



MEMORANDUM

TO: Marijuana Control Board DATE: November 12 2024

FROM: Kristina Serezhenkov, Regulations RE: Removing Batch Limits for Clones
Specialist or Cuttings

Bringing this back to the Board to consider Law's **proposed edits** to the regulations draft the board approved at the September 2024 meeting. Those edits include a definition of 'plant batch'. This project is still in the initial review phase by Law.

Options for the board:

- Move to approve and send to Law to continue initial review
- Move to amend and approve and then send to Law to continue initial review. (agency attorney to advise.)
- Move to send back to staff for more work
- Table the regulations project
- Close the regulations project

Attachments:

- The board approved draft sent to Law for initial review (board approved 9.12.24)
- The draft Law recommends with edits including a definition of 'plant batch'

(Words in **boldface and underlined** indicate language being added; words [CAPITALIZED AND BRACKETED] indicate language being deleted.)

MCB Approved Draft Sent to Law

3 AAC 306.435(a)(3) is amended to read:

(3) assign a plant batch name or number to each batch of clones or cuttings[; A BATCH MAY NOT CONSIST OF MORE THAN 50 CLONES OR CUTTINGS].

(Eff. 2/21/2016, Register 217; am 03/13/2020, Register 233; am 1/22/2023, Register 245; am 8/16/2024, Register 251; 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		

(Words in **boldface and underlined** indicate language being added; words [CAPITALIZED AND BRACKETED] indicate language being deleted.)

Law's proposed draft with 'plant batch' defined

3 AAC 306.435(a)(3) is amended to read:

(3) assign a plant batch name or number to each batch of **immature plants propagated from seed**, clones, or cuttings [; A BATCH MAY NOT CONSIST OF MORE THAN 50 CLONES OR CUTTINGS].

(Eff. 2/21/2016, Register 217; am 03/13/2020, Register 233; am 1/22/2023, Register 245; am 8/16/2024, Register 251; am ____/____/____, Register ____; 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		

((Publisher: Please remove the "0" from "03/13/2020" in the history note.)))

3 AAC 306.990(b) is amended by adding a new paragraph to read:

(53) "plant batch" means a specifically identified quantity of immature plants that are propagated at the same time and from the seeds, clones, or cuttings of a marijuana plant or marijuana plants that are uniform in strain, cultivated in one place and under the same conditions, and using the same medium and agricultural chemicals including pesticides and fungicides. (Eff. 2/24/2015, Register 213; am 2/21/2016, Register 217; am 10/11/2017, Register 224; am 8/11/2018, Register 227; am 10/20/2018, Register 228; am 4/11/2019, Register 230; am

Register _____, _____ 2025

COMMERCE, COMMUNITY, AND EC. DEV.

5/9/2019, Register 230; am 3/13/2020, Register 233; am 12/6/2020, Register 236; am
12/10/2020, Register 236; am 8/7/2021, Register 239; am 7/23/2023, Register 247; am
____/____/____, Register ____; ____/____/____, Register ____)

Authority: AS 17.38.010 AS 17.38.121 AS 17.38.900

AS 17.38.040 AS 17.38.190 AS 18.35.301

AS 17.38.070 AS 17.38.200

((Publisher: At the end of 3 AAC 306.990(b)(52), please change the period to a semicolon.)))