From:	CED AMCO REGS (CED sponsored)
To:	Marijuana, CED ABC (CED sponsored)
Subject:	FW: Public Comment for November MCB meeting
Date:	Wednesday, November 01, 2017 11:30:19 AM
Attachments:	MCB comments for Novemnber 2017 meeting.pdf

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From: Tina [mailto:t.smith@midnightgreenery.com]
Sent: Friday, September 29, 2017 3:15 PM
To: CED AMCO REGS (CED sponsored) <amco.regs@alaska.gov>
Subject: Public Comment for November MCB meeting

To the AMCO Office, please see attached public comment for November MCB meeting.
I would also like to thank you for all the hard work you have done to create a viable thriving new Industry.

Tina Smith
Owner/CEO Midnight Greenery
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September 29, 2017

Marijuana Control Board
Director McConnell

Public Comment for consideration by the Board

To the Members of the Marijuana Control Board, Director McConnell, and the AMCO staff, thank you for all your hard work in creating a viable Marijuana Industry.
Here you will find public comment to be considered for the November MCB meeting.

306.015(e)(1)(B)(i) Direct or Indirect Financial Interest

The change of taking out the word ***Percentage*** in (i) is absolutely not beneficial to the industry, or to those businesses that are already licensed and operating under these guidelines. These are also the very same guidelines that are being used in the requirements for an alcohol license.

This industry is already one where obtaining a property to carry out business has proven to be very problematic. With the requirements of the board, the inability to finance property, or rent newer properties due to the fact that newer properties are still most often owned by a bank note. Taking out this ability for the business to make this decision between the business owner and the landowner steps into being capricious.

Please consider using the requirements already set in place to assure that the Land owners are not the parties that are operating the businesses or making the business decisions for the businesses, but the licensee, and owner of the license, which is covered in MJ-09 Statement of Financial Interest.

306.7xx Restrictions on Advertising of marijuana and marijuana products.

(b)(5) adding the words, "or any other depiction that appeals to a person under 21 years of age" is absolutely too broad. Depictions that appeal to someone who is 18-to 21 is often far different then to someone who is aged 10-14.

At the age of 18-21 people are considered adults and often times have the same fan base of adults. How would one decipher what is appealing to someone who is 21 but not an 18 or 20 year old? The original was created to be directed especially to children. Please consider striking this requirement or wording it in a way that makes it clear that it must not appeal or Target CHILDREN. This current wording makes any advertising for adults also very problematic, bordering on impossible.

(d) Is unnecessary and has no impact on the health and safety of the public.

(e) When requiring the warnings to be at least half the size of the advertisement, it will result in much larger adverts, which is probably not the intended goal of the board. It is not required of any other industry to include political campaigns, or pharmaceuticals that have a very strict requirement on what is needed on advertisements. This does not protect the health and safety of the public and is absolutely moving into the capricious realm.

306.7xx Restrictions on Advertising A Marijuana Establishment

(b)&(c) has to be changed, as written there is no advertising allowed for marijuana establishments other then the 3 signs allowed on the building.
(b) As stated does not allow for menus, the products the establishment creates or carries, specials, ANY OTHER ADVERTISING ALLOWED BY ANY OTHER BUSINESS TYPE. This is absolutely arbitrary AND capricious.
(c) This locks the establishment's ability to advertise by only what is allowed in (a) which is 3 signs attached to the building. Again arbitrary and capricious by not allowing to advertise on any social media, radio, television or print, period.

306.460(d)
I absolutely support this regulations addition, I do however suggest changing the wording from "may provide a sample of marijuana to an employee of the facility," to "may provide a sample of marijuana to a licensee, employee, or agent" to be consistent with the rest of the regulations and to allow for a licensee to be the testing the quality also. This is especially important in cases such as a limited cultivation that does not have employees. One might assume that the word

"employees" also includes a licensee or agent, but to make it consistent with the previous regulations and to cover ANY questions for enforcement this needs to be addressed and changed.

I would also like to point out the need for this type of regulations to be created for retail establishments also. The retail store is the consumers tool, the sales associates in the stores must know what they are sending the consumers with.

My first question when going into a retail store is about the effects of the products. We know it's different for each consumer, but basic questions can be answered when a retail worker has experience with the product. Being able to answer questions like, is it hard hitting? Is it one that should be more cautious with when introducing to a new consumer? These are absolutely needed for a safe and enjoyable experience for any consumer going to a retail market for cannabis.

Thank you for your consideration on these comments,
Sincerely,
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