



MEMORANDUM

TO: Marijuana Control Board

DATE: April 3, 2025

FROM: Kristina Serezhenkov, Local
Government Specialist

RE: Product Manufacturer
Packaging Changes

The board opened this project at the February 6, 2025 meeting to amend the packaging requirements for a product manufacturer facility. This is an initial draft for board consideration. The attached regulations draft is for board discussion. It proposes to amend:

3 AAC 306.565(b) Packaging of marijuana products (Marijuana Product Manufacturing Facility)

This is amended to expand the section from addressing only the packaging requirements of edible marijuana products to addressing all marijuana products a marijuana product manufacturing facility produces. The specific word 'edible' is removed in the introductory language of (b) and further clarified at (b)(2).

Options for the board:

- Move to approve and send to Law for initial review and (with Law's approval) subsequent public comment
- Move to amend and then send to Law for initial review and (with Law's approval) subsequent public comment
- Move to send back to staff for more work
- Table the regulations project
- Close the regulations project

Register _____, _____ 2025

COMMERCE, COMMUNITY, AND EC. DEV.

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

3 AAC 306.565(b) is amended to read:

(b) A container or packaging for any [EDIBLE] **marijuana product** produced by a marijuana product manufacturing facility may not have any printed images, including cartoon characters, that specifically target individuals under 21 years of age. In addition, the packaging must

(1) protect the product from contamination and may not impart any toxic or damaging substance to the product; and

(2) if **an edible** [the] marijuana product **which** contains multiple servings, be designed so that the marijuana product itself has markings or demarcations clearly delineating each serving of the product; for liquid marijuana products with multiple servings, the packaging must indicate the number and size of individual servings.

(Eff. 2/21/2016, Register 217; am 2/21/2019, Register 229; am 03/13/2020, Register 233; am 4/16/2023, Register 246; am 12/31/2023, Register 248; am ____/____/____, Register ____)

Authority: AS 17.38.070 AS 17.38.150 AS 17.38.190
AS 17.38.121

Additional notes on next page.

Commented [KRS1]: Article 5- Marijuana Product Manufacturing Facilities- 306.565-Packaging of marijuana products

Commented [KRS2]: 'marijuana product' defined at AS 17.38.900(15)
(15) "marijuana products" means concentrated marijuana products and marijuana products that are comprised of marijuana and other ingredients and are intended for use or consumption, such as, but not limited to, edible products, ointments, and tinctures;

For information and ease of review only.

Noted here- other cites re: *packaging should not include printed images, cartoon characters that specifically target individuals under 21 years of age.*

3 AAC 306.470(b) Packaging of marijuana (Marijuana Cultivation Facilities)

(b) When a marijuana cultivation facility packages marijuana for a retail marijuana store to sell to a consumer without repackaging, the packaging may not have any printed images, including cartoon characters, that specifically target persons under 21 years of age. In addition, the packaging must protect the product from contamination and may not impart any toxic or damaging substance to the marijuana.

3 AAC 306.510(a)(4)(C) Actis prohibited at marijuana product manufacturing facility

(a) A licensed marijuana product manufacturing facility may not

(1) sell, deliver, distribute, or transfer marijuana, marijuana concentrate, or a marijuana product directly to a consumer, with or without compensation;

(2) sell marijuana, marijuana concentrate, or a marijuana product that is not manufactured, packaged, and labeled in compliance with 3 AAC 306.500 - 3 AAC 306.570;

(3) allow any person, including a licensee, employee, or agent, to consume marijuana, marijuana concentrate, or a marijuana product on the licensed premises;

(4) manufacture or sell any product that

(A) is an adulterated food or drink;

(B) closely resembles a familiar food or drink item including candy; or

(C) is packaged to look like candy, or in bright colors or with cartoon characters or other pictures or images that would appeal to children.

3 AAC 306.565(b) Packaging of marijuana products (Product Manufacturing Facility)

(b) A container or packaging for any edible marijuana product produced by a marijuana product manufacturing facility may not have any printed images, including cartoon characters, that specifically target individuals under 21 years of age. In addition, the packaging must.....