



THE STATE  
of **ALASKA**  
GOVERNOR MIKE DUNLEAVY

## Department of Commerce, Community, and Economic Development

Alcohol and Marijuana Control Office

550 West 7<sup>th</sup> Avenue, Suite 1600  
Anchorage, AK 99501  
Main: 907.269.0350

### MEMORANDUM

TO: Marijuana Control Board

DATE: April 9, 2024

FROM: Kristina Serezhenkov, Regulations  
Specialist

RE: Application Process Food Safety  
Permit

The board approved the draft regulations for initial Law review at the November 2023 meeting. Upon the Department of Law's approval, the draft was sent out for official public comment with the comment period closing 4.12.2024. Comments were received and are attached.

Options for the board:

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

3 AAC 306.315(1)(A) is repealed:

(A) repealed \_\_\_\_/\_\_\_\_/\_\_\_\_ [A COPY OF AN ACTIVE

APPLICATION FOR A REQUIRED FOOD AND SAFETY PERMIT UNDER 18 AAC 31.020(a) FROM THE DEPARTMENT OF ENVIRONMENTAL CONSERVATION OR A MUNICIPALITY WITH AUTHORITY DELEGATED UNDER AS 17.20.072 AND 18 AAC 31.945];

(Eff. 2/21/2016, Register 217; am 7/27/2017, Register 223; am 1/22/2023, Register 245; am 8/13/2023, Register 247; am \_\_\_\_/\_\_\_\_/\_\_\_\_, Register \_\_\_\_\_)

**Authority:** AS 17.38.010 AS 17.38.150 AS 17.38.200  
AS 17.38.070 AS 17.38.190 AS 17.38.900  
AS 17.38.121

3 AAC 306.520(1)(A) is repealed:

(A) repealed \_\_\_\_/\_\_\_\_/\_\_\_\_ [A COPY OF AN ACTIVE

APPLICATION FOR A REQUIRED FOOD AND SAFETY PERMIT UNDER 18 AAC 31.020(a) FROM THE DEPARTMENT OF ENVIRONMENTAL CONSERVATION OR A MUNICIPALITY WITH AUTHORITY DELEGATED UNDER AS 17.20.072 AND 18 AAC 31.945];

(Eff. 2/21/2016, Register 217; am 7/27/2017, Register 223; am 1/22/2023, Register 245; am 4/16/2023, Register 246; am \_\_\_\_/\_\_\_\_/\_\_\_\_, Register \_\_\_\_\_)

**Authority:** AS 17.38.010 AS 17.38.150 AS 17.38.200  
AS 17.38.070 AS 17.38.190 AS 17.38.900  
AS 17.38.121

**From:** [Rick Benedict](#)  
**To:** [CED AMCO REGS \(CED sponsored\)](#)  
**Cc:** [Jason Ortiz](#); [Peggy Horton](#)  
**Subject:** RE: 2023200579 NOTICE OF PROPOSED CHANGES TO APPLICATION PROCESS FOOD SAFETY PERMIT REQUIREMENTS IN THE REGULATIONS OF THE MARIJUANA CONTROL BOARD  
**Date:** Wednesday, March 13, 2024 10:27:13 AM

---

You don't often get email from [rick.benedict@matsugov.us](mailto:rick.benedict@matsugov.us). [Learn why this is important](#)

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

No comment from the Mat-Su Borough Development Services Division.

Respectfully,

Rick Benedict – Current Planner  
Development Services Division  
Matanuska-Susitna Borough  
(907)861-8527 direct

---

**From:** CED AMCO REGS (CED sponsored) <[amco.regs@alaska.gov](mailto:amco.regs@alaska.gov)>  
**Sent:** Tuesday, March 12, 2024 9:14 AM  
**Cc:** CED AMCO REGS (CED sponsored) <[amco.regs@alaska.gov](mailto:amco.regs@alaska.gov)>  
**Subject:** 2023200579 NOTICE OF PROPOSED CHANGES TO APPLICATION PROCESS FOOD SAFETY PERMIT REQUIREMENTS IN THE REGULATIONS OF THE MARIJUANA CONTROL BOARD

[**EXTERNAL EMAIL** - CAUTION: Do not open unexpected attachments or links.]

Dear Local Governments,

Please see attached proposed regulations of the Marijuana Control Board regarding application process for food safety permit requirements. This regulation is open for public comment until April 12, 2024 at 4:30 p.m. Comments and questions may be submitted to the Alcohol and Marijuana Control Office at [amco.regs@alaska.gov](mailto:amco.regs@alaska.gov) or through the Online Public System <http://notice.alaska.gov/214562>.

Respectfully,

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

**From:** [snowtz@aol.com](mailto:snowtz@aol.com)  
**To:** [CED AMCO REGS \(CED sponsored\)](#)  
**Subject:** Proposed changes for Food Safety Certificates  
**Date:** Tuesday, March 12, 2024 1:02:10 PM

---

You don't often get email from snowtz@aol.com. [Learn why this is important](#)

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

To :Board of Directors,

I am in support of the proposed changes to eliminate the Food and Safety permits for retail and manufacture license. As the industry matures, I appreciate the work the Board is doing to revisit regulations that are more aligned with industry standards.

Respectfully,  
Susan Nowland

**From:** [Jana Weltzin](#)  
**To:** [CED AMCO REGS \(CED sponsored\)](#)  
**Cc:** [Marijuana Licensing \(CED sponsored\)](#); [Jana Weltzin](#); [Brenda Butler](#); [Randi Baker](#)  
**Subject:** Public Comment Re: 3 AAC 306.315 & 306.520  
**Date:** Friday, April 12, 2024 9:48:13 AM  
**Attachments:** [Public Comment 3 AAC 306 - DEC Delegation.pdf](#)

---

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

Thank you! And happy Friday AMCO Team!

Jana D. Weltzin, Esq.

JDW, LLC

Principal Owner

901 Photo Avenue

Anchorage, Alaska 99503

[jana@jdwcounsel.com](mailto:jana@jdwcounsel.com)

907-231-3750 Office Line  
630-913-1113 Cell

\*Licensed in Alaska and Arizona

The information contained in this message is privileged and confidential. It is intended only to be read by the individual or entity named above or their designee. If the reader of this message is not the intended recipient, you are on notice that any distribution of this message, in any form is strictly prohibited. If you have received this message in error, please immediately notify the sender and delete or destroy any copy of this message.

 Think green, please don't print unnecessarily



Jana D. Weltzin  
Licensed in Alaska & Arizona  
901 Photo Ave, Second Floor  
Anchorage, Alaska 99503  
Phone 907-231-3750  
JDW, LLC  
jana@jdwcounsel.com

April 12, 2024

Dear Honorable Marijuana Control Board,

I am writing to support the proposed regulation change to repeal sections 3 AAC 306.315(1)(A) and 3 AAC 306.520(1)(A). The proposed change will refine the application process for retail marijuana stores and marijuana product manufacturing facilities by eliminating the requirement for verification of an application for a food safety permit before an AMCO application is submitted to the AMCO office. This change will ensure that the applicant does not have to submit non-reviewed, deemed complete or approved proposed marijuana products, operating plans and premises diagrams etc with their Department of Environmental Conservation (DEC) or local agency such as; Anchorage Health Department (DHHS), plan review and food permit applications. Instead, approved with delegation licenses can submit MCB approved food permit/plan review applications.

The proposed changes will streamline the application process for all licensees and State or local agencies. This significant adjustment, shifting the requirement for applicants to submit a food safety application before their marijuana license applications can be submitted to AMCO or deemed complete by a licensing examiner, will expedite the process for the different health departments and prevent these departments from reviewing applications that may significantly change through the AMCO review process and/or MCB delegation, alleviate unnecessary stress for new licensees and prevent a pile of plan review paperwork from sitting on the health agency's desk for licenses that may not even move forward. My office alone has been contacted by a local agency to go through a bunch of submitted plan review applications where the licensee decided to scrap their project. This is an unfair burden to put on these agencies that are short-staffed and struggling to process applications for other industries as well as ours.

I strongly advocate for the approval of the proposed regulation changes in 3 AAC 306.315(1)(A) and 3 AAC 306.520(1) (A). These changes are not only instrumental in making the licensing procedure for retail marijuana stores and marijuana product manufacturers more effective and efficient, but they also pave the way for the marijuana industry's expansion and development.

Thank you for considering my input on this matter.

Truly and Sincerely Yours,

Jana Weltzin, Esq

A large, stylized handwritten signature in black ink, appearing to read 'Jana Weltzin', is written over the typed name.

**From:** [Ryan Tunseth](#)  
**To:** [CED AMCO REGS \(CED sponsored\)](#)  
**Subject:** AMIA Comment - Food Safety Regulations  
**Date:** Friday, April 12, 2024 2:19:32 PM  
**Attachments:** [AMIA Comment 4.12.24 - Changes to Application Process Food Safety Permit Requirements .pdf](#)

---

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

Please see the attached comment from the AMIA related to the proposed changes to food safety permit requirements.

Thank you,

Ryan Tunseth  
President, Board of Directors  
Alaska Marijuana Industry Association (AMIA)

Date: 4/12/2024

To: Alaska Marijuana Control Board (MCB)  
[amco.regs@alaska.gov](mailto:amco.regs@alaska.gov)

From: Alaska Marijuana Industry Association (AMIA)  
[president@alaskamia.org](mailto:president@alaskamia.org)



Re: Comment on MCB proposed changes to regulations in Title 3, Chapter 306 section 315(1)(A) and 520(1)(A) of the Alaska Administrative Code.

The Alaska Marijuana Industry Association is in support of the amended requirements dealing with changes to the application process, food safety permit regulations under Title 3, Chapter 306.315(1)(A) and Title 3 Chapter 306.520(1)(A) of the Alaska Administrative Code. These amended changes allow applicants to submit applications in a timely manner. This facilitates lowering the barrier of entry into the industry which in turn facilitates commerce within Alaska. The change also aligns Alaska marijuana industry regulations with the wishes of the board and industry.

The AMIA would like to thank the Marijuana Control Board for trusting licensees and employees by expanding regulations in a manner that is in the best interest of commerce. We believe that the AMIA, the Marijuana Control Board, and the Alcohol and Marijuana Control Office share the common goal of evolving our regulations to best support commerce within the State of Alaska. We appreciate the opportunity to provide feedback and guidance from an industry perspective in that regard.

Respectfully,

A handwritten signature in blue ink that reads "Ryan Tunseth". The signature is written in a cursive, flowing style.

AMIA Board of Directors  
Ryan Tunseth, President