may be approved as a block or may pull any specific application for separate discussion/consideration at the board's discretion.](#)

- |                          |  |                      |
|--------------------------|--|----------------------|
| <b>A. License #10903</b> | <b>Momo's Bakery</b>                     | <b><u>TAB 33</u></b> |
| Current Licensee (from): | JMP, LLC                                 |                      |
| New Licensee (to):       | Legacy Adventures, LLC                   |                      |
| License Type:            | Marijuana Product Manufacturing Facility |                      |
| Premises Address:        | 2917 Spenard Road                        |                      |

Local Governments: Municipality of Anchorage  
**Consideration:** Will need delegation

***Bruce S. motions to approve the transfer of license 10903 with delegation. Eliza M. seconds. Sophie Dye, licensee, is present on Zoom. None opposed, motion passes.***

**B. License #11731** **Scorpion Grass** **TAB 34**  
Current Licensee **(from):** L & J Ventures, Inc. (James Hacker 50%, Lisa Hacker 50%)  
New Licensee **(to):** L & J Ventures, Inc. (Lisa Hacker 100%)  
License Type: Retail Marijuana Store  
Premises Address: 1551 East Tudor Road  
Local Governments: Municipality of Anchorage  
**Consideration:** Will need delegation

**C. License #15788** **Scorpion Grass** **TAB 35**  
Current Licensee **(from):** L & J Ventures, Inc. (James Hacker 50%, Lisa Hacker 50%)  
New Licensee **(to):** L & J Ventures, Inc. (Lisa Hacker 100%)  
License Type: Retail Marijuana Store  
Premises Address: 266 South McCallister Drive  
Local Governments: Matanuska – Susitna Borough  
**Consideration:** Will need delegation

**D. License #15789** **Scorpion Grass** **TAB 36**  
Current Licensee **(from):** L & J Ventures, Inc. (James Hacker 50%, Lisa Hacker 50%)  
New Licensee **(to):** L & J Ventures, Inc. (Lisa Hacker 100%)  
License Type: Standard Marijuana Cultivation Facility  
Premises Address: 266 South McCallister Drive  
Local Governments: Matanuska – Susitna Borough  
**Consideration:** Will need delegation

**E. License #15790** **Scorpion Grass** **TAB 37**  
Current Licensee **(from):** L & J Ventures, Inc. (James Hacker 50%, Lisa Hacker 50%)  
New Licensee **(to):** L & J Ventures, Inc. (Lisa Hacker 100%)  
License Type: Marijuana Product Manufacturing Facility  
Premises Address: 266 South McCallister, Drive  
Local Governments: Matanuska – Susitna Borough  
**Consideration:** Will need delegation

***Bruce S. motions to approve the transfers of licenses 11731, 15788, 15789 and 15790 with delegation. Eliza M. seconds. Brenda Butler, paralegal for JDW Law, is present in person and summarizes the transfer requests. None opposed, motion passes.***

**F. License #13503** **Alaska Greenworks, LLC** **TAB 38**  
Current Licensee **(from):** Alaska Greenworks, LLC  
New Licensee **(to):** Vital Gardens, LLC  
License Type: Limited Marijuana Cultivation Facility  
Premises Address: 10263 Nigh Road, #7  
Local Governments: Municipality of Anchorage  
**Consideration:** Will need delegation

- |                                  |   |                      |
|----------------------------------|---|----------------------|
| <b>G. License #22713</b>         | <b>Red Run Cannabis</b>   | <b><u>TAB 39</u></b> |
| Current Licensee <b>(from)</b> : | H-OP, LLC   |                      |
| New Licensee <b>(to)</b> :       | Red Run Anchorage Holdings, LLC   |                      |
| License Type:                    | Retail Marijuana Store  |                      |
| Premises Address:                | 910 West International Airport Road, Suite B                            |                      |
| Local Governments:               | Municipality of Anchorage   |                      |
| <b>Consideration:</b>            | <b>Will need delegation</b>   |                      |
|                                  |   |                      |
| <b>H. License #15015</b>         | <b>Cotton Mouth Cannabis Company, LLC</b>                               | <b><u>TAB 40</u></b> |
| Current Licensee <b>(from)</b> : | Nicholas Holbrook (Dec.) (Judith R. Candaso as Personal Representative) |                      |
| New Licensee <b>(to)</b> :       | Catalyst Cultivation, LLC   |                      |
| License Type:                    | Limited Marijuana Cultivation Facility                                  |                      |
| Premises Address:                | 1705 N Winding Brook Loop, #A3  |                      |
| Local Governments:               | Matanuska – Susitna Borough   |                      |
| <b>Consideration:</b>            | <b>Will need delegation</b>   |                      |
|                                  |   |                      |
| <b>I. License #17612</b>         | <b>Valley Happiness</b>   | <b><u>TAB 41</u></b> |
| Current Licensee <b>(from)</b> : | Valley Happiness, LLC – Raquel Luna 100%                                |                      |
| New Licensee <b>(to)</b> :       | K&C Enterprises LLC – Raquel Luna 50%, Chad Ragsdale 50%                |                      |
| License Type:                    | Limited Marijuana Cultivation   |                      |
| Premises Address:                | 905 South Vicki Way   |                      |
| Local Governments:               | Matanuska – Susitna Borough   |                      |
| <b>Consideration:</b>            | <b>Will need delegation</b>   |                      |
|                                  |   |                      |
| <b>J. License #23468</b>         | <b>Green Market</b>   | <b><u>TAB 42</u></b> |
| Current Licensee <b>(from)</b> : | SHFT, LLC owned by Hyon Yun 100%  |                      |
| New Licensee <b>(to)</b> :       | SHFT, LLC owned by Eun Yong Lee 100%                                    |                      |
| License Type:                    | Retail Marijuana Store  |                      |
| Premises Address:                | 301 East Dimond Boulevard, Suite 1A                                     |                      |
| Local Governments:               | Municipality of Anchorage   |                      |
| <b>Consideration:</b>            | <b>Will need delegation</b>   |                      |
|                                  |   |                      |
| <b>K. License #23503</b>         | <b>G2 Lab</b>   | <b><u>TAB 43</u></b> |
| Current Licensee <b>(from)</b> : | SHFT, LLC owned by Hyon Yun 100%  |                      |
| New Licensee <b>(to)</b> :       | SHFT, LLC owned by Eun Yong Lee 100%                                    |                      |
| License Type:                    | Marijuana Product Manufacturing Facility                                |                      |
| Premises Address:                | 301 East Dimond Boulevard, Suite B                                      |                      |
| Local Governments:               | Municipality of Anchorage   |                      |
| <b>Consideration:</b>            | <b>Will need delegation</b>   |                      |

***Bruce S. motions to approve the transfers of licenses 13503, 22713, 15015, 17612, 23468 and 23503 with delegation. Eliza M. seconds. Nick M. mentions Tab 39. Brenda Butler, paralegal for JDW Law, counsel for Red Run is present in person and states their clients are compliant. Carrie C. confirms the delegation will include verification of compliance. None opposed, motion passes.***

● BOARD CONSIDERATION

A. Alaska Wild Coyote Inc.

TAB 44

**License #12125**                      **Alaska Marijuana Gardens**  
Licensee:                              Alaska Wild Coyote, Inc.  
License Type:                        Standard Marijuana Cultivation Facility  
Premises Address:                 838 Bonanza Avenue  
Local Governments:                Municipality of Anchorage

**License #12471**                      **AMG Concentrates**  
Licensee:                              Alaska Wild Coyote, Inc.  
License Type:                        Marijuana Concentrate Manufacturing Facility  
Premises Address:                 838 Bonanza Avenue  
Local Governments:                Municipality of Anchorage

**Status: Ownership change approval under 3 AAC 306.040 for the licensee Alaska Wild Coyote Inc. is removing Armando Gonzalez 35% to Evanjelina De La Asuncion Gonzalez at 100%.**

**Consideration: Director requests board consideration.**

*Evanjelina Gonzalez is present on Zoom. Armando Gonzalez is not present. Director Wilson summarizes the memo and need of board consideration. The board will table consideration to tomorrow at 10:00 am to hear from Mr. Gonzalez. AMCO staff will notify Mr. Gonzalez.*

**8/24/23 10:04 am:** *Evanjelina Gonzalez is present on Zoom. Armando Gonzalez is not present. Staff did attempt to reach out to him via email and phone, but there was no response. Ms. Gonzalez does have an attorney, Neil Aimsforth, but he is not available for this meeting. Per Ms. Gonzalez, Armando lost his handler card and did not want to sign the renewal paperwork, so he was voted out of the business. She states Armando sent emails to the AMCO office that he did not want to be a part of the company. Jane S. says staff is unaware of any emails of that kind from Mr. Gonzalez. Ms. Gonzalez says this is a civil matter that is currently in court and should be concluded by November.*

***Bruce S. motions to approve the ownership change for licenses 12125 and 12471. Lt. Jaime seconds. None opposed, motion passes.***

**8/24/23 11:32 am:** *Armando Gonzalez is present on Zoom and the board agrees to hear from him. Ms. Gonzalez is also present on Zoom. Mr. Gonzalez states he is opposed to being removed from the license and never sent any emails to AMCO notifying staff that he was to be removed. He also says he is not sure if his handler card is current. Investigator Johnson says his handler card has been expired since January 2023.*

***Bruce S. motions to reconsider the vote of approving the change of ownership. Lt. Jaime seconds. The board states that when it comes to the renewal of these licenses, which the board will want to see at the November meeting, Mr. Gonzalez must show a renewed handler card and all required forms are signed by all parties. None opposed, motion passes.***

**Bruce S. motions to approve the change of ownership for licenses 12125 and 12471 with delegation. Lt. Jaime seconds. All are opposed, motion fails. The change of ownership for licenses 12125 and 12471 have been denied with appeal rights.**

10:20 am: Break

10:35 am: Reconvened

**B. License #10080**

**Dream Green Farms**

**TAB 45**

Licensee: DGF Enterprises, Inc.  
License Type: Standard Marijuana Cultivation Facility  
Premises Address: 2939 Porcupine Drive, Suite A  
Local Governments: Municipality of Anchorage

**License #10082**

**Einstein Labs**

Licensee: Einstein Enterprises, Inc.  
License Type: Marijuana Product Manufacturing Facility  
Premises Address: 2939 Porcupine Drive, Suite B  
Local Governments: Municipality of Anchorage

**Status: Incomplete renewal for 10080 and 10082 under 3 AAC 306.020. MJ-20. Signature required for Licensee Justin Roland, 100% Owner.**

*Brenda Butler, paralegal for JDW Law, present in person, is requesting executive session due to possible damage to reputation. Nick M. would need to recuse himself because he is personal friends with Mr. Roland. Kevin H. states the disclosure to recuse will need to be in writing, can submit tomorrow and reads the definition of personal interest from the Ethics Act. There is no financial interest or involvement in Mr. Roland's business held by Nick M. Nick is asking the board to recuse him from this discussion and vote. **Bruce S. motions to allow the chair to recuse himself from this discussion and vote. Lt. Jaime seconds. None opposed, motion passes without Nick's vote. Gavel is passed to Bruce S.; Nick M. left the room.***

*Jana Weltzin, with JDW Law present on Zoom, states that they cannot get a hold of Justin Roland. There are two different lawyers, three shareholders, and one officer present on Zoom. Raymond Royce who represents Mark and Sandra states litigation has been resolved and dismissed. He provides background information regarding the situation. He is asking the board to renew the license without Mr. Roland's signature. The board has agreed to keep the discussion in the public meeting. Mark Manning who represents Kenneth Knight also addresses the board. Lt. Jamie is not comfortable voting on this without all parties present, however because the form is signed with a power of attorney for Mr. Roland staff can accept it. There is a discussion of remedies for Justin Roland.*

**Lt. Jaime motions to approve the renewals of licenses 10080 and 10082 with delegation. Eliza M. seconds. Ely C. is opposed, motion passes 3-1.**

4:18 pm: Break

4:26 pm: Reconvened, gavel is passed back to Nick M.

**C. License #14352**

**Kasilof Cannabis, LLC**

**TAB 46**

Current Licensee (from): Brennan Norden  
New Licensee (to): Kasilof Cannabis, LLC being owned by Michael Hutton 100%  
License Type: Limited Marijuana Cultivation Facility  
Premises Address: 21565 Evelyn May Street  
Local Governments: Kenai Peninsula Borough

**Status: The Transferor (Brennan Norden) currently objects to the ownership transfer citing non-payment during sale of license to Michael Hutton.**

*Jason Brandeis, with Birch Horton Bittner & Cherot and counsel for Michael Hutton are present on Zoom. There is no objection to this transfer, AMCO staff did receive a written notice from Mr. Norden that he is withdrawing his objection. **Bruce S. motions to approve the transfer of license 14352 with delegation. Lt. Jaime seconds. None opposed, motion passes***

**D. License #18945** **AK Gold, LLC** **TAB 47**  
Licensee: AK Gold, LLC  
License Type: Limited Marijuana Cultivation Facility  
Premises Address: 46657 Kenai Spur Highway  
Local Governments: Kenai Peninsula Borough

**Status: Incomplete renewal under 3 AAC 306.035. Licensee Edna Beuhler, 50%, appears not to meet residency requirements.**

*Jane S. summarizes the need for board consideration. Mark Powell is on Zoom and speaking for Ms. Beuhler, explains why she was out of state. She is willing to relinquish her shares to Shawnda Powell. She is also part of the ownership structure of the landlord. Nick M. says the board has no jurisdiction over the ownership of the properties for the licensed premises. **Bruce S. motions to approve the renewal of license 18945 with delegation, being a transfer application is submitted to AMCO within 90 days. Lt. Jaime seconds. None opposed, motion passes.***

**E. License #32424:** **Cannabliss** **TAB 48**  
Licensee: Baby Bull, LLC  
License Type: Retail Marijuana Store  
Premises Address: 149 Muldoon Road  
Local Governments: Municipality of Anchorage

**Consideration: Application includes an exterior window/drive-up operating plan and diagram with the newly adopted regulations in 3 AAC 306.380. However, we are asking the board to require the applicant to submit this request via an MJ-31 Walk-Up or Drive Through Exterior Window Pick-Up and waive the fee.**

**8/24/23 10:37 am:** *Jessika Smith for Lance Wells, counsel for the licensee, is present on Zoom, she has Vito Ungaro on the line. Director Wilson summarizes the need for board consideration. Mr. Ungaro states that they haven't even broken ground at the premises which will be months down the road. **Bruce S. motions to approve the new license 32424 with delegation. Delegation including the amended MJ-02 and MJ-03. Eliza M. seconds. None opposed, motion passes.***

- F. License #34761:** **420 Green St.** **TAB 49**  
 Licensee: Craig Tribal Association  
 License Type: Retail Marijuana Store  
 Premises Address: 505 Front Street  
 Local Governments: City of Craig

**Consideration: Non-profit applicant, concerns about indirect/direct financial beneficiaries related to Craig Tribal Association.**

**8/24/23 11:09 am:** Brenda Butler, paralegal for JDW Law is present in person. Jana Weltzin, counsel for JDW LAW and applicant Clinton Cook, president, are present on Zoom. Jana W. states the Craig Tribal Association is a federally recognized tribe, Director Wilson says AMCO sees it as a non-profit corporation. Jane S. concurs that staff is not considering this a tribe. Brenda B. provides the board with documents. Jana W. describes what the tribal organization does for their community and their members. The city mandates the tax of 5%, not the tribe. The parcel of land for the proposed licensed premises will not be put into a trust. **Bruce S. motions to approve with delegation. Eliza M. seconds. None opposed, motion passes.**

- G. License #34794:** **Kenai River Cannabis** **TAB 50**  
 Licensee: KRC, LLC  
 License Type: Retail Marijuana Store  
 Premises Address: Lot 1 Public Right of Way Road  
 Local Governments: City of Stebbins

**Consideration: City of Stebbins currently has no running water, AMCO Regulations 3 AAC 306.735 Health and Safety Standards requires convenient handwashing facilities with running water at a suitable temperature.**

Licensee, Clint Pickarsky & Daisy Katcheak, City Administrator of Stebbins, are present in person and speaks to the reason for board consideration. Stebbins will be receiving a fully funded federal water program next spring. Mr. Pickarsky will be applying for an exterior window service. Ms. Katcheak reads a statement she prepared regarding the state of the city and future improvement projects and the challenges of alcohol and marijuana black market industries. 6% sales tax on marijuana in the city. Mr. Pickarsky will voluntarily be paying the city 10%. There is a discussion about the running water requirement in regulation. Kevin H. reminds the board that they may interpret their regulations. **Bruce S. motions to approve with delegation. Eliza M. seconds. Jaime is opposed, motion passes 4-1.**

Board to discuss the requirement of running water tomorrow.

**8/23/23 5:10 pm:** Recessed

**8/24/23 9:00 am:** Reconvened

● **Roll Call**

Nick Miller, Board Chair and Industry Member, present in person  
 Bruce Schulte, Public Member, present in person  
 Christopher Jaime, Public Safety Member, present in person



*Eliza Muse, Public Health Member, present in person  
Ely Cyrus, Rural Public Member, present on Zoom*

*8/24/23 11:58 am: Lunch*

*8/24/23 1:30 pm: Reconvened, all board members are present with the exception of Ely Cyrus.*

*Brenda Butler, senior paralegal for JDW Law, counsel for Nome Grown, is present in person and requesting to be heard by the board regarding the licensee's application for adding an exterior window to the premises. There is email evidence that the changes would be addressed by the board at this meeting from July 19, 2023. Jane S. speaks to the background of previous board consideration and submission of documents. **Bruce S. motions to amend the agenda to include review of license #18545 MJ-14 and MJ-15 applications after other board business. Eliza M. seconds.***

*1:41 pm: Lt. Jaime stepped out.*

*1:43 pm: Lt. Jaime returned.*

***None opposed, motion passes.***

#### ● **BOARD REQUESTS (IF ANY)**

*Hiring requirements for Special Investigators: **Bruce S. motions to open a regulation project in regard to the hiring process for Special Investigators to include the requirement that the candidate meets the Alaska Police Standards Council (APSC) and be subject to a psychological examination as a condition of hire. Lt. Jaime seconds. None opposed, motion passes.***

*Renewals with NOVs: Jane S. to re-email the updated delegated list to the board. **Bruce S. motions to expand delegated authority to the director that renewal applications with 3 violations of the same type in past 12 months are an automatic referral to the board. Any less than that, the director may approve. Lieutenant Jaime seconds. None opposed, motion passes.***

*Proof of right, title and interest to deem an application complete: **Bruce S. motions to allow staff, in order to deem an application complete, to obtain a letter of intent to lease signed by the property owner. Lt. Jaime seconds. None opposed, motion passes.***

*Plant tags: **Bruce S. motions to open a regulation project to look at the requirement of tagging plants and the height of the plants. Bruce S. withdraws the motion.** Staff to produce research to present to the board for a potential regulation project.*

*NOV form: Action hadn't been taken the previous day on the approval of the form during the program coordinator's report. **Bruce S. motions to adopt the form with the rephrasing the word "disciplinary action" to "enforcement action" with delegation to the director to improve the form as she sees fit. Lt. Jaime seconds. None opposed, motion passes.***

*Working group: **Eliza M. motions to formally request a working group with a maximum of two board members on testing heavy metal and pesticides. Bruce S. seconds. Kevin H. states the working group will be subject to the open meetings act. The labs, manufacturers,***

DEC should be involved. Improvement of the Testing Labs Manual. **None opposed, motion passes.**

**Seeds and clones: Bruce S. motions for staff to bring a draft that would modify the introduction of seeds and clones to no limit on seeds and 20 clones, submit it to Department of Law and if approved, put out for public comment. Lt. Jaime seconds. None opposed, motion passes.**

3 AAC 306 Rewrite research request: The director will review 3 AAC 306 and bring the board a highlighted document which will include the director's opinion of what is stricter or looser than other states in a future meeting.

Running water/sanitizing: Staff to work with DEC, there is a possibility of obtaining a waiver. The regulation is open to the board's interpretation. Brenda Butler, with JDW Law, speaks to the applicant's process of sending applications to the DEC even before our application has been submitted by AMCO. There is a lot of back and forth for the applicants which causes duplicative work.

2:41 pm: Lt. Jaime stepped out of the room.

2:43 pm: Lt. Jaime has returned.

**Bruce S. motions to open a regulation project for 3 AAC 306.315 & 520 regarding the requirements of the sequence of the approval of application DEC or DHHS. Lt. Jaime seconds. None opposed, motion passes.**

Nick M. would like to see the list of licensees who have been in "delegated" status for 12 months or longer and a list of licensees who have been in "active – pending inspection" status for six months or longer. Carrie C. will have that information for November meeting.

## ● MARIJUANA MAILBOX

TAB 51

All correspondence received in the [marijuana@alaska.gov](mailto:marijuana@alaska.gov) inbox from May 20, 2023 to August 16, 2023.

Nothing to discuss.

● <b>License #18545</b>	<b>Nome Grown</b>
Licensee:	Nome Grown LLC
License Type:	Retail Marijuana Store
Premises Address:	605 W. 2 <sup>nd</sup> Avenue
Local Governments:	City of Nome

**Consideration: MJ-14 and MJ-15 to include exterior window service to the current licensed premises.**

Brenda Buter, paralegal with JDW Law and Greg Smith, licensee, are present in person. Jana Weltzin, counsel at JDW Law, is present on Zoom. **Bruce S. motions to approve the operating plan change with delegation to submit the amended MJ-31 with the director's delegation to approve it. Eliza M. seconds.** Investigator Johnson speaks of Enforcement's concerns, there are two separate buildings and addresses. There is a discussion about the window in the cultivation and removal of product from restrictive area to non-restrictive

*areas. Bruce S. motions to amend the motion to table consideration of this issue to the November meeting. Eliza M. seconds. None opposed, motion passes.*

● **ADDITIONAL PUBLIC TESTIMONY**

*The Board may decide to limit public testimony.*

Public testimony is limited to issues not on this agenda and that are not proposed regulations. Written comments may also be submitted to the board for review during its next regular meeting via [marijuana@alaska.gov](mailto:marijuana@alaska.gov).

*There is no one to testify.*

● **BOARD COMMENTS**

*Ely C.: It was a good meeting, kept the meeting on track, pleased to see rural Alaska applications approved.*

*Bruce S.: always a pleasure, appreciates everyone's time.*

*Lt. Jaime: thanks everyone for their participation. The meetings are always interesting.*

*Eliza M.: has no comments.*

*Nick M.: thanks staff and the director's leadership.*

● **NEXT MARIJUANA CONTROL BOARD MEETING**

The next meeting is scheduled for **November 15-16, 2023 in Sitka**. All applications must be deemed complete and all other information for inclusion in the board's packets must be received by **October 27, 2023**.

● **ADJOURN**

*3:23 pm*