



MEMORANDUM

TO: Peter Mlynarik, Chair, and
Members of the Board

DATE: July 12, 2017

FROM: Erika McConnell, Director
Marijuana Control Board

RE: Regulations Project – Testing
Equipment Failure Notification

Summary: This draft regulation requires any licensed testing facility that experiences a significant equipment malfunction or failure to report within 24 hours to the Alcohol and Marijuana Control Office director. Reporting requirements also include contingency plans for completing suite of tests and destruction of test sample.

Recommendation: Put out for public comment.

MCB Draft Regulation: **Equipment failure at a testing facility**

(Words in **boldface and underlined** indicate language being added; words [CAPITALIZED AND BRACKETED] indicate language being deleted.)

3 AAC 306.670 is amended to add a new subsection to read:

(d) A marijuana testing facility shall notify the director in writing not later than 24 hours after a significant equipment malfunction or failure that prevents the completion of required marijuana or marijuana product testing. The licensee shall notify the director of any action the licensee intends to take to provide for re-testing or destruction of the marijuana or marijuana product.