



**Marijuana Control Board
Meeting Agenda
Third Judicial District
Atwood Building at 550 W. 7th Avenue, Room 102/104
Anchorage, Alaska**

December 13, 2022 at 9:00 am

Join Zoom Meeting

<https://amco-alaska-gov.zoom.us/j/81746631739?pwd=d0dHempXOTAxVR3N2MyazNyd0M2UT09>

Meeting ID: 817 4663 1739

Passcode: 636403

Dial by your location

+1 346 248 7799 US

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December 14, 2022 at 9:00 am

Join Zoom Meeting

<https://amco-alaska-gov.zoom.us/j/81861172546?pwd=RDIGSE1zWEVEcTJGc1FYUFerVCtEQT09>

Meeting ID: 818 6117 2546

Passcode: 687988

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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

9:01 am

B. Roll Call

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

*Joan Wilson, Director, in person
Kevin Higgins, Assistant Attorney General, in person
Jane Sawyer, Acting Program Coordinator, in person
James Hoelscher, Enforcement Supervisor, in person
Carrie Craig, Records and Licensing Supervisor, in person*

C. Approval of Agenda

*The regulation project proposed by Chair Miller should be tabled to the March meeting. **Ely C. motions to approve the agenda as amended. Lt. Jaime seconds. None opposed, motion passes.***

D. AMCO Meeting Code of Conduct **TAB 1**

E. Top 10 Zoom FAQ **TAB 2**

F. Approval of the June 29 – 30, 2022 MCB Meeting Minutes **TAB 3**

Ely C. motions to approve the June 29 – 30, 2022 minutes. Lt. Jaime seconds. None opposed, motion passes.

G. Approval of the September 21 – 22, 2022 MCB Meeting Minutes **TAB 4**

Ely C. motions to approve the September 21 – 22, 2022 minutes. Lt. Jaime seconds. None opposed, motion passes.

● BOARD GOVERNANCE **9:10 am**

No changes to report.

● PUBLIC TESTIMONY **9:20 am**

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.

9:07 am: Public Testimony is opened. From the start of the meeting to the end of Public Testimony was not recorded, therefore there is no transcript to rely the speaker’s exact words.

Ryan Tunseth, licensee & AMIA president, in person. He speaks about the Delta 9 issue and the safe banking PSA.

Jana Weltzin, JDW Law present in person. She thanks staff and tacks on to Mr. Tunseth's comments regarding Delta 9. She explains the marijuana task force and encourages the industry to participate. She also speaks to the safe banking access, not having safe banking is a public safety risk.

Barrett Goodall, Good Cannabis, in person, METRC user meeting. Regarding tagging plants 8 inches tall, the definition doesn't match. He would like to change the regulation to a taller plant. Ely asked a question about percentage. Bruce S. asks about the difficulty scanning the tags.

9:22 pm: Public Testimony is closed.

● **DIRECTOR BRIEFING**

9:45 am

A. Director's Report

TAB 5

Director Wilson summarizes her report. Maya Ali summarizes the credit card payments through Wells Fargo and e-billing. Jane S. speaks about regulation projects that are still pending review in Department of Law. Bruce S. speaks about Jane's employment as program coordinator – the director asked for the board to issue a resolution of support. Jane was not expecting that request. Bruce S. asks about the online licensing system – the director says it will streamline processes. **Lt. Jaime motions to support a resolution to endorse Jane Sawyer as Program Coordinator. Ely C. seconds. None opposed, motion passes.**

B. Budget Projections

Maya Ali summarizes the projections. Ely C. would like the confidential items removed so the document can be made public and for a future discussion/broader meeting. Director Wilson states she will work on it with Commerce.

● **HEMP PRESENTATION FROM Ms. Epstein on Wednesday the 14th.**

10:00 am

12/14/22 10:00 am: Pamela Epstein, is present on Zoom, shares her screen for her presentation. Director Wilson asks the board for direction to issue a statewide consumer protection advisory. Eliza M. mentions universal symbols on legal products would be helpful. There is a discussion if the licensed retail businesses are selling these non-registered products. There does not seem to be any. Kevin H. states any non-endorsed product can be enforced by AMCO. There is a discussion with Jana Weltzin regarding sales and Barrett Goodall discusses the definition of hemp from 2018 farm bill regarding extracts.

12/14/22 11:15 am: Break

12/14/22 11:38 am: Reconvened

● **PROGRAM COORDINATOR BRIEFING**

TAB 6

Jane S. summarizes her report. There is a discussion with Investigator Bankowski regarding METRC late payments and licensees getting locked out of the system. Currently 86 licensees have been locked out. A NOV and administrative hold on projects will be issued when locked out. Ryan Tunseth speaks that some people

believe the state should pay it, some didn't realize about the billing challenges with METRC. Asks the board for some grace. Jane S. says some of them are active pending inspection status, there are 7 out of the 86. Investigator Bankowski says the outstanding fee total: \$117,720.00. \$40 per license type, per month, plus they need to pay for tags. Director Wilson suggests having METRC available tomorrow to discuss possible payment plans or deployment of the enforcement date. Robert Gustafson who is present on Zoom, has hand raised to speak.

10:23 am: Break

10:41 am: Reconvened, Kevin Higgins present. Lt. Jaime is not present. Continue public testimony at 1 pm after lunch for those 3 individuals that could not get logged in. Nate Hall reads Robert's written comment – he can't unmute.

● ENFORCEMENT BRIEFING

A. Enforcement Supervisor's Report

TAB 7

Chief Hoelscher is present in person and summarizes his report. Discussion of travel budget and priorities. They do virtual inspections and follow up with an actual in person inspection. Recommendations for the safety of the public, speaks about the robbery in Bethel. Reads some statistics over the past few years. Cameras – specific outside placement, like a Ring doorbell - type camera. Keeping cash at the store – safe banking, cash drop boxes, signage that the till has minimal cash. Locked entry ways with identification checks, before stepping into the premises. Snow build up, heavy rain distorts or covers cameras – better snow removal. Two employees present at all times, good customer service, installation and maintainance of surveillance systems. Secure cash and product, training employees on robbery procedures and repeat, repeat. Daily maintain the grounds, trash – if it looks neglected it could be targeted. Keep premises and parking lots all well-lit. Bruce suggests distributing the recommendations/advisory to all licensees. Kevin Higgins states that the licensee is required to notify enforcement within 24 hours of the incident. Thought about removing diagrams from website or just not putting them on the site. Enforcement concerned with 3 AAC 306.660(c), failed retest board guidance/or regulation project on the number of tests allowed.

11:30 am: Lt. Jaime is present on Zoom.

B. Notices of Violation Issued and Licensee Responses

TAB 8

Discussion regarding non-response to NOVs. Bruce s. encourages the industry to respond and be proactive, work with Enforcement.

C. Notices of Violation for October and November Unpaid Taxes

TAB 9

● LICENSING BRIEFING

A. Licensing Report

TAB 10

Carrie Craig summarizes her report and introduces the licensing staff. Director Wilson speaks to the cross-training and that staff is rethinking it.

11:56 am: Lunch

1:07 pm: Reconvened. Bruce S. and Ely C. are in person, Eliza M. and Lt. Jaime are on Zoom.

1:08 pm: Re-opened Public Testimony

Dan Ferguson, owner of Primo, is present on Zoom: hemp products.

Kerby Coman, licensee on Zoom: hemp products. No communication with dnr will not be endorsing/renewing delta 8, 10 but yes to 9. Joan speaks to the Delta 8 – method of creation didn't meet regs.

Lacy Wilcox, licensee of Top Hat and for AMIA, in person: delta 9. AMIA event at las margaritas tonight at 6pm.

Andrea Gunter, on Zoom missed the METRC discussion about the tagging the plants at 8 inches. Bruce states it may resurface tmrw as a reg project.

Sonia Reed, licensee on zoom: delta 9.

Robert Gustafson, rock hard nugz on zoom: credit card payments, revisiting tax structure. NOV leniency. Outside mj coming into retails. Better licensing system.

Ryan Tunseth, repeated Lacy's invite.

1:42 pm: Public Testimony closed.

● **BOARD CONSIDERATION**

A. Anchorage Bowl, LLC Transfers with lien disputes and incomplete renewal applications TAB 11

Arthur Kanack, Shelton Landon, Jon Fischer are present on Zoom. Nathan H. and Jane S. summarize the applications, liens and Department of Labor's objection. There are no tax delinquencies. Discussion regarding the lien situation. Shelton says the realtor, Kevin with Globe, has rescinded the lien request. Kevin Higgins says the board should stay out of civil disputes. Procedural discussion with Kevin H. **Ely C. motions to approve the transfers with delegation (lien). Eliza M. seconds. None opposed, motion passes. Ely C. motions to approve the renewals with delegation. Eliza M. seconds. None opposed, motion passes.** Guidance to be discussed tomorrow. Shelton is current on taxes.

Premise Address:	4000 Spenard Road Anchorage, AK 99517
Local Government:	Anchorage (Municipality of)
Current Licensee (from) :	Anchorage Bowl LLC (owned by Jon Fischer 42%, Shelton Landon 16%, Arthur Kanack 42%) DBA: Anchorage Bowl LLC
New Licensee (to) :	Anchorage Bowl LLC (owned by Shelton Landon 100%) DBA: Anchorage Bowl LLC

License #12316:	Renewal Application	<u>TAB 11a</u>
	Transfer Application	<u>TAB 11b</u>
License Type:	Retail Marijuana Store	

License #12317	Renewal Application	<u>TAB 11c</u>
	Transfer Application	<u>TAB 11d</u>
License Type:	Limited Marijuana Cultivation Facility	

License #12318	Renewal Application	<u>TAB 11e</u>
	Transfer Application	<u>TAB 11f</u>
License Type:	Product Manufacturing Facility	

B. License #10174:	Parallel 64 LLC	<u>TAB 12</u>
Licensee:	Parallel 64 LLC	
License Type:	Standard Marijuana Cultivation Facility	
Premise Address:	2128 North Post Road Anchorage, AK 99504	
Local Government:	Anchorage (Municipality of)	
For Consideration:	Confidential Entity Statement	

Anwar Amar, is requesting executive session, present on Zoom speaks to the request. Kevin H. states that legal issues are not sufficient for executive session. The letter should not be marked confidential. Information is readily available in Court View which is public knowledge. Mr. Amar is comfortable having a public discussion. Procedural discussion. Suggestion to approve the renewal with delegation, delegation being the majority holder has 90 days to submit an ownership change with the office. 3 AAC 306.040. What happens if it can't be accomplished – it would come back to the board for further discussion. Lt. Jaime suggests a regulation project that the board has the power to remove someone who committed a felony from a licensed business. Question on how shares would be distributed. Will continue to discuss tomorrow toward the end possibly, Kevin H. to do some research.

12/14/22 9:30 am: Kevin H. reviews the regulations regarding this situation with the board. A felony disqualifies the license. There is a discussion regarding options for the board and the licensee. The licensee is not present on Zoom. Anwar Amar is now present on Zoom. The board requests Anwar to submit a MJ-17 with a copy of the CBPL application to change the ownership. Renewing the license is not possible until the MJ-17 is approved by the office. Kevin H. states if the board denies the renewal today, he has appeal rights – administrative hold on products provides. Mr. Amar will be submitting the application documents the same day and Director Wilson states she will review the paperwork during her lunch and will address the board when reconvened.

*12/14/22 1:33 pm: Director Wilson summarizes the review of the MJ-17. **Ely C. motions to approve renewal with delegation. Eliza M. seconds. None opposed, motion passes.***

2:52 pm: Break

3:11 pm: Reconvened

- C. License #12173:** **Northern Lights Cultivation** **TAB 13**
 Licensee: Jesse Hoyt
 License Type: Standard Marijuana Cultivation Facility
 Premise Address: 4705 N Tongass Highway, Apt. 1
 Ketchikan, AK 99901
For Consideration: **License is expired. See memo.**

*Jesse Hoyt is present on Zoom. Jane S. summarizes the memo. Jesse speaks to the situation, asks for forgiveness. Director Wilson describes the history of the reinstatement regulation project. She suggests keeping an administrative hold while he applies for a new license – it would be cheaper than reinstating. Discussion of timeline and possible options for the board. Bruce S. suggests the licensee reapply for a new license. Lt. Jaime agrees. Eliza M. states that the board should follow the regulations. Ely C. says the regulations could be improved, but also agrees. Bruce S. states there will be no action taken by the board and implores him to apply for a new license. Question regarding the administrative hold – product with a non-licensee and what actions are legally allowed under a hold. **No action taken by the board.***

Absolm Gardens: is angry he has to be on the call for 2 days.

- D. License #12125:** **Alaska Marijuana Gardens (AMG)** **TAB 14**
 Licensee: Alaska Wild Coyote, Inc.
 License Type: Standard Marijuana Cultivation Facility
 Premise Address: 838 Bonanza Avenue
 Anchorage, AK 99518-1707
 Local Government: Anchorage (Municipality of)
For Consideration: **8 NOVs for tax delinquency; incomplete renewal**

- E. License #12471:** **AMG Concentrates** **TAB 15**
 Licensee: Alaska Wild Coyote, Inc.
 License Type: Marijuana Product Manufacturing Facility
 Premise Address: 838 Bonanza Avenue
 Anchorage, AK 99518-1707
 Local Government: Anchorage (Municipality of)
For Consideration: **Incomplete renewal**

Nate H. summarizes the situation regarding Tabs 14 and 15. Evangeline, licensee, is present on Zoom. Ely C. motions to approve with delegation. Eliza M. seconds. None opposed, motion passes.

● **TABLED FROM PREVIOUS MEETING(S)**

- A. License #20827:** **Good Titrations** **TAB 16**
 Licensee: FSE, LLC
 License Type: Retail Marijuana Store
 Premise Address: 506 Merhar Ave
 Fairbanks, AK 99701
 Local Government: City of Fairbanks, Fairbanks North Star Borough
For Consideration: **At the June 29 – 30, 2022 meeting, the board approved this licensee’s MJ – 14, however they voted to table the consideration of the MJ – 15: Operating Plan Change to this meeting. There is nothing new to report at this time.**

Tabled at the September meeting stating the licensee will supply a management agreement regarding the management of the restaurant to Director Wilson.

*Jana Weltzin and Brandon Emmett are present in person. The GTG, Inc. has the same shareholders as Good Titrations. Bought out the previous restaurant owners. Mr. Emmett will provide paperwork to the director in the next few days and she should be able to approve the MJ-15. **No action taken by the board.***

● **NEW LIMITED MARIJUANA CULTIVATION FACILITY APPLICATIONS**

Tabs in this section may be approved with delegation as a block or may pull any specific application for separate discussion/consideration at the board's discretion.

A. License #31938:	Fireweed Farm	<u>TAB 17</u>
Licensee:	Fireweed Farm LLC	
Premises Address:	2326 North Love Drive Palmer, AK 99645	
Local Government:	Matanuska-Susitna Borough	

*Liz and Joseph Warren, applicants, are present on Zoom, discuss the proposed premises in a residential unit with minors and access areas. There is letter of explanation included in the board packet. **Ely C. motions to approve both applications with delegations. Eliza M. seconds. None opposed, motion passes.***

B. License #31148:	Bay Leaf Enterprises LLC	<u>TAB 18</u>
Licensee:	Bay Leaf Enterprises LLC	
Premises Address:	33695 Nash Rd. Seward, AK 99664	
Local Government:	City of Seward	

● **NEW STANDARD MARIJUANA CULTIVATION FACILITY APPLICATIONS**

Tabs in this section may be approved with delegation as a block or may pull any specific application for separate discussion/consideration at the board's discretion.

A. License #31826:	Shackleford Investments LLC	<u>TAB 19</u>
Licensee:	Nicholas Mann	
Premises Address:	8847 Kenai Spur Highway Buildings F, G, H Kenai, AK 99611	
Local Government:	Kenai Peninsula and Borough	

B. License #32613:	Tok Harvest Company LLC	<u>TAB 20</u>
Licensee:	Tok Harvest Company LLC	
Premises Address:	MP 1308 Alaska Highway Tok, AK 99780	
Local Government:	None	

Ely C. motions to approve Tabs 19 through 20 with delegation. Eliza M. seconds. Lt. Jaime asks about the petition – how did the community pass it? Carrie C. and Audrey S. explain. None opposed, motion passes.

● **NEW RETAIL MARIJUANA STORE APPLICATIONS**

Tabs in this section may be approved with delegation as a block or may pull any specific application for separate discussion/consideration at the board's discretion.

- A. License #31417:** **Catalyst Cannabis Company** **TAB 21**
Licensee: Catalyst Retail LLC
Premises Address: 5305 E Northern Lights
Anchorage, AK 99508
Local Government: Municipality of Anchorage
For Consideration: Municipality protests pending municipal marijuana license or a municipal special land use permit.
- B. License #30459:** **Alaskan Grown Cannabis** **TAB 22**
Licensee: Anchorage Retail Management LLC
Premises Address: 2505 Fairbanks Street Unit 1
Anchorage, AK 99503
Local Government: Municipality of Anchorage
For Consideration: Municipality protests pending municipal marijuana license or a municipal special land use permit.
- C. License #32662:** **High Seas** **TAB 23**
Licensee: High Seas Homer LLC
Premises Address: 60456 East End Rd Ste 1
Homer, AK 99603
Local Government: City of Kachemak, Kenai Peninsula Borough
For Consideration: Pending response from local governing bodies

*Ely C. motions to approve Tabs 21 through 23 with delegation. Eliza M. seconds. Jason Brandies on Zoom represents Catalyst Cannabis Company. Jana Weltzin represents Alaska Grown. No one present for High Seas. **None opposed, motion passes.***

● **NEW ONSITE CONSUMPTION ENDORSEMENT**

Tabs in this section may be approved with delegation as a block or may pull any specific application for separate discussion/consideration at the board's discretion.

- A. License #21069:** **Wildflower** **TAB 24**
Licensee: Three Sisters, LLC
Premises Address: 158 Alimaq Drive
Kodiak, AK 99615
Local Government: Kodiak Island Borough

*Jana Weltzin, counsel, and the applicant are present in person. Director Wilson summarizes the memo. There are questions regarding air quality and fencing. Camera will be in the airstream, employees will have limited access to the onsite area. Question regarding if this meets the definition of "freestanding". Eliza M. would like to know how many people will be able to be in the airstream. There is not a factual answer at this time, but no more than ten. **Ely C. motions to approve with delegation. Eliza M. seconds. Lt. Jaime is opposed; motion passes 3 - 1.***

5:04 pm: Recessed.

9:03 am: Reconvened. All four members are present in person.

METRC, Luis V. is present on Zoom and speaks about past due fees, shutting users out of the system. He walks the board through the notices that pop up on each screen in the system. Ely C. requests a copy of the contract between the state and METRC. Licensees do have the ability to pay online with automatic payments, they can mail checks as well. They are working on creating payment plans. There is a discussion of options.

● **LICENSE TRANSFER APPLICATIONS**

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

12/14/22: Ely C. motions to approve all transfers in Tabs 25 through 30 with delegation. Eliza M. seconds. None opposed, motion passes.

A. License #14245:	Deez Nugz	<u>TAB 25</u>
Current Licensee (from):	Pharma Initiative, LLC (owned by Kerry Teekell 100%) DBA: Cannafrost	
New Licensee (to):	Deez Nugz, LLC (owned by Trout Millhouse 100%) DBA: Deez Nugz	
License Type:	Limited Marijuana Cultivation Facility	
Premises Address:	4315 E. Dimond Way Wasilla, AK 99654	
Local Government:	Matanuska-Susitna Borough	

12/13/22 5:06 pm: Rock Hard Nugz objects to the name Deez Nugz.

D. License #15800:	Baked Alaska LLC	<u>TAB 26</u>
Current Licensee (from):	Bakes Alaska LLC (owned by Steve Hallsten 50% and Audrey Randstead 50%) DBA: Baked Alaska LLC	
New Licensee (to):	Baked Alaska LLC (owned by Steve Hallsten 50% and Ryan Hallsten 50%) DBA: Baked Alaska LLC	
License Type:	Marijuana Product Manufacturing Facility	
Premises Address:	2745 Hanson Road – Unit B Fairbanks, AK 99709	
Local Government:	Fairbanks (City of), Fairbanks North Star Borough	

E. License #10245:	Double Eagle Cannabis	<u>TAB 27</u>
Current Licensee (from):	AK Slow Burn LLC dba Scorpion Grass owned by Lou Weaver	
New Licensee (to):	Double Eagle Farms LLC owned by Naim Sabani, and Jared Karr	
License Type:	Retail Marijuana Store	
Premises Address:	2042 East 3 rd Avenue Suite A	
Local Governments:	Municipality of Anchorage	

F. License #10898	Double Eagle Cannabis	<u>TAB 28</u>
Current Licensee (from):	AK Slow Burn LLC dba Scorpion Grass owned by Lou Weaver	

New Licensee **(to)**: Double Eagle Farms LLC owned by Naim Sabani, and Jared Karr
License Type: Standard Marijuana Cultivation Facility
Premises Address: 2042 East 3rd Avenue Suite A
Local Governments: Municipality of Anchorage

G. License #12488 **Thirdstate** **TAB 29**
Current Licensee **(from)**: H.E. Holdings LLC Owner Haley Essig 100%
New Licensee **(to)**: H.E. Holdings LLC Owner John Paul Hoff 100%
License Type: Standard Marijuana Cultivation Facility
Premises Address: 200 Pheasant Farm Road
Local Governments: Fairbanks North Star Borough

H. License #11731 **Scorpion Grass** **TAB 30**
Current Licensee **(from)**: AK Slow Burn LLC dba Scorpion Grass owned by Lou Weaver
New Licensee **(to)**: L&J Ventures Inc owned by James and Lisa Hacker
License Type: Retail Marijuana Store
Premises Address: 1551 E Tudor Rd
Local Governments: Municipality of Anchorage

● **LICENSE CONVERSION APPLICATIONS**

Tabs in this section may be approved with delegation as a block or may pull any specific application for separate discussion/consideration at the board's discretion.

Ely C. motions to approve Tab 31 with delegation. Eliza M. seconds. None opposed, motion passes.

A. License #12255: **Lady Gray Growing** **TAB 31**
Licensee: Lady Gray, LLC
Current License Type: Limited Marijuana Cultivation Facility
New License Type: Standard Marijuana Cultivation Facility
Premises Address: 36322 Pine Street, Suite 1 (a)
Soldotna, AK 99669
Local Government: Kenai Peninsula Borough

● **RELATED APPLICATIONS**

Tabs in this section may be approved with delegation as a block or may pull any specific application for separate discussion/consideration at the board's discretion.

Ely C. motions to approve Tabs 32 through 33 with delegation. Eliza M.seconds. None opposed, motion passes.

A. License #11638 **Catalyst Cannabis Company** **TAB 32**
Current Licensee **(from)**: Broken Dirt LLC
New Licensee **(to)**: Catalyst Retail LLC
License Type: Retail Marijuana Store
Premises Address: 9900 Old Seward Highway Unit 4
Local Governments: Municipality of Anchorage

B. License #10284 **Catalyst Cannabis Company** **TAB 33**

Current Licensee **(from)**: Broken Dirt LLC
 New Licensee **(to)**: Catalyst Cultivation LLC
 License Type: Standard Marijuana Cultivation Facility
 Premises Address: 5001 Eagle Street Suite B
 Local Governments: Municipality of Anchorage

● LICENSE RENEWAL APPLICATIONS

TAB 34

A. NOTICES OF VIOLATIONS RECEIVED FROM JULY 1, 2021 THROUGH JUNE 30, 2022

Tabs in this section may be approved with delegation as a block or may pull any specific application for separate discussion/consideration at the board's discretion.

- 1. License #10008: Green Jar**
 Licensee: Caleb L Saunders, Christopher T Farris, Bailey A Stuart
 License Type: Retail Marijuana Store
 Premise Address: 4901 East Blue Lupine Drive
 Building 2, Unit E
 Local Government: Matanuska-Susitna Borough
For Consideration: 1 NOV for advertising discrepancy

*Ely C. motions to approve with delegation. Eliza M. seconds. Bailey Stuart in present in person and speaks to NOV issues – printing issues beyond her control. Discussion of issues of warnings/advisories before issuing NOVs. There are consequences to businesses, such as banking. Per Chief Hoelscher’s comment yesterday, she asks the board to rescind the NOV. Chief Hoelscher is present on Zoom and states he has not had a chance to review the documentation. Bailey Stewart would like to appeal the NOV to the director. **None opposed, motions passes.***

*Ely C. motions to approve the rest of the renewals in subsection A with delegation. Eliza M. seconds. **None opposed, motion passes.***

- 2. License #10161: The Frost Frontier**
 Licensee: The Frost Frontier LLC
 License Type: Standard Marijuana Cultivation Facility
 Premise Address: 8535 Dimond D Circle
 Unit C
 Anchorage, AK 99515
 Local Government: Anchorage (Municipality of)
For Consideration: 2 NOVs for tax delinquency

- 3. License #10279: GoodSinse, LLC**
 Licensee: GoodSinse, LLC
 License Type: Standard Marijuana Cultivation Facility
 Premise Address: 2604 David Rd.
 Fairbanks, AK 99709
 Local Government: Fairbanks (City of)
For Consideration: 1 NOV for odor

- 4. License #10671:** **Alaska Cannabis Exchange, LLC**
 Licensee: ALASKA CANNABIS EXCHANGE, LLC
 License Type: Standard Marijuana Cultivation Facility
 Premise Address: 1805 & 1807 West 47th Avenue
 Anchorage, AK 99517
 Local Government: Anchorage (Municipality of)
For Consideration: 2 NOVs for odor
- 5. License #10959:** **Green Go, LLC.**
 Licensee: Green Go, LLC
 License Type: Standard Marijuana Cultivation Facility
 Premise Address: 101 Post Road
 Anchorage, AK 99501
 Local Government: Anchorage (Municipality of)
For Consideration: 1 NOV for odor, 1 NOV for restricted area breach
- 6. License #11649:** **K Beach Reef**
 Licensee: KBR, LLC
 License Type: Standard Marijuana Cultivation Facility
 Premise Address: 42106 Kalifornsky Beach Rd.
 Soldotna, AK 99669
 Local Government: Kenai Peninsula Borough
For Consideration: 1 NOV for tax delinquency.
- 7. License #11664:** **Suilnua, LLC**
 Licensee: SUILNUA
 License Type: Standard Marijuana Cultivation Facility
 Premise Address: 5600 North Cunningham Road
 Palmer, AK 99645
 Local Government: Matanuska-Susitna Borough
For Consideration: 2 NOV for tax delinquency.
- 8. License #12437:** **Alaska Cannabis Exchange, LLC**
 Licensee: Alaska Cannabis Exchange, LLC
 License Type: Retail Marijuana Store
 Premise Address: 2906 SPENARD ROAD
 ANCHORAGE, AK 99503
 Local Government: Anchorage (Municipality of)
For Consideration: 1 NOV for manifest discrepancy
- 9. License #12783:** **Homer Budz, LLC**
 Licensee: Homer Budz, LLC
 License Type: Standard Marijuana Cultivation Facility
 Premise Address: 67835 Virginia Ave
 Homer, AK 99603
 Local Government: Kenai Peninsula Borough
For Consideration: 1 NOV for unreported change of officials

- 10. License #14178:** **Bodhi Tree Wellness**
 Licensee: Bodhi's Homestead, LLC
 License Type: Limited Marijuana Cultivation Facility
 Premise Address: 6514 North Farm Loop Road
 Palmer, AK 99645
 Local Government: Matanuska-Susitna Borough
For Consideration: 1 NOV for tax delinquency.
- 11. License #14245:** **Cannafrost**
 Licensee: Pharma Initiative LLC
 License Type: Limited Marijuana Cultivation Facility
 Premise Address: 4315 E Dimond Way
 Wasilla, AK 99654
 Local Government: Matanuska-Susitna Borough
For Consideration: 1 NOV for tax delinquency.
- 12. License #14581:** **AK Best Buds LLC**
 Licensee: AK Best Buds LLC
 License Type: Limited Marijuana Cultivation Facility
 Premise Address: 9551 South Starlight Lane
 Wasilla, AK 99623
 Local Government: Matanuska-Susitna Borough
For Consideration: 2 NOV for tax delinquency.
- 13. License #14800:** **Field's of Green LLC**
 Licensee: Field's of Green LLC.
 License Type: Limited Marijuana Cultivation Facility
 Premise Address: 23550 East Hillcrest Way
 Talkeetna, AK 99676
 Local Government: Matanuska-Susitna Borough
For Consideration: 1 NOV for tax delinquency
- 14. License #15015:** **Cotton Mouth Cannabis Co**
 Licensee: Cotton Mouth Cannabis Company, LLC
 License Type: Limited Marijuana Cultivation Facility
 Premise Address: 1705 North Winding Brook Loop, #A3
 Palmer, AK 99645-7741
 Local Government: Matanuska-Susitna Borough
For Consideration: 1 NOV for tax delinquency.
- 15. License #15223:** **Rock Hard Nugz AK**
 Licensee: 7G Unlimited LLC
 License Type: Limited Marijuana Cultivation Facility
 Premise Address: 240 W. Kristy Drive
 Wasilla, AK 99654
 Local Government: Matanuska-Susitna Borough
For Consideration: 1 NOV for tax delinquency.

- 16. License #16015:** **Bluffside Gardens**
 Licensee: Bluffside Gardens LLC
 License Type: Limited Marijuana Cultivation Facility
 Premise Address: 39700 South Parks Highway
 Talkeetna, AK 99676
 Local Government: Matanuska-Susitna Borough
For Consideration: 1 NOV for tax delinquency.
- 17. License #16276:** **Alaskan Dream LLC**
 Licensee: Alaskan Dream LLC
 License Type: Limited Marijuana Cultivation Facility
 Premise Address: 6696 Gonder Road – Unit 1
 Big Lake, AK 99652
 Local Government: Matanuska-Susitna Borough
For Consideration: 2 NOV for tax delinquency.
- 18. License #17452:** **Bristol Bay Bud Company**
 Licensee: Bristol Bay Bud Company, LLC
 License Type: Standard Marijuana Cultivation Facility
 Premise Address: 2439 South Ridgecrest Road
 Wasilla, AK 99623
 Local Government: Matanuska-Susitna Borough
For Consideration: 1 NOV for marijuana transportation tracking issue.
- 19. License #17612:** **Valley Happiness, LLC**
 Licensee: Valley Happiness, LLC
 License Type: Limited Marijuana Cultivation Facility
 Premise Address: 905 South Vicki Way
 Wasilla, AK 99654-7570
 Local Government: Matanuska-Susitna Borough
For Consideration: 1 NOV for tax delinquency
- 20. License #17692:** **Mr. Happy Farms LLC**
 Licensee: Mr. Happy Farms LLC
 License Type: Limited Marijuana Cultivation Facility
 Premise Address: 3900 North Sierra Street
 Wasilla, AK 99654
 Local Government: Matanuska-Susitna Borough
For Consideration: 1 NOV for odor
- 21. License #21725:** **The Red-Light District**
 Licensee: AKGLD2, LLC
 License Type: Standard Marijuana Cultivation Facility
 Premise Address: 407 East Northern Lights Boulevard, 2A
 Anchorage, AK 99503
 Local Government: Anchorage (Municipality of)
For Consideration: 1 NOV for odor, 1 for tax delinquency

22. License #22327: **Canna Get Happy LLC**
Licensee: Canna Get Happy LLC
License Type: Retail Marijuana Store
Premise Address: 2321 East Palmer-Wasilla Highway
Wasilla, AK 99654
Local Government: Matanuska-Susitna Borough
For Consideration: **1 NOV for ID badges**

B. 3 OR MORE NOTICES OF VIOLATIONS RECEIVED FROM JULY 1, 2021 THROUGH JUNE 30, 2022

Tabs in this section may be approved with delegation as a block or may pull any specific application for separate discussion/consideration at the board's discretion.

1. License #10004: **Talkeetna Herb Company**
Licensee: Krystal L Dietrich
License Type: Standard Marijuana Cultivation Facility
Premise Address: 32500 South Talkeetna Spur Road
Anchorage, AK 99676-9701
Local Government: Matanuska-Susitna Borough
For Consideration: **6 for tax delinquency**

Krystal Dietrich is present on Zoom, states she is up to date with the taxes. However, she was on the November DOR delinquency list. Ely C. motions to approve with delegation – paid in full within 60 days. Eliza M. seconds. None opposed, motion passes.

2. License #10237: **AlaskaSense, LLC**
Licensee: AlaskaSense LLC
License Type: Standard Marijuana Cultivation Facility
Premise Address: 521 West Tudor Road, Unit 202
Anchorage, AK 99503
Local Government: Anchorage (Municipality of)
For Consideration: **3 for odor**

Jana Weltzin is present in person for one of the licensees. Ely C. motions to approve with delegation. Eliza M. seconds. Jana W. speaks to the challenges the licensee is experiencing – significant effort has been made. No issues since February 2022. None opposed, motion passes.

3. License #12612: **Absolem's Garden**
Licensee: Absolem's Garden, LLC
License Type: Limited Marijuana Cultivation Facility
Premises Address: 13247 East Wycoff Drive
Palmer, AK 99645
Local Government: Matanuska-Susitna Borough
For Consideration: **3 NOV for tax delinquency.**

Ryan is present on Zoom and apologizes for his comments the previous day. Ely motions to approve with delegation. Eliza seconds. They are current on their taxes, not on November list. None opposed, motion passes.

- 4. License #12618: Alaska Cannabis Company**
 Licensee: Hempco LLC
 License Type: Standard Marijuana Cultivation Facility
 Premise Address: 43280 Kenai Spur Highway Unit A, B, C, & D
 Nikiski, AK 99635
 Local Government: Kenai Peninsula Borough
For Consideration: 7 NOVs for tax delinquency

Jana W. is present in person, licensee Toby is not present. Ely C. motions to approve with delegation – 60 days paid in full or current on payment plan. Eliza m. seconds. Jana W. states that these NOVs have been taken care of but they are on the November list. Jana does not have an update of the balance due. The licensee is disputing the fees – he requested the audit from DOR and that’s how he got put on the November list. Toby is present on Jana’s speaker phone. DOR is on Zoom. Toby’s call dropped. None opposed, motion passes.

- 5. License #12872: Greenstar, INC**
 Licensee: Greenstar, Inc
 License Type: Standard Marijuana Cultivation Facility
 Premise Address: 54843 Kenai Spur Hwy
 Nikiski, AK 99635
 Local Government: Kenai Peninsula Borough
For Consideration: 14 NOVs for tax delinquency

The licensee is not present. Ely C. motions to approve with delegation – 60 days paid in full or current on payment plan. Eliza M. seconds. None opposed, motion passes.

- 6. License #13479: North Star Fire**
 Licensee: North Star Fire, LLC
 License Type: Standard Marijuana Cultivation Facility
 Premise Address: 3780 Leasure Street Suite 3
 Fairbanks, AK 99701
 Local Government: Fairbanks (City of)
For Consideration: 6 NOVs for tax delinquency

Jana Weltzin and Brandon Emmett, who is the power of attorney and cultivation manager are present in person. Ely C. motions to approve with delegation – 60 days paid in full or current on payment plan. Eliza M. seconds. Jana says it will be paid. None opposed, motion passes.

- 7. License #15025: Mad Mota**
 Licensee: Mark A Ridl
 License Type: Limited Marijuana Cultivation Facility
 Premises Address: 4980 West Greensward Drive
 Wasilla, AK 99623
 Local Government: Matanuska-Susitna Borough
For Consideration: 3 NOV for tax delinquency

The licensee is not present. Ely C. motions to approve with delegation – 60 days paid in full or current on payment plan. Eliza M. seconds. None opposed, motion passes.

12:42 pm: Lunch, Lt. Jaime has left the meeting.

1:30 pm: Reconvened, back to Tab 12. Ely C. is on Zoom, but on his way back to the physical meeting.

● REGULATIONS

12/14/22 1:45 pm: Ely C. is present in person.

12/14/22 1:35 pm: Attachment to Director's report on regulation suggestions. Director Wilson summarizes the subject of revoking or rejecting transfer of product and to allow for backward transfers in METRC. #5 is controversial, Brandon Emmett supports these changes and speaks to the issue. Ryan Tunseth speaks about video storage, power backup issue. Further discussion of suggestions.

Breastfeeding 712: Ely C. motions to open a regulation project to add language to remove the prohibition on restricted areas, no exposure to marijuana, pollen, product, exhaust and to bring back to the board. Eliza M. seconds. None opposed, motion passes.

Signage 770: Ely C. motions to open a regulation project. Eliza M. seconds. Eliza is opposed to relaxing the advertising requirements and postsecondary. Regarding warnings, Ely wants to say plain and visible and with contrasting backgrounds (page 21). None opposed, motion passes. The board will like it brought back in March.

Director Wilson points out her suggestion to give the director discretion/delegation to determine how to figure 30% of an event. Leave "board" in there (events approved in advance) and the board will delegate to the director.

Everything else – provisions to moving product backward. Ely C. motions to open the regulation project. Backward movement of plant and product and associated fixes. Eliza M. seconds. None opposed, motion passes. The board will like it brought back in March.

A. Regulations Tracking Sheet TAB 35

B. Opened Regulations Projects

1. Old Business

Video Surveillance – Power Backup

(Oral public comment may not be received at this meeting)

TAB 36

Status: Public comment period closed. Board to continue discussion.

Potential Board Actions: TBD at meeting

12/14/22 2:57 pm: Bruce S. would like Nick M. to be available for this discussion. Ely C. motions to table to March meeting. Eliza m. seconds. None opposed, motion passes. Ely C. motions to reopen public comment for 30 days. Eliza M. seconds. None opposed, motion passes.

2. Public Comment Period Closed

Exterior Window Pickup

(Oral public comment may not be received at this meeting)

TAB 37

Status: public closed December 12, 2022. Public comments received.

Potential Board Actions: TBD at meeting

Ely C. motions to table to March meeting. Eliza M. seconds. None opposed, motion passes. Ely C. motions to reopen public comment for 30 days. Eliza M. seconds. None opposed, motion passes.

C. Board Requests (if any)

(reminder for Board: Director's report has suggestions)

Kevin Higgins states the Department of Agriculture is sending advisory notice – selling only endorsed products to registered hemp businesses. Warning the public and what is the board going to do about it. Goal of the task force. There is a discussion of AMCO's enforcement authority. Consumer protection alert in Department of Law, told Director Wilson to write it, she would, and the consumer protection unit will consider publishing. Department of Agriculture and AMCO to coordinate their enforcement efforts. The board agrees it is appropriate to do so. Kevin wants to explore if delegation is needed from another department to allow AMCO to handle enforcement. The task force report is due 1/19/23 – should there be a special meeting first week of February?

● **MARIJUANA MAILBOX**

All correspondence received in the marijuana@alaska.gov inbox from September 3, 2022 **TAB 38** to November 25, 2022.

12/14/22 3:44 pm: Process with notifying community councils and their authority.

● **ADDITIONAL 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.

3:46 pm: Public Testimony opened.

Levi Miller is present on Zoom: *I'd like to make a public comment in regard to what I've heard today in the board meeting. I would first like to thank the Board for being equitable and for always trying to find solutions for both sides, and not dealing in 0 sums, games. And you know I really appreciate Pamela coming on today, and you know I honestly wasn't sure to expect. But I feel like she wasn't biased in her opinions and was just very fair and honest. And I feel like what she had recommended with how California is going about it with regulating the hemp to go through intoxicating hemp products to go through a METRC endorsement, and 2 only sold in 21 plus retails. I think that would work best for what's trying to be accomplished in Alaska, which is you know, taxation and public safety. My thing is my biggest concern is I mean I've been trying to work with AMCO, and with DNR. I mean, I'd say it. We had our first conversation, Jana, Rob Carter and myself back to like May 2021 about this very issue. so, we've been, you know, I've been trying to work with everybody for over a year and a half, and trying to find some kind of legal pathway, because I've foreseen this being a very major issue, and it's something I believe in and for public safety, and why we went forced to put it on our packaging 21 plus and child proof packaging, and as well as only selling to cannabis retails.*

And so, I also thank the retail cannabis retail owner instead of accepted us in, and have given us a place to be able to sell our Alaskan based product at an established regulated store rather than like a lot of these out of state brands. So my concern is that I would just haven't seen it for the last year and a half. For some reason the cooperation between the 2 departments I feel like at times Rob Carter could have been mocked in the meeting, not by people on the board specifically, but maybe people making public comments, and it's kind of concerning, because I feel like Rob Carter is very educated in this subject. He has a master's degree. And you know, very similar to chemistry, plant science, and he does this for a living and analytical testing. Obviously, Rob Carter seems far out because he regulated it to 50 milligrams per packaging rather than you know it could have been. It could have been 3.3, which is much more than 50 milligrams, depending on the weight of the product, and so he designed this to be a regulated product over 15 milligrams. I feel like he was very long-sighted, and seeing that, considering that he wrote it out early 2019, and also as well, with this testing requirements for the analytics of like a 16-page or 17-page full panel testing that test everything from heavy metals, from microbials, micro toxins, residual solvents. Everything that you can know that this is safe to ingest. And I feel like that's very important, because people that aren't doing that kind of setting themselves up for lawsuits. Because any other food product from the market right now has to go through the strict requirements set Rob Carter himself knows, because he deals with a lot of plants and a lot of food.

MCB Board: *And so, if you could you kind of bring it to a conclusion? Well, where you going with this?*

Levi Miller: *I feel like you guys have talked about it for the whole entire day, but I feel like I mean as an Alaska native. You ask any shareholder, and you know, as an Alaskan and a person has invested a lot of money in setting up in Alaska and doing everything towards under regulation. as far as like having a state approved conversion process that doesn't involve heavy metals or extreme chemicals to you know, having to have the DEC and jump through all the hoops to set up a to set up a facility in Alaska that we invest a lot of money, and I feel like we're kind of being treated as second class citizens in a way.*

And you know we don't have a seat on the on the task force, and I just feel like we're kind of we're not treated like we're not as good as people that are in the cannabis industry, when I feel like we should be given a fair chance to come under regulation and that the department should be working together to create a METRC endorsement, to create a legal pathway, because everything I'm following all the legal to try to do what I feel like is in the future. And really I'm not given any pathway into any type of regulation or any score. And so, and then it's like, If they regulate the product and then they make it say, okay, you can't do hemp products anymore. It's like, okay. Then we transferred to doing, trying to do a marijuana product. Well, then, I can't get a test because you probably can't send it out of state to go get it tested. And now you're only doing a two-page panel. And now you're setting yourself up to get sued and that's a real thing. And so, I just feel like a lot of these things aren't being spoken about fairly.

MCB Board: *What are you using as your base product? Are you getting material from out of state?*

Levi Miller: *CBD isolate. So we're trying to and the problem is that there wasn't very many hemp growers in Alaska growing. And so, we're now trying to establish, and then this summer we can grow hemp and we can produce our own isolate in state. And I've been talking with Rob Carter about this. So right now we're having to get our CBD isolate from out of state. But we're doing all conversions under a state approved process that Rob Carter himself approved because*

it's generally regarded as safe. We're not using heavy metals. We're not doing all these extreme things, and we went through that process to do it the correct way.

MCB Board: *Do you have any retail? You're just producing the product and then selling it through other retail stores strictly stored in our license marijuana only license marijuana retail?*

Levi Miller: *We've gotten some push back because people are scared which is understandable. But my thing is, I've been pushing to get this tax and regulated and have a METRC endorsement. So, then it's all fair competition between Alaskans and that's really, that's all I'm asking for. You know it's like I just would like there to be fairness. I understand, with the concerns of taxation, and they're not being taxation on a hemp product and all these things. But these things it can be solved if we work together, and we're not trying to do a 0 sums where we're like, Okay, we want to take this industry out, you know, on any competition. It's no, just like you know, I mean I was legacy grower. I started growing, and I got my first medical card. It's like 21 years old, you know I'm not quite like the woman earlier that's been growing for 23 years. But you know I understand the industry very well, and I also understand that there was an avenue given by the Alcohol Control Board or by the (?) Board to establish a marijuana control board to regulate marijuana. They didn't establish Alcohol Control Board people to regulate them. I just feel like it was fair and you guys did it in an extremely fair way of bringing it in. I'm sorry, say you don't understand why we can't do it with hemp and have that kind of fairness and inclusiveness and equity. Do you guys have any questions about that? Sorry if I kind of came off. It's just kind of nervous for me to talk.*

James Thornton, with Secret Garden, is in person: *I figured it would be a good opportunity to come up with something positive, instructive. Thank you all for your work towards our industry and the awesome communication and the work everyone's been doing together. It's really an amazing thing to see the industry and how parts come. Thanks to all your hard work and adaptability. We obviously have these issues, and we're working on it, but in the meantime, how do we? You know. How do we protect safety while we have these obvious major causes that are seemingly possible right now.*

So, in the past we've started working. We've had some working groups about high potency edibles in our recreational market, and I want to remind you that we still have a lot of it. It's out there, and I hope some people are listening right now who are screaming that they need higher potency products. I know we have a lot. I have a lot of customers who, you know, even 1 100 milligram hash is not nearly enough for their needs in one sitting, so I just want to remind everyone of that again. Now, obviously, we still have some time before we're going to increase the potency of these smaller products like shooters and things, and obviously that's going to take some time. But in the meantime, I think that the number one thing and we can.

This can also transcend into these other Hemp stores is education. So, some of the people behind me or on the phone have been involved with us. First program official programs, teaching about Cannabis. I know that myself, with Eliza and Tasha and some other industry members, we haven't had a lot of movement on it, but we do have a submittal ready to go for a small handout and a large poster that could be posted up in recreational cannabis stores, and I think, with slight modification, could also be potentially in the hemp sales stores. And again, there's just not a lot of guidelines right now for people selling these products. They may not know what they're buying, so that it concerns me a lot. Obviously, you know, advertise it more than it already has been advertised, but they can go and get those. So, while we're working on that, I think we want to want to pick this back up. I was going to mention it afterwards that we have to submit already. We're

going to work on these handouts, and I think it should be the first of many iterations of some educational material. I know. I feel, you know, uncomfortable, not having something a consumer can walk home with. And then we recall the data about an edible, and how it's going to affect them potentially. What the potency is and how the effect may be, what the effect may have on them. Now we have products that have nano multiplication which literally hit you within a matter of minutes rather than the longer fully release. The longer release products that take 45 min, or however long your body takes to absorb those products there's now, products that also, you know, hit you quicker. So, I think education is a constructive way for us to make sure at least we're covering some basic safety for consumers. while we work through the legalities and the red tape of these federal definitions and all this, it's kind of really frustrating. So, I share your frustration with it all.

I'm not selling those products at my store for a lot of reasons. I'm also a manufacturer. So, you know that this is our manufactured products, our lowest grossing sales products and they take a lot of resources to create, not to mention the licensing and everything that you need to keep these businesses running. We are extremely undercut. So again, that's an agenda item. But I just want to talk about education. I think if we're already working together, we're all swimming the same direction, so we'll pick this up. We'll get a handout ready, and hopefully, we can get that out through the transporters to the different stores, and I hope whether people agree with the exact iteration of it, and our first attempt that we can get in, and all the stores, and start to utilize this education with all the other people that are interested in teaching people about cannabis.

As the stigma lowers, becomes more mainstream, I mean, I bet 10 years from now we'll all laugh about this so, and it's going to be hopefully a much bigger world. And hopefully, you know, interstate commerce doesn't destroy what we built. We were able to protect Alaskans, and what we put into this is, we've already seen a lot of the people that started paved the way all their work, you know. People just kind of skating right through the system, and they're all thinking about how hard it was to get through. So hopefully we can look at that on a larger scale, and we protect our interests and also teach about it. You know the wonders of cannabis, all the good that it can do in in the world. So that's all I have. Thank you.

Terri Zell, licensee, is on Zoom: *There is bad reception. I was just wondering, did we skip over Tab 37?*

MCB Board: *That one got moved to the March agenda. The board member (Nick Miller) who it actually requested this project wasn't able to attend this meeting, and so we chose to push this subject to March, so that he could be here to have a discussion with the full board.*

Ryan Tunseth, licensee and president of AMIA, is in person: *Let me just first say thank you to the board for the incredible attitude you've given us throughout this meeting to bring these things up and how appreciative I am with the director in the work we've done on Article 7, and as we work through those article 7 for post projects. Your guys' willingness to hear us out and work with us to try to streamline and make our industry better. Appreciate the latitude you've given us this meeting.*

There's certainly frustration and concern on the industry side, as you've heard. And I believe, from an industry standpoint, never an intent or desire of ours to become enemies with the hemp side and that's been frustrating. That's unfortunate that it's sort of peering to go this way. I think that the original understanding was always, as I said before, that the hemp was the rope and the and that the marijuana was the don't. And so fair competition between all Alaskans on the same field. And so our interpretation is that if you're wanting to compete with the products that we have to make,

then you need to compete in this arena. But again, it was never an intent of ours, and still isn't an intent for us to be adversaries with them and would certainly welcome it.

And I think there's a way in the task force comments from hemp producers, and to involve them or and I think that there's a way that we work towards that goal. Mr. Higgins has stated and you guys have heard that there needs to be an effort to work with the 2 departments, to figure out how to enforce the tools. To make sure everybody who's selling these products is a registrant to make sure that they're under the 50 milligrams, and that can happen between them and then there's also the recommendations to have changes. They're going to be brought to the governor. That can also happen, and that will happen. You know we'll do our very best to address that issue. I think a lot of what you guys are frustrated with is feeling like, what are we supposed to do? And I think that what you've heard that you can do from Mr. Higgins, and what will be done is a good step. And then, outside of that, agreeing that there should be a consumer, fuller put forward. It's really not necessarily about products that are being produced in this day, or the 50 milligrams in recognition that this is happening, and that these are out there. They're coming in various forms across the internet, they may be sold in stores that have registrants or not and to put that piece of awareness out there. I think that those 2 things working within the departments to be able to address the issues we know we can control right now and an advisory is appropriate. And really all this board, I think, needs to do at this time.

We've got a lot of work to do in the task force that's going to make it to legislators. We're going to have to apply them about that, and potentially change things, and so it's still got a way to go. But again, I just wanted to thank you for the latitude you've given us in our industry. Obviously, we're very concerned about the issue, as you guys are as well.

Mark Ridl, with Mad Mota, is present on Zoom: *I was on today's agenda, but during today's lunch break I was involved in a vehicle accident, and I'm pretty sure I missed it and I'm just now getting back and touching base with you to make sure everything is okay with my license.*

MCB Board: *It was renewed and please check in with staff.*

Trevor Haynes, Good Cannabis in Fairbanks, is present in person: *We are licensed under the hemp program. I decided not to talk to you this because I'm concerned that in this format some of our points that we keep making are starting to sound right and maybe not as effective. So, you know what I had to say earlier was kind of what a lot of us have screaming inside of us during that part of the meeting, so I know what Jana had to say was fiery, and they didn't seem out of line to stop. But you know we're just trying to make this case about how important this is to us.*

Mr. Higgins, I know you felt that maybe some of that was said was directed at you. Sorry for this because this frustration certainly isn't directed at you. I feel like we're revisiting the same things again and again. But I feel like if I didn't say these things repeatedly that I would be missing an opportunity. The hemp program is effectively exporting jobs and commerce outside of the state. It's become an existential threat to the system regulation that we've built for years. We built our business on you that folks have built through your office, you guys. It's built through this board. And now it's affecting this system that we built on that is literally a mom-and-pop industry for Alaskans, by Alaskans that we work diligently to build with you guys as partners. The system is now boarding on a relevance. Much of the work that this board is doing, and the alcohol is doing is at risk of becoming obsolete. My opinion. And the other thing that is being whispered in the background here is this: These are the people that are trying to do the right thing and stick with this system, because we believe in that we've built our lives on it. But we are businesses. We have to remain profitable.

This issue is taking profits away from us. and if at the end of the day we are not profitable, then we have to switch horses, and that's what you're hearing. We're going to try. We want to stick to the system because we spent so much time building it. But there is no question of all these business people back here. They have all these different objectives of their business, whether it's giving back to the community, providing good jobs, their main objective has been profitability. So, I just wanted to say that I really support what Joan is trying to do here, in terms of going after, I mean specifically, going after some of these products that don't fall under the hemp regulations. I would also encourage her to look at retailers that aren't endorsed because that's also our competition. There's people that are just you know coffee shops that are selling. You have products that aren't endorsed, and that's not something that we talk about today. But you know it's just like anyone can pick up the next box and start selling. They could be even endorse hemp. But those are still as an industry that's highly regulated. We have the eye on us all the time, so all the licensees are likely going to have the endorsement. Our competition is not only from these products, but also these retailers that aren't endorsed. So I'd encourage you to look at that, too. I know this is a complex issue, and I would just encourage you not to throw your arms in the air. Say you know it's top, but rather apply your skills to knowledge, which I think is are considerable.

Ely C. asks if someone can report to AMCO enforcement? Yes, send the complaint to the enforcement email (amco.enforcement@alaska.gov) or directly to Director Wilson. Ely C. suggests documenting the illegal products. Rob Carter has a list that the director will request.

Lacy Wilcox, with Top Hat and on the AMIA Board, is present on Zoom: *I don't need to go into all that's been said, but I wanted to just point out to maybe Joan and Mr. Higgins that years ago, in my own experience as a Department of Revenue employee, we were struggling to come into line with the Tobacco Master Settlement Agreement 150, And so there might be a bit of research and state-side expertise at the Department of Revenue, as they had transitioned to the collection of taxes for the Internet sales of tobacco. When we're talking about the digital sales of these products to children that get delivered straight to your door. So, I would encourage you, maybe, to broaden your collaborative conversation, maybe to some historian at the Department of Law who was around for that settlement agreement that Alaska participated in, and how the collection of those taxes went through Internet sales. It was a long time ago, and the Internet was, you know, much more simple. But that along with the ABC having been priorly located at the Department of Public Safety, and then over to the Department of Revenue, where Enforcement officers were often shared, and there were collaborative agreements with Enforcement officers just to implement some of these things as enforcement tools moved the problem didn't move. And I think that I have encouraged in the past, and I would encourage you again to seek out what you had just said, which is a collaborative agreement for Enforcement, and then maybe take a peek at what was done to come into that digital age back then, for digital sales of tobacco from a tax collection perspective. It did give you the ability to have the age gating and people were receiving letters in the mail at their home. That said, you've been ordering cigarettes for years and you've been doing it with no tax. And here's your bill, and it was painful to hear in at that time when I was there, the old lady who would call and say, I can't afford this big bill, but it tells me that we were able to do it. We were able to go into this e-commerce universe even back then with limited tools, using collaborative enforcement with, it security through the Department of Administration, through revenue and their ability to collect taxes, and what was at the time, I believe, the public safety enforcement from the ABC board for tobacco, alcohol, and that collaboration was key to make that happen. So that's all. Thank you very much.*

4:26 pm: Public Testimony closed

● **BOARD COMMENTS**

Eliza Muse: *thanks for reminders on activities they need to address. Thanks to James for pos education.*

Ely Cyrus: *great to be here in person. Regarding illegal hemp issue agrees with collaborative efforts and results – identify a timeline. Director Wilson mentions that is one of her smart goals for 2023.*

Bruce Schulte: *Great to have Ely in person. Thanks to Kevin for keeping us on the straight and narrow. Director Wilson rocks and has his complete support. Thanks to staff – they also rock. He offers assistance with anything staff may need.*

● **NEXT MARIJUANA CONTROL BOARD MEETING**

The next meeting is scheduled for March 8 – 9, 2023, in Fairbanks. All applications must be deemed complete and all other information for inclusion in the board’s packets must be received by **February 17, 2023**.

● **ADJOURN**

4:35 pm: Adjourned