MEMORANDUM

TO: Marijuana Control Board

FROM: Jane P. Sawyer, Regulations Specialist

DATE: June 24, 2022

RE: Regulations Project – Renewal Applications

At the April 2022 meeting, the board opened a regulations project to look into the requirement of a licensee submitting entity documents and proof of right to possession to the premises every renewal season, which, at the moment, is annually.

Attached is an initial draft for board discussion, it amends 3 AAC 306.035(b): it removes the requirement of a licensee to provide entity documents with a renewal application packet, and it changes the requirement of providing proof of right to possession of the premises with every renewal season to upon request from AMCO—there are times when, during renewal season, we do need to verify right to possession of the premises.

Potential board actions to be discussed at meeting
(Words in boldface and underlined indicate language being added; words [CAPITALIZED AND BRACKETED] indicate language being deleted.)

3 AAC 306.035(b) is amended to read:

(b) A marijuana establishment's renewal application must

(1) identify the license sought to be renewed by license number, license type, establishment name, and premises address;

(2) provide the information required for a new license application under 3 AAC 306.020(b)(1) – (2) and (4) – (8);[3 AAC 306.020(b)(1) - (9)];

(3) repealed 2/21/2019;

(4) report, for each licensee listed in 3 AAC 306.020(b)(2),

(A) any criminal charge on which that licensee has been convicted in the previous two calendar years;[1:] and

(B) any civil violation of AS 04, AS 17.38, or this chapter in the previous two calendar years; [AND]

5. upon request, provide adequate proof of right to possession of the licensed premises, and

(6)[(5)] declare under penalty of unsworn falsification that

(A) the application is true, correct and complete;

(B) the applicant has read and is familiar with AS 17.38 and this chapter;

and

(C) the applicant will provide all information the board requires in support of the renewal application.

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Register _____, ________20__                       COMMERCE, COMMUNITY, AND EC. DEV.

(Eff. 2/21/2016, Register 217; am 12/28/2017, Register 224; am 2/21/2019, Register 229; am
3/25/20, Register 233; 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