THE STATE of ALASKA
GOVERNOR MIKE DUNLEAVY

Department of Commerce, Community, and Economic Development

ALCOHOL & MARIJUANA CONTROL OFFICE

550 West Seventh Avenue, Suite 1600
Anchorage, Alaska 99501
Main: 907.269.0350

Marijuana Control Board
Regular Meeting Agenda
September 2nd and 3rd, 2026
Anchorage
3rd Judicial District

**Robert B. Atwood Building**
**550 W 7th Avenue, Suites 102 & 104**
**Anchorage, AK 99501**
Join Zoom Meeting
https://amco-alaska-gov.zoom.us/j/84522958003?pwd=UgKQVOdpR35L9bVmIO1kLF0gXxq1fi.1

Meeting ID: **845 2295 8003**
Passcode**: 264448**

Telephone No. & Passcode:

+17193594580,,84522958003# US
+12532050468,,84522958003# US

Administration

- Call to order **9:00 am**
  *Chair Bailey Stuart called the meeting to order at 9:00 am*

- *Chair Bailey Stuart calls roll call:*
  - Bailey Stuart, Chair – Industry*, present in person*
  - Ely Cyrus, Vice Chair – Rural, *present via zoom*
  - Dr. Bruck Clift – Public Health, *present in person*
  - Lacy Wilcox – Public Member, *present in person*

- Capt. Daron Cooper – Public Safety, *absent*

- AMCO Staff
  - Kevin Richard, Director
  - Andrew Bocanumenth, Agency Attorney
  - Jane P. Sawyer, Program Coordinator
  - Regina Cruz, Licensing Supervisor
  - Joe Bankowski, Enforcement Supervisor
  - Kristina Serezhenkov, Local Government Liaison

- Approval of Agenda

  *No amendments to agenda, Dr. Clift moves to approve the agenda, Dr. Clift seconds. All vote yes, motion carries. Capt. Cooper is not present to vote.*

- AMCO Meeting Code of Conduct & Top 10 Zoom FAQ **TAB 1**

  *Chair Bailey Stuart reminds the public of the AMCO Code of Conduct and Top 10 Zoom FAQ*

- Board Governance
  *Vice Chair Ely Cyrus: no changes*
  *Dr. Clift: discloses a conflict of interest on Stipulated agreement Anchorage Bowl and will recuse herself*
  *Chair Bailey Stuart : discloses a conflict of interest on Tab 10 concerning a Notice of Violation issued to her business Green Jar, Chair Bailey Stuart cites AS 39.52.1234, which prohibits a public officer from taking of withholding official action to affect a matter in which the public officer has a personal financial interest and requests that Vice Chair Ely Cyrus assists the board in navigating Tab 10 in her absence. Vice Chair Ely Cyrus agrees.*
  *Lacy Wilcox: no changes*

- Approval of Minutes

  - June 24th & 25th, 2026 regular board meeting minutes **TAB 2**
  - July 28th, 2026, special meeting minutes **TAB 2.1**

  *Vice Chair Ely Cyrus moves to approve June 24-25th Board meeting minutes and the July 28 Special meeting minutes. Lacy Wilcox seconds. Chair Bailey Stuart calls the question.*
- *Vice Chair Ely Cyrus- Yes*
- *Dr. Clift – Yes*

- *Lacy Wilcox- Yes*
- *Chair Bailey Stuart – Yes*
  *Motion passes unanimously; Capt. Cooper is not present to vote.*

- Tax Delinquency Reports **TAB 3**

  *The board thanks Department of Revenue for the additional information and analysis provided.*

- Director's Report **TAB 4**

  *Director Kevin Richard summarizes his report. Lacy Wilcox asks about the planned sulfur burning advisory. The Director confirms the advisory is pending the final investigative report from DEC's laboratory. Lacy Wilcox asks about the zero quantity packages in metrc. The Director explains that the packages were properly completed by licensees and that the zero quantity packages remain in metrc for historical tracking; no additional action is required by licensees.*

- Licensing Report **TAB 5**

  *Regina Cruz summarizes her report. Lacy Wilcox asks about the issuance of temporary extension letters and the delay in receiving the physical licenses. Regina Cruz states that the temporary extension letters were issued on August 11th, 2026, to all licensees whose renewal applications are pending review.*

- Enforcement

  - Supervisor's Report **TAB 6**

  *Chief Investigator Joe Bankowski summarizes his report and provides an update Enforcement's review of 3 AAC 306.355, limit on quantity sold. He further explains that the definition of Marijuana in AS 17.38.900 includes marijuana concentrate, creating uncertainty in applying the one ounce, seven gram concentrate, and 5,600 milligram in THC limits. He notes that usable marijuana is not separately defined and there are no established equivalency standards between flower, concentrates, and marijuana products. The board discusses whether the limits apply to the weight of the product marijuana content, or THC content when calculating combined sales. Dr. Clift states that the calculation should be based on the usable cannabis content rather than the entire product. Vice Chair Ely Cyrus questions the limits in 3 AAC 306.355 interact with the statutory personal*

*possession limit and has concerns that the 5,600 milligram limit may no longer reflect the current potency. Lacy Wilcox expresses concern that inconsistent interpretations could subject consumers to legal consequences and states that clear, consistent guidance is needed for retailers. Joe Bankowski states that the evolution of marijuana products has resulted in products being classified differently and enforcement is seeking a consistent and defensible interpretation. Chair Bailey Stuart states that without clear guidance, retailers may interpret the limits differently. Joe Bankowski notes that the statutory definition of marijuana takes precedence while the regulation is under reviewed.*

- Notices of Violations

  - Informal Conference: Recommended Disciplinary Action

    - Enlighten Gardens, LLC d/b/a Enlighten Gardens.
      Cultivation license 21551. AM26-0377. **TAB 7**
      Designated licensee: Leah Levinton

*Attorney Jana Weltzin and Licensee Evan Levinton both present in person. Director Kevin Richard provides an overview of the NOV and recommends a $20,000 fine, with $17,500 Suspended for 12 months of probation , conditioned on compliance with AS 17.38 and 3 AAC 306 and quarterly inventory audits. Lacy Wilcox moves to adopt the Directors recommendation based on the informal conference. Dr. Clift seconds. Chair Bailey Stuart calls the question.*
*Vice Chair Ely Cyrus- Yes*
*Dr. Clift – Yes*
*Lacy Wilcox- Yes*
*Chair Bailey Stuart – Yes*
*Motion passes unanimously; Capt. Cooper is not present to vote.*

    - Hidden Farms, LLC d/b/a Hidden Farms
      Cultivation license 33144. AM26-1090 **TAB 8**
      Designated licensee: Derek Clark

*Licensee Derek Clark and Rob Clark appeared via zoom. Director Kevin recommended a resolution regarding six untagged plant $1,650 fine with a $1050 suspended for six months*

*of probation, with probation terms requiring compliance with 3 AAC 306.730 and 3 AAC 306.738. Lacy Wilcox asks how plant height is measured and noticed inconsistencies in photographs. Investigator Joe Bankowski clarifies the measurement is taken from the top of the growing medium to the top of the plant and photographic procedures will be refined to clearly document the measurement. Derek Clark agrees that the six plants should have been tagged but stated they were entered in metrc and had individual tracking numbers. He reports that the facility revised its procedures to tag plants regardless of size. Rob Clark acknowledged the plant should have been tagged and accepted responsibility for the oversight. Rob Clark asks whether the regulations specifically require RFID Tags. Investigator Joe Bankowski explains that RFID tags are not expressly identified in the regulation 3 AAC 306.435 and 3 AAC 306.730 require the use of marijuana inventory tracking system, which incorporates metrc plant tagging requirements. Ely Cyrus moves to adopt the Directors recommendation action, Dr. Clift seconds. Chair Bailey Stuart calls the question.*
*Vice Chair Ely Cyrus- Yes*
*Dr. Clift – Yes*
*Lacy Wilcox- Yes*
*Chair Bailey Stuart – Yes*
*Motion passes unanimously; Capt. Cooper is not present to vote.*

- Tip Top, LLC d/b/a Tip Top Cannabis.
  Retail license 14359. AM26-0679 **TAB 9**
  Designated licensee: Nick Coltman

Recording GMT20260902-170025, at mark 1:04:10.

Nick Coltman, licensee, is on the line.
A
Director Richard speaks to the recommended disciplinary action requested in his memo attached to tab 9.

Ely Cyrus asks about the precedent regarding the recommended suspended fine…

Lacy Wilcox speaks to her thoughts and concerns about the violation related to selling without checking identification…asks Nick Coltman about who manages the day-to-day operations of this business…

Ely Cyrus asks how many other employees there were on the sales floor when the non-checking of identifications happened…Nick Coltman states it was the end of the night, and the manager had gone to the backroom to do their cash drop.

Lacy Wilcox asks Nick Coltman what is the roll in the company of Angelina Gonzalez. Nick Coltman states she is still working. He is trying to transfer the license. He has a management agreement with Kimberly Gonzalez…. Lacy Wilcox voices her concerns about the culture of non-compliance…Nick Coltman states it has been over two years since the last NOV.

Ely Cyrus voices his concerns about the 3+-hour period of the non-checking of identification…he does not agree with a complete suspension of the fine amount…

Lacy Wilcox speaks to this being a potential probation violation *(probation violation of a previously adopted stipulated agreement)* and understands that it is to the discretion of AMCO's director…

Nick Coltman provides information on the premises layout… states the employee was not standing alone for three hours by themselves… to Ely Cyrus' point, was this non-checking of identification violation in front of other employees ? …

Bailey Stuart voices her concerns regarding the history of non-compliance by this licensee… mentions prior other violations… the culture of non-compliance is a concern of hers…

Lacy Wilcox believes that Angelina Gonzalez has taken no accountability for the management style or culture of this business… : reactionary, non-accountable pattern… She wishes Nick Coltman was on the ground more…

Bailey Stuart lists the options for action.

Lacy Wilcox would like to see a probation violation.

Kevin Richard, the board needs to consider the Notice of Violation and the Probation Violation separately…

Discussion around fines via the Notice of Violation vs the Probation Violation…

Lacy Wilcox believes accountability has been taken regarding the premises diagram change and obstructed video ($300); she is willing to pull it off the NOV. Wants the $8,000 be pursued as a fine…likes the idea of probation of three years from today… keep a close eye for non-compliance… Ely Cyrus agrees that the fine should be $8,000 and not outright dismissed.

Discussion around how much of the fine will be due/payable, keeping an eye on the business, accusations…

Lacy Wilcox moves to uphold the notice of violation for Tip Top Cannabis, retail license 14359. Uphold $8,000 for sale without checking identification, remove $300 for the other two violations, and three year probation… motion restated to read: uphold portions of NOV for Tip Top, LLC, license 14359, NOV AM26-0679, decrease the recommended disciplinary action by dismissing the violations of .705 ($100) and .720 ($200), uphold the notice of violation for 32 counts violations of .350 with a fine of $8,000 with $4,000 suspended *(held in abeyance during the term of probation of three years)* $4,000 payable due within 90 days… Call the question: Ely Cyrus, yes. Dr. Clift, yes. Lacy Wilcox, yes. Bailey Stuart, yes. Motion passed unanimously.

Lacy Wilcox moves to urge the director to consider Notice of Violation AM26-0679, a probation violation for Tip Top Cannabis previously agreed upon stipulated agreement *(AM24-0403/OAH25-0354-MCB),* retail license 14359, and levy the $4,000 held in abeyance in said stipulated agreement, payable within 30 days. Ely Cyrus seconds. Call the question: Ely Cyrus, yes. Dr. Clift, yes. Lacy Wilcox, yes. Bailey Stuart, yes. Motion passed unanimously.

Joe Bankowski tells the board enforcement is prepared to issue a disciplinary action against the handler permittee who made the sales.

- Bailey Stuart d/b/a Green Jar
  Retail license 10008. AM26-1633 **TAB 10**
  Designated licensee: Bailey Stuart

*Vice Chair Ely Cyrus presided over the matter after Chair Stuart recused herself under the Ethics Act. Director Kevin Richard provides an overview of the Notice of Violation issued for a security alarm system/lock violation under 3 AAC 306.715 recommends dismissal of the NOV*

*and reduction to an advisory notice citing the minor nature of the violation, immediate correction, and the licensee's disciplinary history. Lacy Wilcox expressed concern that the matter escalated to a NOV for a minor promptly corrected issue and emphasized the importance of consistent enforcement and use of discretion. Lacy Wilcox moved to vacate the NOV after Director Kevin Richard clarified that the recommendation was to reduce the NOV to an advisory notice rather than dismiss it, Lacy Wilcox amended her motion to reduce the NOV to and advisory notice, Dr. Clift seconds the amended motion.*

*Vice Chair Ely Cyrus- Yes*

*Dr. Clift – Yes*

*Lacy Wilcox- Yes*

*Chair Bailey Stuart – Recused*

*Motion passes; Capt. Cooper is not present to vote.*

***Break at 10:52 am***

***Reconvene 11:02 am***

*Chair Bailey Stuart calls roll call:*

- Bailey Stuart, Chair – Industry, *present in person*
- Ely Cyrus, Vice Chair – Rural, *present via zoom*
- Dr. Bruck Clift – Public Health, *present in person*
- Lacy Wilcox – Public Member, *present in person*
- Capt. Daron Cooper – Public Safety, *absent*

Tabled Notices of Violation

- Kerby's Corporation d/b/a Tl'oh Suu by Green Degree
  Retail License 25902. AM26-0450 **TAB 11**
  Designated licensee: Kerby Coman
  *Tabled at June 2026 meeting for further investigation by enforcement*

Recording GMT20260902-170025. At mark 1:52:00.

Kerby Coman, licensee, on the line.

Joe Bankowski speaks to the investigation done after the meeting in June 2026… *(report can be found in the tab)*…

Joe Hamilton has no further comments on the presentation by Joe Bankowski

Lacy Wilcox asks about the video recordings/footage… Joe Bankowski clarifies that enforcement has footage of the burglary, not footage of Levy Coman selling to himself…Joe Hamilton states enforcement only has statements from the licensee, Kerby Coman, that the product was sold to his brother, Levy Coman, … Lacy Wilcox asks about the State Trooper's charges…Kerby Coman is not involved in those charges, if any.

Lacy Wilcox voices concerns about the inventory discrepancies… Joe Bankowski states the inventory discrepancies have no relation nor direct correlation to the items enforcement was looking at that were stolen, and then sold by Mr. Coman. It is a separate audit of the premises that resulted in … it's common to have inventory discrepancies… there is no direct nexus to the matter being discusses…

Bailey Stuart asks Kerby Coman who is running the facility now. Kerby Coman states they have hired a new manager.

Lacy Wilcox asks about the entire store being place on hold…Joe Bankowski the hold has been released/lifted based on the audit of the inventory… on July 1, 2026… the store was closed (no sales could be made) for about six days. Lacy Wilcox believes it is important to know the consequences…

Bailey Stuart, being a retailer and interested in numbers, she believes there might be some inconsistencies between the point-of-sale register list and the Metrc data, but she states it might be an oversight on her part. She appreciates seeing the Metrc data…and sees that 'this' took place for over an hour.

Lacy Wilcox asks whether it is normal for things to be called 'Flower' an item in the category of immature, but some of them are immature, thinking about taxes… Joe Hamilton, every store is doing that… Bailey Stuart explains…some discussion: who sets what in Metrc … Lacy Wilcox is trying to figure out what type of product (about 3lbs) was sold to Levy Coman, was it flower? Kerby Coman states it was primarily flower.

Bailey Stuart asks Kerby Coman if Levy Coman is still working for him. Kerby Coman states, no.

Kerby Coman asks the Board to consider the facts at hand which is Levy Coman took it upon himself to purchase those items, not under his instruction. Kerby Coman accepts full responsibility for his actions and the action of the other NOV that was presented. At previous discussions there were talks about increasing the fine… he asks the board to consider the financial repercussions he has incurred already… it was not at his direction for Levy Coman to sell to himself all of the product at one time… asks for some grace.

Ely Cyrus addresses Kerby Coman: he found it strange that Kerby Coman was flaunting at the last meeting… bragging to the board that the oversold marijuana was still in Kerby Coman's possession… Kerby Coman understands Ely Cyrus's comments. He does not get to choose his family. Levy Coman is the one consuming the flower, not Kerby Coman, it is his, in his possession. Kerby Coman's was in no way bragging about the situation, he just wanted to let the board know it was not being sold, not finding the way into other people's hands. That was the intention.

Lacy Wilcox encourages to be timely, big picture thinking when requesting footage, quicker on the response. She would like to have seen the footage of the sale of the product. There not being ambiguity. Licensee spends a lot of money on video recording, and they may not need to if the tool is not being used.

Kevin Richard: explains to the board what the board is considering in this matter and what its options are…

Bailey Stuart: in the officer's report states that Kerby Coman was going to have the items destroyed, but his brother, Levy Coman, talked Kerby Coman into selling the product to Levy Coman…

Lacy Wilcox asks Kerby Coman: were you asked permission (to sell to himself, at a deeply discounted price, the product that was returned) by Levy before the transactions occurred or where you informed after the fact. Kerby states the decision was made before Kerby was aware Levy had sold it all to himself. Ely Cyrus states he was going to ask the same question because at an earlier time conflicting information was provided…

Lacy Wilcox asks Kerby Coman to, one more time, explain what happened… in her mind things are still not lining up… Kerby Coman: robbed, reviewed camera footage, reached out to the individual because he recognize who it was and told him he would not press charges if the product was returned immediately, product was returned about noon the same day. Kerby Coman decided not to file a burglary report… contacted Levy Coman about what to do with the product, Levy Coman convinced him to sell the product to himself. Kerby Coman did not know that Levy Coman had sold it to himself…. Lacy Wilcox: but you were consulted about Levy's suggestion that he be allowed to buy the product before he actually bought the product… you could have reasonable assume what he was going to do… you were not surprised ? Kerby Coman, yes, he was surprised he had sold more than an ounce to himself…

Bailey Stuart, has enforcement reviewed Metrc whether Levy Coman has been in the facility since this took place? …

Bailey Stuart reminds the Board of its options for action.

Lacy Wilcox asks about penny sales… Bailey Stuart explains what she, as retailer, and others are potentially doing… Lacy Wilcox is curious about general traffic of the store, if it has a lot of output, volume of product, in a remote location, it might be seen as outpost for diversion. Crosses her mind that this is remote location, hard to observe, hard to enforce, small town values, lack of oversight.. it would be interesting exercise to try to observe what the general traffic is outgoing in this location before allowing it to continue operating… She is less about the financial piece, and more about the oversight… Bailey Stuart mentions there could be quarterly reports… Lacy Wilcox's concern is the vertically integration of the operation without it being so clear: outpost where product can go, lack of customer, …

Joe Bankowski: through Metrc records, Levy Coman is still an active employee through this establishment but his last log in was 7/26/26, prior to that, 6/29/26, 7/21/26. This is the only facility Levy Coman is associated with. Lacy Wilcox: we were told on 6/25/26 that the employee was no longer with the company. Bailey Stuart, it was prior to the board meeting.

Lacy Wilcox moves to uphold notice of violation for license 25902, Tl'oh Suu by Green Degree, upholding the fine of $100, upholding the $100, but adding $2,800, total $3,000. $200 payable within 30 days, $2,800 held in abeyance during the period of probation of one (1) year. Quarterly reports. Ely Cyrus seconds. Call the question: Ely Cyrus, yes. Dr. Clift, yes. Lacy Wilcox, yes. Bailey Stuart, yes. Motion passed unanimously.

- Not Contested Notice of Violation

  - High Rise, LLC d/b/a High Rise
    Retail License 20113. AM26-1076 **TAB 11.1**
    Designated licensee: Jack Schactler

*Lacy Wilcox motions to uphold the Notice of Violation with a $200 civil fine held in abeyance for one year of probation, Dr. Clift seconds the motion. Chair Bailey Stuart calls the question.*
*Vice Chair Ely Cyrus- Yes*
*Dr. Clift – Yes*

*Lacy Wilcox- Yes*
*Chair Bailey Stuart –Yes*
*Motion passes unanimously. Capt. Cooper is not present to vote.*

***Break at 11:57 am***
***Reconvene 1:00 pm***

*Chair Bailey Stuart calls roll call:*

- Bailey Stuart, Chair – Industry*, present in person*
- Ely Cyrus, Vice Chair – Rural, *present via zoom*
- Dr. Bruck Clift – Public Health, *present in person*
- Lacy Wilcox – Public Member, *present in person*
- Capt. Daron Cooper – Public Safety, *absent*

- Public Comment Period at 1:00pm – Limit of 3 minutes per speaker

*Chair Bailey Stuart opens public testimony at 1:01 pm on September 2nd, 2026; Conflict Counsel Assistant Attorney General Christopher Yandel is present for Public Testimony.*

*Jenny Koenig, Kreative Konfections Licensee – expresses concerns regarding the July administrative product holds , alleging delays in required notices and failing to schedule formal hearings under 3 AAC 306.830. She states that approximately 200 licensees were affected and the board was not adequately informed before the holds were imposed. She indicates she is gathering information and comments from affected licensee for future board consideration.*

*Trevor Haynes, President of the AMIA- addresses the industry wide impact of administrative holds , emphasizing the financial disruption and uncertainty for licensees. He encourages AMCO and Board to collaborate with AMIA and industry members to improve procedures, minimize business disruption , and maintain public health and safety as the top priority.*

*Sylvia C., Salal Credit Union- invites board members and industry participants to a networking happy hour from 5:00pm to 7:00pm at El Gringo's.*

*Sarah Lorimer, Country Cannabis/Lolo Creations LLC – requests clear written guidance on retail sales limits under 3 AAC 306.355, including examples of compliant and noncompliant transactions. She cites confusion regarding the 5,600 milligram THC limit, combined sales of marijuana and marijuana products, and the classification of infused pre rolls as*

*concentrates. She also requests review and clarification of the marijuana handler permit tests to support consistent employee training and regulatory compliance statewide.*

*Johnny Furlong – requests to comment on the proposed decision in the Next Level Labs matter. Chair Bailey Stuart explains that public comment on the ongoing Office of Administrative hearings matter is not permitted to avoid potential ex parte communication and advises that any participation before a final decision must occur through the appropriate proceedings. He declines to provide further public comment.*

*Chair Bailey Stuart closes public testimony at 1:17 pm on September 2nd, 2026.*

- **New Retail Marijuana Store Applications**

1. **License 41906:** **Good Vibes Bethel** **TAB 12**

| | |
|---|---|
| Licensee: | Good Vibes LLC/ Alexander Wasierski 50%, Brian Glasheen 50% |
| Designated licensee: | Brian Glasheen |
| License Type: | Retail Marijuana Store |
| Premises Address: | 207 Breakwater Avenue, Cordova, Alaska 99574 |
| Local Government: | City of Cordova |
| **Consideration:** | Drive Up Exterior Window/ Will need delegation |

*Brian Glasheen, Licensee is present via zoom. Dr. Clift moves to approve license #41906 Good Vibes Bethel with delegation, Lacy Wilcox seconds. Chair Bailey Stuart calls the question.*
*Vice Chair Ely Cyrus- Yes*
*Dr. Clift – Yes*
*Lacy Wilcox- Yes*
*Chair Bailey Stuart – Yes*
*Motion passes unanimously; Capt. Cooper is not present to vote.*

- **Standard Marijuana Cultivation Facility Application**

2. **License 42248:** **Wolf Pack** **TAB 13**

| | |
|---|---|
| Licensee: | New Guinness Inc/ Kimberly Gonzalez 100% |
| Designated licensee: | Kimberly Gonzalez |
| License Type: | Standard Marijuana Cultivation Facility |
| Premises Address: | 838 Bonanza Avenue, Anchorage, Alaska 99518 |
| Local Government: | Municipality of Anchorage |
| **Consideration:** | Will Need Delegation |

*Kimberly Gonzalez, Licensee is present via zoo. Lacy Wilcox moves to approve license #42248 Wolf Pack and #42249 Wolf Pup with delegation; Dr. Clift seconds the motion. Chair Bailey Stuart raises concerns regarding the former cultivation licensee's substantial outstanding tax liability, the applicant's association with the prior business , and whether the applicant has the capacity to operate four licenses. Ely Cyrus is trying to recall whether there was license in a similar situation that was approved by the board, Lacy Wilcox recalls one specifically in Ketchikan and the intent was to see facilities going to waste. Chair Bailey asks if the licensee has the bandwidth for 4 licenses? Kimberly Gonzalez responds yes. Lacy Wilcox and Vice Chair Ely Cyrus have concerns about the ownership structure and the registered agent Evangelina Gonzalez, regarding potential continuity with the former licensee despite the new application and the taxes owed to the state. Kimberly Gonzalez states that she is operating independently , is not responsible for the prior owner's tax liabilities and requests a fair opportunity to establish her businesses. She explains that the current registered agent has assisted her with real estate transactions. Department of Revenue representative Savannah Ritter states that DOR can review the individuals and ownership structures involved to determine whether tax noncompliance may be relevant to the applications. Director Kevin Richard offers to coordinate with Department of Revenue and other relevant personnel to research the relationship between the applicants and the former licensee and report back to the board. Dr. Clift amends her motion and motions to table Tab 13 and 14 to the November Board Meeting; Lacy Wilcox seconds the amended motion. Chair Bailey Stuart calls the question.*

*Vice Chair Ely Cyrus-Yes*
*Dr. Clift – No*
*Lacy Wilcox- Yes*
*Chair Bailey Stuart – Yes*
*Motion passes 3-1 ; Capt. Cooper is not present to vote.*

- **New Marijuana Concentrate Manufacturing Facility Application**

1. **License 42249:** **Wolf Pup** **TAB 14**

| | |
|---|---|
| Licensee: | New Guinness Inc/ Kimberly Gonzalez 100% |
| Designated licensee: | Kimberly Gonzalez |
| License Type: | Marijuana Concentrate Manufacturing Facility |
| Premises Address: | 838 Bonanza Avenue, Anchorage, Alaska 99518 |
| Local Government: | Municipality of Anchorage |
| **Consideration:** | Will Need Delegation |

***Voted in Block***

- **License Transfer Applications**

1. **License 36831:** **BoomTown Buds** **TAB 15**

| | |
|---|---|
| Licensee (from): | Francis, LLC/ Dylan Healy 50%, Michael Healy 50% |
| Licensee (to): | Francis, LLC / Michael Healy 100% |
| License Type: | Retail Marijuana Store |
| Premises Address: | 200 4th Avenue, Suite B, Skagway, Alaska 99840 |
| Local Government: | Municipality of Skagway |
| NOV(s) in prior 2 years: | None |
| **Consideration:** | None |

*Dr. Clift moves to approve License #36831 Boomtown Buds with delegation, Lacy Wilcox seconds. Attorney Jason Brandeis appears via zoom on behalf of the licensed entity Michael Healy and Dylan Healy, also present on zoom. Attorney Jason Brandeis confirms the transfer involves Michael Healy purchasing the other owner's interest, changing the ownership structure to 50/50 to 100% ownership by Michael Healy. Vice Chair Ely Cyrus confirms that Jason Brandeis represents the company rather than the individual parties. Chair Bailey Stuart calls the questions.*
*Vice Chair Ely Cyrus-Yes*
*Dr. Clift – Yes*
*Lacy Wilcox- Yes*
*Chair Bailey Stuart – Yes*
*Motion passes unanimously ; Capt. Cooper is not present to vote.*

- **License Transfer w/Security Interest Applications**

1. **License 10252:** **From: Popeyes Emporium II** **TAB 16**
**To: House of Nugz**

| | |
|---|---|
| Licensee (from): | Popeyes Emporium II, LLC/ Terry Daet 51%, Mark Magno 49% |
| Licensee (to): | Smoking Joe's Terps Co. /Jacob Thom/ 100% |
| License Type: | Retail Marijuana Store |
| Premises Address: | 6857 S. Hangar Talk Circle Anchorage, Alaska 99503 |
| Local Government: | Municipality of Anchorage |

NOV(s) in prior 2 years: None
**Consideration:** Will Need Delegation

*Jana Weltzin Attorney for Popeyes Emporium is present in person, for Mark Magno, an owner and personal representative for the late Terry Dates present via zoom. Jacob Thom, Transferee is present via zoom. Dr. Clift moves to approve the license transfer with security interest License #10252 dba Popeyes Emporium II with delegation, Lacy Wilcox seconds the motion. Chair Bailey calls the question.*
*Vice Chair Ely Cyrus-Yes*
*Dr. Clift – Yes*
*Lacy Wilcox- Yes*
*Chair Bailey Stuart – Yes*
*Motion passes unanimously ; Capt. Cooper is not present to vote.*

**2. License 20221:** **From dba: Denali Grass Company** **TAB 17**
**To dba: Denali Grass Co.**

Licensee (from): Nomo Gold LLC/ Susan Nowland 100%
Licensee (to): Rik In Alaksa LLC / Erikah Ojaniemi 100%
License Type: Retail Marijuana Store
Premises Address: 155 Equinox Loop Suite 4A Healy, Alaska 99743
Local Government: Denali Borough
NOV(s) in prior 2 years: None
**Consideration:** Will need delegation

*Attorney Jana Weltzin, with Nomo Gold Licensee Susan Noland, both present in person. Transferee Erikah Licari is present via zoom. Dr. Clift moves to approve security transfer license from Denali Grass Company to Denali Grass License #20221 with delegation; Lacy Wilcox seconds. Susan Nowland confirms the transferee has been in the industry and working for the company for four years. Chair Bailey calls the question.*
*Vice Chair Ely Cyrus-Yes*
*Dr. Clift – Yes*
*Lacy Wilcox- Yes*
*Chair Bailey Stuart – Yes*
*Motion passes unanimously ; Capt. Cooper is not present to vote.*

*****The board votes tabs 18,19, and 20 in block vote***

**3. License 10248:** **From dba: Isidore** **TAB 18**

| | |
|---|---|
| | **To dba: Nes** |
| Licensee (from): | Isidore LLC/Blackstone Investments, LLC 100% Kyle Denton 50%, Seth Anderson 5%, Carey Mills 5%, Carey Mills 5%, Harry Prichard 5%, Scott Young 12.5% Tom Zietlow 12.5%, Marc Eid 5%, Todd Zeitlow 2.5%, Todd Olsen 2.5% |
| Licensee (to): | Nes LLC/ Yotam Levi 100% |
| License Type: | Standard Marijuana Cultivation Facility |
| Premises Address: | 5200 A St., Suite 100 Anchorage, Alaska 99518 |
| Local Government: | Municipality of Anchorage |
| NOV(s) in prior 2 years: | AM26-0597 3 AAC 306.405 (a) (5) Privileges and Prohibited Acts; 3 AAC 306.435 (a) Marijuana Inventory Tracking System; 3 AAC 306.735 (b) (5) (8) Health and Safety Standards |
| **Consideration:** | Will Need delegation<br>*At the June 2026 meeting, the board adopted disciplinary action against the license related to NOV AM26-0597. The stipulations of the disciplinary action remain / carry over with this transfer, but the board may consider amending the probation duration or terms.* |

*Jana Weltzin Attorney for Isidore LLC is present in person, and transferee Yotam Levi, is present via zoom. Lacy Wilcox moves to approve Transfer applications 10865, #10866 and #10248 with delegation. The board discusses the 12 month probation imposed in June 2026 in connection with a mold violation at the facility associated with License #10248. Yotam Levi confirms that the mold has been remediated and describes updated cleaning and inspection procedures incorporated into the facility's standard operating procedures. Lacy Wilcox amends her original motion to remove the probation requirement associated with the pretransfer Notice of violation; Dr. Clift seconds the amended motion. Chair Bailey Stuart calls the question.*
*Vice Chair Ely Cyrus-Yes*
*Dr. Clift – Yes*
*Lacy Wilcox- Yes*
*Chair Bailey Stuart – Yes*
*Motion passes unanimously ; Capt. Cooper is not present to vote.*

**4. License 10865: AK Rime TAB 19**

| | |
|---|---|
| Licensee (from): | AK Rime , LLC/ Isidore LLC/Blackstone Investments, LLC 100% Kyle Denton 50%, Seth Anderson 5%, Carey Mills 5%, Carey Mills 5%, Harry Prichard 5%, Scott Young 12.5% Tom Zietlow 12.5%, Marc Eid 5%, Todd Zeitlow 2.5%, Todd Olsen 2.5% |
| Licensee (To) | Yotzer LLC /Yotam Levi 100% |
| License Type: | Marijuana Product Manufacturing Facility |
| Premises Address: | 5200 A St. Suite 101 Anchorage, Alaska 99518 |
| Local Government: | Municipality of Anchorage |
| NOV(s) in prior 2 years: | None |
| **Consideration:** | Will Need Delegation |

***Voted in block**

5. **License 10866:** **AK Frost** **TAB 20**

| | |
|---|---|
| Licensee (from): | AK Frost, LLC/ Blackstone Investments, LLC 100%, Kyle Denton 50%, Seth Anderson 5%, Carey Mills 5%, Harry Prichard 5%, Scott Young 12.5%, Tom Zietlow 12.5%, Todd Zietlow 2.5, Todd Olsen 2.5 % |
| Licensee (to): | Shefa Rav LLC/ Yotam Levi 100% |
| License Type: | Retail Marijuana Store |
| Premises Address: | 5200 A St., Suite 102 Anchorage , Alaska 99518 |
| Local Government: | Municipality of Anchorage |
| NOV(s) in prior 2 years: | None |
| **Consideration:** | Will Need Delegation |

***Voted in block**

- **License Conversion Applications**

1. **License 14432:** **Lady Gray Concentrates** **TAB 21**

| | |
|---|---|
| Licensee: | Lady Gray, LLC |
| Designated Licensee: | Tasha Grossl |
| Licensee Type (current): | Marijuana Product Manufacturing Facility |
| Licensee Type(new): | Marijuana Concentrate Manufacturing Facility |
| Premises Address: | 14927 Kenai Spur Highway , Kenai, Alaska 99611 |
| Local Government: | City of Kenai/Kenai Peninsula Borough |

NOV(s) in prior 2 years: None
**Consideration:** Will need delegation

*Jana Weltzin, attorney, present in person representing Tasha Grossl, present via zoom. Lacy Wilcox motions to approve License #14432 Conversion, Dr. Clift seconds. Ely Cyrus raises concerns regarding an affiliated product's name and online description referencing insomnia. Tasha Grossl explains the history of the Medibles branding. The Board discusses the product description and the distinction between therapeutic claims and descriptions of potential sedative effects. Dr. Clift notes that describing potential drowsiness from cannabinoids does not necessarily constitute medical advice.*
*Vice Chair Ely Cyrus-Yes*
*Dr. Clift – Yes*
*Lacy Wilcox- Yes*
*Chair Bailey Stuart – Yes*
*Motion passes unanimously; Capt. Cooper is not present to vote.*

- **2026-2027 Renewal Applications w/Notice(s) of Violation (cycle 7/1/25 – 6/30/26)**

1. **License 11234:** **DKW Farms** **TAB 22**
   Licensee: DKW Farms, LLC
   Designated licensee: Dwain Dunning
   License Type: Standard Marijuana Cultivation Facility
   Local Government: Valdez
   **Violation(s):** **AM 26-0855** 3 AAC 306.405 (a) (1) (5) Privileges and Prohibited Acts; 3 AAC 306.435 (a) (1), 3 AAC 306.730 (a) Marijuana Inventory Tracking System. *The Board discussed the notice of violation at its June 2026 meeting and ordered an accusation. The accusation is pending to be written up.*

*Attorney Jessica Malan , representing DKW Farms , and Dwain Dunning and William Watson are present via zoom. Attorney Jessica Malan requests approval of the renewal application without prejudice to the pending accusation. She acknowledges prior deficiencies in mertc tagging , waste documentation, and inventory controls and outlines corrective measures. Director Kevin Richard states the administrative hold was lifted following the July 10th informal conference and clarifies that the renewal application does not affect pending enforcement proceedings. Dr. Clift moves to*

*approve the renewal by delegation with the pending notice of violation, Lacy Wilcox seconds. Chair Bailey Stuart calls the question.*
*Vice Chair Ely Cyrus-Yes*
*Dr. Clift – Yes*
*Lacy Wilcox- Yes*
*Chair Bailey Stuart – No*
*Motion passes 3-1 ; Capt. Cooper is not present to vote.*

| | | | |
|---|---|---|---|
| **2.** | **License 12833:** | **Wildflower Farms** | **TAB 23** |
| | Licensee: | Alaska Love it, LLC | |
| | Designated licensee: | Janiese Stevens | |
| | License Type: | Standard Marijuana Cultivation Facility | |
| | Local Government: | Homer; Kenai Peninsula Borough | |
| | **Violation(s):** | **AM 25-1321** 3 AAC 306.430 (c ) (2) Restricted Area, Odor**.** | |
| | Access | *The Board reviewed notice of violation at its December 2025 meeting and took no action.* | |

*Attorney Jana Weltzin, present in person representing licensee Janiese Stevens, present via zoom. Janeise Stevens reports replacing ineffective odor control filters and notes no further odor related NOVs since July 2025. Vice Chair Ely Cyrus notes the lack of borough protests does not necessarily indicate that odor complaints have ceased, as complaints may be directed to AMCO. Dr. Clift moves to approve Renewal application #12833 dba Wildflower with delegation; Lacy Wilcox seconds the motion. Chair Bailey Stuart calls the question.*
*Vice Chair Ely Cyrus-Yes*
*Dr. Clift – Yes*
*Lacy Wilcox- Yes*
*Chair Bailey Stuart – Yes*
*Motion passes unanimously ; Capt. Cooper is not present to vote.*

| | | | |
|---|---|---|---|
| **3.** | **License 16511:** | **Smoking Joe's Terps Co.** | **TAB 24** |
| | Licensee: | Smoking Joe's Terps Co. | |
| | Designated licensee: | Jacob Thom | |
| | License Type: | Standard Marijuana Cultivation Facility | |
| | Local Government: | Homer; Kenai Peninsula Borough | |

| | |
|---|---|
| **Violation(s):** Access | **AM 24 2364** 3 AAC 306.430 (c ) (2) Restricted Area, Odor. *The Board discussed the notice of violation at its September 2025 and ordered an accusation. An informal conference with the Board was held in March of 2026. A stipulated agreement is pending to be written up.* |

***Tabs 24 and 25 voted in block***

| | | |
|---|---|---|
| **4. License 27777:** | **Smoking Joe's Terps Co.** | **TAB 25** |
| Licensee: | Smoking Joe's Terps Co. | |
| Designated licensee: | Jacob Thom | |
| License Type: | Standard Marijuana Cultivation Facility | |
| Local Government: | Kenai Peninsula Borough | |
| **Violation(s):** | **AM 24-2364** 3 AAC 306.405 ( c) (4) Privileges and prohibited acts; 3AAC 306.475 (b) (1) and (d) (4) Labeling; 3AAC 306.703 Operations; 3AAC 306.735 (b) (9). *The Board discussed the notice of violation at its September 2025 and ordered an accusation. An informal conference with the Board was held in March of 2026. A stipulated agreement is pending to be written up.* | |

*Dr. Clift moves to approve renewal application for license #16511 and #27777 Smoking Joe's Terps Co. with delegation; Lacy Wilcox seconds. Chair Bailey Stuart questioned the status of the stipulated agreement, Director Kevin Richard confirms the terms were reached and commits to completing and submitting the agreement before the next board meeting. Chair Stuart calls the question.*
*Vice Chair Ely Cyrus-Yes*
*Dr. Clift – Yes*
*Lacy Wilcox- Yes*
*Chair Bailey Stuart – Yes*
*Motion passes unanimously ; Capt. Cooper is not present to vote.*

| | | |
|---|---|---|
| **5. License 18545:** | **Nome Grown** | **TAB 26** |
| Licensee: | Nome Grown, LLC | |
| Designated licensee: | Gregory Smith | |

| | |
|---|---|
| License Type: | Retail Marijuana Store |
| Local Government: | Nome |
| **Violation(s):** | **AM 25-1711** 3 AAC 306.710 (c) Restricted Access Area; 3AAC 306.380 (g) (1) (B) (i) and (ii) Drive up Exterior Window |

*Attorney Jana Weltzin is present in person for Licensee Greg Smith via zoom. Dr. Clift moves to approve the renewal of license #18545 Nome Grown with delegation, Lacy Wilcox seconds the motion. Greg Smith confirms the camera issue was promptly corrected and clarifies that the drive-through is not currently in use but may be used seasonally. Vice Chari Ely Cyrus asks how staff verify customer identification and ensure surveillance captures customers wearing helmets. The licensee confirms the camera provides a clear view, and staff may ask customers to remove helmets when necessary. Chair Bailey Stuart calls the question.*
*Vice Chair Ely Cyrus-Yes*
*Dr. Clift – Yes*
*Lacy Wilcox- Yes*
*Chair Bailey Stuart – Yes*
*Motion passes unanimously ; Capt. Cooper is not present to vote.*

**6. License 21069: Wildflower** **TAB 27**

| | |
|---|---|
| Licensee: | Three Sisters, LLC |
| Designated licensee: | Janiese Stevens |
| License Type: | Retail Marijuana Store |
| Local Government: | City of Kodiak, Kodiak Island Borough |
| **Violation(s):** | **AM 25-1263** 3 AAC 306.710 (a) (c)<br>*The Board reviewed notice of violation at its December 2025 meeting and took no action.* |

*Attorney Jana Weltzin, present in person representing licensee Janiese Stevens. Dr. Clift moves to approve the renewal of license #21069 dba Wildflower with delegation; Lacy Wilcox seconds the motion. Chair Bailey Stuart calls the question.*
*Vice Chair Ely Cyrus-Yes*
*Dr. Clift – Yes*
*Lacy Wilcox- Yes*
*Chair Bailey Stuart – Yes*
*Motion passes unanimously ; Capt. Cooper is not present to vote.*

| | | | |
|---|---|---|---|
| **7.** | **License 25902:** | **TI'oh Suu by Green Degree** | **TAB 28** |
| | Licensee: | Kerby's Corporation | |
| | Designated licensee: | Kerby Coman | |
| | License Type: | Retail Marijuana Store | |
| | Local Government: | None | |
| | **Violation(s):** | **AM 26-0450** 3 AAC 306.715 ( e) Security alarms systems and lock standards; 3 AAC 306.355 (a) (1) (3) Limit on quantity sold. *NOV considered on this agenda, under Tabled NOVs*. | |

Recording GMT20260902-170025. At mark: 4:22:17.

Dr. Clift moves to approve the renewal application license 25902, TI'oh Suu by Green Degree, Kerby Coman, with delegation. Lacy Wilcox seconds.

Bailey Stuart reminds the board the notice of violation has been discussed, asks for further board members if they have further questions. Ely Cyrus, not at this time. Dr. Clift, no. Lacy Wilcox: she asks how can the board hold a licensee accountable for the other businesses they operate; two on this agenda for the same licensee. She reflects on the amount time the board has spent on the individual person, when she wanted to be doing the cool stuff for the industry, and the amount of heat and reputational damage the board members have experienced just trying to deal with this matter or this group of folks' matter collectively. She is hoping she can have a really good discussion later, and if there is a way to hold people accountable, this would not be impacted if the board were to renew of this location. Separately, she would like to see the provisions of the NOV imposed earlier to be successful, if this were not a licensee she is very concerned about…. She would like to be assured if they get down the road talking about the behavior of this individual and the best interest of Alaskans and this industry and public safety and public health, that the board would not be prohibited from action… Ely Cyrus agrees with Lacy Wilcox's views.

Call the question: Ely Cyrus, yes. Dr. Clift, yes. Lacy Wilcox, no. Bailey Stuart, no. Motion fails 2-2 (license renewal is denied).

Andrew Bocanumenth asks the board to more adequately state based on the regulations the reasons for denial.

Bailey Stuart: cites 3 AAC 306.080(b) after review of the application and all relevant information, the board will deny an application for renewal of a marijuana establishment license if the board finds (1) any cause listed in (a)(5) of this section. 3 AAC 306.080(a)(5) the applicant's actions or the operating plan does not adequately demonstrate that the applicant will comply with applicable provisions of this chapter. Bailey Stuart asks board members to correct her if she is wrong. Lacy Wilcox agrees with the citation as the bases for denial and expands upon her thoughts: her memory of this licensee leveraging the non-payment of taxes many years ago to build out, a what is now, a five retail business empire with multiple other licenses…it was so alarming, then, that it caused the board at the time take a brand new approach toward tax delinquency… this licensee was a catalyst for that change.. she was in the room that day. Now, she feels like forgiving tax delinquency for some well-meaning actors because times are so hard… back then everybody is building these business and the struggle was shared, and to hear licensees years ago say: I don't pay my taxes so I have access to that money so I can reinvest it in my business… this is the behavior that has been seen it worked out well for this licensee, they have huge footprint in the industry, a pretty big problem with compliance across multiple facilities. She does not think it is in the best of Alaska, and, specifically, the Alaskan who are participating in this industry and doing their best… the board is spending a lot of time on this licensee and is breaking the industry that the board let's it continue, and she is not willing to let this continue anymore. She hopes she exercises all their due process rights…, but she doesn't feel like Alaska needs to support behavior anymore.

| | | |
|---|---|---|
| **8. License 31690:** | **North Coast Cultivation** | **TAB 29** |
| Licensee: | North Coast Cultivation, LLC | |
| Designated licensee: | Karen Gorton | |
| License Type: | Limited Marijuana Cultivation Facility | |
| Local Government: | Matanuska Susitna Borough | |
| **Violation(s):** | **AM 25-1578** 3 AAC 306.705 Licensed premises; alteration. | |
| | *The Board reviewed notice of violation at its December 2025 meeting and took no action.* | |

*Licensee Karen Gorton is present in zoom. Chair Bailey Stuart notes that the NOV was reviewed in the December 2025 meeting with no action taken. Dr. Clift moves to*

*approve the renewal of License #31690 with delegation, Lacy Wilcox seconds. Chair Bailey Stuart calls the question.*
*Vice Chair Ely Cyrus-Yes*
*Dr. Clift – Yes*
*Lacy Wilcox- Yes*
*Chair Bailey Stuart – Yes*
*Motion passes unanimously ; Capt. Cooper is not present to vote.*

9. **License 33144:** **Hidden Farms LLC** **TAB 30**

| | |
|---|---|
| Licensee: | Hidden Farms LLC |
| Designated licensee: | Derek Clark |
| License Type: | Standard Marijuana Cultivation Facility |
| Local Government: | Municipality of Anchorage |
| **Violation(s):** | **AM 26-1090** 3 AAC 306.405 (a) (5) Privileges and prohibited acts; 3 AAC 306.435 (a) (1) Marijuana Inventory Tracking System. *Recommendation for Disciplinary Action addressed on this agenda.* |

*Dr. Clift motions to approve the renewal license of #33144, Hidden Farms, LLC by delegation, Lacy Wilcox seconds. Chair Bailey Stuart calls the question.*
*Vice Chair Ely Cyrus-Yes*
*Dr. Clift – Yes*
*Lacy Wilcox- Yes*
*Chair Bailey Stuart – Yes*
*Motion passes unanimously ; Capt. Cooper is not present to vote.*

- **2026-2027 Renewal Applications w/ Tax Delinquency**

1. **License 10095:** **Rainforest Cannabis Cultivation** **TAB 31**

| | |
|---|---|
| Licensee: | Jason C Kolanko |
| Designated licensee: | Jason C Kolanko |
| License Type: | Standard Marijuana Cultivation Facility |
| Local Government: | City of Ketchikan; Ketchikan Gateway Borough |
| **Consideration:** | **Tax Delinquency** |

*Dr. Clift motions to approve Renewal Application for License #10095 dba Rainforest Cannabis Cultivation, Lacy Wilcox seconds. Vice Chair Ely Cyrus – yes, Dr. Clift- yes, Lacy Wilcox- yes, Capt. Cooper – not present to vote. Motion carries.*

**2. License 10122: Stoney Creek Growers, LLC TAB 32**

| | |
|---|---|
| Licensee: | Stoney Creek Growers, LLC |
| Designated licensee: | Erika Anger |
| License Type: | Limited Marijuana Cultivation Facility |
| Local Government: | Kenai Peninsula Borough |
| **Consideration:** | **Tax Delinquency** |

*Dr. Clift moves to approve Renewal License # 10122 dba Stoney Creek Growers, LLC with delegation, Lacy Wilcox seconds. Vice Chair Ely Cyrus- yes, Dr. Clift – yes, Lacy Wilcox – yes, Chair Bailey Stuart – yes, Capt. Cooper – not present to vote. Motion carries.*

***The board votes for Tabs 34, 36, 37, 38, 39,40, 42 in block section.***

*The Board reviews the renewal applications that are not on the August Department of Revenue delinquency list. Savannah Ritter from Department of Revenue states that the removal from the delinquency list may indicate compliance with a payment plan and does not mean the underlying debt has been paid in full. Director Kevin Richard advised that existing regulations provide enforcement action for tax delinquency and authorize denial of renewal when a licensee is delinquent at the time of the renewal. Lacy Wilcox moves to approve the renewal license for License #11957 dba Last Frontier Joint Operations , #13503 dba Vital Gardens, #16015 Bluffside Gardens, #22015 dba Area 49 Farms, #22369 dba Moon Forest Gardens, #25145 dba Alaska Botanical Farms, and #38497 dba Cosmic Garden with delegation, Dr. Clift seconds. Vice Chair Ely Cyrus- yes, Dr. Clift – yes, Lacy Wilcox – yes, Chair Bailey Stuart – yes, Captain Cooper – not present to vote. All vote yes motion carries.*

**3. License 11488: Alaska Tasty Cannabis, LLC TAB 33**

| | |
|---|---|
| Licensee: | Alaska Tasty Cannabis, LLC |
| Designated licensee: | Nazif Limani |
| License Type: | Standard Marijuana Cultivation Facility |
| Local Government: | Fairbanks North Star Borough |

**Consideration:** **Tax Delinquency**

*Alaska Tasty Cannabis, Licensee Nazif Limani, is present via zoom. Dr. Clift moves to approve License #11488 dba Alaska Tasty Cannabis , LLC with delegation, Lacy Wilcox seconds. Licensee, Nazif Limani states his intent and plan to resolve the outstanding taxes. The board discusses the licensee's outstanding tax liability, prior payment plans, and the previously approved transfer to City of Houston Location. Staff states that Department of Revenue had issued a tax compliance letter on April 30, 2026, satisfying the tax related condition of the prior transfer delegation. There is further discussion on tax compliance with the licensee and the compliant and payment plan with Department of Revenue. Dr. Clift rescinds her original motion, Lacy Wilcox seconds. Dr. Clift moves to deny with an abeyance of the renewal of License #11488 dba Alaska Tasty Cannabis to include a delegation that the licensee submits a waiver and becoming compliant with a DOR payment plan within 60 days, Lacy Wilcox seconds. Vice Chair Ely Cyrus – yes, Dr. Clift – yes, Lacy Wilcox – yes, Chair Bailey Stuart – yes, Capt. Cooper – absent to vote. Motion carries.*

4. **License 11957:** **Last Frontier Joint Operations, LLC** **TAB 34**
   Licensee: Last Frontier Joint Operations, LLC
   Designated licensee: Mike Keiser
   License Type: Standard Marijuana Cultivation Facility
   Local Government: Ketchikan Gateway Borough
   **Consideration:** **Tax Delinquency**

   ***Voted in block***

5. **License 12633:** **Emerald City Organics, LLC** **TAB 35**
   Licensee: Emerald City Organics, LLC
   Designated licensee: Nathan Alton
   License Type: Standard Marijuana Cultivation Facility
   Local Government: Matanuska Susitna Borough
   **Consideration:** **Tax Delinquency**

   *Attorney Jana Weltzin, present in person, with Licensee Jay Murray present via zoom states this is the first time being present on the delinquency list and plan to pay if off by the end of the month and requests for approval. Dr. Clift moves to approve the renewal of License #12633 with delegation requiring the licensee to become current on outstanding taxes by the end of the month, Lacy Wilcox seconds. Vice Chair Ely Cyrus –*

*yes, Dr. Clift – yes, Lacy Wilcox – yes, Chair Bailey Stuart – yes, Capt. Cooper – absent to vote. Motion carries.*

| | | | |
|---|---|---|---|
| **6.** | **License 13503:** | **Vital Gardens LLC** | **TAB 36** |
| | Licensee: | Vital Gardens LLC | |
| | Designated licensee: | Zakary Kessler | |
| | License Type: | Limited Marijuana Cultivation Facility | |
| | Local Government: | Municipality of Anchorage | |
| | **Consideration:** | **Tax Delinquency** | |

***Voted in block***

| | | | |
|---|---|---|---|
| **7.** | **License 16015:** | **Bluffside Gardens** | **TAB 37** |
| | Licensee: | Bluffside Gardens LLC | |
| | Designated licensee: | Brian Tunnell | |
| | License Type: | Limited Marijuana Cultivation Facility | |
| | Local Government: | Matanuska Susitna Borough | |
| | **Consideration:** | **Tax Delinquency** | |

***Voted in block***

| | | | |
|---|---|---|---|
| **8.** | **License 22015:** | **Area 49 Farms, LLC** | **TAB 38** |
| | Licensee: | Area 49 Farms LLC | |
| | Designated licensee: | James Casey Protzman | |
| | License Type: | Standard Marijuana Cultivation Facility | |
| | Local Government: | Matanuska Susitna Borough | |
| | **Consideration:** | **Tax Delinquency** | |

*The Board revisits Tab 38 License #22015 dba Area 49 Farms, LLC Chair Bailey Stuart asks about the entity name on the delinquency list . Licensee James Protzman, is present via zoom and explains that the license transfer was completed shortly before renewal season, resulting in a delay in establishing his tax account. Savannah Ritter, Department of Revenue, is present via zoom states that the delinquent taxes are associated with Faded Moose Farms, prior entity. No further action was taken. Lacy Wilcox stepped out and returned.*

**License 22369:** **Moon Forest Legends** **TAB 39**

Licensee: Moon Forest Legends, LLC
Designated licensee: Christopher Barlow
License Type: Standard Marijuana Cultivation Facility
Local Government: Matanuska Susitna Borough
**Consideration:** **Tax Delinquency**

***Voted in Block***

9. **License 25145:** **Alaska Botanical Farms** **TAB 40**

Licensee: Alaska Botanical Farms Inc.
Designated licensee: Andrew Campbell
License Type: Limited Marijuana Cultivation Facility
Local Government: Matanuska Susitna Borough
**Consideration:** **Tax Delinquency**

***Voted in Block***

10. **License 32367:** **AK Legend Gardens** **TAB 41**

Licensee: AK Legend LLC
Designated licensee: Jered Buss
License Type: Standard Marijuana Cultivation Facility
Local Government: Municipality of Anchorage
**Consideration:** **Tax Delinquency**

*Licensee Jered Buss, present via zoom states his intent on paying the delinquency within 60 days. Dr. Clift moves to deny the renewal application for License #32367 dba AK Legend Gardens with a 60 day abeyance to allow the licensee to either pay the delinquent taxes in full or become compliant with a payment plan. Jered Buss-Licensee, agrees to sign the necessary waiver document. Vice Chair Ely Cyrus – yes, Dr. Clift – yes, Lacy Wilcox – yes, Chair Bailey Stuart – yes, Capt. Cooper – absent to vote. Motion carries.*

**5:57:43**

11. **License 38498:** **Cosmic Garden** **TAB 42**

Licensee: Cosmic Enterprises, LLC
Designated licensee: Chris C. Long

| | |
|---|---|
| License Type: | Limited Marijuana Cultivation Facility |
| Local Government: | Homer/Kenai Peninsula Borough |
| **Consideration:** | **Tax Delinquency** |

***Voted in block***

*Vice Chair Ely Cyrus moves to table the Marijuana Handler Permit Course until the following morning to allow additional time to review and verification of revisions, Dr. Clift seconds the motion. Chair Bailey Stuart calls the question.*
*Vice Chair Ely Cyrus-Yes*
*Dr. Clift – Yes*
*Lacy Wilcox- Yes*
*Chair Bailey Stuart – Yes*
*Motion passes unanimously ; Capt. Cooper is not present to vote.*

***Break at 4:18 pm***
***Reconvene at 4:30***

*Chair Bailey Stuart calls roll call:*

- Bailey Stuart, Chair – Industry*, present in person*
- Ely Cyrus, Vice Chair – Rural, *present via zoom*
- Dr. Bruck Clift – Public Health, *present in person*
- Lacy Wilcox – Public Member, *present in person*
- Capt. Daron Cooper – Public Safety, *absent*

*****The board proceeds to Tab 44, Regulations Tracking Spreadsheet.***

***Reconvene : 9/3/2026 – 9:00 am***

- *Chair Bailey Stuart calls roll call:*
  - Bailey Stuart, Chair – Industry*, present in person*
  - Ely Cyrus, Vice Chair – Rural, *present via zoom*
  - Dr. Bruck Clift – Public Health, *present in person*
  - Lacy Wilcox – Public Member, *present in person*
  - Capt. Daron Cooper – Public Safety, *absent*

- **Marijuana Handler Course Provider – 3 year review** *(tabled from June 24th, 25th meeting)*

    - 360Training Inc.com / Alaska Marijuana Handler Permit Training **TAB 43**

*Asad Bilal, Regulatory Research Specialist with 360 Training is present via zoom. Chair Bailey Stuart identifies inaccurate regulatory references, misleading identification requirements and not specific to Alaska. Chair Bailey Stuart emphasizes the needs for human review, accurate citations, and consistent standards for approved courses. Lacy Wilcox supports Alaska specific content and consistent scrutiny of course providers. Vice Chair Ely Cyrus expresses concern that AMCO and the board are providing extensive corrections to a product that should be finalized by the provider. Jane Sawyer confirms that the original course remains available on the AMCO website as an approved course and we can have it removed pending further action. Lacy Wilcox motions to table the handler course renewal to the November meeting and remove the course from the approved list and have the providers make the changes needed, the motion receives no second. Director Kevin Richard cites that under 3AAC 306.701 as authority for the board to rescind the course approval. Lacy Wilcox moves to rescind approval of the 360TrainingInc.com Marijuana Handler Permit Course due to inaccuracies in the course content and adds the provider may reapply by submitting a new MJ10 application and the $500 application fee, Vice Chair Ely Cyrus seconds. Chair Bailey Stuart calls the question.*
*Vice Chair Ely Cyrus-Yes*
*Dr. Clift – No*
*Lacy Wilcox- Yes*
*Chair Bailey Stuart – Yes*
*Motion passes 3-1 ; Capt. Cooper is not present to vote.*

- **MCB Laboratory Testing Working Group – September 3, 2026.**

    - Presentation by the group

*27:38.250 - Jessica Alexander, Member -Land and Seas Laboratory, present via zoom. Jessica Alexander presents the scientific subcommittee's recommendations developed with Division of Agriculture and laboratory experts. Dr. Clift asks whether all testing laboratories can reliably detect the proposed lower pesticide limits. Jessica Alexander confirms that a cannabis chemistry consultant and a DEC chemist reviewed the data and are confident the limits are achievable using current LCM SMS technology . Dr. Clift asks whether pesticide levels above the proposed limits pose human health risks. Jessica Alexanderarexplains that certain analytes are known to be harmful if ingested , but data on inhalation risks is limited, the zero tolerance limits are intended to confirm the absence of*

*these pesticides rather than establish a permissible level. The subcommittee reports that there will be a need for constant evaluation. Jessica Alexander summarizes the subcommittee's recommendation for an allowable pesticide list of 113 active ingredients, testing for 64 pesticides, and action limits for arsenic, cadmium, lead, and mercury. Jason Pfeiefer, Member- Frog Mountain – reports that the group developed draft representative sampling guidance for different license types and operation sizes, incorporating testing procedures and chain of custody requirements. A survey was distributed to licensees, with 23 responses received. Pfiefer discusses video documentation that helps with administrative burden and that the sample methods remain under development. Lacy Wilcox raises concerns about cultivators reusing high testing samples across multiple harvests and whether terpene testing could help identify sample discrepancies. Johnathan Strong, Member, Canntest explains that the recommendations aim to improve sampling consistency and test validity while discouraging improper practices. He notes that Alaska will retain self- sampling due to the state's geography and seeks industry feedback on the proposed requirements and associated burden. There is further discussion on terpene testing as a means of detecting sample tampering. Johnathon Strong explains that laboratories are not enforcement agencies and that clear criteria would be needed to flag suspected adulteration. The board discusses implementation of proposed heavy metal and pesticide testing requirements, including phase in periods, testing frequency and laboratory capacity. Jessica Alexander recommends phased implementation to allow licensees and laboratories to adjust. The Board discusses the proposed 10 pound package limit. Jessica Alexander explains that current sampling requirements reflect prior research on defensible sampling and Alaska's lack of third party sampling. She recommends prioritizing other regulatory issues before revisiting the limit. The Board encourages industry feedback through the survey before the proposals advance to the Department of Law.*

***Break 10:42 am***
***Reconvene 10:54***

- *Chair Bailey Stuart calls roll call:*
    - Bailey Stuart, Chair – Industry*, present in person*
    - Ely Cyrus, Vice Chair – Rural, *present via zoom*
    - Dr. Bruck Clift – Public Health, *present in person*
    - Lacy Wilcox – Public Member, *present in person*
    - Capt. Daron Cooper – Public Safety, *absent*

- **Board Action on Marijuana Handler Permit – September 3, 2026.**

    - James Balog, MHP 12993. AM26-0229

    *Chief Investigator Joe Bankowski and Investigator Joe Hamilton provide an overview of the investigation into Marijuana Handler Permit #12993, held by James Meiler Balog. The Board discusses the violations of 3 AAC 306.750, including failure to maintain chain of custody, extended storage at a private residence, and leaving the vehicle unattended. Lacy moves to revoke Marijuana Handler Permit #12993 James Balog, Vice Chair Ely Cyrus seconds. James Balog enters the meeting at 11:19 am via zoom, he acknowledges his mistake, states that he worked to make the affected licensees whole and described changes to his transportation and overnight storage practices. Lacy Wilcox amends her original motion to issue a notice of violation for $50 first time offense based on lack of chain of custody, Vice Chair Ely Cyrus seconds. Chair Bailey Stuart has concerns about the NOV and timeliness of the violation coming before the board. Lacy Wilcox rescinds her motion, Vice Chair Ely Cyrus seconds. Lacy Wilcox moves to table Marijuana Handler Permit #12993 AMCO case # 26-0229 until the next MCB Meeting to allow AMCO staff to confirm whether affected licensees were made whole and provide an opportunity for them to raise any concerns. Chair Bailey Stuart calls the question.*

    *Vice Chair Ely Cyrus-Yes*
    *Dr. Clift – Yes*
    *Lacy Wilcox- Yes*
    *Chair Bailey Stuart – Yes*
    *Motion passes unanimously ; Capt. Cooper is not present to vote.*

    ***Break at 12:02 pm***
    ***Reconvene 1:02 pm***

- *Chair Bailey Stuart calls roll call:*
    - Bailey Stuart, Chair – Industry*, present in person*
    - Ely Cyrus, Vice Chair – Rural, *present via zoom*
    - Dr. Bruck Clift – Public Health, *present in person*
    - Lacy Wilcox – Public Member, *present in person*
    - Capt. Daron Cooper – Public Safety, *absent*

- **Office of Administrative Hearings Proposed Decision(s) – September 3, 2026, 1:00pm**

    - ITMO Next Level Labs Corp dba Next Level Labs OAH No. 25-2930-MCB / AMCO No. 25-0016

Recording 20260903-161506 at time mark 2:51:13: Dr. Clift moves to enter Executive Session under AS 44.62.310(d)(1), this session does not apply when a governmental body is performing judicial or quasi-judicial function when holding a meeting solely to make a decision in a judicatory preceding. Lacy Wilcox seconds. Ely Cyrus, yes. Dr. Clift, yes. Lacy Wilcox, yes. Bailey Stuart, yes.

Note: Administrative Law Judge Salinger was present.

Recording 20260903-161506 at time mark 2:52:00: Board is back on record at 3:22pm. Roll call: Ely Cyrus, Dr. Clift, Lacy Wilcox, Bailey Stuart are present. Quorum established.

Lacy Wilcox moves that the Marijuana Control Board adopt the Administrative Law Judge's findings of fact and conclusions of law establishing the violations proven in this matter, but reject and revise the proposed sanction. Therefore, she further moves that the Board amend the sanction ordering that AMCO staff be the ones to inventory and destroy all product placed in administrative hold, and to impose the recommended fine of $50,000 due within 30 days, and that the marijuana manufacturing facility license number 23989 be revoked. Ely Cyrus seconds. No further discussion. Call the question: Ely Cyrus, yes. Dr. Clift, no. Lacy Wilcox, yes. Bailey Stuart, yes. Motion passes 3-1.

- **Stipulated Agreements – September 3, 2026, at a time to be determined**

    - Anchorage Bowl, LLC dba Anchorage Bowl LLC & Shelton Landon
      AMCO No. AM25-0746

*Dr. Clift recuses herself in the matter of Anchorage Bowl LLC . Lacy Wilcox moves to enter executive session in the matter of Anchorage Bowl LLC,#12316 pursuant to AD 44.62.310 d 1 under the open meetings act Shelton Landon AMCO No. AM25-0746, Vice Chair Ely Cyrus seconds. Chair Bailey Stuart calls the question.*
*Vice Chair Ely Cyrus-Yes*
*Dr. Clift – Recused*
*Lacy Wilcox- Yes*
*Chair Bailey Stuart – Yes*
*Motion passes 3-0 ; Capt. Cooper is not present to vote; Dr. Clift is recused from voting.*

*The board moves to Deliberative Session at 3:28 pm.*
*Back into regular session at 3:45pm*

- *Chair Bailey Stuart calls roll call:*
  - Bailey Stuart, Chair – Industry*, present in person*
  - Ely Cyrus, Vice Chair – Rural, *present via zoom*
  - Dr. Bruck Clift – Public Health, *present in person*
  - Lacy Wilcox – Public Member, *present in person*
  - Capt. Daron Cooper – Public Safety, *absent*

*Dr. Clift has recused herself in the matters of Anchorage Bowl, LLC. ALJ Schmidt is present in person. The Board proceeds to review the stipulated agreement. Licensee, Shelton Landon, present in person, speaks on the signed agreement as written and acknowledges the importance of recordkeeping and compliance. Lacy Wilcox moves to adopt the Stipulated agreement in the matter of Anchorage Bowl, LLC License #12316 AM25-0746, Vice Chair Ely Cyrus seconds. Chair Bailey Stuart calls the question.*
*Vice Chair Ely Cyrus-Yes*
*Dr. Clift – Recused*
*Lacy Wilcox- Yes*
*Chair Bailey Stuart – Yes*
*Motion passes 3-0 ; Capt. Cooper is not present to vote; Dr. Clift is recused fromvoting.*

***The Board proceeds to the tabled TAB 47. Dr. Clift has rejoined the meeting at 3:56 pm.***

- **AO360 Regulations**

  - **AO-360 Regulations Tracking Spreadsheet:** **TAB 44**

    *9/2/2026 - Vice Chair Ely Cyrus asks about AMCO's progress on AO360 compared with other state departments. Director Kevin Richard explains that AMCO's process differs because of its board structure. Chair Bailey Stuart commends staff for their work.*

  - **Opened Regulations Projects: Law reviewed and approved draft:** Pending board consideration of draft. If approved, these projects can be sent out for public comment.

    Public oral comments may not be received at this meeting for this section.

**1.** 3 AAC 306.816 Notice of Defense **TAB 45**

*Director Kevin Richard explains the amendment aligns marijuana regulations by allowing a licensee to pursue an informal conference with the Director before filing a notice of defense with the Office of Administrative Hearings . If the informal conference does not resolve the matter, the licensee has 10 days to file a notice of defense with OAH. Lacy Wilcox moved to send regulation project for 3 AAC 306.816, Notice of Defense, out for 30 day public comment, Dr. Clift seconds the motion. Chair Bailey Stuart calls the question.*
*Vice Chair Ely Cyrus-Yes*
*Dr. Clift – Yes*
*Lacy Wilcox- Yes*
*Chair Bailey Stuart – Yes*
*Motion passes unanimously ; Capt. Cooper is not present to vote.*

**2.** Potency Levels Testing for Total THC in Edible Marijuana Products **TAB 46**

*Director Kevin Richard provides an overview of the proposed amendment to 3 AAC 306.560 regarding the potency levels and testing for total THC in edible marijuana products. Chair Bailey Stuart asks about the Department of Law Review process. Director Richard explains that the staff can prepare an advisory notice outlining the regulatory changes , practical implications, and a reasonable transition period for licensees to address existing product packaging and inventory. Vice Chair Ely Cyrus recommends a consolidated summary of upcoming regulatory changes to help licensees understand new requirements. Lacy Wilcox agrees that the industry is looking for plain language interpretation. Lacy Wilcox moves to send out the regulation project out for a 30 day public comment period, Dr. Clift seconds. Chair Bailey Stuart calls the question.*
*Vice Chair Ely Cyrus-Yes*
*Dr. Clift – Yes*
*Lacy Wilcox- Yes*
*Chair Bailey Stuart – Yes*
*Motion passes unanimously ; Capt. Cooper is not present to vote.*

- **Opened Regulations Projects: Initial Draft for Board Discussion:**

**1.** Restriction on marijuana and marijuana product **TAB 47**

*Director Kevin Richard proposes adding a new section to 3 AAC 306, Article 9, to clarify that Marijuana and Marijuana products must be sourced from Alaska Licensed cultivation facilities. The board discusses the scope of the proposed language, including CBD, naturally occurring and synthetic cannabinoids. Vice Chair Ely Cyrus recommends expressly referencing Alaska cultivation and strengthening the language to address materials sourced outside the state and converted in Alaska. Director Kevin Richard explains that the draft is intended to establish an Alaska based source requirement while avoiding conflict with approved hemp products and Division of Agriculture standards. The Board discusses whether to clarify the definitions of marijuana and marijuana products and how to address future synthetic or converted cannabinoids. There is further review needed to clarify the proposal's intent and strengthen the language before it proceeds to Department of Law. Chair Bailey Stuart proposes revisiting the regulation project the following morning to allow additional time to refine the draft and the board concurs to resume the discussion on September 3rd, 2026.*

*9/2/2026 Lacy Wilcox moves to recess the board meeting, Dr. Clift seconds. The motion carries.*

*9/3/2026 at 2:56 pm- The board resumes consideration of Tab 47 . Chair Bailey Stuart speaks on wording for the regulation draft that was submitted (exhibition A ) . Vice Chair Ely Cyrus recommends clarifying that additives, including hemp-derived cannabinoids must be sourced from Alaska licensed marijuana cultivation facilities, citing concerns with verifying the origin and tracking of hemp products. Agency Attorney Andrew Bocanumenth states that the revised language more clearly identifies prohibited conduct and supports enforcement, with further review and edits to occur through the Department of Law. Lacy Wilcox moves tab 47 to refer initial draft on regulation concerning restrictions on marijuana and marijuana products to the Department of Law for initial review and going straight to public comment. ; Dr. Clift seconds. Chair Bailey Stuart calls the question.*
*Vice Chair Ely Cyrus-Yes*
*Dr. Clift – Yes*
*Lacy Wilcox- Yes*
*Chair Bailey Stuart – Yes*
*Motion passes unanimously ; Capt. Cooper is not present to vote.*

***9/2/2026: Recess 5:05 pm***

***9/3/2026: Reconvene at 9:00 am*** *Chair Bailey Stuart calls the meeting to order at 9:00am.*
*Chair Bailey Stuart calls roll:*

- Bailey Stuart, Chair – Industry*, present in person*
- Ely Cyrus, Vice Chair – Rural, *present via zoom*
- Dr. Bruck Clift – Public Health, *present in person*
- Lacy Wilcox – Public Member, *present in person*
- Capt. Daron Cooper – Public Safety, *absent*

***The Board moves to the next agenda item; Marijuana Handler Permit Course renewal TAB 43.***

**2**. Under 21 on licensed premises and RAAs **TAB 48**

*The board proceeds to TAB 49.*

**3.** Public notice **TAB 49**

*Chair Bailey Stuart provides overview of the proposed amendments to public notice requirements. Vice Chair Ely Cyrus supports the propped changes and notes that social media is an effective communication tool in rural areas. Vice Chair Ely Cyrus also raises concerns regarding the movement in GPS Coordinates, noting that many rural communities lack formal street addresses. Jane Sawyer confirms that parcel and lot numbers are acceptable when physical addresses are unavailable.*

*Lacy Wilcox moves to amend her previous motion on TAB 47 to refer the initial draft regulation to Department of Law for review and, upon legal approval proceed to a 30 day public comment period, Dr. Clift seconds. Chair Bailey Stuart calls the question.*
*Vice Chair Ely Cyrus-Yes*
*Dr. Clift – Yes*
*Lacy Wilcox- Yes*
*Chair Bailey Stuart – Yes*
*Motion passes unanimously ; Capt. Cooper is not present to vote*

*Lacy Wilcox moves to refer TAB 49 initial draft regulation to the Department of Law for review and, upon legal approval, proceed to a 30 day public comment period; Dr. Clift seconds. Chair Bailey Stuart calls the questions.*
*Vice Chair Ely Cyrus-Yes*
*Dr. Clift – Yes*
*Lacy Wilcox- Yes*
*Chair Bailey Stuart – Yes*

*Motion passes unanimously ; Capt. Cooper is not present to vote*

**4.** Consumer Identification **TAB 50**

*Vice Chair Ely Cyrus expresses support for the revised language, noting that it is consistent with federal guidance recognizing tribal identification for air travel and provides an alternative for individuals without a driver's license or other photo identification for air travel and provides an alternative for individuals without a driver's license or other photo identification. Lacy Wilcox moves to refer the initial draft regulation on consumer identification to the Department of Law for review, and upon legal approval, proceed to a 30 day public comment period; Dr. Clift seconds. Chair Bailey Stuart calls the question.*
*Vice Chair Ely Cyrus-Yes*
*Dr. Clift – Yes*
*Lacy Wilcox- Yes*
*Chair Bailey Stuart – Yes*
*Motion passes unanimously ; Capt. Cooper is not present to vote*

**5.** Packaging and labeling **TAB 51**

***The Board proceeds to TAB 52***

**6.** Marijuana handler permit **TAB 52**

*Chair Bailey Stuart reviews the proposed amendments consolidating marijuana handler permit requirements into 3 AAC 306, Section 700 Jane Sawyer summarizes proposed changes, including repealing the Marijuana Handler Education course allowing board discretion in permit renewals involving criminal history. Chair Bailey Stuart supports retaining the education course requirement. Vice Chair Ely Cyrus questions whether the proposed criminal history language expands background check requirements; Jane Sawyer agrees to revise the draft. Vice Chair Ely Cyrus emphasizes the need for consistent criteria when evaluating criminal history and permit eligibility and notes distinctions between marijuana and alcohol regulation. Lacy Wilcox discusses individualized criminal history reviews and expresses interest in receiving public feedback. Lacy Wilcox also adds that she would like to hear the feedback from the public. Director Kevin Richard clarifies that, unlike an alcohol TAPS card, the Marijuana Handler permit is an AMCO enforcement tool that allows the agency to act against permit holders for violations.*
*Lacy Wilcox moves to advance TAB 52, Marijuana Handler Permit , to the Department of Law for legal review with the agreed upon revisions restoring the requirement that each employee hold a handler permit and retaining the Marijuana Handler Course requirement, and to proceed to 30 day public comment period upon legal approval; Dr. Clift seconds. Chair Bailey Stuart calls the question.*
*Chair Bailey Stuart calls the question.*

*Vice Chair Ely Cyrus-Yes*
*Dr. Clift – Yes*
*Lacy Wilcox- Yes*
*Chair Bailey Stuart – Yes*
*Motion passes unanimously ; Capt. Cooper is not present to vote*

**7.** Health and safety **TAB 53**

*Kristina Serezhenkof explains the amendments consolidating the health and safety requirements from various sections of 3 AAC 306 into Section 700, applicable to all license types and reduce repetitive provisions under subsection (b) (4). Chair Bailey Stuart supports retaining 3 AAC 306.735 (b) (1) that individuals working in direct contact with marijuana or marijuana products follow good hygienic practices while on duty. Vice Chair Ely Cyrus identifies technical revisions including removing "cultivation" from the establishment language in subsection (b) (1) and (b) (4) storage requirements, only says Marijuana products where it needs to be stored and leaves out basic Marijuana flower, which is important, should be changed to marijuana instead or marijuana product. Vice Chair Ely Cyrus also asks whether all nine health and safety requirements are covered by the reference DEC regulations under 18 AAC 31, Kristina Serezhenkof explains the cross reference are complex and cannot confirm that all requirements are addressed but can make effort. Lacy Wilcox moves to advance Tab 53 , Health and Safety, Initial Draft, to the Department of Law for review with the discussed revisions, and upon legal approval, proceed to a 30 day public comment period; Dr. Clift seconds. Chair Bailey Stuart calls the question.*
*Vice Chair Ely Cyrus-Yes*
*Dr. Clift – Yes*
*Lacy Wilcox- Yes*
*Chair Bailey Stuart – Yes*
*Motion passes unanimously ; Capt. Cooper is not present to vote*

*The Board proceeds to TAB 66.*

**8.** Inventory tracking system **TAB 54**

**9.** Samples for the purpose of facilitating sales **TAB 55**

**10.** Business records requirements **TAB 56**

**11.** Limit on quantity sold **TAB 57**

**12.** Inversion, security **TAB 58**

**13.** Conduct of board meetings, agenda **TAB 59**

**14.** Refusal to sell marijuana **TAB 60**

**15.** Marijuana tax, penalty fees for delinquent taxes **TAB 61**

**16.** 3 AAC 306.770 Advertising, marketing, promotions **TAB 62**

**17.** Removing in-house testing **TAB 63**

**18.** 3 AAC 306.080 Causes for denial **TAB 64**

- **Opened Regulations Projects: for Board Discussion:**

**1.** Definitions, immature, mature, flowering, non-flowering **TAB 65**

- Legislative Items

- Board Requests

- Marijuana Mailbox **TAB 66**
  - All correspondence received in the Board's inbox from June 13th – August 21st, 2026

*The Board members discuss the letter regarding onsite consumption and potential off site activities, including beer gardens.*
*Chair Bailey Stuart agrees but feels restricted for a license type for transportation.*
*Lacy Wilcox agrees with the letter but feels that endorsement is the language needed.*
*Ely Cyrus acknowledges the comments and agrees but believes that it should be at the local government jurisdiction to agree on what is acceptable.*

- Board Comments

*Vice Chair Ely Cyrus asks about exploring off site consumption at special events and festivals. Agency Attorney Andrew Bocanumenth explains that the Department of Law generally does not provide advisory opinions and recommends that the Board develop proposed regulatory language for review by the Legislative and Regulatory Affairs section. There board discusses incorporating the proposal into the AO360 regulatory project. Chair Bailey Stuarts asks whether she and Lacy Wilcox may develop draft language, with the intent of referring it to the Department of Law for review. Vice Chair Ely Cyrus agrees. The Board determines that a motion is not necessary to proceed with drafting the proposal.*

*Lacy Wilcox – encourages industry members to remain positive, follow regulations, and treat one another with respect.*

*Chair Bailey Stuart- Thanks participants for their continued engagement and public comments, encourages completion of the Testing Laboratory Working group survey, and recognizes staff for their work preparing for the meeting.*

- Next Regular Marijuana Control Board Meeting
    - November 18th – 19th, 2026 in Anchorage, Alaska

*Chair Bailey Stuart reminds members and the public of the next MCB meeting November 18-19, 2026, in Anchorage, Alaska.*

- Adjournment –
  *Chair Bailey Stuart adjourns the meeting on September 3rd at 5:26 pm.*

# 3 AAC 306.901

**3 AAC 306.901. Restriction on marijuana and marijuana products.**

(a) Marijuana or a marijuana product may contain only cannabinoids derived from marijuana cultivated in a cultivation facility licensed under this chapter.

(b) Notwithstanding (a) of this section, a marijuana product manufacturing facility may incorporate into a marijuana product an industrial hemp product that has been endorsed by the Division of Agriculture under 11 AAC 40.400 – 11 AAC 40.420, provided that:

(1) the endorsed hemp product is added solely in its final form; and

(2) the endorsed hemp product is not further processed, extracted, converted, isomerized, or otherwise chemically or physically modified after incorporation.

(c) A licensee may not introduce, process, convert, or use any industrial hemp product, cannabinoid, isomer, acid, salt, or derivative that

(1) has not been endorsed under 11 AAC 40.400 – 11 AAC 40.420, or

(2) has been altered after endorsement

in the manufacture, production, or preparation of marijuana or a marijuana product.

(d) Any marijuana product that incorporates an endorsed industrial hemp product remains fully subject to the testing, labeling, packaging, tracking, and other requirements of this chapter.