



THE STATE
of **ALASKA**
GOVERNOR MIKE DUNLEAVY

Department of Commerce, Community,
and Economic Development

ALCOHOL AND MARIJUANA CONTROL OFFICE

550 W 7TH AVENUE, STE 1600
Anchorage, AK 99501
Main: 907.269.0350

Friday, June 20, 2025

To: Marijuana Control Board
From: Kevin Richard, Director
RE: Regulations Project: Fine Schedule

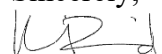
Marijuana Control Board Members,

The Marijuana Control Board Fine Schedule dated March 31, 2021 is attached. It has been discussed in previous board meetings that the fine schedule is inadequate and needs to be revisited.

It is the recommendation of AMCO that rather than assigning different fines for each potential violation, the fines be based on the "Type" that is listed on the fee schedule. Currently, the types available on the fee schedule are violation, Administrative Violation, and Public Health/Safety Violation. It is recommended that "violation" be changed to "Statutory Violation" and an additional type be added for "License Violation" for penalties specific to licensees operating without a license.

This allows uniformity of fines throughout statute and regulation, allows for future reconsideration to be streamlined, and affords AMCO and the board flexibility in amending fines through the licensee appeals process.

Type	1st Violation	2nd Violation	3rd and Future Violations
	Not to Exceed \$10,000	Not to Exceed \$30,000	Not to Exceed \$50,000
Statutory Violation	\$500	\$1,000	\$2,000
License Violation	\$5,000	\$10,000	\$20,000
Administrative Violation	\$100	\$500	\$1,000
Public Health/Safety Violation	\$500	\$1,000	\$2,500

Sincerely,

Kevin Richard
Director

Marijuana Control Board's Fine Schedule dated March 23, 2021

Violation Code	Description	Type	1st Violation	2nd Violation	3rd violation	4th Violation	Verbal/Written Warning Options	Self Reporting Variance
			Not to exceed \$10,000	Not to exceed \$30,000	Not to exceed \$50,000	Not to exceed \$50,000		
Title 17 Statute	Chapter 38. The Regulation of Marijuana - Title 17. Food and Drugs		In Statute					
<u>Sec. 17.38.030</u>	<u>Restrictions on personal cultivation, penalty</u>	violation	\$750					
<u>Sec. 17.38.040</u>	<u>Public consumption banned, penalty</u>	violation	\$100					
<u>Sec. 17.38.050</u>	<u>False identification, penalty</u>	violation	\$400					
<u>Sec. 17.38.070</u>	<u>retail - displaying products in a manner visible to the general public right of way</u>							
Article 1	Licensing; Fees							
<u>3 AAC 306.005</u>	<u>License required</u>	Administrative Violation	\$4,000	\$10,000	\$20,000			
<u>3 AAC 306.035</u>	<u>Application for renewal of license</u>	Administrative Violation	\$200	\$500	\$1,000			
<u>3 AAC 306.040</u>	<u>Ownership change</u>	Administrative Violation	\$250	\$500	\$1,000			
<u>3 AAC 306.045</u>	<u>Application for transfer of a license to another person</u>	Administrative Violation	\$100	\$500	\$850			
<u>3 AAC 306.047</u>	<u>License conversion</u>	Administrative Violation	\$220	\$585	\$1,108			
<u>3 AAC 306.050</u>	<u>Relocation of licensed premises not allowed</u>	Administrative Violation	\$220	\$585	\$1,108			
<u>3 AAC 306.055</u>	<u>Criminal justice information and records</u>	Administrative Violation	\$220	\$585	\$1,108			
Article 2	Local Options							
<u>3 AAC 306.240</u>	<u>Prohibition of importation or purchase after election</u>	Public Health/Safety Violation	\$106	\$298	\$523			
Article 3	Retail Marijuana Stores							

3 AAC 306.300	Retail marijuana store license required	Public Health/Safety Violation	\$4,000	\$10,000	\$20,000			
3 AAC 306.305	Retail marijuana store privileges	Public Health/Safety Violation	***	***	***			
3 AAC 306.310	Acts prohibited at retail marijuana store	Public Health/Safety Violation	\$250	\$500 plus suspension for 30 days	\$1000 permanent revocation of license			
			NOV in front of board	500 NOV in front of board	\$1,000			
			\$213	\$563	\$1,056			
3 AAC 306.315	Application for retail marijuana store license	Administrative Violation	\$100	\$250	\$500			
3 AAC 306.320	Marijuana handler permit required	Public Health/Safety Violation	\$100	\$250	\$500			
3 AAC 306.325	Access restricted at retail marijuana store	Public Health/Safety Violation	\$100	\$225	\$500			
3 AAC 306.330	Marijuana inventory tracking system	Administrative Violation	\$100	\$225	\$500			
3 AAC 306.335	Health and safety requirements	Public Health/Safety Violation	\$100	\$250	\$500			
3 AAC 306.340	Testing required for marijuana and marijuana products	Public Health/Safety Violation	\$1,000	\$2,000	\$4,500			
3 AAC 306.345	Packaging and labeling	Public Health/Safety Violation	\$100	\$500	\$850			
3 AAC 306.350	Identification requirement to prevent sale to person under 21	Public Health/Safety Violation	\$250	\$500 plus suspension for 30 days	\$1000 permanent revocation of license			
3 AAC 306.350	Identification requirement to prevent sale to person under 21		NOV in front of board	500 NOV in front of board	\$1,000			
3 AAC 306.350			\$500	\$1,000	\$2,000			
3 AAC 306.355	Limit on quantity sold	Public Health/Safety Violation	\$100	\$500	\$1,000			
3 AAC 306.365	Required consumer notices for retail marijuana stores	Public Health/Safety Violation	\$100	\$200	\$500			
3 AAC 306.370	Onsite consumption endorsement for retail marijuana stores	Public Health/Safety Violation	\$100	\$275	\$500			

Article 4	Marijuana Cultivation Facilities							
<u>3 AAC 306.400</u>	<u>Marijuana cultivation facility license required</u>	Public Health/Safety Violation	\$4,000	\$10,000	\$20,000			
<u>3 AAC 306.405</u>	<u>Standard marijuana cultivation facility: privileges and prohibited acts</u>	Public Health/Safety Violation	\$175	\$625	\$750			
<u>3 AAC 306.410</u>	<u>Limited marijuana cultivation facility: privileges and prohibited acts</u>	Public Health/Safety Violation	\$113	\$375	\$750			
<u>3 AAC 306.420</u>	<u>Application for marijuana cultivation facility license</u>	Administrative Violation	\$220	\$585	\$1,108			
<u>3 AAC 306.425</u>	<u>Marijuana handler permit required</u>	Public Health/Safety Violation	\$100	\$250	\$500			
<u>3 AAC 306.430</u>	<u>Restricted access area (odor)</u>	Public Health/Safety Violation	written warning - 12 months	\$150	\$500		Yes	
			\$50	\$100	\$200			
<u>3 AAC 306.435</u>	<u>Marijuana inventory tracking system</u>	Administrative Violation	0-50	0-\$100	\$250		Yes	50% or more reduction if self reported
			\$100	\$225	\$500			
<u>3 AAC 306.440</u>	<u>Health and safety requirements</u>	Public Health/Safety Violation	\$100	\$250	\$500			
<u>3 AAC 306.445</u>	<u>Standards for cultivation and preparation</u>	Administrative Violation	\$250	\$500	\$750			
<u>3 AAC 306.450</u>	<u>Production of marijuana concentrate prohibited</u>	Public Health/Safety Violation	\$4,000	\$10,000	\$20,000			
<u>3 AAC 306.455</u>	<u>Required laboratory testing</u>	Public Health/Safety Violation	\$1,000	\$2,000	\$4,500			
<u>3 AAC 306.460</u>	<u>Samples</u>	Public Health/Safety Violation	\$300	\$625	\$2,250			
<u>3 AAC 306.465</u>	<u>Random sampling</u>	Public Health/Safety Violation	\$300	\$625	\$2,250			
<u>3 AAC 306.470</u>	<u>Packaging of marijuana</u>	Public Health/Safety Violation	\$100	\$500	\$700			
<u>3 AAC 306.475</u>	<u>Labeling of marijuana</u>	Public Health/Safety Violation	\$100	\$300	\$500			

			Taxes are in Default	Taxes are still in default	Taxes are still in default		Taxes are delinquent & a payment plan is in place	
<u>3 AAC 306.480</u>	<u>Marijunan Taxes to be paid</u>	Administrative Violation	Minimum of 10% of taxes owed up to 10K;	request for the suspension of license and/or fine up to \$30,000	request for license revocation and/or fine up to \$50,000		(1) no new licenses (2) no new endorsements; (3) no conversion (limited to standard); (4) no transfers; (5) no MJ14 expansions of cultivation	
			\$125	\$563	\$1,000			
Article 5	<u>Marijuana Product Manufacturing Facilities</u>							
<u>3 AAC 306.500</u>	<u>Marijuana product manufacturing facility license required</u>	Public Health/Safety Violation	\$4,000	\$10,000	\$20,000			
<u>3 AAC 306.505</u>	<u>Marijuana product manufacturing facility privileges</u>	Public Health/Safety Violation	***	***	***			
<u>3 AAC 306.510</u>	<u>Acts prohibited at marijuana product manufacturing facility</u>	Public Health/Safety Violation	\$175	\$500	\$1,000			
<u>3 AAC 306.515</u>	<u>Marijuana concentrate manufacturing facility license</u>	Public Health/Safety Violation	\$220	\$585	\$1,108			
<u>3 AAC 306.520</u>	<u>Application for marijuana product manufacturing facility license</u>	Administrative Violation	\$220	\$585	\$1,108			
<u>3 AAC 306.525</u>	<u>Approval of concentrates and marijuana products</u>	Public Health/Safety Violation	\$125	\$500	\$1,000			
<u>3 AAC 306.530</u>	<u>Marijuana handler permit and food safety worker training</u>	Public Health/Safety Violation	\$100	\$250	\$500			
<u>3 AAC 306.535</u>	<u>Restricted access and storage areas</u>	Public Health/Safety Violation	\$100	\$500	\$1,000			
<u>3 AAC 306.540</u>	<u>Marijuana inventory tracking system</u>	Administrative Violation	\$100	\$225	\$500			

<u>3 AAC 306.545</u>	<u>Health and safety standards</u>	Public Health/Safety Violation	\$100	\$250	\$500			
<u>3 AAC 306.550</u>	<u>Required laboratory testing</u>	Public Health/Safety Violation	\$1,000	\$2,000	\$4,500			
<u>3 AAC 306.555</u>	<u>Production of marijuana concentrate</u>	Public Health/Safety Violation	\$363	\$750	\$1,500			
<u>3 AAC 306.557</u>	<u>Quality control sampling</u>	Public Health/Safety Violation	\$100	\$250	\$500			
<u>3 AAC 306.560</u>	<u>Potency limits per serving and transaction for edible marijuana products</u>	Public Health/Safety Violation	\$500	\$1,000	\$2,000			
<u>3 AAC 306.565</u>	<u>Packaging of marijuana products</u>	Public Health/Safety Violation	\$125	\$500	\$700			
<u>3 AAC 306.570</u>	<u>Labeling of marijuana products</u>	Public Health/Safety Violation	\$250	\$500	\$1,000			
Article 6	<u>Marijuana Testing Facilities</u>							
<u>3 AAC 306.605</u>	<u>Marijuana testing facility license required</u>	Public Health/Safety Violation	\$500	\$1,000	\$2,500			
<u>3 AAC 306.610</u>	<u>Marijuana testing facilities: privileges and prohibitions</u>	Public Health/Safety Violation	\$500	\$1,000	\$2,500			
<u>3 AAC 306.615</u>	<u>Application for marijuana testing facility license</u>	Public Health/Safety Violation	\$500	\$1,000	\$2,500			
<u>3 AAC 306.620</u>	<u>Approval of testing facility</u>	Public Health/Safety Violation	\$500	\$1,000	\$2,500			
<u>3 AAC 306.622</u>	<u>Marijuana handler permit required</u>	Public Health/Safety Violation	\$500	\$1,000	\$2,500			
<u>3 AAC 306.625</u>	<u>Proficiency testing program</u>	Public Health/Safety Violation	\$500	\$1,000	\$2,500			
<u>3 AAC 306.630</u>	<u>Scientific director</u>	Public Health/Safety Violation	\$500	\$1,000	\$2,500			
<u>3 AAC 306.635</u>	<u>Testing methodologies</u>	Public Health/Safety Violation	\$500	\$1,000	\$2,500			
<u>3 AAC 306.640</u>	<u>Standard operating procedure manual</u>	Public Health/Safety Violation	\$500	\$1,000	\$2,500			
<u>3 AAC 306.645</u>	<u>Laboratory testing of marijuana and marijuana products</u>	Public Health/Safety Violation	\$500	\$1,000	\$2,500			
<u>3 AAC 306.650</u>	<u>Chain of custody</u>	Public Health/Safety Violation	\$500	\$1,000	\$2,500			

3 AAC 306.655	<u>Marijuana inventory tracking system</u>	Public Health/Safety Violation	\$500	\$1,000	\$2,500			
3 AAC 306.660	<u>Failed materials; retests</u>	Public Health/Safety Violation	\$500	\$1,000	\$2,500			
3 AAC 306.665	<u>Supplemental marijuana quality testing</u>	Public Health/Safety Violation	\$500	\$1,000	\$2,500			
3 AAC 306.670	<u>Reporting; verification</u>	Public Health/Safety Violation	\$500	\$1,000	\$2,500			
3 AAC 306.675	<u>Records retention</u>	Public Health/Safety Violation	\$500	\$1,000	\$2,500			
Article 7	<u>Operating Requirements for All Marijuana Establishments</u>							
3 AAC 306.700	<u>Marijuana handler permit</u>	Public Health/Safety Violation	\$100	\$250	\$500			
3 AAC 306.703	<u>Operations</u>	Public Health/Safety Violation	\$100	\$250	\$500			
3 AAC 306.705	<u>Licensed premises; alteration</u>	Public Health/Safety Violation	\$100	\$300	\$500			
3 AAC 306.710	<u>Restricted access areas</u>	Public Health/Safety Violation	\$100	\$250	\$500			
3 AAC 306.715	<u>Security alarm systems and lock standards</u>	Public Health/Safety Violation	\$100	\$250	\$1,000			
3 AAC 306.720	<u>Video surveillance</u>	Public Health/Safety Violation	\$200	\$500	\$1,000			
3 AAC 306.725	<u>Inspection of licensed premises</u>	Public Health/Safety Violation	\$500	\$1,000	\$2,000			
3 AAC 306.730	<u>Marijuana inventory tracking system</u>	Administrative Violation	\$25	\$50	\$100			Yes, self reported - officer discretion
			\$100	\$225	\$500			
3 AAC 306.735	<u>Health and safety standards</u>	Public Health/Safety Violation	\$100	\$250	\$500			
3 AAC 306.740	<u>Waste disposal</u>	Public Health/Safety Violation	\$100	\$250	\$500			

<u>3 AAC 306.745</u>	<u>Standardized scales</u>	Public Health/Safety Violation	\$100	\$250	\$500			
<u>3 AAC 306.750</u>	<u>Transportation</u>	Public Health/Safety Violation	\$50	\$200	\$300			
<u>3 AAC 306.755</u>	<u>Business records</u>	Administrative Violation	\$150	\$500	\$900			
<u>3 AAC 306.760</u>	<u>Trade Shows</u>	Administrative Violation	\$100	\$500	\$500			
<u>3 AAC 306.770</u>	<u>Signs, merchandise, advertisements, and promotions</u>	Administrative Violation	\$100	\$250	\$500			
<u>Article 8</u>	<u>Enforcement; Civil Penalties</u>							
<u>Article 9</u>	<u>General Provisions</u>							
<u>3 AAC 306.915</u>	<u>Exercise of authority</u>	Public Health/Safety Violation	\$220	\$585	\$1,108			