



## Marijuana Control Board Meeting Agenda

*\*Subject to change due to viral emergency*

**August 19-20, 2020 at 9:00 am**

**Second Judicial District**

**Call-in Number: 1-800-315-6338, code 69176#**

All times are approximate. Lunch break from 12:00 noon to 1:00 pm.

The Board may go into executive session at any time when appropriate  
under AS 44.62.310(b) and (c).

### ● ADMINISTRATION

9:00 am

#### A. Call to Order

9:00 am

#### B. Roll Call

*Loren Jones, Public Health Member and Chair  
Nick Miller, Industry Member  
Bruce Schulte, Public Member  
Casey Dschaak, Rural Public Member  
Christopher Jaime, Public Safety Member*

*Glen Klinkhart, Interim Director  
Joan Wilson, Assistant Attorney General  
James Hoelscher, Enforcement Supervisor  
Jane Sawyer, Regulations Specialist  
Carrie Craig, Records and Licensing Supervisor*

#### C. Approval of Agenda

*9:01 am: Tabs 45 & 46, Loren J. asks if the Board wants to table these tabs to the next meeting. Bruce S. says some licensees are struggling to get operating and is inclined to table. Christopher J. is okay to table. Moved to October meeting. Loren J. asks if staff would add the dates of status changes. **Bruce S. moves to approve the agenda. Nick seconds. None opposed, motion carries.** Loren J.s asks Joan Wilson*

*if they can assume that every motion is seconded or does it have to be formal? Joan says it hasn't come up before.*

**D. Approval of the April 2-3, 2020 Meeting Minutes.**

**TAB 1**

**The emergency and the June 10-11, 2020 meeting minutes are not ready for approval.**

*9:07 am: Bruce S. motions to approve. Nick M. seconds. None opposed, motion passes.*

● **BOARD GOVERNANCE**

**9:10 am**

*9:08 am: There are no changes to report.*

● **PUBLIC TESTIMONY**

**9:20 am**

**Based on current circumstances, the Board may decide to limit public testimony.**

Public testimony is limited to issues not on this agenda and that are not proposed regulations. Written comments may also be submitted to the board for review during its next regular meeting via [marijuana@alaska.gov](mailto:marijuana@alaska.gov). The call-in number is 1-800-315-6338, code 69176#. (Testimony on agenda items may occur when that item is addressed during the meeting. Testimony on regulations projects shall only occur when an oral hearing is publicly noticed.)

*9:09 am: Trevor Haynes, Vice President of AMIA, thanks the Board, Director and AMCO staff for moving forward with the working groups.*

*Tina Smith, speaks about marijuana education courses. She proposes a regulations change to allow only Alaskan businesses to provide these courses.*

*Jana Weltzin, backs up Ms. Smith's comments regarding discount, bargain education courses. She also thanks AMCO staff and Director – everyone has been efficient and states that staff is working hard. Jana asks licensees to be respectful to staff. She mentions putting caps on licenses before federal legalization – Alaskan owned vs. big companies from out of state.*

*Lisa Coates, Urban Extracts, looking at MCB regulation projects. She notices that the changing edible limits is not in there. It's time to visit that issue. She also supports the capping of licenses.*

*9:25 am: Public Testimony is suspended*

*9:36 am: Public Testimony is re-opened*

*Joe Egemo, asks if the Board is looking into the funding the marijuana industry – stock. Bruce S. asks for more details. Mr. Egemo mentions that stock companies are coming into Alaska and don't know they are there - shell companies. He also asks about penalties about people holding massive amounts of illegal marijuana. Loren J. asks him to send an email to the Director and/or Joan Wilson. Director Klinkhart offers an invite to Mr. Egemo to the upcoming Enforcement meeting.*

*9:42 am: Public Testimony is closed*

● **DIRECTOR BRIEFING**

**9:45 am**

**A. Director's Report**

**TAB 2**

*9:25 am: Director Klinkhart summarizes his report. Discussion about GNC and Calm and Collective. No further questions by the board.*

**B. Status of Working Groups Project**

**TAB 3**

*9:42 am: Nick M. thanks the Director and the rest of team. Director Klinkhart says the process seemed to work well. He asks the Board what subject they would want the next working group to be – keep the momentum going. Loren refers people back to the previous meeting about this subject.*

● **ENFORCEMENT BRIEFING**

**A. Enforcement Supervisor's Report**

**TAB 4**

*9:44 am: James Hoelscher summarizes his report.*

**B. Notices of Violation Issued and Licensee Responses**

**TAB 5**

*10:00 am: No questions.*

**C. Notices of Violation for Unpaid Taxes – There were no NOV's for unpaid taxes because the Department of Revenue has stalled payment of taxes until July 15, 2020. AMCO has not received a report of delinquent taxpayers from Department of Revenue since 3/20/2020.**

● **LICENSING BRIEFING**

**A. Licensing Report**

**TAB 6**

*10:04 am: Carrie Craig summarizes her report.*

**B. COVID-19 Curbside Spreadsheet**

**TAB 7**

*10:14 am: Director Klinkhart and Carrie Craig summarize the information.*

● **David Schade, Division Director from the Department of Natural Resources**

**A. Update regarding regulatory work with hemp-derived CBD**

**TAB 8**

*10:16 am: Break*

*10:28 am: Reconvened*

*Mr. Schade, Division Director, and Rob Carter, State Agronomist, gives their presentation – power point in their tab. Regulated CBD is derived only from industrial hemp. Out of state retailers must register in Alaska if sending to customers directly. Wholesalers need to have products endorsed and registered. Bruce S. asks what would it cost a retail store to get into the program? Mr. Carter says \$100 and the annual fee is \$300. How long does the process take? 7 – 10 days, if complete.*

● **APPLICATIONS FROM PREVIOUS MEETINGS**

*11:19 am*

**A. Previous Board Action Taken**

- 1. License #10026: Rainforest Farms TAB 9**  
Licensee: Turnagain Horticulture Company  
License Type: Standard Marijuana Cultivation Facility  
Premises Address: 5763 Glacier Highway  
Juneau, AK 99801  
Local Government: City and Borough of Juneau  
Transferor: Rainforest Farms, LLC  
**For Consideration: Tabled at April and June 2020 meeting, excise tax delinquency concerns.**

*Brian Heady, licensee, is present and requests the Board to table this issue to the next meeting. James Barrett, from Rainforest Farms has no comment. The taxes have not been settled but should be resolved by the next meeting. **Bruce S. motions to table to next MCB Board meeting. Nick seconds. None opposed, motion passes.***

- 2. License #19728: Cosmic Seaweed TAB 10**  
Licensee: Cosmic Seaweed, LLC  
License Type: Marijuana Product Manufacturing Facility  
Premises Address: 262 Charles Way  
Homer, AK 99603  
Local Government: City of Homer  
**For Consideration: MJ-16 tabled at June 2020 meeting regarding Chill Pill Canine Cookies.**

*Loren J. mentions the email that was sent by the licensee. (add to board docs) Director Klinkhart summarizes the memo. Chris Logan, licensee, comments that cannabis derived products fall into a gray area. Loren approves her withdrawal. **No action needed.***

● **BOARD CONSIDERATION**

11:28 am

- A. License #12254: Lady Gray, LLC TAB 11**  
Licensee: Lady Gray Gourmet Medibles  
License Type: Marijuana Product Manufacturing Facility  
Premises Address: 36322 Pine Street, Suite 1  
Soldotna, AK 99669  
Local Government: Kenai Peninsula Borough  
**For Consideration: Appeal of the renewal late fee**

*Jana Weltzin and Tasha, licensee, are present on the phone. Director Klinkhart summarizes the tab. Christopher J. asks if the checks were postmarked before the deadline. Jana says yes. The licensee intended to comply with the requirements – didn't realize she was short until after the deadline when staff notified her. Jana's office immediately took care of it. Jane Sawyer states staff didn't have a copy of the shipping label, if she had this would not have been brought forward. **Bruce S. motions to waive the late fee. Casey D. seconds. Bruce says it sounds like a honest mistake. No one is at fault. Casey D. is in agreement. Christopher J. is opposed, motion passes 4-1.***

● **NEW STANDARD MARIJUANA CULTIVATION FACILITY APPLICATIONS**

11:37 am

- A. License #24871** **DDIII** **TAB 12**  
Licensee: North North Enterprises, LLC  
Premises Address: 12548 West Westen Drive, Suite B  
Houston, AK 99623  
Local Governments: City of Houston; Matanuska-Susitna Borough

*Director Klinkhart provides background information. Jana Weltzin & Donald Davidson III are present on the phone. **Bruce S. motions to approve with delegation. Nick M. seconds.** Loren J. asks if the facility has been built. Mr. Davidson says not yet – waiting for building permits and fire marshal approval. **None opposed, motion passes.***

● **NEW LIMITED MARIJUANA CULTIVATION FACILITY APPLICATIONS**

11:40 am

- A. License #21709:** **Solstice Green** **TAB 13**  
Licensee: Solstice Holdings, LLC  
Premises Address: 12663 West Westen Drive  
Houston, AK 99694  
Local Governments: City of Houston; Matanuska-Susitna Borough  
**For Consideration: Residency still pending for one applicant**

*Director Klinkhart provides background information. Jana Weltzin and Lisa Knight or Ashley Humphries (not on phone) are present on the phone. **Bruce S. motions to approve with delegation – PFD issue for Ms. Humphries. Nick M. seconds. Nick M. wants to see a hand washing sink in the diagram as part of the delegation. None opposed, motion carries.***

11:50 am: Lunch  
1:00 pm: Reconvened

*Joan Wilson has reached out to DOR regarding taxes and will let the board know what the outcome is.*

● **NEW RETAIL MARIJUANA STORE APPLICATIONS**

1:01 pm

- A. License #23810** **Fat Tops, LLC** **TAB 14**  
Licensee: Fat Tops, LLC  
Premises Address: 35975 Kenai Spur Highway  
Soldotna, AK 99669  
Local Government: Kenai Peninsula Borough  
**For Consideration: Conditions pursuant to 3 AAC 306.060(b)**

*Director Klinkhart provides background. Jessika Smith from Lance wells office and David Parker, licensee, are on the phone. **Bruce S. motions to approve with delegation with conditions from KPB. Nick M. seconds. Christopher J. opposed, motion passes 4-1.***

**B. License #24870** **Trichs LLC** **TAB 15**  
Licensee: Trichs LLC  
Premises Address: 3807 Unit A West Machen Road  
Wasilla, AK 99623  
Local Government: Matanuska-Susitna Borough

*Director Klinkhart provides background. Johnathan Guest and Greg Miller are present as well as Jessika Smith, attorney. **Bruce S. motions to approve with delegation. Nick M. seconds. None opposed, motion passes.***

**C. License #25190** **Alaskan Coffee Pot** **TAB 16**  
Licensee: Alaskan Coffee Pot, LLC  
Premises Address: 2219 Dunn Street  
Juneau, AK 99801  
Local Government: City and Borough of Juneau  
**For Consideration: Proximity to cooking school**

*Director Klinkhart provides background. Joe Markie, licensee, and Jessika Smith, attorney are present. Loren Jones says cooking schools have come up before along with driver's education schools. They are not defined as schools under the school system. The cooking school is currently not in business. The licensee has the building now. **Bruce S. motions to approve with delegation. Nick M. seconds. Loren adds to the delegation a clearer diagram – identifications checked and where marijuana can be sold to match the operating agreement. Jessika Smith clarifies the Board's request to the licensee. Loren J. says the licensee will need to apply for his CUP. Loren J. is opposed, motion passes 4-1.***

*1:40 pm: Christopher J. leaves the meeting.*

**D. License #25324** **Alaskan Grown Cannabis** **TAB 17**  
Licensee: Rural Retail Management, LLC  
Premises Address: 213 West A Street  
Dillingham, AK 99576  
Local Government: City of Dillingham

*Director Klinkhart provides background. Jana Weltzin, Jason Evans Kalla Peacock are on the phone. **Bruce S. motions to approve with delegation. Nick M. seconds. None opposed, motion passes.***

● **OWNERSHIP TRANSFER APPLICATIONS**

*1:48 pm*

**A. License #10236:** **Cannabaska** **TAB 18**  
Licensee: Sima Enterprises, LLC  
License Type: Retail Marijuana Store  
Premises Address: 521 West Tudor Road, Unit 201  
Anchorage, AK 99503  
Local Government: Municipality of Anchorage  
Transferor: AlaskaSense, LLC

Director Klinkhart provides background. Jana Weltzin, counsel, and Smadar Warden, licensee, are present on the phone. **Bruce S. motions to approve with delegation. Nick M. seconds.** Jana explains the transfer. This is not an ownership transfer, they are removing the retail license from this entity.

1:51 pm: Christopher J. is back in the meeting. He will abstain from voting on this license.

**None opposed, motion passes.**

- B. License #11649:** **K Beach Reef** **TAB 19**  
Licensee: KBR, LLC  
License Type: Standard Marijuana Cultivation Facility  
Premises Address: 42106 Kalifornsky Beach Road  
Soldotna, AK 99669  
Local Government: Kenai Peninsula Borough  
Transferor: Ryan K Hall  
**For Consideration: Conditions pursuant to 3 AAC 306.060(b)**

Director Klinkhart provides background. Ryan Hall, licensee is present on the phone. **Bruce S. motions to approve with KPB conditions. Nick M. seconds. None opposed, motion passes.**

- C. License #15916:** **K Beach Reef** **TAB 20**  
Licensee: KBR Retail, LLC  
License Type: Retail Marijuana Store  
Premises Address: 42106 Kalifornsky Beach Road  
Soldotna, AK 99669  
Local Government: Kenai Peninsula Borough  
Transferor: Ryan K Hall  
**For Consideration: Conditions pursuant to 3 AAC 306.060(b)**

Director Klinkhart provides background. Ryan Hall, licensee is present on the phone. **Bruce S. motions to approve with KPB conditions. Nick M. seconds. None opposed, motion passes.**

● **NEW ONSITE CONSUMPTION ENDORSEMENT APPLICATIONS**

1:56 pm

- A. License #20827:** **Good Titrations** **TAB 21**  
Licensee: FSE, Inc.  
Premises Address: 506 Merhar Avenue  
Fairbanks, AK 99701  
Local Governments: City of Fairbanks; Fairbanks North Star Borough

Director Klinkhart provides background. Jana Weltzin, counsel, and Brandon Emmett, licensee, are present on the phone. **Bruce S. motions to approve with delegation. Nick M. seconds.** Joan Wilson states that "freestanding" means that the licensee is the sole entity in the building. Regulations were amended (currently with Department of Law) to permit two licenses under one entity. **Christopher J. and Loren J. are opposed. Motion passes, 3-2.**

2:09 pm: Break

2:20 pm: Reconvene

● LICENSE RENEWAL APPLICATIONS

2:20 pm

**A. Kenai Peninsula Borough Conditions**

*Loren J. asks if the Board can delegate the approval of these applications to the Director. Jane says these are here as a formality. 3 AAC 306.060(b). Previously approved in a blanket statement. Joan Wilson says if the conditions change, it should be brought back to the Board. Bruce S. motions to approve with delegation the applications in this section. Nick M. seconds. None opposed, motion passes.*

***Bruce S. motions to allow the Director to approve a renewal application with KBP conditions without coming to the Board. Nick M. seconds. None opposed, motion passes.***

- |  |  |                      |
|--|--|----------------------|
| <b>1. License #10176:</b><br>Licensee:<br>License Type:<br>Premises Address:<br><br>Local Government:<br><b>For Consideration:</b> | <b>Alpha Kilo LLC</b><br>Alpha Kilo LLC<br>Limited Marijuana Cultivation Facility<br>12180 Nautical Avenue #1<br>Seward, AK 99664<br>Kenai Peninsula Borough<br><b>Conditions pursuant to 3 AAC 306.060(b)</b>       | <b><u>TAB 22</u></b> |
| <b>2. License #10273:</b><br>Licensee:<br>License Type:<br>Premises Address:<br><br>Local Government:<br><b>For Consideration:</b> | <b>Pine Street Cannabis Company</b><br>Croy's Enterprises LLC<br>Retail Marijuana Store<br>36130 Pine Street<br>Soldotna, AK 99669<br>Kenai Peninsula Borough<br><b>Conditions pursuant to 3 AAC 306.060(b)</b>      | <b><u>TAB 23</u></b> |
| <b>3. License #10831:</b><br>Licensee:<br>License Type:<br>Premises Address:<br><br>Local Government:<br><b>For Consideration:</b> | <b>High Bush Buds</b><br>High Bush Buds, Inc.<br>Retail Marijuana Store<br>36312 Irons Ave, Suite 2<br>Soldotna, AK 99669<br>Kenai Peninsula Borough<br><b>Conditions pursuant to 3 AAC 306.060(b)</b>               | <b><u>TAB 24</u></b> |
| <b>4. License #12398:</b><br>Licensee:<br>License Type:<br>Premises Address:<br><br>Local Government:<br><b>For Consideration:</b> | <b>High Tide Distributors</b><br>Dennis R Humphrey<br>Limited Marijuana Cultivation Facility<br>49172 Heights Lane<br>Nikiski, AK 99635<br>Kenai Peninsula Borough<br><b>Conditions pursuant to 3 AAC 306.060(b)</b> | <b><u>TAB 25</u></b> |
| <b>5. License #13257:</b><br>Licensee:<br>License Type:  | <b>Alaska Growth</b><br>Alaska Growth, LLC<br>Standard Marijuana Cultivation Facility  | <b><u>TAB 26</u></b> |

Premises Address: 49787 Island Lake Road  
Nikiski, AK 99635  
Local Government: Kenai Peninsula Borough  
**For Consideration: Conditions pursuant to 3 AAC 306.060(b)**

- 6. License #15190: Coldsmoke Farms TAB 27**  
Licensee: Michael J Welch  
License Type: Limited Marijuana Cultivation Facility  
Premises Address: 34669 Commerce Street  
Soldotna, AK 99669  
Local Government: Kenai Peninsula Borough  
**For Consideration: Conditions pursuant to 3 AAC 306.060(b)**

**B. Objections and Public Comments Received**

*2:30 pm*

- 1. License #17692: Mr. Happy Farms LLC TAB 28**  
Licensee: Mr. Happy Farms LLC  
License Type: Limited Marijuana Cultivation Facility  
Premises Address: 3900 N. Sierra Street  
Wasilla, AK 99654  
Local Government: Matanuska-Susitna Borough  
**For Consideration: Three Objections and one confidential Public Comment received.**

*Director Klinkhart provides background. Jana Weltzin, counsel, Matthew Shelton and Cammy are present on the phone. Sam Hanson, objector, is on the phone. **Bruce S. motions to deny the renewal. Christopher J. seconds for discussion.** Christopher J. asks Enforcement if they have investigated the claims. James Hoelscher says they were going out to the location within an hour of the complaint, including weekends and evenings. Investigators did not detect any odors.*

*There is further discussion regarding the distance from the school, zoning, odors and complaints.*

***Motion to deny the renewal fails. Bruce S. motions to approve the renewal. Nick M. seconds. Christopher J. is opposed, motion passes 4-1.***

**C. Notices of Violation Received**

*3:13 pm*

- 1. License #10005: Rosie Creek Farm TAB 29**  
Licensee: RCFC, LLC  
License Type: Standard Marijuana Cultivation Facility  
Premises Address: 2659 Livingston Loop  
Fairbanks, AK 99709  
Local Government: Fairbanks North Star Borough  
**For Consideration: One NOV for tax delinquency**

Director Klinkhart provides background. Jana Weltzin, counsel, and Mike Emers, licensee, are present on the phone. **Bruce S. motions to approve. Nick seconds. None opposed, motion passes.**

- 2. License #10009:** **CannTest, LLC** **TAB 30**  
Licensee: CannTest, LLC  
License Type: Marijuana Testing Facility  
Premises Address: 620 East Whitney Road, Suite B  
Anchorage, AK 99501  
Local Government: Municipality of Anchorage  
**For Consideration: One NOV for testing records error**

Director Klinkhart provides background. Johnathon Strong and Mark Malagodi, licensees, are present. **Bruce S. motions to approve. Nick M. excuses himself. Christopher J. seconds. None opposed, motion passes. Nick excused.**

- 3. License #10052:** **Red Run Cannabis Cultivators, LLC** **TAB 31**  
Licensee: Red Run Cannabis Cultivators, LLC  
License Type: Standard Marijuana Cultivation Facility  
Premises Address: 5455 Kenai Spur Highway  
Kenai, AK 99611  
Local Government: City of Kenai; Kenai Peninsula Borough  
**For Consideration: One NOV for tax delinquency**

Director Klinkhart provides background. Mark Tyler is present on the phone. **Bruce S. motions to approve. Nick M. seconds. None opposed, motion passes.**

- 4. License #10073:** **Alaskan Blooms, LLC** **TAB 32**  
Licensee: Alaskan Blooms, LLC  
License Type: Standard Marijuana Cultivation Facility  
Premises Address: 2448 Arvilla Street, Building A, B, and C  
Fairbanks, AK 99709  
Local Government: Fairbanks North Star Borough  
**For Consideration: One NOV for delinquent taxes**

Director Klinkhart provides background. Wenden Hanson is present on the phone. **Bruce S. motions to approve. Nick M. seconds. None opposed, motion passes.**

- 5. License #10161:** **The Frost Frontier** **TAB 33**  
Licensee: The Frost Frontier LLC  
License Type: Standard Marijuana Cultivation Facility  
Premises Address: 8535 Dimond D Circle, Unit C  
Anchorage, AK 99515  
Local Government: Municipality of Anchorage  
**For Consideration: One NOV for an odor complaint.**

Director Klinkhart provides background. Brady Farr is present on the phone. **Bruce S. motions to approve. Nick M. seconds. None opposed, motion passes.**

- 6. License #10237:** **AlaskaSense, LLC** **TAB 34**  
Licensee: AlaskaSense, LLC  
License Type: Standard Marijuana Cultivation Facility  
Premises Address: 521 West Tudor Road, Unit 202  
Anchorage, AK 99503  
Local Government: Municipality of Anchorage  
**For Consideration:** **Seven NOV's for delinquent taxes.**

*Director Klinkhart provides background. Jana Weltzin, counsel and Smadar Warden, licensee, are present on the phone. Bruce S. motions to approve. Nick M. seconds. Christopher J. is opposed, motion passes, 4-1.*

- 7. License #11092:** **Fairbanks Fireweed, LLC** **TAB 35**  
Licensee: Fairbanks Fireweed, LLC  
License Type: Standard Marijuana Cultivation Facility  
Premises Address: 2101 Sheldon Avenue, Unit 2  
Fairbanks, AK 99701  
Local Government: Fairbanks North Star Borough  
**For Consideration:** **One NOV for an unapproved transfer of controlling interest.**

*Director Klinkhart provides background. Jana Weltzin, counsel, says the licensee has filed the transfer application. Bruce S. motions to approve. Nick M. seconds. Christopher J. is opposed, motion passes, 4-1.*

- 8. License #14245:** **Cannafrost** **TAB 36**  
Licensee: Pharma Initiative LLC  
License Type: Limited Marijuana Cultivation Facility  
Premises Address: 4315 East Dimond Way  
Wasilla, AK 99654  
Local Government: Matanuska-Susitna Borough  
**For Consideration:** **One NOV for several discrepancies.**

*Director Klinkhart provides background. Jana Weltzin, counsel and Kerry Teekell, licensee, is on the phone. Bruce S. motions to approve. Nick M. seconds. None opposed, motion passes.*

- 9. License #16474:** **Grateful Bud LLC** **TAB 37**  
Licensee: Grateful Bud LLC  
License Type: Limited Marijuana Cultivation Facility  
Premises Address: 1817 Sunset Boulevard  
Kenai, AK 99611  
Local Government: City of Kenai; Kenai Peninsula Borough  
**For Consideration:** **Five NOVs for tax delinquency.**

*Director Klinkhart provides background. Jana Weltzin, counsel, and Jennifer Huffman is present on the phone. Bruce S. motions to approve. Nick M. seconds. Christopher J. is opposed, motion passes, 4-1.*

- 10. License #19372:** **Red Run Cannabis Cultivators, LLC** **TAB 38**  
Licensee: Red Run Cannabis Cultivators, LLC  
License Type: Marijuana Product Manufacturing Facility

Premises Address: 12516 Kenai Spur Highway, Suite A  
Kenai, AK 99611  
Local Government: City of Kenai; Kenai Peninsula Borough  
**For Consideration: One NOV for unapproved product change.**

*Director Klinkhart provides background. Mark Tyler is present on the phone. **Bruce S. motions to approve. Nick M. seconds. None opposed, motion passes.***

● **OPERATING PLAN CHANGES**

3:45 pm

**A. License #10098: Raspberry Roots TAB 39**  
Licensee: Raspberry Roots, LLC  
License Type: Standard Marijuana Cultivation Facility  
Premises Address: 501 Raspberry Road, Suites 101 & 102  
Anchorage, AK 99518  
Local Government: Municipality of Anchorage

*Director Klinkhart provides background. Jana and licensee are present. **Bruce motions to approve. Nick seconds. None opposed, motion passes.***

**B. License #10657: JWS Enterprises TAB 40**  
Licensee: James W Strassburg  
License Type: Standard Marijuana Cultivation Facility  
Premises Address: 3000 West Tongass Narrows  
Ketchikan, AK 99901  
Local Government: Ketchikan Gateway Borough

*Director Klinkhart provides background. Mark Woodward is present on the phone. **Bruce S. motions to approve. Nick M. seconds. None opposed, motion passes.***

**C. License #10922: Sparkle Farms Alaska TAB 41**  
Licensee: SFA LLC  
License Type: Limited Marijuana Cultivation Facility  
Premises Address: 218 Kelly Drive  
Ketchikan, AK 99901  
Local Government: Ketchikan Gateway Borough

*Director Klinkhart provides background. Tia & Chris Wilhelm are present on phone. **Bruce S. motions to approve. Nick M. seconds. None opposed, motion passes.***

**D. License #16006: Arctic Bakery, LLC TAB 42**  
Licensee: Arctic Bakery, LLC  
License Type: Marijuana Product Manufacturing Facility  
Premises Address: 1409 Well Street  
Fairbanks, AK 99701  
Local Governments: City of Fairbanks; Fairbanks North Star Borough

Director Klinkhart provides background. Jana Weltzin, counsel, and Shawn Evans are present on the phone. **Bruce S. motions to approve the changes. Nick M. seconds. None opposed, motion passes.**

● **NEW PRODUCTS**

4:00 pm

<b>A. License #10082:</b>	<b>Einstein Labs</b>	<b><u>TAB 43</u></b>
Licensee:	Einstein Enterprises, Inc.	
License Type:	Marijuana Product Manufacturing Facility	
Premises Address:	2939 Porcupine Drive, Suite B Anchorage, AK 99501	
Local Government:	Municipality of Anchorage	

Director Klinkhart provides background. Jana Weltzin, counsel, and Justin Roland are on the phone. **Bruce S. motions to approve new product. Nick M. seconds. Christopher J. motions to amend the motion to include the delegation that Enforcement checks that the cake pops are not too colorful and attractive to kids. Bruce S. seconds. Nick M. and Loren J. are opposed to the amendment. Motion passes 3-2 for amendment.** Jana mentions if Enforcement gets a picture of it will that be okay. Director Klinkhart says that would work. Mr. Roland asks about turn-around time. Christopher J. wants it expediated. **None opposed to original motion, motion passes.**

<b>B. License #23736:</b>	<b>Tundra Brewing, LLC</b>	<b><u>TAB 44</u></b>
Licensee:	Tundra Brewing, LLC	
License Type:	Marijuana Product Manufacturing Facility	
Premises Address:	1427 Karen Way Fairbanks, AK 99709	
Local Government:	Fairbanks North Star Borough	

Director Klinkhart provides background. Brian Simpson and Scott Meyer are present on the phone. **Bruce S. motions to approve the new product. Nick M. seconds.** There is a discussion about sizing and servings and a variety of flavors. Bruce suggests tabling to next day. **Will be tabled for tomorrow.**

4:30 pm: Recessed until 9:00 am 8/20/2020

8/20/2020 9:01 am: Reconvened – all board members and staff are present.

Scott Meyer and Brian Simpson are present on the phone. Bruce S. emailed board guidance regarding streamlining the process when there are multiple flavors involved. Loren J. suggests discussing this after all board business has been completed and wants to proceed with this application. The board members are in agreement.

**None opposed, motion passes.**

● **Licenses in “Delegated” Status for Approximately One Year**

**TAB 45**

*Tabled to October 2020 meeting.*

- A. License #12511:**  
 Licensee: Rosie Creek Farm  
 License Type: RCFC, LLC  
 Premises Address: Marijuana Product Manufacturing Facility  
 2659 Livingston Loop  
 Fairbanks, AK 99709  
 Approved by MCB: February 22, 2019  
**Pending:** Department of Environmental Conservation
- B. License #15501:**  
 Licensee: Family Trees  
 License Type: Family Trees, LLC  
 Premises Address: Limited Marijuana Cultivation Facility  
 199 Thoreau Drive  
 Fairbanks, AK 99712  
 Approved by MCB: May 2, 2019  
**Pending:** State Fire Marshal
- C. License #16181:**  
 Licensee: Potter's Harvest, LLC  
 License Type: Potter's Harvest, LLC  
 Premises Address: Limited Marijuana Cultivation Facility  
 4123 South Gon Fishin Drive  
 Wasilla, AK 99687  
 Approved by MCB: October 16, 2018  
**Pending:** State Fire Marshal
- D. License #16718:**  
 Licensee: 420 On Main, LLC  
 License Type: 420 On Main, LLC  
 Premises Address: Marijuana Product Manufacturing Facility  
 3684 Main Street  
 Homer, AK 99603  
 Approved by MCB: December 21, 2018  
**Pending:** State Fire Marshal
- E. License #17346:**  
 Licensee: Great Northern Cultivation, Inc.  
 License Type: Great Northern Cultivation, Inc.  
 Premises Address: Standard Marijuana Cultivation Facility  
 7031 Arctic Boulevard, Suite 1  
 Anchorage, AK 99518  
 Approved by MCB: February 21, 2019  
**Pending:** Corrections to the MJ-04 that was requested by the Board
- F. License #17440:**  
 Licensee: Lazy Mountain Cultivation Co.  
 License Type: PMBT, LLC  
 Premises Address: Limited Marijuana Cultivation Facility  
 3255 North Mars Avenue  
 Palmer, AK 99645  
 Approved by MCB: February 21, 2019  
**Pending:** State Fire Marshal



License Issued: July 2, 2019

- G. License #18702:** **Cold City Cannabis**  
Licensee: Tundra Farms 2 Inc.  
License Type: Retail Marijuana Store  
Premises Address: 1210 East 70<sup>th</sup> Avenue #1  
Anchorage, AK 99518  
Approved by MCB: July 11, 2019  
License Issued: August 30, 2019
- H. License #18704:** **Tundra Farms**  
Licensee: Tundra Farm 1 Inc.  
License Type: Standard Marijuana Cultivation Facility  
Premises Address: 1210 East 70<sup>th</sup> Avenue #2  
Anchorage, AK 99518  
Approved by MCB: July 11, 2019  
License Issued: August 9, 2019
- I. License #18706:** **Tundra Farms**  
Licensee: Tundra Farm 1 Inc.  
License Type: Marijuana Product Manufacturing Facility  
Premises Address: 1210 East 70<sup>th</sup> Avenue #3  
Anchorage, AK 99518  
Approved by MCB: July 11, 2019  
License Issued: August 9, 2019
- J. License #19624:** **Studio 420 AK**  
Licensee: 420 Enterprises LLC Co.  
License Type: Retail Marijuana Store  
Premises Address: 4608 Spenard Road, Suite E  
Anchorage, AK 99502  
Approved by MCB: September 11, 2019  
License Issued: November 12, 2019
- K. License #19877:** **Danny's Place**  
Licensee: Ronald G. Pritchard  
License Type: Limited Marijuana Cultivation Facility  
Premises Address: 36221 Pine Street  
Soldotna, AK 99669  
Approved by MCB: July 10, 2019  
License Issued: July 17, 2019
- L. License #20366:** **Great Northern Cannabis**  
Licensee: Great Northern Retail Stores, Inc.  
License Type: Retail Marijuana Store  
Premises Address: 2600 East Tudor Road  
Anchorage, AK 99507  
Approved by MCB: September 11, 2019  
License Issued: November 12, 2019

- |                           |   |
|---------------------------|---|
| <b>M. License #20438:</b> | <b>Happy Valley</b>                                     |
| Licensee:                 | Happy Valley, LLC                                       |
| License Type:             | Marijuana Product Manufacturing Facility                |
| Premises Address:         | Lot 2 Big Boulder Creek Subdivision<br>Haines, AK 99827 |
| Approved by MCB:          | September 11, 2019                                      |
| License Issued:           | November 26, 2019                                       |
| <br>                      |   |
| <b>N. License #20984:</b> | <b>Quintessence Farms</b>                               |
| Licensee:                 | Jack Ventures, LLC                                      |
| License Type:             | Standard Marijuana Cultivation Facility                 |
| Premises Address:         | 8430 Laviento Drive, Suite B<br>Anchorage, AK 99515     |
| Approved by MCB:          | July 11, 2019   |
| License Issued:           | October 28, 2019  |
| <br>                      |   |
| <b>O. License #21086:</b> | <b>Nugz, LLC</b>  |
| Licensee:                 | Nugz, LLC   |
| License Type:             | Standard Marijuana Cultivation Facility                 |
| Premises Address:         | 9331 Glacier Highway<br>Juneau, AK 99801                |
| Approved by MCB:          | July 11, 2019   |
| License Issued:           | July 29, 2019   |

● **REGULATIONS**

9:07 am

**A. Regulations Tracking Sheet**

**TAB 47**

*Director Klinkhart provides background. Jane Sawyer doesn't have any further information to add.*

**B. Proposed Regulations Projects**

**1. Board Requests**

*Christopher J. asks about Enforcement tools, fine schedule. Loren J. says those are working group issues.*

*Nick M. would like a regulations project to raise the 5 mg limit on edible products. Loren J. states a board member should work with staff & Joan Wilson to research. Jane Sawyer and Joan Wilson should get together before the October meeting and report Alaska's limits and other states in the form of a list for the October meeting.*

*Joan Wilson mentions entities processing industrial hemp and marijuana - it may need a regulations project. Loren J. asks Joan to work with Jane and come back with a first draft at the October meeting. Joan says she will reach out to Jana Weltzin as well.*

*Nick M. asks for the board's thoughts on identifications that are checked - as in tribal identification cards. Casey D. strongly supports movement in that direction. Christopher J. says*

those ids are easy to manipulate. He would be against it unless there are updated security features. Loren J. speaks about the DMV issue regarding issuing REAL ids in rural areas. Joan will look into this issue for the next board meeting. James Hoelscher asked for this at the ABC board a while ago. It failed – negative public feedback. There is draft language that Jed Smith worked on. He says this would be beneficial for rural citizens. Tribal ids are acceptable on Alaska Airlines. Date of Birth, a photograph, incased in plastic – marijuana requirements mirrors alcohol. He offers his assistance to Joan. Casey D. says he would be opposed to this if he was on the ABC board because of the red stripe restriction on the id/license. Nick M. says it's the right thing to do for rural Alaska – it's a small regulation change.

Loren J. mentions education courses – has issues around the review and the monitoring of the courses. He requests this be the next working group.

Loren J. states that Jana Weltzin brought up caps on the number of licenses previously. Historically they didn't want the licenses to have an economic value. Doesn't think it should be a regulations project at this point but staff should ask other states if they have caps and bring that information back to the board at the October meeting. Joan Wilson speaks about the equity and distribution of licenses – racial minorities getting the same opportunity on a national level.

Bruce speaks about the public comment about handler training from outside of Alaska. Asks Joan if we have the ability to limit this to Alaska only. Joan Wilson says it might require a statute change and she will look into what it will require to change this and do a comparison to alcohol.

Nick M. asks if we have a mechanism in place to poll the public about capping licenses. Loren suggests AMIA might do a survey and they can report back to the board. Nick M. will look into that and come back with the results in October.

## C. Opened Regulations Projects

### 1. Public Comment Period Closed

#### A. Director of a Corporation

**TAB 48**

**Status:** public comment closed July 31, 2020. Comment received for consideration.

**Potential Board Actions:** vote to adopt; amend and put out for public comment; send back to staff for revisions; close project without action.

Jane Sawyer provides background and a summary. Bruce asks if the changes are codifying and what we are they already doing. Jane says yes. **Bruce S. motions to adopt. Nick M. seconds. None opposed, motion passes.**

#### B. Administrative Hold and Seizure

**TAB 49**

**Status:** second round of public comment closed July 31, 2020. No comments received.

**Potential Board Actions:** vote to adopt; amend and put out for public comment; send back to staff for revisions; close project without action.

Jane Sawyer provides background and a summary. Joan Wilson adds that Department of Law asks that the board not define "probable cause" and simply leave it to case law. Director Klinkhart concurs with Joan Wilson. Bruce Schulte asks procedural questions to ensure the motion only includes 3 AAC 306.800 and 3 AAC 306.830 and leaves the

definition of “probable cause” out. **Bruce S. motions to adopt the first two sections 3 AAC 306.800 and 3 AAC 306.830. Christopher J. seconds. None opposed, motion passes.**

### C. Overlapping Premises

**TAB 50**

**Status:** public comment closed August 14, 2020. Comment received for consideration.

**Potential Board Actions:** Vote to adopt; amend and put out for public comment; send back to staff for revisions; close project without action.

*Jane Sawyer provides background and a summary. Christopher J. asks about second bullet point – what does it mean? Jane answers. Bruce S. recalls some Juneau premises having issues – this project would solve the problems if they can share certain areas. Loren J. provides more detail. The board has the discretion to approve or not to approve. Bruce S. motions to adopt as presented. Nick M. seconds. Christopher J. is opposed. Motion passes, 4-1.*

## 2. Revised Drafts Requested by Board

### A. Infants on Premises

**TAB 51**

**Status:** freshly revised draft for board consideration.

**Potential Board Actions:** put out draft for public comment as is; amend and put out for public comment; send back to staff for revisions; close project without action.

*Director Klinkhart provides a summary. Bruce S. appreciated the research – reasonable solution. Christopher J. agrees there should be a room, doesn’t say if the baby will be there when not breastfeeding. Joan Wilson says the child will only be allowed on premises in the designated area for breastfeeding only. Casey D. legal language – doesn’t want it mandated. Joan says the language will not be mandated if less than 50 employees. Christopher J. says it sounds like a mandate. Joan says Section B states that “may designate” – not required. Section A says licensee/employee may bring a child. Director Klinkhart says federal labor law states you are not mandated to have that room if you have less than 50 employees. Casey D. thinks there is a contradiction between Section A and B. Joan says they can change the language to “a licensee may permit a licensee/employee to bring a child up to 12 months of age into the licensed premises for breastfeeding.” Christopher J. mentions DHSS’s comments about children on the premises. It’s a public health issue. He is full support of breastfeeding. DHSS should comment during the public comment period. **Christopher J. motions to put out for public comment for 60 days. Nick M. seconds. None opposed, motion passes.***

### D. Regulations Projects – Other

#### A. Sales Limits under 3 AAC 306.355: Counsel to address remaining clarification issue before final adoption. **TAB 52**

*Joan Wilson provides a summary. The Board adopted these regulations at its August meeting. Law is seeking clarification that the Board understands that under these regulations a retail store may sell an ounce or less of marijuana that exceeds 5600 milligrams of THC, and that this is a substantive change to regulation rather than a clarification.*

*Christopher Jaime confirms this was his intent.*

*Bruce Schulte confirms that was the intent of the project and that the the Board understands a sale of one ounce or less of marijuana when not combined with other products is not subject to the 5600 milligram cap. He further explains that when the regulations were originally drafted the 5600 milligram limit was an approximation of how much THC would be in an about an ounce of marijuana and the approximation turned out to be low.*

*Loren Jones asks what more is required. Joan Wilson requests that he ask the Board if there are any dissenting viewpoints. Loren Jones asks if there are any dissenting viewpoints. There are none. Joan Wilson will take the minutes back to the Department of Law so the regulations may be finalized.*

*No further action required of the Board.*

**B. Quality Control, Exit Packaging:** Counsel to address rekey.

**TAB 53**

*Joan Wilson provides summary. Will need another vote. Doesn't need public comment. Bruce S. says this was huge discussion. This edit will require all products being packaged in opaque, childproof packaging. Joan says there are no changes being made. Law wants the Board to affirm that is what they want. Bruce S. says there are edits on the first page. The language being removed completely changes the section which was not his intent. Was this edit after or before they approved? The Board approved it. Joan W. says it is a rewrite to accomplish their intent and the Department of Law wants their intent to be clear. Christopher J. says the original vote was around that people could put the product in their backpack. Loren J. asks Joan to send a link to what document they voted on so they can compare them. Jane will send it to the board members.*

*10:36 am: Break*

*10:55 am: Reconvened*

*Board members received Jane's email with the previous documents that were approved. Joan starts with A3 & A4, trying to distinguish between point of sales and leaving the store. Opaqueness must be achieved before leaving the store.*

*Christopher J. says he is good with this. Bruce S. has some misgivings – will be a big topic for discussion. Joan says nothing changes for the manufacturing side, only the retailer. Nick M. has products that are not in child resistant packaging and sells it that way. When they leave the store, he puts in a larger bag that is with other products. Joan says the retailer can sell more than one product in a tamper-proof package then the customer puts it in an opaque package or the retailer can do so.*

*Loren J. asks Joan what the motion needs to be to accept or revoke. Loren says there are more changes that the board should be made aware of. Christopher J. says the language is good. **Christopher J. motions to adopt the language as proposed in Tab 53. Nick M. seconds.** Loren J. says it would be more helpful for a narrative of the changes in the future. Bruce S. says it hasn't clarified anything and says a working group should go through this section. **Bruce S., Nick M. and Loren J. are opposed. Motion fails, 2-3.***

*Joan says the regulation can't be final because the regulations as adopted are ambiguous. Joan will ask the Department of Law if they will withdraw their objection. Christopher J. wants the packaging with this issue as part of the next working group.*

● **MARIJUANA MAILBOX**

11:40 am

All correspondence received in the [marijuana@alaska.gov](mailto:marijuana@alaska.gov) inbox from May 23, 2020 to July 31, 2020. **TAB 54**

*Casey D. is worried about the number of complaints about businesses in residential neighborhoods. If it were to happen outside of a city/borough that would be the board's authority. Inside is local government. Loren agrees.*

● **NEW MARIJUANA HANDLER PERMIT EDUCATION COURSE**

11:10 am

**A. MHCP 033: ACTA Alaska Marijuana Handler Certification Course** **TAB 55**  
Applicant: American Cannabis Training Association

*Nick M. motions to table to October meeting. Bruce S. seconds. None opposed, motion passes.*

● **TIME EXTENSION REQUEST**

11:13 am

**A. License #10057: Alaskan Cannabis Outfitters** **TAB 56**  
Licensee: Great White Bear, LLC  
License Type: Retail Marijuana Store  
Premises Address: 41945 Sterling Highway  
Homer, AK 99603  
Local Government: Kenai Peninsula Borough  
**For Consideration: Requesting an additional 2-week extension per 3 AAC 306.920(b).**

*Director Klinkhart provides background and summary. Jana is present on the phone. Transfer is already in the queue – not reviewed by an examiner yet. Nick M. motions to approve the extension. Bruce S. seconds. Jaime asks that staff fully investigate the residency. Jana Weltzin says the transferee is a resident. None opposed, motion passes.*

● **BOARD CLARIFICATION REQUEST**

11:18 am

**A. License #13222: Southeast Essentials** **TAB 57**  
Licensee: ForgetMeNot Enterprises, Inc.  
License Type: Marijuana Product Manufacturing Facility  
Premises Address: 8505 Old Dairy Road, Suite 3  
Juneau, AK 99801  
Local Government: City and Borough of Juneau  
**For Consideration: Staff is requesting clarification of the Board's delegation at the June 10-11, 2020 meeting.**

*Director Klinkhart provides background and summary. Loren J. says in the past, they have determined that a pre-roll gets injected into the product and then you roll it in keif – it would be difficult to test to determine how you would label it. The three tests would be on the label because you couldn't test the final product. Unsure of the results if final product is tested. Christopher J. agrees with Loren J. Nick M. remembers – ongoing – this is the most accurate way to get the results. Staff thanks the board for the clarification and will communicate with Enforcement.*

● **BOARD COMMENTS**

*11:43 am: Casey D: No further comments.*

*Nick M: Pleased to get through the agenda in a day and half. 95% credit goes to staff.*

*Bruce S: Thanks staff. Guidance for Mj16s? Loren will talk with him or Joan if it would require a regulations project or advisory. Perhaps a special meeting or in October.*

*Christopher J: Echoes sentiments.*

*Loren J: Also echoes sentiments and appreciates the public comments. He thanks the Director and Glenn Brady for their meeting, working on state budget issues. Loren reminds the Board they will be holding a special meeting to discuss Enforcement before October. He is impressed with the speed of this meeting.*

*Joan Wilson on Department of Revenue and tax collection: no answer yet – will work with the Director. She has not heard from the Department of Law about the regulations the Board already adopted.*

● **NEXT MARIJUANA CONTROL BOARD MEETING**

*11:26 am*

The next meeting is October 28-29, 2020, in Anchorage. All applications must be deemed complete and all other information for inclusion in the board's packets must be received by **October 9, 2020**.

*Telephonic, possibly Zoom.*

*11:30 am Tab 3: next working group. Education courses, packaging, fee fine schedule and testing. How to prioritize? Bruce S. wants feedback from the first working group. Director Klinkhart says we can do quality work one at a time. Nick M. and Loren J. clarifies the various subjects for working groups. Bruce S. suggests packaging/labeling and testing be the next two. Christopher J. suggests staff create a Survey Monkey to help prioritize. Loren J. agrees.*

● **ADJOURN**

*11:50 am*