

Proposed Regulations Project

Tab 10 (Clarify Labelling and Packaging terminology)

Submitted by: Schulte

Description:

This project seeks to clarify requirements for packaging and labelling of marijuana products.

Narrative:

The MCB has received request for clarification of labelling and packaging requirements. The proposed change deals only with one facet – that of an expiration date. There is no other mention of an expiration date in regulation, though one might expect such an expiration date on perishable, infused products. Such products would likely be required to carry an expiration date under food-safety regulations.

Therefore, this change seeks only to clarify that the requirement for an expiration date would apply only to perishable products.

Proposed change:

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3 AAC 306.310. Acts prohibited at retail marijuana store. (a) A licensed retail marijuana store may not sell, give, distribute, deliver, or offer to sell, give, distribute, or deliver, marijuana or a marijuana product

- (1) to a person under 21 years of age;
- (2) to a person that is under the influence of an alcoholic beverage, inhalant, or controlled substance;
- (3) that is not labeled and packaged as required in 3 AAC 306.345 and
 - (A) 3 AAC 306.470 and 3 AAC 306.475; or
 - (B) 3 AAC 306.565 and 3 AAC 306.570;
- (4) in a quantity exceeding the limit set out in 3 AAC 306.355;
- (5) over the Internet; a licensed retail marijuana store may only sell marijuana or a marijuana product to a consumer who is physically present on the licensed premises;
- (6) after the expiration date shown on the label of [THE MARIJUANA OR] **a perishable** marijuana product.

- (b) A licensed retail marijuana store may not
 - (1) conduct business on or allow a consumer to access the retail marijuana store's licensed premises between the hours of 5:00 a.m. and 8:00 a.m. each day;
 - (2) allow a person to consume marijuana or a marijuana product on the retail marijuana store's licensed premises, except as provided in 3 AAC 306.305(a)(4);
 - (3) offer or deliver to a consumer, as a marketing promotion or for any other reason,
 - (A) free marijuana or marijuana product, including a sample; or
 - (B) alcoholic beverages, free or for compensation.

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