



MEMORANDUM

TO: Marijuana Control Board DATE: February 20, 2019

FROM: Erika McConnell, Director
Marijuana Control Board RE: Regulations Project – Sample Jars

The board opened this project at the August 2018 meeting. Public comments were accepted for over 30 days in 2018. The board amended the language at the October meeting and put the draft out for comment again. Public comments are attached.

The proposed change describes how a retail store should display marijuana that is available for consumers to smell before purchasing, in a manner that is similar to how cultivators are required to package samples for potential retail store customers.

Options for the board:

- Vote to adopt as written
- Amend; if amendment is significant, put out for public comment
- Send back to staff for revisions
- Close the project without action

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

3 AAC 306.325 is amended by adding a new subsection to read:

(d) If a retail marijuana store displays marijuana to a consumer for the purpose of smelling the marijuana before purchase, the retail marijuana store shall package the marijuana in a sample jar that is protected by a plastic, metal or other protective mesh screen, and the jar must remain in the monitored custody of the retail marijuana store during consumer inspection. (Eff. 2/21/2016, Register 217; am __/__/____, Register__)

3 AAC 306.460(a) is amended to read:

(a) A marijuana cultivation facility may provide a free sample of marijuana to a retail marijuana store if packaged in a sample jar containing not more than three and one-half grams of marijuana and protected by a plastic or metal mesh screen to allow **the retail marijuana store** [CUSTOMERS] to smell the product before purchase.

(Eff. 2/21/2016, Register 217; am 5/25/2018, Register 226; am __/__/____, Register__)

Authority:	AS 17.38.010	AS 17.38.150	AS 17.38.200
	AS 17.38.070	AS 17.38.190	AS 17.38.900
	AS 17.38.121		

From: Linda Bruce
To: [CED AMCO REGS \(CED sponsored\)](#)
Subject: Marijuana in a sample jar
Date: Tuesday, November 13, 2018 10:26:32 AM

I'm not going to make this complicated, seems with the proper precautions, which you've laid out in the proposed change, a retail store would want to at least be able to smell the product before they bought it. Proposal makes sense and should be adopted as written.

Linda Bruce
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December 12, 2018

Marijuana Control Board
Mark Springer, Chair
Jeff Ankerfelt
Loren Jones
Brandon Emmett
Nicholas Miller

Alcohol & Marijuana Control Office
550 West Seventh Avenue, Suite 1600
Anchorage, Alaska 99501

RE: Proposed amendments to 3 AAC 306.325 and 3 AAC 306.460(a)

Dear Sirs:

Great Northern Cannabis, Incorporated (GNC) is an Alaska corporation with approximately 80 full- and part-time employees, and roughly two dozen Alaskan shareholders from a wide variety of backgrounds. We currently own and operate a cultivation facility and two retail stores. We thank you for the opportunity to comment on the proposed regulations regarding marijuana sample in a jar requirements.

While the proposal is not remarkably objectionable, it does not appear to allow for jars to have solid lids that may be opened by retail store employees for customers to sniff. We consider this simpler than plastic or mesh screens and would prefer it as an option. Thank you again for the opportunity to comment. We would be happy to participate in any future rule-making processes.

Sincerely,

A handwritten signature in blue ink that reads "John E. Redden".

John E. Redden

GreatNorthernCannabis.com

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