



**Marijuana Control Board  
Meeting Minutes  
September 23, 2015  
Anchorage, Alaska**

\*Meeting minutes are 21 minutes fast

**Board Members Present:**

Bruce Schulte, Chair, Industry Member  
Mark Springer, Vice Chair, Rural Member (telephonic)  
Peter Mlynarik, Public Safety Member  
Brandon Emmett, Industry Member (telephonic)  
Loren Jones, Public Health Member

**Staff Members Present:**

Cynthia Franklin, Director  
Sarah Oates, Records & Licensing Supervisor  
John Calder, Administrative Officer

**Legal Counsel Present:**

Harriet Milks, Assistant Attorney General

**Call to Order**

[9:27:53 AM](#)

Loren Jones **motions to adopt the agenda**

[9:28:17 AM](#)

Brandon Emmett **seconds the motion**

**No objection**

Loren Jones **motions to accept 3 AAC 306.555 as amended**

[9:33:29 AM](#)

Peter Mlynarik **seconds the motion**

**Board considers and discusses public comments for this section**

**Board votes, and motion carries unanimously**

[10:11:48 AM](#)

Brandon Emmett **motions to amend 3 AAC 306.555(b)(2)(A) to replace  
“an affidavit” with “a signed statement” and 3 AAC 306.555(b)(2)(B) to  
replace “the affidavit” with “the signed statement”**

[10:05:17 AM](#)

Mark Springer **seconds the motion**  
**Motion carries unanimously**

Loren Jones **motions to accept 3 AAC 306.560 as amended** [10:12:08 AM](#)

Peter Mlynarik **seconds the motion**

**Board considers and discusses public comments for this section**

**Board votes, and motion carries unanimously** [10:33:17 AM](#)

Brandon Emmett **motions to strike 3 AAC 306.560(a)(3)** [10:17:07 AM](#)

Loren Jones **seconds the motion**

**Motion carries unanimously**

Peter Mlynarik **motions to amend the title of 3 AAC 306.560 to read,** [10:27:19 AM](#)

**“Potency limits per serving and transaction for edible marijuana products”**

Mark Springer **seconds the motion**

**Motion carries unanimously**

Loren Jones **motions to accept 3 AAC 306.565** [10:33:41 AM](#)

Peter Mlynarik **seconds the motion**

**Board considers and discusses public comments for this section**

Loren Jones **motions to table 3 AAC 306.565 until the Director brings some** [10:59:50 AM](#)  
**suggested language to the September 24, 3015 meeting**

Peter Mlynarik **seconds the motion**

**No objection**

Brandon Emmett **motions to amend 3 AAC 306.565(b) to read, “A container** [10:50:05 AM](#)  
**or packaging for any edible marijuana product...”**

Mark Springer **seconds the motion**

**Motion carries unanimously**

Cynthia Franklin **requests that 3 AAC 306.565(c) to strike “tag” and replace** [10:59:13 AM](#)  
**it with “label”**

**No objection from the Board**

Loren Jones **motions to accept 3 AAC 306.570** [11:00:11 AM](#)

Peter Mlynarik **seconds the motion**

**Board considers and discusses public comments for this section**

**Board votes, and motion carries unanimously** [11:33:17 AM](#)

**BREAK** [11:00:34 AM](#)

**Board resumes discussion of 3 AAC 306.570** [11:23:52 AM](#)

**ARTICLE 6**

[11:33:38 AM](#)

Loren Jones **motions to accept 3 AAC 306.600**

[11:34:20 AM](#)

Peter Mlynarik **seconds the motion**

**Board considers and discusses public comments for this section**

**Motion carries unanimously**

Loren Jones **motions to accept 3 AAC 306.605**

[11:37:08 AM](#)

Peter Mlynarik **seconds the motion**

**Board considers and discusses public comments for this section**

**Board votes, and motion carries unanimously**

[12:01:33 PM](#)

Brandon Emmett **motions to amend 3 AAC 306.605(b)(2)(A) to strike the existing language and replace it with, “may not test any marijuana product from a marijuana facility licensee that any testing licensee, employee, or scientific director has a direct financial interest in common;”**

[11:48:05 AM](#)

Mark Springer **seconds the motion**

**Motion fails (2-3, Brandon Emmett and Bruce Schulte vote Yes)**

Loren Jones **motions to accept 3 AAC 306.610**

[12:01:59 PM](#)

Mark Springer **seconds the motion**

**Board discusses; no public comments received for this section**

**Motion carries unanimously**

Loren Jones **motions to accept 3 AAC 306.615**

[12:04:13 PM](#)

Peter Mlynarik **seconds the motion**

**Board considers and discusses public comments for this section**

**Motion carries unanimously**

**LUNCH BREAK**

[12:27:16 PM](#)

Loren Jones **motions to accept 3 AAC 306.620**

[1:33:16 PM](#)

Peter Mlynarik **seconds the motion**

**Board considers and discusses public comments for this section**

**Motion carries unanimously**

Loren Jones **motions to accept 3 AAC 306.625**

[1:37:45 PM](#)

Peter Mlynarik **seconds the motion**

**Board considers and discusses public comments for this section**

**Motion carries unanimously**

Loren Jones **asks that 3 AAC 306.625(b) be edited administratively to change “laboratory” to “facility” for language consistency.**

[1:39:15 PM](#)

**No objection**

Loren Jones **motions to accept 3 AAC 306.630** [1:40:08 PM](#)  
Peter Mlynarik **seconds the motion**  
**Board considers and discusses public comments for this section**  
**Motion carries unanimously**

Loren Jones **motions to accept 3 AAC 306.635** [1:43:31 PM](#)  
Peter Mlynarik **seconds the motion**  
**Board considers and discusses public comments for this section**  
**Motion carries unanimously**

Loren Jones **motions to accept 3 AAC 306.640** [1:49:54 PM](#)  
Peter Mlynarik **seconds the motion**  
**Board discusses; no public comments received for this section**  
**Motion carries unanimously**

Loren Jones **motions to accept 3 AAC 306.645** [1:52:08 PM](#)  
Peter Mlynarik **seconds the motion**  
**Board considers and discusses public comments for this section**  
**Motion carries unanimously**

Loren Jones **motions to accept 3 AAC 306.650** [2:11:17 PM](#)  
Peter Mlynarik **seconds the motion**  
**Board considers and discusses public comments for this section**  
**Motion carries unanimously**

Loren Jones **motions to accept 3 AAC 306.655 as amended** [2:12:23 PM](#)  
Peter Mlynarik **seconds the motion**  
**Board considers and discusses public comments for this section**  
**Board votes, and motion carries unanimously** [2:16:54 PM](#)

Loren Jones **motions to strike “return or” from 3 AAC 306.655(b)** [2:15:55 PM](#)  
Peter Mlynarik **seconds the motion**  
**Motion carries unanimously**

**\*Note to Virginia Rusch:**  
**Board agreed on the record of policy to not allow return of marijuana or marijuana product to the establishment that provided the sample; testing facility would be responsible for destruction of remaining marijuana. To reflect this throughout the section, 3 AAC 306.655(a) should be amended by striking “or return of the sample to the marijuana establishment that provided the sample,”.**

Loren Jones **motions to accept 3 AAC 306.660** [2:17:05 PM](#)  
Peter Mlynarik **seconds the motion**  
**Board considers and discusses public comments for this section**  
**Motion carries unanimously**

Loren Jones **motions to accept 3 AAC 306.665** [2:22:59 PM](#)  
Peter Mlynarik **seconds the motion**  
**Board considers and discusses public comments for this section**  
**Motion carries unanimously**

Loren Jones **motions to accept 3 AAC 306.670 as amended** [2:29:00 PM](#)  
Peter Mlynarik **seconds the motion**  
**Board considers and discusses public comments for this section**  
**Board votes, and motion carries unanimously** [2:46:07 PM](#)

Loren Jones **motions to amend 3 AAC 306.670(a)(2) to read, “to the board or director within 72 hours when results of tested samples exceed allowable parameters.”** [2:32:40 PM](#)  
Peter Mlynarik **seconds the motion**  
Loren Jones **amends his amendment to replace “parameters” with “levels”**  
Peter Mlynarik **does not object**  
**Motion carries unanimously**

Loren Jones **motions to accept 3 AAC 306.675** [2:46:26 PM](#)  
Peter Mlynarik **seconds the motion**  
**Board considers and discusses public comments for this section**  
**Board votes, and motion carries unanimously** [2:52:04 PM](#)

Loren Jones **requests that Director bring some language to be added to 3 AAC 306.670 that clarifies what is acceptable for amending reports.** [2:49:08 PM](#)

Peter Mlynarik **motions to accept Article 6** [2:52:26 PM](#)  
Loren Jones **seconds the motion**  
**Motion carries unanimously**

**BREAK** [2:53:19 PM](#)

## **ARTICLE 8**

Loren Jones **motions to accept 3 AAC 306.800** [3:06:49 PM](#)  
Peter Mlynarik **seconds the motion**  
**Board considers and discusses public comments for this section**  
**Motion carries unanimously**

Loren Jones **motions to accept 3 AAC 306.805** [3:31:17 PM](#)  
Peter Mlynarik **seconds the motion**  
**Board considers and discusses public comments for this section**  
**Motion carries unanimously**

Loren Jones **motions to accept 3 AAC 306.810**

[3:38:01 PM](#)

Peter Mlynarik **seconds the motion**

**Board considers and discusses public comments for this section**

Peter Mlynarik **motions to amend 3 AAC 306.810(b)(1) to read,**

[3:44:36 PM](#)

**“misrepresented a material fact on an application for a marijuana Establishment license under AS 17.38 or a regulation in this chapter, 3 AAC 306, a signed statement relating to random sampling, or a report of testing results;**

Peter Mlynarik **withdraws his motion**

Cynthia Franklin and Harriet Milks **recommend to administratively add a comma after “AS 17.38” and strike “, 3 AAC 306” in 3 AAC 306.810(b)(1).**

**No objection**

Loren Jones **motions to table discussion and vote of 3 AAC 306.810 until**

[3:49:54 PM](#)

**proposed language to add suspension or revocation of a license due to non-payment of state taxes is presented by the Director on September 24, 2015.**

Peter Mlynarik **seconds the motion.**

**No objection**

Loren Jones **motions to accept 3 AAC 306.815**

[3:55:05 PM](#)

Peter Mlynarik **seconds the motion**

**Board considers and discusses public comments for this section**

**Motion carries unanimously**

Loren Jones **motions to accept 3 AAC 306.820**

[4:07:28 PM](#)

Peter Mlynarik **seconds the motion**

**Board discusses; no public comments received for this section**

**Motion carries unanimously**

Loren Jones **motions to accept 3 AAC 306.825**

[4:08:21 PM](#)

Peter Mlynarik **seconds the motion**

**Board considers and discusses public comments for this section**

**Motion carries (4-1, Bruce Schulte votes No)**

Loren Jones **motions to accept 3 AAC 306.830**

[4:20:16 PM](#)

Peter Mlynarik **seconds the motion**

**Board considers and discusses public comments for this section**

Harriet Milks **requests that discussion be tabled until September 24, 2015 meeting when she can present the Board with information about marijuana seizures in Colorado.**

Loren Jones **motions to table discussion until September 24, 2015 meeting**

Peter Mlynarik **seconds the motion**

**No objection**

Loren Jones **motions to accept 3 AAC 306.835** [4:29:17 PM](#)  
Peter Mlynarik **seconds the motion**  
**Board discusses; no public comments received for this section**  
**Motion carries unanimously**

Loren Jones **motions to accept 3 AAC 306.840** [4:30:12 PM](#)  
Peter Mlynarik **seconds the motion**  
**Board considers and discusses public comments for this section**

Loren Jones **motions to amend 3 AAC 306.840(a) by adding “or person”** [4:43:36 PM](#)  
**after “marijuana establishment”**  
Peter Mlynarik **seconds the motion**  
Loren Jones **motions to table voting of the amendment and acceptance of**  
**3 AAC 306.840 until September 24, 2015 meeting**  
Mark Springer **seconds the motion**  
**No objection**

Loren Jones **motions to accept 3 AAC 306.845** [4:46:20 PM](#)  
Peter Mlynarik **seconds the motion**  
**Board discusses; no public comments received for this section**  
**Motion carries unanimously**

Loren Jones **motions to accept 3 AAC 306.850** [4:47:18 PM](#)  
Peter Mlynarik **seconds the motion**  
**Board considers and discusses public comments for this section**  
**Motion carries unanimously**

Peter Mlynarik and Mark Springer both **motion to adjourn** [4:49:10 PM](#)  
**No objection**

**Marijuana Control Board  
Meeting Minutes  
September 24, 2015  
Anchorage, Alaska**

\*Meeting minutes are 21 minutes fast

**Board Members Present:**

Bruce Schulte, Chair, Industry Member  
Mark Springer, Vice Chair, Rural Member (telephonic)  
Peter Mlynarik, Public Safety Member  
Brandon Emmett, Industry Member (telephonic)  
Loren Jones, Public Health Member

**Staff Members Present:**

Cynthia Franklin, Director  
Sarah Oates, Records & Licensing Supervisor  
John Calder, Administrative Officer

**Legal Counsel Present:**

Harriet Milks, Assistant Attorney General

**Call to Order**

[9:28:28 AM](#)

Loren Jones **motions to adopt the agenda**  
Peter Mlynarik **seconds the motion**  
**No objection**

[9:29:32 AM](#)

Loren Jones **recuses himself from discussion and voting of 3 AAC 306.900**

[9:29:45 AM](#)

Peter Mlynarik **motions to accept 3 AAC 306.900**  
Mark Springer **seconds the motion**  
**Board considers and discusses public comments for this section**  
**Motion carries (3-1, Brandon Emmett votes No)**

[9:30:09 AM](#)

[9:47:41 AM](#)

Bruce Schulte **revisits an earlier discussion from the July 2, 2015 meeting that he would like to see the Board develop draft regulations surrounding clubs/lounges to offer some direction to the legislature.**

[9:37:25 AM](#)

Harriet Milks **reiterates her legal opinion that the Board has no authority to create regulations surrounding marijuana clubs. Her opinion is that since the ballot measure did not specifically mention marijuana clubs, then it is “not the Board’s problem to fix”. Ms. Milks additionally counsels that based on her earlier opinion, the Board could not develop even draft**

[9:41:35 AM](#)

regulations. Following some discussion, it is agreed that the Board could offer such guidance in the form of a policy or position statement.

Loren Jones **motions to accept 3 AAC 306.905**

[9:47:53 AM](#)

Brandon Emmett **seconds the motion**

**Board considers and discusses public comments for this section**

**Motion carries unanimously**

Loren Jones **motions to accept 3 AAC 306.910**

[9:52:58 AM](#)

Peter Mlynarik **seconds the motion**

**Board considers and discusses public comments for this section**

Peter Mlynarik **motions to table discussion until an opinion can be given by Harriet Milks regarding refusal to sell to someone with a mental illness under AS 18.80.210.**

Loren Jones **motions to accept 3 AAC 306.990**

[9:54:52 AM](#)

Peter Mlynarik **seconds the motion**

**Board considers and discusses public comments for this section**

Mark Springer **motions to table discussion until this afternoon**

Brandon Emmett **seconds the motion**

**Board revisits the following tabled motion from September 23, 2015:**

[10:10:46 AM](#)

*Loren Jones **motions to accept 3 AAC 306.810***

*Peter Mlynarik **seconds the motion***

**Board votes, and motion to accept section as amended carries unanimously**

[10:21:49 AM](#)

Loren Jones **motions to amend 3 AAC 306.810(b)(5) to read,**

[10:14:59 AM](#)

**“failed to comply with any applicable public health, fire, safety, or tax law or regulation in the state; or”**

Peter Mlynarik **seconds the motion**

**Motion carries unanimously**

**Board revisits the following tabled motion from September 23, 2015:**

[10:22:24 AM](#)

*Loren Jones **motions to accept 3 AAC 306.830***

*Peter Mlynarik **seconds the motion***

**Board votes, and motion to accept section as amended carries unanimously**

[10:27:34 AM](#)

Loren Jones **motions to amend 3 AAC 306.830(b) to add the language,**

[10:23:19 AM](#)

**“will update the marijuana inventory control tracking system to reflect the seizure and assure that the seized items are stored in a reasonable manner. The direct**

Peter Mlynarik **seconds the motion**

**Motion carries unanimously**

**Board revisits the following tabled motion from September 23, 2015:**  
*Loren Jones motions to amend 3 AAC 306.840(a) by adding “or person” after “marijuana establishment”*  
*Peter Mlynarik seconds the motion*

[10:27:42 AM](#)

Loren Jones motions to alter his amendment to have 3 AAC 306.840(a) to read, “The board may, in addition to any other penalties imposed under this title, impose a civil fine on a marijuana establishment, licensee, or person that the board determines has violated a provision of AS 17.38 or this chapter.”  
Peter Mlynarik seconds the motion  
**Motion carries unanimously**

[10:31:42 AM](#)

Loren Jones motions to delete 3 AAC 306.840(c)  
Peter Mlynarik seconds the motion  
**Motion carries unanimously**

[10:35:24 AM](#)

**Board revisits the following tabled motion from September 23, 2015:**  
*Loren Jones motions to accept 3 AAC 306.840*  
*Peter Mlynarik seconds the motion*  
**Board votes, and motion to accept section as amended carries unanimously**

[10:36:02 AM](#)

Cynthia Franklin recommends to the Board that 3 AAC 306.845(a) be revised per Virginia Rusch’s request.

[10:37:10 AM](#)

Loren Jones motions to amend 3 AAC 306.845(a) to delete the existing language after “including” and replace it with, “suspending or revoking a license, seizing marijuana or a marijuana product, or imposing a civil fine.”  
Peter Mlynarik seconds the motion  
**Motion carries unanimously**

[10:39:24 AM](#)

Loren Jones motions to accept Article 8 as amended  
Peter Mlynarik seconds the motion  
**Motion carries unanimously**

[10:40:46 AM](#)

**BREAK**

[10:41:39 AM](#)

Cynthia Franklin requests that the Board consider suggested revised language for 3 AAC 306.545 (Approval of concentrates and marijuana products; renumbered as 3 AAC 306.525 in September 18, 2015 draft) provided by Virginia Rusch.

[11:08:02 AM](#)

Loren Jones motions to amend 3 AAC 306.5\_\_ by title “Approval of concentrates and marijuana products” to read,  
“A marijuana product manufacturing facility, including a marijuana concentrate manufacturing facility, must obtain the board’s approval for each product it will manufacture for sale or transfer to another licensed marijuana establishment. The board will not approve

[11:25:09 AM](#)

- (1) any marijuana concentrate or product intended for sale directly to a consumer with THC potency equal to or greater than 76 percent; or
- (2) any product that is prohibited under 3 AAC 306.510(a)(4)”

Mark Springer seconds the motion

**Motion carries unanimously**

**Board revisits the following tabled motion from September 23, 2015:**

[11:27:47 AM](#)

*Loren Jones motions to accept 3 AAC 306.565*

*Peter Mlynarik seconds the motion*

**Board votes, and motion to accept section as amended carries unanimously**

[12:03:50 PM](#)

Loren Jones motions to amend 3 AAC 306.565(b) to add a subsection

[11:55:11 AM](#)

**(5) that reads, “If the marijuana product contains multiple servings, the product itself must have markings or demarcations clearly delineating each serving of the product. For liquid marijuana products with multiple servings, the packaging must contain markings that indicate individual servings.”**

Peter Mlynarik seconds the motion

**Motion carries unanimously**

Brandon Emmett motions to amend the new 3 AAC 306.565(b)(5) to have the second sentence read, “For liquid marijuana products with multiple servings, the packaging must indicate the number of individual servings.”

[11:58:19 AM](#)

Peter Mlynarik asks that the amendment also include “and size” after “number”

Brandon Emmett agrees to the change

Peter Mlynarik seconds the motion

**Motion carries unanimously**

Loren Jones motions to insert a new subsection (c) to 3 AAC 306.565 that reads, “Marijuana products that are not edible marijuana products may be transferred by a licensed marijuana product manufacturing facility to another licensed facility in wholesale packages not to exceed five pounds.”

[12:01:12 PM](#)

Brandon Emmett seconds the motion

**Motion carries unanimously**

Peter Mlynarik motions to accept Article 5 as amended

[12:05:07 PM](#)

Loren Jones seconds the motion

**Motion carries unanimously**

Cynthia Franklin requests that the Board consider proposed revised language of 3 AAC 306.475.

[12:05:37 PM](#)

Loren Jones motions to amend 3 AAC 306.475(d) to strike the existing language in subsection (2) add the following new language and subsections:

[12:12:44 PM](#)

- “(2) a statement listing the results of microbial testing required by 3 AAC 306.645(b)(2);
- (3) a statement listing the results of residual solvent testing required by 3 AAC 306.635(b)(3), if applicable;
- (4) a statement listing any of the following contaminants for which the product was tested:
  - (A) molds, mildew and filth, in addition to the testing required by 3 AAC 306.645(b)(2);
  - (B) herbicides, pesticides, and fungicides; and
  - (C) harmful chemicals.”

Peter Mlynarik seconds the motion

Motion carries unanimously

Loren Jones motions to have Virginia Rusch duplicate the changes made to 3 AAC 306.475(d) under 3 AAC 306.570

[12:15:29 PM](#)

Peter Mlynarik seconds the motion

Motion carries unanimously

**LUNCH BREAK**

[12:16:05 PM](#)

Board revisits the following tabled motion from this morning:

[1:36:21 PM](#)

*Loren Jones motions to accept 3 AAC 306.910*

*Peter Mlynarik seconds the motion*

Board votes, and motion carries unanimously

[1:50:04 PM](#)

Mark Springer motions to strike “unless that refusal is a violation of AS 18.80.210.” from 3 AAC 306.910

[1:43:40 PM](#)

Peter Mlynarik seconds the motion

Mark Springer withdraws his motion

Peter Mlynarik does not object

Cynthia Franklin reads to the Board a new section 3 AAC 306.915 “Exercise of authority” that has been added to the latest revision of the draft.

[1:50:19 PM](#)

Board discusses this section

Mark Springer motions to accept 3 AAC 306.915

[1:57:05 PM](#)

Loren Jones seconds the motion

Motion carries unanimously

Cynthia Franklin reads to the Board a new section 3 AAC 306.920 “Death of licensee” that has been added to the latest revision of the draft.

[1:58:16 PM](#)

Board discusses this section

Peter Mlynarik **motions to accept 3 AAC 306.920**  
Loren Jones **seconds the motion**  
**Motion carries unanimously**

[2:08:07 PM](#)

**Board revisits the following tabled motion from this morning:**

[2:08:41 PM](#)

*Loren Jones* **motions to accept 3 AAC 306.990**

*Peter Mlynarik* **seconds the motion**

**Board votes, and motion carries unanimously**

[2:17:40 PM](#)

Cynthia Franklin **informs the Board of which definitions have been added to 3 AAC 306.990 in the latest revision of the draft.**

[2:08:48 PM](#)

Peter Mlynarik **motions to accept Article 9 as revised**

[2:18:06 PM](#)

Loren Jones **seconds the motion**

**Motion carries unanimously**

Cynthia Franklin **requests that the Board consider proposed added language to 3 AAC 306.670.**

[2:18:37 PM](#)

Loren Jones **motions to add a subsection (c) to 3 AAC 306.670 that reads, "Final reports may be amended for clerical purposes except that test results may not be amended."**

[2:20:40 PM](#)

Peter Mlynarik **seconds the motion**

**Motion carries unanimously**

Cynthia Franklin **requests that the Board consider proposed added language to 3 AAC 306.025.**

[2:21:45 PM](#)

**Board discusses the proposed language**

Loren Jones **motions to amend 3 AAC 306.025(d) to add to the end of the subsection the following language:**

[2:51:13 PM](#)

**"If the application is complete, the director shall, after determining that the application is complete, immediately give written notice to**

- (1) the applicant;**
- (2) the local government in the area in which the applicant's proposed licensed premises are located;**
- (3) the community council if the proposed licensed premises are located within the boundary of a community council established by municipal charter or ordinance; and**
- (4) any nonprofit community organization that has requested notification in writing."**

Peter Mlynarik **seconds the motion**

**Motion carries unanimously**

Loren Jones motions to add the same language to that was just added to 3 AAC 306.025(d) to 3 AAC 306.035(c) and 3 AAC 306. 045(d)  
Peter Mlynarik seconds the motion  
Motion carries unanimously

[2:52:37 PM](#)

**BREAK**

[2:53:23 PM](#)

Cynthia Franklin goes through the most recent draft and revisions that were made to Articles 1-9.

[3:07:18 PM](#)

Cynthia Franklin recommends the Board the following revised language to 3 AAC 306.345(a):

[3:51:53 PM](#)

“A retail marijuana store shall assure that

- (1) any marijuana sold on its licensed premises is packaged and labeled in compliance with 3 AAC 306.470 and 3 AAC 306.475, except that 470(b)(2) does not apply to the packaging of wholesale flower and bud sold by weight to a consumer; and
- (2) any marijuana product sold on its licensed premises is packaged and labeled in compliance with 3 AAC 306.565 and 3 AAC 306.570, except that 565(b)(2) does not apply to the packaging of wholesale marijuana products that are not edible marijuana products.”

No objection from the Board

Peter Mlynarik motions to amend 3 AAC 306.345(b)(2) to read:

[3:55:53 PM](#)

“contains the following statements:

- (a) “Marijuana has intoxicating effects and may be habit forming;”
- (b) “Marijuana can impair concentration, coordination, and judgment. Do not operate a vehicle or machinery under its influence;”
- (c) “There may be health risks associated with consumption of marijuana;”
- (d) “For use only by adults twenty-one and older. Keep out of reach of children;” and
- (e) “Marijuana should not be used by women who are pregnant or breast feeding.””

Loren Jones seconds the motion

Motion carries (4-1, Brandon Emmett votes No)

Cynthia Franklin goes over the timeline between now and when the regulations need to be adopted.

[4:02:43 PM](#)

Harriet Milks advises the Board that it has significant latitude to make changes it deems necessary at the November 20, 2015 meeting, as long as nothing substantive is changed like adding sections that have not gone out for public comment.

[4:12:10 PM](#)

Cynthia Franklin **adds that the Department of Law has been working closely with the drafters, and that because no industry is currently in operation, there are, thus, no businesses or individuals who would be adversely affected by changes in the regulations made at the November 20, 2015 meeting.**

[4:12:59 PM](#)

Peter Mlynarik **motions to accept Articles 1-9**

[4:14:43 PM](#)

Mark Springer **seconds the motion**

**Motion carries unanimously**

Harriett Milks **makes clear that the acceptance of Articles 1-9 was for the entire package to go back out for public comment.**

Mark Springer **motions to accept the July 2, 2015 board meeting minutes**

[4:18:05 PM](#)

Peter Mlynarik **seconds the motion**

Loren Jones **abstains from voting since he wasn't at the meeting**

**Motion carries unanimously**

Peter Mlynarik **motions to accept the July 29, 2015 meeting minutes**

[4:20:49 PM](#)

Loren Jones **seconds the motion**

**Motion carries unanimously**

Peter Mlynarik **motions to accept the August 3, 2015 meeting minutes**

[4:22:33 PM](#)

Mark Springer **seconds the motion**

**Motion carries unanimously**

Peter Mlynarik **motions to accept the August 10-11, 2015 meeting minutes**

[4:23:18 PM](#)

Loren Jones **seconds the motion**

**Motion carries unanimously**

Peter Mlynarik **motions to accept the August 31 – September 1, 2015 meeting minutes**

[4:24:16 PM](#)

Loren Jones **seconds the motion**

Peter Mlynarik **requests clarification about a motion in the September 1, 2015 meeting minutes at 11:49:15 AM that was seconded but does not indicate a vote.**

Peter Mlynarik **motions to table a vote until clarification is received**

[4:26:44 PM](#)

Loren Jones **seconds the motion**

**No objection**

Mark Springer **motions to adjourn**

[4:27:10 PM](#)

Peter Mlynarik **seconds the motion**

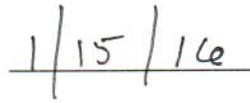
**No objection**

Minutes reviewed and approved by:



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Cynthia A. Franklin, Director



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Date



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Sarah D. Oates, Records & Licensing Supervisor



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Date