

MCB REGULATIONS PROJECTS

Law's Project Number	Topic	Date Opened by MCB	FY	Board mbr point person(s)	Current Status/Notes and section of affected	Date Adopted by MCB	Effective Date
JU2015200669	Omnibus Regulations				Adopted by board; filed with Lt Gov	11/20/15 Pg 23	2/21/16
JU2016200436-1	Conduct of board meetings in alcohol	2/11/16 pg 2	16		Adopted by board; filed with Lt Gov	7/6/16	12/28/16
JU2016200436-2	[Reserved for anticipated future work]				Closed due to inaction 2/26/19	N/A	N/A
JU2015201028	Onsite consumption	2/11/16	16		Board voted not to continue project 2/2/17	N/A	N/A
JU2016200617	Handler permits	4/27/16; 2/2/17	17		Sent to Lt Gov 4/20/18	1/25/18	5/23/18
JU2016200611	Testing	6/9/16 pg 22	16		Signed by Lt Gov 6/5/17	4/5/17	7/5/17
JU2016200610	Advertising requirements	6/9/16 pg 22	16	Schulte	vote to put out for comment failed 7/14/17	N/A	N/A
	Space planning and layout		16				
	Labeling and packaging		16				
JU2016200612	Video surveillance (Schulte handout)	6/9/16 pg 22	16	Schulte	Closed due to inaction 2/26/19		
JU2016200609	Participation of outside entities – residency requirements (BE handout)	6/9/16 pg 22	16	Emmett	Closed due to inaction 2/26/19		
JU2016200605	Waste disposal (Springer motion)	6/9/16 pg 23	16	Springer	Combined with waste disposal #2	N/A	N/A
JU2016200613	Retail store notices	7/8/16 pg 16	17		Signed by Lt Gov 6/22/17	4/5/17	7/22/17
JU2016200837	Requiring fingerprints for new owners	9/7/16	17		Signed by Lt Gov 6/19/17	4/5/17	7/19/17
JU2016200838	What happens to existing licenses if local gov opts out by ordinance	9/7/16	17		Signed by Lt Gov 6/27/17	4/5/17	7/27/17
JU2016200839	DEC approval before acceptance of license application (food safety permit)	9/7/16	17		Signed by Lt Gov 6/27/17	4/5/17	7/27/17
	Advertisement; definition of “advertisement” and “logo”	12/7/16	17		Board took no action on proposal (2/2/17)	N/A	N/A
JU2017200165	Transportation	2/2/17	17		signed by Lt Gov 9/11/17	7/13/17	10/11/17

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JU2017200542	Quality control	2/2/17	17		Signed by Lt Gov 4/25/18	11/29/17	5/25/18
	Notify AMCO of crime on licensed premises	5/15/17	17	Springer	Signed by Lt Gov 4/25/18	11/29/17	5/25/18
JU2018200397	Waste disposal #2	2/2/17	17		Signed by Lt Gov 9/20/18	6/15/18	10/20/18
JU2017200548	Onsite Consumption	3/7/17	17		Signed by Lt Gov on 3/12/19	12/20/18	4/11/19
JU2018200370	Plant count for new cultivators	4/5/17	17		Signed by Lt Gov on 9/20/18	6/15/18	10/20/18
JU2017200536-1	Require testing licensee to notify director of significant equipment failure	5/15/17	17	Springer	Signed by Lt Gov on 7/24/18	11/29/17	8/23/18
	Separation distance	4/5/17	17	Springer	Draft on 9/14 agenda; no action	N/A	N/A
JU2017200477	Timing of public objections	5/15/17	17	Emmett	Signed by Lt Gov on 11/28/17	9/15/17	12/28/17
	Local government jurisdiction		17				
JU2017200533	Revise definition of "direct or indirect financial interest" at 3 AAC 306.015(e)	5/15/17	17	Springer	adoption vote failed 11/29/17	N/A	N/A
	"Advertisement" and "promotional activities"		17	Mlynarik; Miller	Signed by Lt Gov 9/17/18	6/15/18	10/17/18
JU2017200827	Allow licensees to participate in trade shows	5/15/17	17	Emmett	Signed by Lt Gov 7/12/18	1/25/18 & 5/7/18	8/11/18
	Require corporation bylaws	9/14/17	18	Jones	Signed by Lt Gov 7/12/18	1/25/18	8/11/18
	Multiple businesses on a lease		18			1/25/18	8/11/18
	Removal of affiliates		18			1/25/18	8/11/18
	Charging for multiple inspections	9/14/17	18		Signed by Lt Gov 7/12/18	1/25/18	8/11/18
	Local gov approval of odor emissions	9/14/17	18	Springer	Signed by Lt Gov 7/12/18	1/25/18	8/11/18
JU2018200331.003	Revise definition of "recreation or youth center"	5/15/17	17	Miller	adoption vote failed 8/15/18	N/A	N/A

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JU2018200331.002	Extend video storage retention time	11/14/17	18	Springer	vote to adopt failed 0-5 on 10/17/18	N/A	N/A
JU2018200331.001	Date of issuance of handler permits	1/25/18	18	Jones	Signed by Lt Gov 8/8/18	6/15/18	9/7/18
JU2017200829	Definition of resident	9/14/17	18		approved 1/25/18; rescinded 5/7/18	N/A	N/A
	Financial background investigations	9/14/17	18	Jones	Draft on 11/14 agenda; voted out for public comment 11/29/17 comment period closed 1/3/18; sent to cmte 1/25/18. Not pursued.	N/A	N/A
	Random sampling	2/2/17	17		Draft on 11/14 agenda; referred to testing cmte 11/29/17.	N/A	N/A
	Require trim that is sold separately to be tested separately; kief	5/15/17	17	Emmett; Miller	Voted out for public comment 7/14/17; posted 8/15/17; cmts due 9/22/17; on 11/14 agenda; referred to testing cmte 11/29/17	N/A	N/A
	Streamline edibles testing	7/14/17	18	Emmett	Draft on 11/14 agenda; referred to testing cmte 11/29/17	N/A	N/A
JU2019200634	Overlapping premises	1/25/18	18	Jones	Draft on July 2019 agenda; amended and put out for comment 7/12/19; comments due 9/5/19; on September 2019 agenda; back out, comments due 10.30.19; Nov. mtg: tabled. January 2020 mtg: back to staff to incorporate comments. June 2020: V2 send out for pc for 45 days. P.C. closes 8.14.20. August 2020 meeting: adopted as written. 8.21.20 to law. Rekeyed. October 2020: board accepted rekey. Back to law. Filed 11.10.20	8/20/20 Rekey adopted: 10/29/20	12/10/2020
JU2018200720	Allow out-of-state investment in testing labs: Ownership of Marijuana Testing Facilities	1/25/18	18	Springer	Minor amendment and voted out for public comment 6/15/18; cmts due 9/7/18; Jones to work on revisions for December February mtg; out for comment 2/20/19; comments due 4/12/19; adopted 5/1/19; sent to DOL 5/23/19; on September 2019 agenda for language revision requested by DOL; rescind previous action, change language to Law's, put out for public	N/A	N/A

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					comment: cmts. Due 10.30.19; Nov. mtg: tabled. January 2020: back to staff and referred to testing group (maybe). It is on white board. Not pursued.		
JU2018200819	License conversion	1/25/18	18	Jones	sent to Lt Gov 12/13/18; signed by Lt Gov 1/22/19	10/17/18	2/21/19
JU2018200818	License expiration for renewal	6/15/18	18	Jones	sent to Lt Gov 12/11/18; signed by Lt Gov 1/22/19	10/17/18	2/21/19
	Ownership change when licensees don't change	1/25/18	18	Jones	sent to Lt Gov 12/11/18; signed by Lt Gov 1/22/19	10/17/18	2/21/19
	Wholesale concentrates to retail	6/15/18	18	Emmett	sent to Lt Gov 12/11/18; signed by Lt Gov 1/22/19	10/17/18	2/21/19
JU2018200994	Sample jars	8/15/18	19	Emmett	Signed by Lt Gov 4/9/19	2/20/19	5/9/19
JU2018200632.001	Testing Working Group Recs #1 – Part 1	6/15/18	18	Emmett	Signed by Lt Gov 10/9/18	8/15/18	11/8/18
JU2018200989	Testing Working Group Recs #1 – Part 2 (Tracking and Grading) Name revised to THC CBD definitions		18		Parts of project referred to testing cmte 8/15/18; voted out for comment 10/17/18; comments due 12/12/18; on February agenda; small portion adopted 2/20/19; remainder sent back to staff/working group for revisions; to DOL @3/18/19; to Lt Gov 4/1/19; Signed by Lt Gov 4/9/19	2/20/19	5/9/19
JU2019200398	Tracking and Grading (TWG Part 2)	6/15/19	18	Emmett	Part of regs proposal sent back for more work on 2/20/19; put out for comment 5/1/19; cmts due 6/19/19; amended and adopted 7/11/19; to Law mid-August. Rekeyed by Law, to MCB in January to readopt: readopted. 1.31.20 to law. 2.5.20 to Lt. Gov.	7/12/19 readopted 1/24/20	3/13/20
JU2018200820	Expiration of public notice	6/15/18	18	Emmett	sent to Lt Gov 12/14/18; signed by Lt Gov 1/22/19	10/17/18	2/21/19
JU2018200746	Definition of residency #2	6/15/18	18	Emmett	sent to Lt Gov 12/14/18; signed by Lt Gov 1/22/19	10/17/18	2/21/19
JU2019200010	Protest by local government	12/20/18	19		Signed by Lt Gov 4/9/19	2/20/19	5/9/19
JU2018200829	All licensees have handler permits	8/15/18	19	Jones	sent to Lt Gov 12/11/18; signed by Lt Gov 1/22/19	10/17/18	2/21/19
	Effective date of ownership change	8/15/18	19	Jones	sent to Lt Gov 12/11/18; signed by Lt Gov 1/22/19	10/17/18	2/21/19

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JU2018200993	Handler permit renewal fee	8/15/18	19	Jones	Signed by Lt Gov 4/9/19	2/20/19	5/9/19
JU2018200990	Follow approved operating plan	8/15/18	19	Emmett	Signed by Lt Gov 4/9/19	2/20/19	5/9/19
JU2018200992	Inspection parameters	8/15/18	19	Emmett/ Miller	Draft on 10/16 agenda; voted out for comment 10/17/18; comments due 12/12/18; on 12/21, tabled to February meeting; sent back to staff for more work 2/20/19. Working group?. Not pursued. Closed.	N/A	N/A
2019200187	Fine schedule	8/15/18 5/4/21 (re-) opened after working group sessions.	22	Jones	306.840. Sbcmtc (Jones, Ankerfelt, Hoelscher) to work for December February mtg; out for comment 2/20/19; comments due 4/12/19; tabled 5/1/19; out for comment for 45 days on 7/12/19; comments due 9/20/19. Needs a working group to review comments and report back to board. At the May 4, 2021, special meeting, the board voted to send out the working group's work out for public comment....Jane working on the language to insert it in regulation as a reference document.....out for public comment: deadline 9.28.21. October 2021 meeting: adopted 4-0. Signed/filed 12.20.21	Adopted by board at Oct. 26-28, 2021 meeting. To Law 11.4.21	Effective 1/19/2022
JU2019200011	University as licensee	10/17/18	19	Springer	Draft on 12/20/18 agenda; voted out for comment 12/20/18; comments due 2/8; sent back to staff for more work 2/20/19. Not pursued. Closed.	N/A	N/A
JU2019200009	Fingerprints for individuals	10/17/18	19	Emmett	Signed by Lt Gov 4/9/19	2/20/19	5/9/19
JU2019200012	License fees	10/17/18	19	Emmett	Signed by Lt Gov 4/1/19	2/20/19	5/1/19
JU2019200194	Handler courses	10/17/18	19	Emmett	Signed by Lt Gov 7/22/19	5/1/19	8/21/19
JU2019200191	Denial of license application	10/17/18	19	Emmett	Signed by Lt Gov 7/22/19	5/1/19	8/21/19
JU2019200742	Umbrella Categories for Products	10/17/18	19	Emmett	Draft on September 2019 agenda; put out for comment 9.23.19; cmts due 11.15.19; January 2020: back to staff	N/A	N/A

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					for working group/white board. Not pursued. Closed.		
JU2019200399	Onsite Consumption Cleanup	2/20/19	21	Emmett	put out for comment 5/1/19; cmts due 6/19/19; returned to staff for more work 7/12/19; Nov. mtg.: tabled. January 2020: substantially amended and then put out for p.c. with 90days. Deadline 5.15.20. June 2020: adopted. Sent to Law 6.15.20. March/April 2021 rekey: tabled. June 23-24, 2021: adopted 3-0. Sent affidavits to Law 6.25.21. Filed 7.8.21. Eff. 8.7.21	June/2020 Rekey adopted: June/2021	8/7/21
2019200637	Revocation of Handler permit revisions	2/20/19	19	Springer	Initial draft on July 2019 agenda; out for comment 7/12/19; comments due 9/5/19; on September 2019 agenda; adopted; to law for final review 10.1.19; back to board 11/13/19 for minor corrections: Tabled. January 2020: readopted. 1.31.20 to Law	9/12/19	3/25/20
	Transportation – same as layover below?	2/20/19	21	Emmett	As of 9.14.20, Glen and Banks have a working group going. Director formed a working group. Same as layover? Not pursued.	N/A	N/A
	Retesting	2/20/19	19	Emmett	Tabled from Nov 2019. January 2020: referred to testing group.	N/A	N/A
2019200396	Testing Oversight		19		put out for comment 5/1/19; cmts due 6/19/19; DEC to amend compliance document, then out for comment 7/12/19; comments due 9/5/19; on September 2019 agenda; out for comment with 9.30.19 amended DEC document, cmts.due 11.2.19;. Nov. mtg.: tabled. January 2020: adopted. 1.31.20 to law	1/23/20	3/25/20
2019200735	Infants on Premises	5/1/19	21		Draft on September 2019 agenda; remove amendment to 306.325 and put out for comment, cmts. due 10.30.19; Nov. mtg.: tabled. January 2020: back to staff to work with DHSS.	10/29/20	1/01/21

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					As of 7.13.20, working on a new draft for August. August 2020 meeting: sent out for p.c. for 60 days. Deadline 10.23.20. October 2020 meeting: Adopted 5-0. To law on 11.5.20. Filed 12.2.20.		
2019200736	"Application" and renewal date	7/10/19	20	Jones	Draft on September 2019 agenda; put out for comment; cmts due 10/30/19. Nov. mtg.: tabled. January 2020: adopted. 1.31.20 to law	1/24/20	3/25/20
	Separation distances and definition of "recreation or youth center"	7/10/19	20	Jones/Miller	Needs a working group. Not pursued.	N/A	N/A
2020200072	Sale limits at 306.355	7/10/19	21		Draft on November 2019 agenda: tabled. January 2020: out for p.c. Deadline 3.13.20. April meeting: Tabled until June's meeting. June 2020: adopted. Sent to Law 6.15.20. August 2020: brought to board as requested by law. 9.10.20 to Lt. Governor.	6/2020	10/18/2020
2020200071	Quality Control Sampling and Exit Packaging	11/12/2019	21	Springer/Bruce?	January 2020: out for p.c. deadline 3.13.20. April meeting: Tabled until June's meeting. June 2020: adopted. Sent to Law 6.15.20. Rekeyed: August 2020 meeting: board did not adopt rekey. October 2020: rekeyed taking out exit packaging portion. Board adopted rekey without Exit Packaging and opened a separate regulations project for the Exit Packaging portion. Back to law.	6/2020 Rekey 10/29/20	12/25/2020
2020200086	Administrative Hold and Seizure	1/24/2020	20		January 2020: amend draft to include LG provision, open project, then send out for p.c. for 60 days. June 2020: amended and sent out for p.c. it closes 7.31.20. August 2020 meeting: adopted; remove probable. 8.21.20 to law. October 28-29, 2020: rekey. Board adopted rekey. Back to law. Filed 11.6.20	8/20/20 Rekey 10/29/20	12/6/20

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	Marijuana Handler Permit - Expiration	April 2020			Closed. Board did not move forward with it. No project number requested.		
Became 2020200408	Emergency Regulation – Curbside/Window Pickup		20			4/17/20	4/17/20
Not needed – not permanent	Emergency Regulation – Transportation		20			4/17/20	4/17/20
Not needed – not permanent	Emergency Regulation – Transportation-repeal		20			5/7/20	5/7/20
2020200409	Director of a Corporation	6/11/2020	21	Recommended by staff	June 2020: project opened and send out for pc. Pc closed 7.31.20. August 2020 meeting: adopted. 8.21.20 to law. To Lt. Gov. 9.18.20	8/20/20	10/18/20
2020200408	Curbside/Window Pickup-Perm. Until 11/15/2020	6/11/2020	20		June 2020: send out for pc. Deadline 7.16.20. Meeting July 17, 2020: Adopted. Packet sent to law.	7/17/20	Filed and made permanent 7/24/20. The amendments become effective 8/23/20
2020200697	Tribal Identifications	8/20/20	21	Nick	306.350(b), 306.701(b)(4). Bring draft at October's meeting: board opened project and send out for p.c. for 60 days. Closes 2.5.2021. Board meeting: March/April 2021: tabled. June 23-24, 2021: adopted with amendment 3-0 (two mbrs absent). To Law 6.29.21.	6/24/2021 Signed by Lt. 9/25/2021	9/24/2021
2021200006	THC Content Limit (raising the 5mg/50mg)	8/20/20	21	Nick	306.005, 306.300, 306.560, 306.645. Bring research at October's meeting. Limits in other states? Caps on licenses in other states?: October 2020, board opened project: 10mg/serving; 100mg/package. Bring draft in January. January 2021: send out for p.c.. Closes 3.5.21. Board meeting: March/April 2021: tabled til June. Board meeting: June 23-24, 2021. To Law 7.12.21	6/24/2021 Signed by Lt. 8/2/2021	9/1/2021
	Marijuana Handler Education Courses – Alaska Courses only?	8/20/20	21	Loren	Needs a working group. Counsel to find out whether Alaska-owned only is permissible by statute. Questions:	n/a	n/a

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					what other states are doing? What is ABC doing?		
	Marijuana and Hemp licensees in same premises	8/20/20	21	Suggested by industry	Counsel to work on draft when time permits. Not an issue at the moment. Not pursued.	N/A	N/A
	Curbside/Window Pick-up (beyond 11.15.20)	n/a	21	Suggested by Staff	Suggested draft October 2020: board took no action.	n/a	n/a
2020200666	Reinstatement of License – failure to renew	10/29/20	21	Suggested by Staff	306.035, 306.080, 306.090, 306.095, 306.100. Suggested draft October 2020: board opened project and sent out for p.c.. make emphasis to public on amount of reinstatement. Deadline 12.23.20. January 2021 meeting: tabled. March/April 2021: tabled. June 23-24, 2021: inserted \$5000 fee; back out for p.c.: deadline is August 11, 2021. August meeting: (bring with technical changes by Law): fee amended and sent back out for public comment: deadline 10.1.21. October meeting: adopted with amendment to 5 years instead of 10. 4-0. Back to board in January 2022 for clarification on a provision (inexcusable vs excusable oversight): Joan to rework it, then back out for p.c. Deadline March 16, 2022. April 13-14, 2022 for board to (re)adopt:	Adopted w/ammds at Oct. 26-28, 21. To Law 11.9.21 January 2021: back to board for clarification on a provision	
2021200278	Exit Packaging – Opacity Renamed to: Marijuana Product Packaging	10/29/20	22		306.345. October 2020: Board extracted this portion from 2020200071 project to re-work from beginning. Joan to draft. March/April 2021: tabled. June 23-24, 2021: out for p.c. as is. P.c. deadline August 11, 2021. August 2021 meeting: adopted as is.	Adopted: 8/19/2021 to law: 8/25/2021 To Lt. Gov. 11/5/21	12/5/2021
2020200698	Emergency Curbside/Window Pickup – extension	11/23/20	21		11.23.20 Special Meeting: Adopted. And send out for p.c. to make permanent. P.C. deadline 1.4.2021. January 2021 meeting: adopted by board. To Law for final review 1.7.21.	Emergency 11/23/20 Permanent 1/7/21	Emergency 11/24/20

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	Layover During Transport				Working group led by Klinkhart. Jane working on draft with Banks and industry member....in the works unable to bring to June's meeting due to day-to-day licensing operations. On pause until the fine schedule and the investigations and violations project is done. Not pursued.	N/A	N/A
2021200506	Investigations and Violations – Enforcement Action Process	2/17/21	22		Several sections under 306.800. Board opened project at February 17, 2021, to amend regulations to incorporate the process of investigations and enforcement action. Initial draft October 26-28, 2021: sent out for p.c. for 60 days. January 19-21, 2022: send back out for 30 days, and schedule an oral hearing. Deadline for written Feb. 23, 2022. Oral hearing was held February 16, 2022. April 13-14, 2022 brd. Meeting:		
	Lack of newspaper of regular circulation in remote areas – amend regs to address issue	3/31/21			3 AAC 306.025. January 19-21, 2022: re draft for April to have the option for a waiver instead ?. April 13-14, 2022 meeting:		
2021200277	Employee Badge – suggestion during a Fine Schedule working group meeting.	6/24/2021	22		306.710 and 306.715. Initial draft for June meeting. Board opened regs project and sent out the draft for p.c. with amendment. P.c. closes August 11, 2021. August meeting: back out for 30 with amendments: Deadline 9.27.21. October 26-28, 2021 meeting: adopted 4-0. To Law 11.4.21. Signed/filed 12.20.21	Adopted by board at Oct.26-28, 2021 meeting. To Law 11.4.21	Effective 1/19/22
	A project re: identifying a better THC metric system or THC concentration in a liquid product. Ex. What level of THC concentration is acceptable in a 2oz	6/24/2021			306.500. Rick to see what other states are doing and if they are, how?. Rick to bring a memo to board at October 2021 meeting, especially because the MJ-15ds are in. At October 2021 board opened a regulations project to have a working group for labeling and	n/a	n/a

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	bottle?. Same as the drinkables project?..				packaging, and other things? Rick to lead the working group.		
	A project along the lines of: are different flavors one product for each flavor or can it be one product with different flavors? What is that line? Ex. A sugar cookie, that then gets added chocolate cookies, that at later date gets added nuts, and then at some point it becomes a chocolate bar. Where is the line between a flavor and a different product?	6/24/2021			Counsel's memo on August 2021 meeting specifically for flavors, only. August 26, 2021 meeting: send out advisory regarding flavors and update forms.	N/A	N/A
	Transfer of license to another location	8/26/2021	22	Miller	Several sections of the regs. draft for discussion: October 26-28, 2021: the board tabled this discussion until January 2022 so they can have time to look at draft. Bring back in January 19-21, 2022: Send out for p.c. for 90 days. Deadline 5.31.22. June 2022 meeting:		
	Distributor endorsement	8/26/2021	22		Can we have a distributor endorsement. Joan to look at authority?		
	Working group on labeling and packaging and the like for drinkables.	10/28/2021	22	Miller	Rick to lead a working work on the subject. Board wants this a priority. 12.2.21: working groups scheduled for four sessions. Memo from Rick and Jane at January 19-21, 2022: ?? It didn't feel like there was a wish to pursue..		

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	Dairy Butter, oil, fats – as stand-alone products to be sold to consumer	10/28/2021	22	Schulte	3 AAC 306.555(b) board inclined to allow it. Working on draft, possibly April 2022. Lots of confusion on this, bringing questions for board to April 13-14, 2022.		
	Signs – Revisit and update if necessary the issue with signs.	10/28/2021	22	Miller	board inclined to let local governments decide their signs rules, and MCB's regs only come in where there is not local government. Rick to work on it...		
	Security interest transfers like in alcohol	10/28/2021	22	Industry	Look into what it would look like, perhaps bring a memo.		
	(State?) taxes owed – renewals	10/28/2021	22	Miller	Explore modification of 306.080(b) when considering renewal applications with taxes owed. January 19-21, 2022: rework draft and bring back to board. with Joan.		
	Waste management– removing the three-day waiting period.	January 2022	22	Industry	Problem (in my own words from my understanding of the issue): potential emission of toxic fumes. Initial draft for April 13-14, 2022.		
	Renewals – look into removing requirement of entity docs and popp for renewals when not needed.			Staff	I'll look into it when time permits.		
	Trade shows – sample plant allowed to be transported is not enough			Industry	I need to relisten to the meeting. I'll bring a draft after at the July meeting.		