



MEMORANDUM

TO: Mark Springer, Chair, and
Members of the Board

DATE: February 20, 2019

FROM: Erika McConnell, Director
Marijuana Control Board

RE: Staff Recommendations for
Regulations Projects

- 1. Additional Changes Relating to Onsite Consumption**—Amend the definition of licensed premises to include the possibility of outside areas under certain defined circumstances; amend 3 AAC 306.030 to address what happens when an onsite consumption endorsement is proposed in an area with no local government; review for any other changes needed relating to enforcement.
- 2. Packaging and Labeling**—The definition of packaging has become very confusing with both mylar bags and pre-roll paper being considered packaging. Other states have worked to create best practices for packaging and labeling. The board should open a project to clarify what is considered packaging and to evaluate Alaska's packaging and labeling standards against the best practices established by WA, OR, and CO.
- 3. Transportation**—The current transportation regulations at 3 AAC 306.750 do not accommodate the transportation of live plants, particularly larger ones such as mother plants. In addition, a transportation regulations project could address necessary reasons for backflow.
- 4. Revocation of Handler Permit**—In 3 AAC 306.812, expand the reason for revoking or non-renewing a handler permit to other significant infractions such as theft, embezzlement, and the like.
- 5. Retesting**—At the December meeting, the board discussed retesting and invited comments through the marijuana mailbox. No comments were submitted on that subject. A regulations project to clarify the appropriate situations in which a retest of product that did not fail required testing is warranted to provide clarity to licensees and staff.
- 6. Advertising**—A regulations project should be opened to fix the “location-based” advertising wording at 3 AAC 306.770(i). Some of these projects (#s 3, 4, and 6) could be combined into one “clean-up” project.

Should the board wish to pursue any of these changes, the board should open a regulations project and staff will provide a draft at (hopefully) the next meeting.