



MEMORANDUM

TO: Alcohol Beverage Control Board

DATE: January 23, 2017

FROM: James Hoelscher, Enforcement Supervisor

RE: Enforcement Report, Alcohol

A handwritten signature in black ink, appearing to read "James Hoelscher".

AMCO Investigators have been extremely busy with the renewal inspections for alcohol premises and the new inspections for marijuana premises.

We have continued to contact licensees, agents, employees and members of the public to hear any concerns or listen to positive feedback. The concerns are addressed quickly and feedback is shared.

The Enforcement Team and I have conducted numerous walk-throughs, inspections and investigations. The investigations range from simple violations, sale without a license and fraud. We have also been contacted by numerous states that are now in the beginning stages of creating regulations for recreational marijuana.

The Enforcement staff has been assisting Interim Director Chambers in her transition with regard to enforcement issues. Often times AMCO Investigators are traveling to various locations across our state to conduct inspections.

The licensees as a whole seem to have been extremely happy to have us available to answer questions and provide feedback. The majority of the licensees are willing to remedy any issues quickly. We also have been answering numerous questions and listening to comments and responding to complaints.

Statistics for 2016 are as follows:

Alcohol:

647 Inspections of licensed premises
622 Walk-throughs
85 Notices of Violations
82 Advisory Notices
397 Permits Reviewed (Since June 20th, 2016)



Marijuana:

567 marijuana handler cards issued
19 Background Investigations
1 Concentrate Manufacturing Facilities – inspected & operating
13 Limited Cultivation Facilities/10 inspected & operating
33 Standard Cultivation Facilities/26 Inspected (Waiting on Licensee)
17 Retail Stores/14 inspected & operating
2 Product Manufacturing Facilities – 1 inspected & operating
3 Testing Facility/2 inspected & operating

*Any active license that has not been inspected is either scheduled for inspection or has yet to contact AMCO to schedule inspection.

Combined:

138 Investigations
1216 Calls/Request for Service (Since June 20th, 2016)

Alcohol & Marijuana Stats 2017 (as of 1-20-17)

Investigations - 11
Alcohol Walk-throughs - 32
Alcohol Inspections – 18
Alcohol NOV's -4
Alcohol Advisory Notices - 5
Alcohol Permits reviewed - 26
Marijuana Walk-throughs - 5
Marijuana Inspections - 7
Marijuana NOV's - 2
Marijuana Advisory Notices - 1
Marijuana Background Conducted (MJ-18) - 1
Marijuana Handler Cards Issued - 171
Enforcement Calls/Requests - 180

Rural Definition Assignment as requested by the ABC Board:

- Please see Director Chamber's memo regarding this.

Items that need clarification from the board:

- Tribal ID's – Is Tribal Identification issued by a federally recognized tribe an acceptable way to determine age? Does not meet 3 AAC 304.425, however TSA accepts as a form of acceptable ID to board aircraft. If they meet all criteria with the exception of being issued by state or federal government, would they be acceptable? This has been brought up on numerous occasions by licensees, public and instructors for alcohol server education.



- Alcohol-infused food products (e.g.: ice creams, chocolates, etc.). Our statutes currently make it clear that we only regulate alcoholic beverages. The current definition of alcoholic beverage not only excludes products that aren't intended for human consumption as a beverage (like mouthwash and vanilla), however it also includes these infused products that are intended to be consumed and intentionally have the same effects as alcoholic beverages.