



Marijuana Control Board
Meeting Minutes
June 9, 2016
Third Judicial District
The Atwood Building
550 West 7th Avenue, Rooms 102, 104, & 106
Anchorage, Alaska

*Meeting minutes are 35 minutes fast (actual start time is 9:15am)

Board Members Present:

Peter Mlynarik, Public Safety Member
Mark Springer, Rural Member
Brandon Emmett, Industry Member
Loren Jones, Public Health Member
Bruce Schulte, Industry Member

Staff Members Present:

Cynthia Franklin, Director
Sarah Oates, Program Coordinator
John Calder, Administrative Officer
James Hoelscher, Investigator IV
Christina Thibodeaux, Business Registration Examiner

Legal Counsel Present:

Harriet Milks, Assistant Attorney General

Call to Order

[9:50:29 AM](#)

Approval of Agenda

[9:51:11 AM](#)

Mark Springer motions to adopt the agenda
Peter Mlynarik seconds the motion
Mark Springer motions to amend the agenda to add an executive session to the agenda under administration
No objection to the amendment

Peter Mlynarik motions to amend the agenda to have a vote for the Chair after the executive session

Motion to adopt the agenda as amended carries unanimously

Executive Session

Mark Springer motions to enter into executive session under AS 44.62.310(c)

[9:53:37 AM](#)

Peter Mlynarik seconds the motion

Motion carries unanimously

Mark Springer motions to exit executive session

[11:30:03 AM](#)

Brandon Emmett seconds the motion

No objection

Mark Springer states for the record that no action was taken during executive session.

Mark Springer motions to suspend the rules to amend the agenda

[11:30:39 AM](#)

Peter Mlynarik seconds the motion

Mark Springer motions to amend the agenda to move the Marijuana Handler Permits to follow New Limited Marijuana Cultivation Facility Applications

Brandon Emmett seconds the motion

Mark Springer motions to move Potential Regulations Projects to follow Marijuana Handler Permits

Brandon Emmett seconds the motion

No objection

Selection of Board Chair

[11:33:59 AM](#)

Brandon Emmett motions to appoint Bruce Schulte as board Chair

Bruce Schulte seconds the motion

Peter Mlynarik states that he's also interested in being Chair

Mark Springer motions to use a paper ballot

Harriet Milks states that members should write their votes on a paper and hand them to Sarah Oates to read for the record.

Sarah Oates reads the paper ballots as follows:

Peter Mlynarik

Peter M

Schulte

Schulte

Peter Mlynarik

Peter Mlynarik is appointed as the new Chair, with a vote of 3-2.

Legal Considerations and Updates

[11:39:03 AM](#)

Harriet Milks requests that the board members update the record with any relationships or interests that could constitute potential conflicts.

Peter Mlynarik states that he doesn't have anything other than what's been disclosed in the past.

Loren Jones reiterates that he's on the Assembly in Juneau and that he does not have any general conflicts, but that he will bring up a potential conflict when the board reviews a particular license application on the agenda.

Bruce Schulte states that he's involved in the Alaska Marijuana Industry Association (AMIA) and that he will recuse himself from any consideration of any marijuana handler permit courses. He additionally states that he would need to recuse himself from voting on any license applications that have been submitted by any of the other AMIA directors.

Harriet Milks asks if Bruce Schulte's contemplated consulting business is part of AMIA. Bruce Schulte says no. Harriet Milks asks if he has started a consulting business. Bruce Schulte states that he has not formally, no. Harriet Milks asks if he has one informally. Bruce Schulte states that a lot of people call him with questions, and he endeavors to point them to the appropriate section of the regulations, either statewide or local. Harriet Milks asks if he received money in exchange for doing that. Bruce Schulte says nope. Harriet Milks asks if he has ever worked with an applicant named Dane Wyrick. Bruce Schulte states that Mr. Wyrick has called him with a number of times with questions about the process: timeline, expectations, and so-forth, and that to the best of his ability, he has tried to clarify for Mr. Wyrick his understanding of the process and timeline. Bruce Schulte also states that he has done this (more than pointing them to the regulations, including giving his interpretation of the process) for numerous people, but that since nobody is paying him for it, he's a little selective of who he will give his time to. He additionally states that he does not receive anything of value in exchange for his services.

Mark Springer states that he has no business or other relationships with people who are applying for licenses or anyone on the agenda. He has not had contact with anybody, but he has received two emails that he did not respond to.

Brandon Emmett is a director of the AMIA and will recuse himself from voting on any marijuana handler courses or applications applied for by any directors of AMIA. He plans on starting a consulting business but has not formed it yet formally. He has assisted members of the industry with very general topics, specifically lighting and ventilation for a marijuana grow. He has received some remuneration in the form of plumbing work from one individual who plans to get into the industry. He has not assisted anyone in the regulations and has directed anyone who has contacted him about the regulations to submit public comment and to contact staff with any questions. He additionally states that he has been appointed to the Fairbanks North Star Borough Mayor's Marijuana Work Group, and that he plans to apply for a license for a marijuana business in the near future. Harriet Milks asks if the guy who did plumbing work for Brandon has an application before the board. Brandon Emmett says no, he is a legal personal grower. Harriet Milks clarifies for the record that in cases when he recuses himself from voting on applications, he also needs to recuse himself from the discussion. Brandon Emmett states that he will do that.

Bruce Schulte states that he wants to clarify that Jonathan Woodman informed him that it would not be considered a prejudice or conflict for Mr. Schulte to vote on applications submitted by members of AMIA, as the same thing happens with other board. Additionally, he states that one of the AMIA Directors is an attorney who represents many people in the industry, and that Mr. Woodman informed him that because there's an additional degree of separation between Mr. Schulte and those applicants, it would not be a conflict for Mr. Schulte to discuss and vote on those applications.

Director's Legislative Update

[11:49:59 AM](#)

Cynthia Franklin informs the board that two bills, SB 165 and HB 75, made it through the legislature but that neither has been signed by the Governor or become effective. SB 165 would give the legal authority for the board to obtain federal criminal history reports for applicants, and there's an approximate effective date of 100 days from the date the Governor signs. HB 75 adds established villages to the type of local government that opt out of commercial marijuana establishments.

Metrc Update

[11:52:34 AM](#)

John Calder informs the board that the system went live on May 23, and that the applicants who are on today's agenda were invited to three training sessions the previous three days. He additionally describes the process for approved licensees to be granted access to Metrc.

Public Testimony

[11:58:55 AM](#)

Brandon Emmett supports a limit of three minutes per speaker

Bruce Schulte reminds the board that this is for topics that are not on the agenda

Peter Mlynarik states that public testimony for items that are on the agenda will be taken until breaking for lunch at noon.

Jim Dyer provides testimony and submits a printout of emailed questions regarding packing, transporting, and tracking of marijuana and marijuana products.

Peter Mlynarik informs Mr. Dyer that the board will not be answering the questions at this time.

Amy Tuma provides testimony regarding the local government affidavit and the Matanuska-Susitna Borough moratorium

Lou Weaver states that he has no comment.

Brian Coyle provides testimony regarding potency testing in remote locations and submits two documents to the board.

Harriet Milks clarifies for the record that Mr. Coyle has an application on this agenda (AK Green Labs, LLC), and that this testimony is not in relation to his application.

Mark Malagodi provides testimony regarding testing of benzene and filth.

Cynthia Franklin clarifies for the record that Mr. Malagodi has an application on this agenda (CannTest, LLC), and that this testimony is not in relation to his application.

Cheryl Bowie provides testimony regarding opiates, butane, and the lack of a medical representative on the board, zoning issues, and opting out.

Kim Kole provides testimony regarding the industry issues and questions with the application process, and submits a document to the board.

Justin Roland provides testimony regarding butane and clarifies that his testimony is not regarding his application that's on the agenda (Dream Green Farms).

Jeremiah Emerson provides testimony regarding the 500 square foot limit for limited cultivation licenses and issuance of licenses.

LUNCH

[12:31:54 PM](#)

Licensing Update

[1:39:54 PM](#)

Sarah Oates gives a licensing update to the board regarding applications, the licensing database, and licensing complications.

Cynthia Franklin informs the board of the status of the Mat-Su Borough applications that are before the board and in "Under Review" status.

Marijuana Testing Facilities Approval Process Update

[1:47:26 PM](#)

John Calder informs the board that a five-facility contract through FY17 was finalized yesterday with A2LA to travel to Alaska to potentially approve marijuana testing facility applicants and provide reports.

Cynthia Franklin states for the record that this contract was drawn through the Department of Commerce's procurement department under the small procurement contract exception to a request for proposal because it's a very specialized area, there were not any competitive agencies, and the amount of the contract was under a certain amount.

John Calder informs the board that he will resign from his position effective July 21, 2016.

New Marijuana Testing Facility Applications

[1:53:37 PM](#)

Peter Mlynarik asks the board to set some guidelines for reviewing the applications.

Mark Springer recommends that the board ask the Director to briefly go over the memo for each application and give any staff recommendations.

10009 CannTest, LLC

[1:56:48 PM](#)

Cynthia Franklin explains the significance of each of the dates and fields in her memo. She additionally informs the board that the staff is not doing any merit-based evaluating of the operating plan, as that's what the board will be doing.

Mark Springer motions to approve the application of #10009 CannTest, LLC for a marijuana testing facility license.

Brandon Emmett seconds the motion

Harriet Milks reminds the board that at the last meeting, the board had discussed the possibility of adopting a policy regarding approving licenses without background checks.

Cynthia Franklin and Harriet Milks discuss summary suspension and potential policy decisions.

Mark Springer requests to amend his motion to be approving the license with delegation to the Director.

Bruce Schulte asks if Mark Springer wants to remove his motion until the board has sorted out the background check issue.

Mark Springer and Brandon Emmett agree

Bruce Schulte motions to proceed with reviewing all applications on the agenda with the proviso that the board approve or approve with delegation an application in the absence of any contrary criminal background information with the understanding and the authorization to the Director that if that national background check shows up disqualifying criminal backgrounds, then the Director is authorized to begin suspension proceedings.

Loren Jones seconds the motion

No opposition

Peter Mlynarik clarifies that if there's a license in the future that the board has approved, and the criminal history comes back that would be disqualifying, then the Director can do a summary suspension of that license and then bring it to the next board meeting.

Brandon Emmett motions to approve license #10009 with provisions

[2:21:18 PM](#)

That the business provide whatever documentation the Municipality of Anchorage may need to complete their license.

Peter Mlynarik clarifies that it would be an approval with delegation.

Brandon Emmett agrees.

Mark Springer seconds the motion

Cynthia Franklin requests clarification for the record that the motion is to approve with delegation until the Municipality lifts its protest, and if the Municipality lifts its protest, then she, as the Director, is authorized to issue the license assuming the other approvals needed for a testing facility have been received.

Peter Mlynarik states that that is correct.

Mark Malagodi and Jonathan Rupp answer board questions regarding their operating plan.

Cynthia Franklin states that the rules were written to allow testing facilities to test marijuana and marijuana product from both personal grows and licensed cultivations.

Brandon Emmett's motion carries unanimously

10186 AK Green Labs, LLC

[2:34:28 PM](#)

Cynthia Franklin briefs the board of the application

Mark Springer motions to approve AK Green Labs, LLC #10186 with delegation for a marijuana testing facility license.

Brandon Emmett seconds the motion

Brian Coyle answers board questions regarding his operating plan. He additionally requests that the documents he submitted during the public testimony period be added to his operating plan.

Cynthia Franklin informs Mr. Coyle that there are regulatory procedures for amending his operating plan, and he would need to contact staff to have this done.

Tim Hinterberger identifies himself as the Scientific Director for the record.

Mark Springer's motion carries unanimously

New Standard Marijuana Cultivation Facility Applications

10004 Talkeetna Herb Company

[2:44:53 PM](#)

Cynthia Franklin briefs the board of the application and informs the board that this application is located within the Mat-Su Borough, which has passed a moratorium.

Krystal Dietrich states that she would like the board to table her application so that she may keep her license number.

Mark Springer motions to table the application of #10004 until the October, 2016 board meeting.

Bruce Schulte seconds the motion

Motion carries unanimously

10005 Rosie Creek Farm

[2:51:32 PM](#)

Cynthia Franklin briefs the board of the application and explains the options that the board has for acting on applications that have not yet received input from the local government and the 60-day protest period is still running.

Brandon Emmett motions to approve license #10005 with delegation

Mark Springer seconds the motion

Michael Emmers (applicant) and Jana Weltzin (legal counsel) identify themselves for the record and answer board questions regarding the operating plan.

Brandon Emmett's motion carries unanimously

Break

[3:07:05 PM](#)

10015 Greatland Ganja, LLC

[3:23:56 PM](#)

Bruce Schulte and Brandon Emmett recuse themselves from discussion and voting on this application.

Lief Abel, Arthur Abel, Robert Abel, and Jana Weltzin identify themselves for the record.

Cynthia Franklin briefs the board of the application.

Mark Springer motions to approve with delegation the application for Greatland Ganja, LLC license #10015 for a standard marijuana cultivation facility license.

Loren Jones seconds the motion

Leif Abel answers board questions regarding the operating plan.

Mark Springer's motion carries unanimously (3-0)

10022 Sunrise Gardens

[3:29:50 PM](#)

Deborah Hutchens identifies herself for the record.

Cynthia Franklin briefs the board of the application and poses the following question to the board: "Can the licensed premises be a non-contiguous?"

The board discusses the possibility of approving licenses with conditions.

Ms. Hutchens answers board questions regarding the premises diagram and operating plan.

The board discusses license applications with both indoor and outdoor areas included in the premises and whether or not the spaces could be non-contiguous.

Mark Springer motions to approve the application of Purple Quail, LLC license #10022 with delegation.

Brandon Emmett seconds the motion.

Mark Springer motions to amend his motion to include the condition that the licensee demonstrates the ability to secure the entire property during times that marijuana is being transported between the two outlined areas of the premises, including the exclusion of anyone under the age of 21 and any unauthorized individuals.

Loren Jones seconds the motion.

No objection

The original motion, as amended, carries unanimously.

10025 Budding Alaska, LLC

[3:46:45 PM](#)

No representative for the application is present at the meeting.

Cynthia Franklin briefs the board of the application and poses the following question to the board: "Can licensees incinerate marijuana waste?"

The board discusses incineration of marijuana waste.

Cynthia Franklin asks the board if they wish to approve incineration, and if the premises is located within a local government that has local rules around incineration, whether the board would want to require that the applicant demonstrate that it is in compliance with the local rules.

Peter Mlynarik voices concern about odor control when incineration occurs.

Harriett Milks reminds the board that if they are intending to impose some requirement on licensees dealing with burning odor, then it needs to be the subject of a regulations project.

The board discusses 3 AAC 306.740(d).

Bruce Schulte motions to consider incineration an appropriate disposal of waste, as long as the method is consistent with local regulation or policies related to burning.

Brandon Emmett seconds the motion

Harriet Milks informs the board that they may approve this method of waste disposal and then open a regulations project to outline any conditions for the method.

Peter Mlynarik motions to amend the motion on the floor to allow for incineration with the condition that a regulation will be crafted in the future to address incineration.

Bruce Schulte withdraws the original motion.

Mark Springer motions to approve the application of Budding Alaska, LLC #10025 with delegation and the condition that waste disposal be by compost only pending regulations considering incineration.

Brandon Emmett seconds the motion

Peter Mlynarik points out that the applicant initialed the wrong box on Page 2 of MJ-00. Cynthia Franklin states that she will make sure that it gets fixed.

Peter Mlynarik requests that pieces of MJ-01 are expanded upon by the applicant regarding the marijuana inventory tracking system to be used, storage and disposal of waste, and in MJ-04 regarding obscuring marijuana from public view.

Cynthia Franklin informs the board that she could send a letter informing the applicant of how to complete the application to the board's satisfaction.

Mark Springer withdraws his motion

Mark Springer motions to table the application for 10025 to the July meeting

Bruce Schulte seconds the motion

Motion carries unanimously

10026 Rainforest Farms, LLC

[4:16:16 PM](#)

Loren Jones informs the board that he sat on the Juneau Assembly that approved the Conditional Use Permit for this application, but that he has not actually taken action on the license application itself.

Harriet Milks informs the board that the Chair is the ethics officer and would need to determine whether there is a conflict in this situation or not.

Peter Mlynarik states that he does not feel that there is a conflict, as long as Mr. Jones has not done anything to help them or preclude them.

James Barrett identifies himself for the record.

Brandon Emmett motions to approve Rainforest Farms, LLC #10026 with delegation.

Bruce Schulte seconds the motion

Mr. Barrett answers board questions regarding the "Operating Agreement" document he submitted and his operating plan.

Brandon Emmett's motion carries unanimously

10032 Three Sisters Co-Op

[4:24:13 PM](#)

No representative for the application is present at the meeting.

Cynthia Franklin briefs the board of the application and informs the board that the objection for this application was received outside of the 30-day period.

She additionally points out that the same question regarding incineration for waste disposal was brought up by staff for this application.

Mark Springer motions to approve with delegation and the condition that the applicant use the waste disposal process in 3 AAC 306.740(d) pending any regulation regarding incineration.

Brandon Emmett seconds the motion

Sarah Oates clarifies for the record that this is for license #10032.

10035 Arctic Herbery

[4:33:21 PM](#)

Cynthia Franklin briefs the board of the application and informs the board at this application was the first one that was determined to be complete.

Bryant Thorp identifies himself for the record and answers board questions regarding his application and the municipal protest.

The board discusses whether shared office space between two applications for different licenses by the same applicant would be acceptable. All of the board members state that they either approve of or do not have an issue with the shared office space.

Bruce Schulte motions to approve license #10035 with delegation.

Mark Springer seconds the motion

Loren Jones states concerns about Deborah Moore's joint right of possession to the proposed premises.

Cynthia Franklin states that she will meet with the licensing staff to see if additional documentation is necessary for the application.

Bruce Schulte's motion carries unanimously

Recess

[5:02:32 PM](#)

Mark Springer motions to recess until 9:00am tomorrow morning.

Brandon Emmett seconds the motion

No objection

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Sarah Oates, Program Coordinator
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James Hoelscher, Investigator IV
Christina Thibodeaux, Business Registration Examiner

Legal Counsel Present:

Harriet Milks, Assistant Attorney General

Call to Order

[9:50:28 AM](#)

Sarah Oates thanks Jane Sawyer, Christina Thibodeaux, Naomi Johnston, and Joe Samaniego for their work to make this possible.

[9:52:33 AM](#)

10043 Alaskan Greenery

Michael Liljedahl identifies himself for the record.

[9:54:16 AM](#)

Cynthia Franklin briefs the board of the application.

Mark Springer motions to approve the application for Michael Liljedahl license #10043 with delegation.

Bruce Schulte seconds the motion

Mr. Liljedahl answers board questions regarding his application and zoning.

Peter Mlynarik asks if Mark Springer would amend his motion to add a condition that the applicant uses the methods in 3 AAC 306.740(d) for waste disposal instead of incineration at this time.

Mark Springer agrees to amend his motion as requested.

Mark Springer's amended motion carries unanimously

10080 Dream Green Farms

[10:03:24 AM](#)

Justin Roland and Jana Weltzin identify themselves for the record.

Cynthia Franklin briefs the board of the application.

Mark Springer motions to approve the application for DGF Enterprises, Inc., Dream Green Farms, license #10080 with delegation
Brandon Emmett seconds the motion

Cynthia Franklin confirms that staff was able to confirm that all applicants on this application have met the residency requirements.

Mr. Roland and Ms. Weltzin answer board questions and agree to clarify pieces of the operating plan.

Mr. Roland requests that the board allow him to have a shared office between multiple premises.

Peter Mlynarik informs Mr. Roland that he will have to go through the process to amend his diagram for the board to approve the change.

Larry Clark, Valkyrie Security (and third-party transporting agent for the applicant and others), informs the board that all of his employees will have marijuana handler permits, that all of them have already taken the courses, and half have received cards.

Mark Springer's motion carries unanimously

10095 Rainforest Cannabis Cultivation

[10:19:00 AM](#)

No representative of the application present

Cynthia Franklin briefs the board of the application and asks the board if the applicant's proposal for waste disposal is adequate.

Bruce Schulte motions to approve license #10095, Rainforest Cannabis Cultivation, with delegation

Mark Springer seconds the motion

The board discusses the applicant's proposal to use composting as his method of waste disposal.

Cynthia Franklin states that the question for the board is whether the board's interpretation of the proposal in the operating plan would require a pre-approval of the waste disposal method per 3 AAC 306.740(d), and if so, if the board would want to approve the method.

Bruce Schulte amends his motion to approve the license with delegation with a stipulation that waste product “will” be mixed with soil as a compost input.
Mark Springer does not object

Bruce’s Schulte’s amended motion carries unanimously

10136 Northern Lights Indoor Gardens, LLC

[10:40:00 AM](#)

Mike Daly identifies himself for the record

Cynthia Franklin briefs the board of the application

Mark Springer motions to approve Northern Lights Indoor Gardens, LLC, license 10136, with delegation

Brandon Emmett seconds the motion

Mark Springer points out that there are three objections to the application that describe the neighborhood of the proposed property.

The board discusses 3 AAC 306.010(a) and 3 AAC 306.990(b)(35) regarding whether or not the board wants to determine if an arcade would be considered a recreation or youth center, or if the board wants to defer that interpretation to the local government.

Mr. Daly answers board questions regarding his application.

Mark Springer’s motion carries unanimously

10137 Croy’s Enterprises, LLC

[10:50:32 AM](#)

No representative of the application present.

Cynthia Franklin informs the board that due to a change in controlling interest of the LLC, the applicant has requested that the application be moved back to “Initiated” status and is no longer a complete application.

Bruce Schulte motions to table consideration of the application until the July meeting.

Cynthia Franklin requests that the application be withdrawn from the agenda, as it is no longer considered a complete application.

Bruce Schulte withdraws his original motion.

Bruce Schulte motions to remove the application from the agenda

Brandon Emmett seconds the motion

No objection

10156 Elevated Innovations, LLC

[10:52:51 AM](#)

Lawrence Bento identifies himself for the record.

Cynthia Franklin briefs the board of the application

Mark Springer motions to approve the application of Elevated Innovations, LLC, license #10156, with delegation

Brandon Emmett seconds the motion

Mr. Bento answers board questions regarding his application.

Mark Springer's motion carries unanimously.

10174 Parallel 64, LLC

[11:00:49 AM](#)

Travis Jones identifies himself for the record.

Cynthia Franklin briefs the board of the application.

Mark Springer motions to approve the application of Parallel 64, LLC, license #10174, with delegation

Brandon Emmett seconds the motion

Mr. Jones answers board questions regarding his operating plan.

Mark Springer's motion carries unanimously

10207 Tanana Herb Company, LLC

[11:08:17 AM](#)

Leslea Nunley identifies herself for the record.

Cynthia Franklin briefs the board of the application and informs the board that the Fairbanks North Star Borough waived its right to protest this morning.

Mark Springer motions to approve the application of Tanana Herb Company, LLC, license #10207

Cynthia Franklin asks if the motion was for approval with delegation

Mark Springer confirms that his motion is approval with delegation

Brandon Emmett seconds the motion

Ms. Nunley answers board questions about her application.

Mark Springer's motion carries unanimously

Break

[11:13:06 AM](#)

10216 Alaska Bud Brothers Aerogardens, LLC

[11:33:02 AM](#)

Jim Gossman identifies himself for the record.

Cynthia Franklin briefs the board of the application.

Mark Springer motions to move the license application of Alaska Bud Brothers Aerogardens, LLC, license #10216, with delegation

Brandon Emmett seconds the motion

Mr. Gossman answers board questions.

Mark Springer's motion carries unanimously.

10230 Pakalolo Supply Company, Inc.

[11:37:36 AM](#)

Cole Hollister identifies himself for the record.

Cynthia Franklin briefs the board of the application.

Mark Springer motions to approve the application of Pakalolo Supply Company, Inc., license #10230, with delegation

Bruce Schulte seconds the motion

Mr. Hollister answers board questions about his premises diagram and application, and he tells the board that the City of Fairbanks approved his application pending a certificate of occupancy.

Mark Springer's motion carries unanimously

10011 Green Rush Gardens, LLC

[11:49:15 AM](#)

Cynthia Franklin briefs the board of the application.

Mark Springer motions to approve the license application for Green Rush Gardens, LLC, license #10011, with delegation.

Brandon Emmett seconds the motion

Janna Karvonen identifies herself for the record and answers board questions about the application.

Cynthia Franklin informs the board that Ms. Karvonen is not the actual applicant.

Ms. Karvonen informs the board that the applicant is working and is unavailable, and she continues to answer board questions.

Mark Springer's motion carries unanimously

10014 The Naked Herbalist

[12:00:44 PM](#)

Cynthia Franklin informs the board that the applicant is currently driving and is an hour away from the meeting.

Mark Springer motions to table 10014 until after the applicant is present later today.

Brandon Emmett seconds the motion

Peter Mlynarik states that if there's no opposition, then the item will be moved to after Tab 34 (Alaska Rustic, LLC) on the agenda.
No objection

10041 Peace Frog Botanicals, LLC

[12:02:36 PM](#)

Dollynda Phelps identifies herself for the record.

Cynthia Franklin briefs the board of the application.

Mark Springer motions to approve the application of Peace Frog Botanicals, LLC, license #10041, with delegation.

Brandon Emmett seconds the motion

Ms. Phelps answers board questions about her application.

Mark Springer's motion carries unanimously.

10122 Stoney Creek Growers, LLC

[12:08:06 PM](#)

No representative of the application is present.

Cynthia Franklin briefs the board of the application.

Mark Springer motions to approve the license application for Stoney Creek Growers, LLC, license #10122, with delegation.

Bruce Schulte seconds the motion.

Peter Mlynarik voices concern about the applicant's proposals in the operating plan regarding security, diversion, waste disposal and storage, prevention of persons under the age of 21 from entering the premises, testing procedures and protocols.

Mark Springer agrees with Peter Mlynarik's concerns and voices additional concerns about the premises diagram.

Loren Jones agrees with Peter Mlynarik's concerns and voices additional concerns with the operating plan regarding video cameras.

Mark Springer motions to table this application to the July meeting and have the applicant detail the application in the ways discussed by the board.

Mark Springer withdraws his original motion.

Cynthia Franklin informs the board that they have the option to table this application and direct her to send the applicant a letter that lists the board's requests to improve the application, with a deadline of June 23 to get the revisions back to the staff in order to make the July 7 meeting.

Bruce Schulte motions to table the application

Mark Springer seconds the motion

Motion carries unanimously

10141 Coyote and Toad's Garden, LLC

[12:27:04 PM](#)

No representative for the application present.

Cynthia Franklin briefs the board of the application.

Mark Springer motions to approve Coyote and Toad's Garden, LLC's license application, license #10141, with delegation.

Brandon Emmett seconds the motion

The board discusses the premises diagram and the operating plan.

Mark Springer's motion carries unanimously.

Lunch

[12:33:56 PM](#)

Reconvene

[1:38:52 PM](#)

Peter Mlynarik states that he would like to suspend the rules to revise the agenda to add MCHP 014 under Tab 2 New Education Course Provider Applications.

No objection

10147 Permafrost Distributors

[1:40:48 PM](#)

No representative for the application present.

Cynthia Franklin briefs the board of the application.

Mark Springer motions to approve the application for Chase R Griffith, license #10146 Permafrost Distributors, with delegation

Bruce Schulte seconds the motion

The board discusses the applicant's premises diagram and operating plan.

Peter Mlynarik voices concern about the applicant's responses to the questions about alarm systems, diversion prevention, the marijuana tracking system, and employee training.

Mark Springer voices concern about the applicant's proposal to use a gas CO2 generator controlled by an automated monitor within a residence.

Peter Mlynarik adds additional concern about waste disposal and there being no indication of a three-day waiting period before disposal occurs.

Mark Springer's motion carries unanimously

10148 Talisman Farms

[1:59:40 PM](#)

Omar J Gucer identifies himself for the record.

Cynthia Franklin briefs the board of the application.

Mark Springer motions to approve the license application of Omar J Gucer, license #10148, with delegation.

Brandon Emmett seconds the motion

Mr. Gucer answers board questions about his application.

Mark Springer asks Mr. Gucer if he would be able to restrict the area between the cultivation area and the processing area from children and unauthorized persons while transporting marijuana across non-contiguous areas.

Mark Springer amends his motion to add the condition

Motion, as amended, carries unanimously

10170 Green Degree

[2:12:22 PM](#)

No representative for the application present.

Cynthia Franklin informs the board that this application is for a premises within the Mat-Su Borough.

Mark Springer motions to table this application until the October, 2016 meeting

Brandon Emmett seconds the motion

No objection

10203 Alaska Cannabis Cultivators

[2:13:24 PM](#)

Cynthia Franklin informs the board that this applicant no longer has right to possession of the premises and is looking for a new location. She requests that the board remove this application from the agenda.

Loren Jones motions to remove the application from the agenda.

Bruce Schulte seconds the motion

No objection

10239 Alaska Rustic, LLC

[2:14:46 PM](#)

William Russell, applicant, and Jason Brandeis, attorney for Alaska Rustic, identify themselves for the record.

Cynthia Franklin briefs the board of the application.

Mark Springer motions to approve the application for Alaska Rustic, LLC, license #10239, with delegation.

Bruce Schulte seconds the motion

Mr. Russell answers board questions regarding his application.
Peter Mlynarik points out that on page 3 of both copies of Form MJ-00, the applicants have initialed both certifications.
Sarah Oates states that the staff should have caught that, and new certifications will be obtained from the applicant.

Mark Springer's motion carries unanimously

10014 The Naked Herbalist

[2:25:32 PM](#)

Miles France and Peggy France identify themselves for the record.

Cynthia Franklin briefs the board of the application and informs the board that this application is for a premises within the Matanuska-Susitna Borough.

Mr. France states that he wants to be available to the board for questions so that they can make sure that their application is perfect when it is brought back before the board.

Mark Springer motions to table the application until the October, 2016 meeting.
Brandon Emmett seconds the motion.

Mr. France answers board questions about his application.

Brandon Emmett states that his review of MJ-01 reveals that the answers to all questions are very thorough.

Mark Springer comments that the applicants should follow the regulations process regarding incineration as a means of waste disposal.

Mark Springer's motion carries unanimously.

MARIJUANA HANDLER PERMITS

Marijuana Handler Permits Staff Update

[2:40:21 PM](#)

James Hoelscher gives the board an update on the process and informs the board that, to date, 72 marijuana handler permits have been issued and another 66 have been initiated in the system and are pending pieces of the application before the permits will be issued.

Bruce Schulte and Brandon Emmett talk with James Hoelscher about prevention of the spreading of pests when doing inspections.

Marijuana Hander Permit Regulation Project

[2:50:29 PM](#)

Bruce Schulte motions to accept the draft in its current form
Mark Springer seconds the motion
Motion carries unanimously

Cynthia Franklin informs the board that it generally takes between 7-10 days to go through the legal steps for getting the draft out for public comment, and that staff anticipates putting the draft out for 40 days of public comment.

New Education Course Provider Applications

[2:55:13 PM](#)

Bruce Schulte and Brandon Emmett recuse themselves from the discussion and voting of the applications.

MHCP 013: “Alaska Marijuana Handlers Permit Education Course”

[2:56:34 PM](#)

Mark Springer motions to approve the application for Green Degree for “Alaska Marijuana Handlers Permit Education Course”.

Loren Jones seconds the motion.

Peter Mlynarik voices concerns about the language on pages 88 and 89 regarding effects on driving and memory and learning.

Mark Springer states that people who are going to be bud tenders should be receiving accurate information in their training.

Mark Springer’s motion fails unanimously

MHCP 014: “Alaska State Marijuana Handler Certificate Training Program”

[3:03:25 PM](#)

Cynthia Franklin informs the board that an application for this proposed course was at the last meeting, and that the board found enough issues with the application to deny it rather than approve it with delegation.

Mark Springer motions to approve the application of MMU for the “Alaska State Marijuana Handler Certificate Training Program”

Loren Jones seconds the motion

Cynthia Franklin reminds the board that the main issue at the last meeting was the use of the term “medical marijuana” throughout his materials.

Jeremy Bufford identifies himself for the record and answers board questions regarding the application.

Peter Mlynarik voices concern that the sections of the course curriculum regarding the effects of consumption of marijuana and marijuana products are more from the perspective of a consumer instead of that of an employee who is dealing with consumers. He voices the same concern about the section regarding how to intervene to prevent unlawful marijuana consumption.

He additionally states that the curriculum should cover penalties of commercial marijuana establishments rather than personal use penalties under the section regarding the penalty for an unlawful act by a licensee, an employee, or an agent of a marijuana establishment.

The applicant says that he will add more information about those items if the board would like it.

Motion fails unanimously

Brandon Emmett and Bruce Schulte rejoin the meeting.

[3:20:17 PM](#)

Potential Regulations Projects

[3:20:35 PM](#)

Bruce Schulte motions to open a new regulations project dealing with certain aspects of the advertising requirements.

[3:20:53 PM](#)

Brandon Emmett seconds the motion.

Motion carries unanimously.

Bruce Schulte motions to open a new regulations project to revisit sections regarding testing.

[3:27:27 PM](#)

Brandon Emmett seconds the motion.

Motion carries unanimously.

Bruce Schulte hands out a document to the board regarding his proposal.

[3:31:01 PM](#)

Bruce Schulte motions to open a new very specific regulations project regarding space planning and layout.

Brandon Emmett seconds the motion.

Motion carries unanimously.

Bruce Schulte hands out a document to the board regarding his proposal.

[3:33:00 PM](#)

Bruce Schulte motions to open a regulations project to revisit some of the requirements regarding labeling and packaging.

Brandon Emmett seconds the motion.

Motion carries, 4-1 (Loren Jones votes No).

Bruce Schulte hands out a document to the board regarding his proposal.

[3:34:38 PM](#)

Bruce Schulte motions to open a regulations project to deal specifically with the requirements for video surveillance.

Brandon Emmett seconds the motion.

Motion carries, 4-1 (Loren Jones votes No).

Brandon Emmett hands out a document regarding his proposal.

[3:36:17 PM](#)

Brandon Emmett motions to open a regulations project pertaining to marijuana business licenses, ownership, and participation of outside entities in the Alaskan marijuana industry.

Bruce Schulte seconds the motion.

Motion carries, 4-1 (Loren Jones votes No).

Brandon Emmett hands out a document regarding his proposal.

[3:50:27 PM](#)

Brandon Emmett motions to open a new regulations project pertaining to licensing of established processes or products to licensee in the Alaskan marijuana industry.

Bruce Schulte seconds the motion.

Harriet Milks states that she suspects that a significant amount of what is being proposed does not have the statutory authority to support it, as AS 17.38 is limited in its scope.

Cynthia Franklin reminds the board that this could potentially implicate sections of the Cole Memo regarding interstate commerce of marijuana.

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

Mark Springer motions to propose a regulations project regarding a potential expansion of the current definition of disposal of both marijuana and marijuana waste, to include incineration.

[3:58:09 PM](#)

Brandon Emmett seconds the motion.

Peter Mlynarik requests that as many methods get addressed in this project as possible so that the board does not have to revisit this.

Motion carries unanimously.

Cynthia Franklin requests that the board pick two of the seven projects to have draft language brought to the July 7 meeting due to the large workload of staff and the very short amount of time before that meeting.

[4:00:53 PM](#)

The board discusses whether or not to prioritize a limited number of regulation drafts to be considered in July. The board agrees to review all draft proposals that are submitted to the staff by June 23 for the July 7, 2016 meeting and decide at that time which and how many will go out for public comment.

Marijuana Mailbox

[4:21:37 PM](#)

Cynthia Franklin informs the board that the mailbox contains some unperfected objections.

Board Comments

[4:22:18 PM](#)

The board members thank the AMCO staff and request that future applicants take away what happened at this meeting when working on their applications.

Adjourn

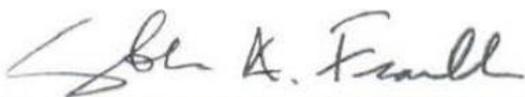
[4:29:07 PM](#)

Mark Springer motions to adjourn

Bruce Schulte seconds the motion

No objection

Minutes reviewed and approved by:



Cynthia A. Franklin
Director



Sarah D. Oates
Program Coordinator