



THE STATE
of **ALASKA**
GOVERNOR MIKE DUNLEAVY

**Department of Commerce, Community,
and Economic Development**

ALCOHOL & MARIJUANA CONTROL OFFICE

550 West Seventh Avenue, Suite 1600
Anchorage, AK 99501
Main: 907.269.0350

MEMORANDUM

TO: Marijuana Control Board

DATE: Thursday, October 14, 2021

FROM:  James Hoelscher, Enforcement Supervisor

RE: Enforcement Report, Marijuana

AMCO Enforcement's Investigator Chiesa has successfully transferred to the Mat-Su Valley and has become our new MATSU Valley Investigator. We are pleased that the Mat-Su valley has a dedicated Investigator, especially one of Chiesa's caliber, working full-time in the Mat-Su borough.

AMCO has also hired a new Fairbanks Investigator, Parrish Moses. Investigator Moses has over 23 years of experience in local and state law enforcement. He attended the Alaska Law Enforcement Training Academy and holds a current Basic Police Officer Certificate from the Alaska Police Standards Council. He most recently served as a Peace Officer for the Alaska Department of Environmental Conservation. Investigator Moses spent two weeks on hands on training in Anchorage and the Mat-Su Valley. He will have continued training and assistance from other AMCO Investigators.

We have been conducting numerous inspections, ranging from new licenses to follow-up inspections of licenses that were inspected virtually in the past year and half. We have identified quite a few issues and oversights that we can only attribute to conducting the virtual based inspections. We will only have virtual inspections as a last option for new licenses and will consider doing virtual inspections of current licensed premises on a case-to-case basis.

AMCO Enforcement has continued to work on the principles set by both boards and have continued to partner with other agencies to achieve mutual goals of compliance and enforcement. We continue to combat illegal sales of marijuana and marijuana product sales in Alaska.

AMCO received a report of an armed robbery the beginning of this month, no injuries were reported and local authorities were notified and responded. AMCO Director and Enforcement Supervisor has given guidelines to AMCO Enforcement regarding notification of robberies to the Enforcement Supervisor and the AMCO Director immediately. *Unless the investigating law enforcement agency indicates otherwise the AMCO Enforcement Unit will prepare a written advisory and will send it to all appropriate licensees in a reasonable amount of time communicating enough information to allow licensees to make their own assessment of their security posture and safety of their staff given the situation.*

AMCO Enforcement has also been made aware of some issues related to signs on licensed premises. Enforcement has given clear consistent interpretation that each licensed premises is allowed:

- three signs, two of which need to be may only be placed in the marijuana facility's window or attached to the outside of the licensed premises.
- A third sign can be on the building or on a "roadside", "monument" or "pylon" type sign. Enforcement has also informed licensees that the "roadside", "monument" or "pylon" would only count as 1 sign.
- That the signs must not exceed 4,800 square inches.

We have seen that on some "roadside", "monument" or "pylon" signs are applying the measurements to the boarder of the cut sign. We have witnessed some licensees have utilized two or more smaller signs to make a larger sign (see examples), these have been done after inspection.

Nothing in the regulation prevents this, however, the previous interpretation from the board was that smaller signs could not be used to make a larger sign as this would violate the intention of the regulation. Simply, you could not use two or more smaller signs to make one larger sign.

I also have seen that some licensees are having signs made in a 3-dimensional manner, how is enforcement to apply a 2-dimentional measurement to this type of sign (square inches versus cubic inches)?

What is a "sign" if a logo, leaf, green cross, etc. is considered a "sign". Also, what is permitted with a LED/Digital sign that has changing lettering, wording, and/or messages?

3 AAC 306.770. Signs, merchandise, advertisements, and promotions

(b) A licensed marijuana establishment may have not more than three signs that are visible to the general public from the public right-of-way. Two of the three signs may only be placed in the marijuana facility's window or attached to the outside of the licensed premises. The size of each sign may not exceed 4,800 square inches. A sign meeting these requirements is not advertising or promotions.

I am recommending that the board create a definition for "signs" in 3 AAC 306.900



MEMORANDUM

TO: Marijuana Control Board

DATE: Friday, October 14, 2021

FROM: Glen Klinkhart, Director

RE: **Special Investigator I, Parrish Moses**


James Hoelscher, Enforcement Supervisor

AMCO has hired Parrish Moses to fill the vacant Special Investigator I position in Fairbanks. Investigator Moses has over 23 years of experience in local and state law enforcement. He attended the Alaska Law Enforcement Training Academy and holds a current Basic Police Officer Certificate from the Alaska Police Standards Council. He most recently served as a Peace Officer for the Alaska Department of Environmental Conservation – Environmental Crimes Unit as a Special Investigator I.

Pursuant to AS 17.38.131, I am requesting that you grant Investigator Moses the authority to exercise peace officer powers at such time as concurrence is received from the commissioner of public safety.

The Marijuana Control Board's regulations do not address the authority for investigators to carry firearms. I have asked the Alcoholic Beverage Control Board, pursuant to 3 AAC 304.505(b), to approve Investigator Moses to carry a firearm in the performance of his duties.

Thank you in advance for your consideration.









August 19, 2021

Marijuana Control Board
Alcohol & Marijuana Control Office
550 W. 7th Avenue, Suite 1600
Anchorage, AK 99501

Re: Failure to pay taxes under AS 43.61.010 by licensed marijuana cultivation facilities

Pursuant to Alaska Statutes and Regulations, AS 43.05.230(e), AS 43.61.030 and 15 AAC 61.020, the Department of Revenue will inform the Marijuana Control Board of licensed cultivators that have failed to pay tax due or file a return as required by law.

As of August 18, 2021, there were 33 cultivation facilities that failed to pay marijuana excise taxes as required under AS 43.61.010. The list below does not include accounts that are compliant on payment plans or that have past due balances under \$200. A license number with an asterisk next to it indicates that the license is no longer active. If we reported the total number of past due accounts for tax periods through June 30, 2021, we would report 56 licensed cultivators owing a total of \$1,785,751.

AMCO Cultivator Name	License	Balance
50 SHADES OF GREEN LLC	14956	\$ 25,071
ABSOLEM'S GARDEN	12612	\$ 4,744
ACP, LLC	20716	\$ 79,801
ALASKA CANNABIS PROPAGATION	11651*	\$ 6,722
ALASKA FRONTIER CANNABIS, LLC	14396*	\$ 9,263
ALASKA MARIJUANA GARDENS (AMG)	12125	\$ 2,435
ALASKA PRECISION	10040	\$ 12,659
ALASKAN BLOOMS, LLC	10073	\$ 691,897
ALASKAN DEVILS LETTUCE	11556*	\$ 4,578
ALASKAN DREAM LLC	16276	\$ 2,413
BRO BRO BUDZ, LLC.	18516	\$ 5,544
BUBBA GREENS LLC	22369	\$ 11,013
DANISH GARDENS, LLC	10310*	\$ 239,260
FARMER JACK'S LLC	10142*	\$ 18,929
FIBERFLITE	13577	\$ 5,448
FROZEN NORTH FARMS	10500	\$ 1,980
GOLDHILL GARDENS	10481	\$ 1,148
GREEN ACRES 907, LLC	19466	\$ 7,378
GREEN LEAF	10066*	\$ 79,639
GREENSTAR, INC.	12872	\$ 35,702

AMCO Cultivator Name	License	Balance
GUEST SERVICES, LLC.	12461	\$ 1,053
HERBAL INSTINCTS	10156*	\$ 164,163
HERB'N LEGENDS LLC.	15209	\$ 250
HIGH VIBES LLC	19485	\$ 11,421
MAD MOTA	15025	\$ 4,911
RAINFOREST FARMS, LLC	10026*	\$ 119,446
ROCK HARD NUGZ AK	15223	\$ 776
SNOW LOTUS GARDENS, LLC	20642	\$ 5,982
STONED SALMON FARMS	11605	\$ 46,150
SUILNA	11664	\$ 25,979
TALKEETNA HERB COMPANY	10004	\$ 6,910
THE GIVING TREE	13211*	\$ 853
TLG GARDEN LLC	13344	\$ 9,656

Sincerely,

Emily Walker, Tax Auditor
Department of Revenue – Tax Division



September 16, 2021

Marijuana Control Board
Alcohol & Marijuana Control Office
550 W. 7th Avenue, Suite 1600
Anchorage, AK 99501

Re: Failure to pay taxes under AS 43.61.010 by licensed marijuana cultivation facilities

Pursuant to Alaska Statutes and Regulations, AS 43.05.230(e), AS 43.61.030 and 15 AAC 61.020, the Department of Revenue will inform the Marijuana Control Board of licensed cultivators that have failed to pay tax due or file a return as required by law.

As of September 15, 2021, there were 29 cultivation facilities that failed to pay marijuana excise taxes as required under AS 43.61.010. The list below does not include accounts that are compliant on payment plans or that have past due balances under \$200. A license number with an asterisk next to it indicates that the license is no longer active. If we reported the total number of past due accounts for tax periods through July 31, 2021, we would report 53 licensed cultivators owing a total of \$1,802,080.

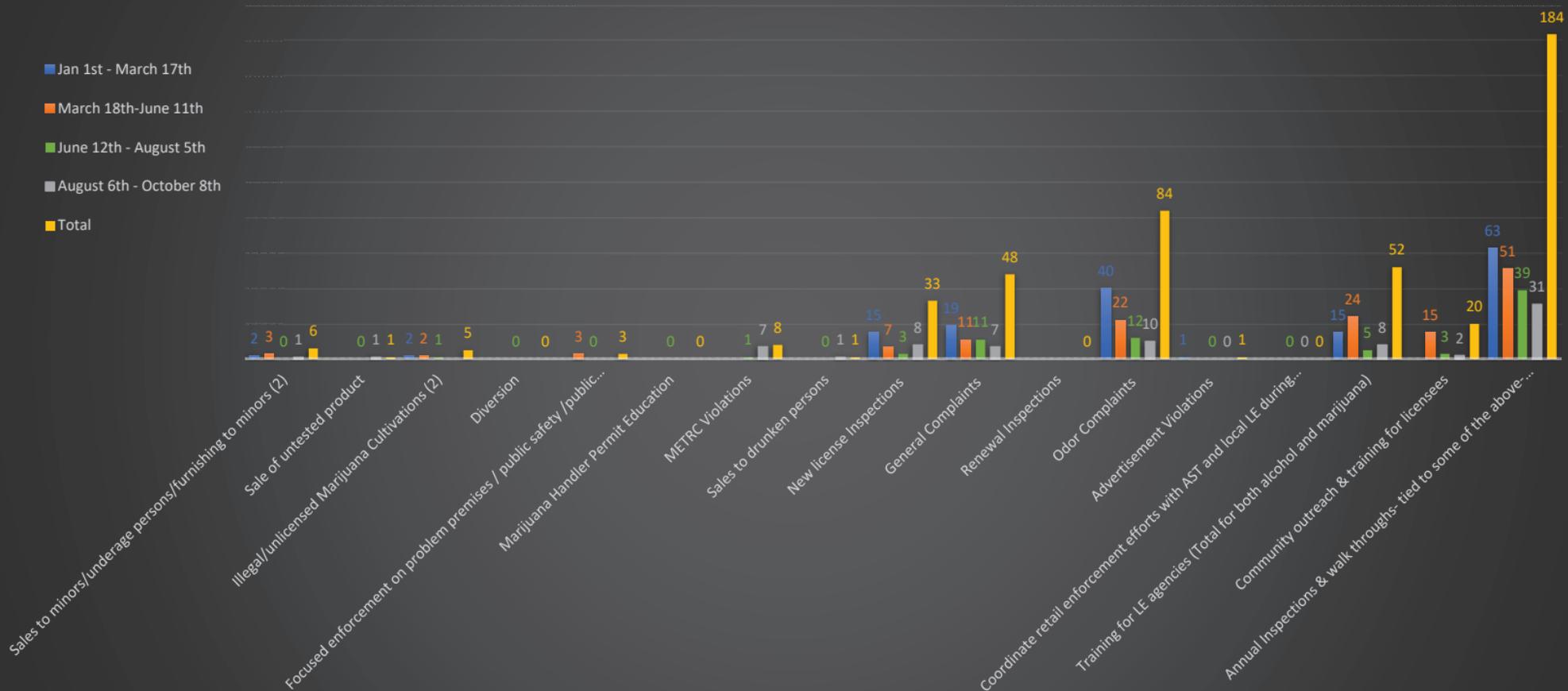
AMCO Cultivator Name	License	Balance
50 SHADES OF GREEN LLC	14956	\$ 29,825
ABSOLEM'S GARDEN	12612	\$ 6,691
ACP, LLC	20716*	\$ 82,119
ALASKA CANNABIS PROPAGATION	11651*	\$ 6,722
ALASKA FRONTIER CANNABIS, LLC	14396*	\$ 9,294
ALASKA PRECISION	10040	\$ 12,339
ALASKAN BLOOMS, LLC	10073	\$ 694,209
ALASKAN DEVILS LETTUCE	11556*	\$ 4,592
BLUFFSIDE GARDENS	16015	\$ 842
BRO BRO BUDZ, LLC.	18516	\$ 5,562
DANISH GARDENS, LLC	10310*	\$ 240,221
FAIRBANKS FIREWEED, LLC	11092	\$ 1,763
FARMER JACK'S LLC	10142*	\$ 19,005
FRISSON FARMS, LLC.	12616	\$ 321
FROZEN NORTH FARMS	10500	\$ 1,201
GOLDHILL GARDENS	10481	\$ 794
GREEN ACRES 907, LLC	19466	\$ 4,168
GREEN LEAF	10066*	\$ 79,966
GREENSTAR, INC.	12872	\$ 41,719
HERBAL INSTINCTS	10156*	\$ 170,486

AMCO Cultivator Name	License	Balance
LAST FRONTIER JOINT OPERATIONS LLC.	11957	\$ 7,999
MAD MOTA	15025	\$ 3,388
NORTH STAR FIRE	13479	\$ 1,156
RAINFOREST FARMS, LLC	10026*	\$ 119,851
RED FOX FARMS LLC	17778	\$ 1,957
STONED SALMON FARMS	11605	\$ 75,600
SUILNA	11664	\$ 1,998
TALKEETNA HERB COMPANY	10004	\$ 6,952
THE GIVING TREE	13211*	\$ 856

Sincerely,

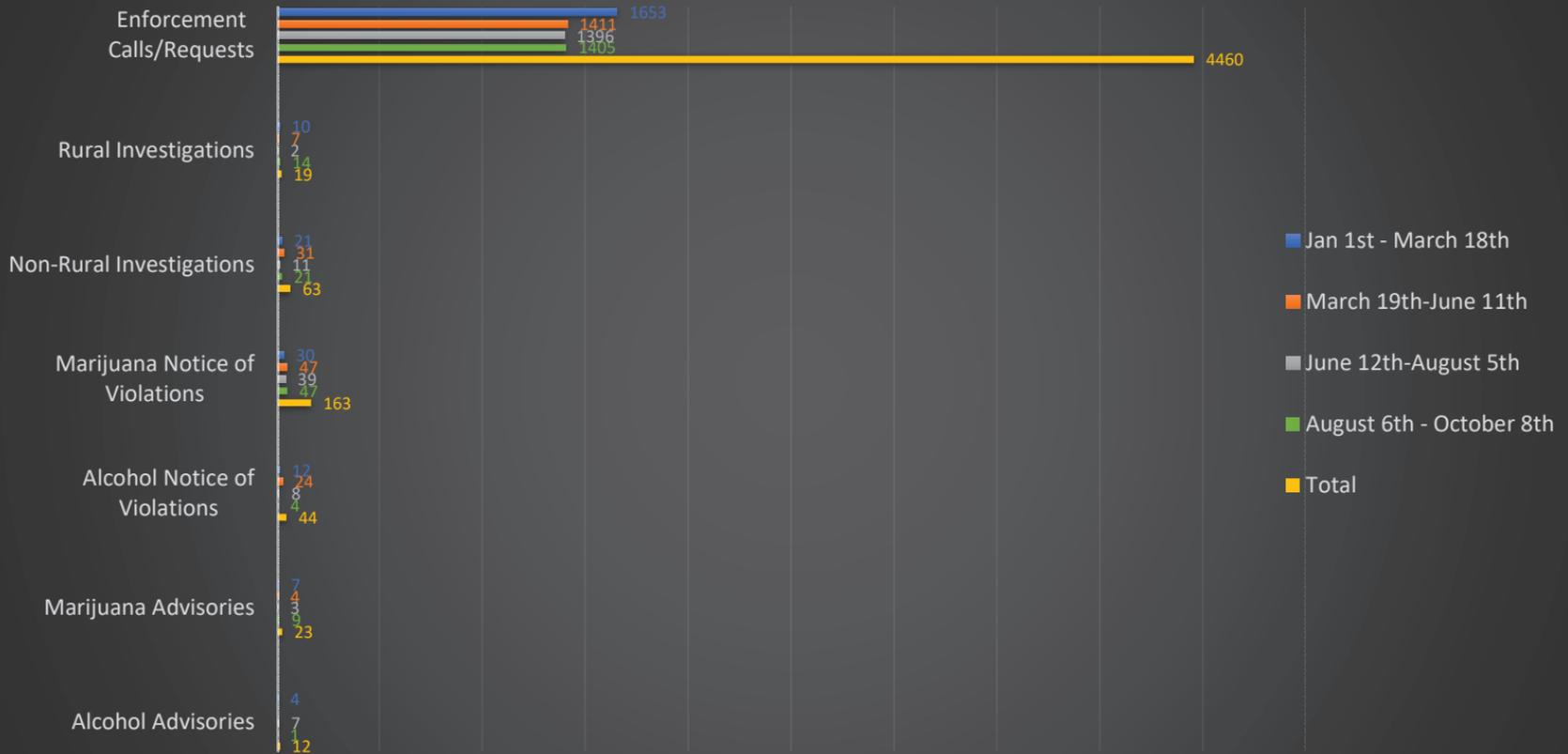
Emily Walker, Tax Auditor
Department of Revenue – Tax Division

MCB Enforcement Principles



"Disclaimer: Reported numbers are not final outcomes."

Misc Enforcement Stats



"Disclaimer: Reported numbers are not final outcomes."