



MEMORANDUM

TO: Chair and Members of the Board DATE: October 4, 2016
FROM: Cynthia Franklin RE: Regulations Projects- Updates
Director, Marijuana Control Board

The Marijuana Control Board has asked for a placeholder on each agenda for new regulations projects. Additionally, this tab serves as an update to the board on the status of open regulations projects.

1. REGULATIONS UNDER REVIEW AT DEPARTMENT OF LAW

The following regulation project for which the board previously adopted language has been submitted to the Department of Law for its review. Once approved, the project moves to the Lt. Governor for his signature and a 30 day effective date.

A. JU20160436: Administration of the Marijuana Control Board, 3 AAC 306.925-.940

2. REGULATIONS TO BE DISCUSSED AT 10-27, 28 BOARD MEETING

The following regulations need further discussion by the board.

A. JU2016200611: Testing Tolerances and Requirements, 3 AAC 306.645, .660

The public notice on this project was not perfected properly and AMCO was unable to send the project to Law. AMCO, working with A2LA, the contractor for approving testing facilities, has identified additional language necessary for the regulation. **A draft encompassing the language adopted by the board as well as new language is attached.** Project will need to be re-posted for 30 days of written public comment.

B. JU2016200613: Marijuana Retail Store Notice Requirements, 3 AAC 306.365

The public notice on this project was not perfected properly and AMCO was unable to send the project to Law. **One new notice added to language adopted by the board based on first round of public comment as attached.** Project will need to be re-posted for 30 days of written public comment.

C. JU2016200837: Ownership Change, 3 AAC 306.040

The project has been opened with Law and given a project number. **A draft produced by AMCO staff is attached.** Project should be posted for 30 days of written public comment.

D. JU2016200838: Opt Out By Ordinance 3 AAC 306.225

The project has been opened with Law and given a project number. **A draft produced by AMCO staff is attached.** Project should be posted for 30 days of written public comment.

E. JU2016200839: DEC Requirement, 3 AAC 306.315(1), 520(1)

The project has been opened with Law and given a project number. **A draft produced by AMCO staff is attached.** Project should be posted for 30 days of written public comment.

F. JU2016200617: Marijuana Handler Permit Requirements, 3 AAC 306.700, .831

Board should consider and discuss public comment and discuss whether the regulation will be adopted.

G. JU2015201028: Onsite Consumption Endorsement, 3 AAC .305(a)(4)

The project was tabled at the September meeting of the MCB. Board should consider and discuss public comment and discuss whether the regulation will be adopted.

3. OPEN PROJECTS NOT SUBMITTED FOR PUBLIC COMMENT

Each of the following regulation projects have been opened with Law. They have drafts or do not have drafts as indicated. Existing drafts were provided at the July meeting by a board member.

- a. Advertising Requirements – language provided July 7-8 (Tab 8)
- b. Disposal of Marijuana and Marijuana Waste – no language provided
- c. Labeling and Packaging – language provided July 7-8 (Tab 10)
- d. Nonresident Ownership – no language provided
- e. Space Planning and Layout – language provided July 7-8 (Tab 12)
- f. Video Surveillance – no language provided

4. NEW PROJECTS NOT OPENED

This space is reserved for any new projects brought forward by board members at this meeting. Board should consider any projects suggested and vote whether or not to open those projects.