THE STATE of ALASKA
GOVERNOR MIKE DUNLEAVY

Department of Commerce, Community, and Economic Development

Alcohol and Marijuana Control Office

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Anchorage, AK 99501
Main: 907.269.0350

MEMORANDUM

TO: Marijuana Control Board

DATE: September 12, 2022

FROM: Jane P. Sawyer,
Regulations Specialist/Acting PC

RE: Regulations Project – Dairy butter, oils, or fats sold as stand-alone edible product

At the June 29-30, 2022 meeting, the board sent this project out for public comment. The project was out for about 45 days and it received four comments. In considering public comments, please pay special attention to the cost to private persons of the regulatory action being taken.

The purpose of the amendments is to allow marijuana infused dairy butters, oils, and fats to be prepared as stand-alone edible products for sale to the consumer through the retail.

The changes include

- adding the word "standard" in front of "marijuana product manufacturing facility" to mean a full marijuana product manufacturing facility. The term "standard marijuana product manufacturing facility"—under 3 AAC 306.500(a)--has been in regulation since 2016, it has just never been used, but the distinction is important when talking about concentrates and who can make them;
- removing language to reduce wordiness and confusion; and
- removing the prohibition of making stand-alone marijuana infused dairy butters, oils, and fats, and making clear who can make this product.

Potential board actions after considering public comments:

- move to adopt
- move to amend and adopt as amended (or send back out for public comment if amendments are substantive)
- move to send back to staff for more work
- close project if not moving forward with it