THE STATE of ALASKA
GOVERNOR MIKE DUNLEAVY

Department of Commerce, Community, and Economic Development

Alcohol and Marijuana Control Office

550 West 7th Avenue, Suite 1600
Anchorage, AK 99501
Main: 907.269.0350

# MEMORANDUM

TO: Marijuana Control Board DATE: November 9, 2026

FROM: Jane P Sawyer, Program Coordinator RE: Limit on quantity sold

This project was initiated as part of the AO-360 directive.

Two drafted versions are attached for board consideration.

After careful review and consideration of the draft, the board may consider its options.

**Options for the board:**

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

**3 AAC 306.355. Limit on quantity sold.**

(a) A retail marijuana store may not sell to any one person per day

(1) more than ~~one ounce~~28 grams of usable marijuana. In this paragraph, and for point-of-sale purposes, 28 grams equals 100 units;

(2) more than ~~seven~~ 14 grams of marijuana concentrate for inhalation. In this paragraph, and for point-of-sale purposes, 14 grams equals 100 units; or

(3) more than ~~5,600~~11,200 milligrams of THC in combined sales of marijuana and marijuana products. In this paragraph, and for point-of-sale purposes, 11,200 milligrams of TCH in combined sales equals 100 units.

(b) The limits set out in (a) of this section include marijuana or marijuana product sold for onsite consumption under 3 AAC 306.370.

(Eff. 2/21/2016, Register 217; am 4/11/2019, Register 230; am 10/18/2020, Register 236; am __/__/__; Register ____)

**3 AAC 306.370. Onsite consumption endorsement for retail marijuana stores.**

(a) Unless prohibited by local or state law, the board may approve an onsite consumption endorsement for a licensed retail marijuana store for consumption, on the marijuana retail store premises,

(1) of edible marijuana product only, in compliance with this section, in an indoor or outdoor area, regardless of whether the licensed retail marijuana store is freestanding;

(2) by any method, in compliance with this section, in an indoor or outdoor area of a freestanding licensed retail marijuana store.

(b) A licensed retail marijuana store with an approved onsite consumption endorsement is authorized to sell, for consumption at the time of purchase and only in an area designated as the marijuana consumption area, up to the limits prescribed in 3 AAC 306.355. -

~~(1) marijuana bud or flower, in quantities not to exceed one gram to any one person per day;~~

~~(2) edible marijuana products in quantities not to exceed 25 milligrams of THC to any one person per day; and~~

~~(3) a vaping device that contains not more than 0.3 grams of marijuana concentrate to any one person per day; a person may not consume marijuana concentrate onsite by a means~~

~~other than vaping as described in this paragraph.~~

(c) A licensed retail marijuana store with an approved onsite consumption endorsement may

(1) sell food or beverages not containing marijuana or alcohol; and

(2) allow a person to remove from the licensed premises marijuana or marijuana products that have been purchased on the licensed premises for consumption under this section, if they are packaged in accordance with 3 AAC 306.345. The quantity of the marijuana or marijuana products being removed in compliance with this paragraph, may not exceed the limits prescribed in 3 AAC 306.355.

…

3 AAC 306.990. Definitions

…

(b) In this chapter, unless the context requires otherwise,

(44) "marijuana consumption area" means a designated area within the licensed premises of a retail marijuana store that holds a valid onsite consumption endorsement, where marijuana and marijuana products may be consumed.~~, excluding marijuana concentrates other than those consumed by vaping under 3 AAC 306.370(b)(3)~~; → 306.370b3 is being repealed so I'm removing the reference. But it is unclear what the purpose of this sentence is or was.

(Words in **boldface and underlined** indicate language being added; words [CAPITALIZED AND BRACKETED] indicate language being deleted. Complete new sections are not in boldface or underlined.)

3 AAC 306.355 is amended to read:

**3 AAC 306.355. Limit on quantity sold.** (a) A retail marijuana store may not sell to any one person per day

(1) more than **28 grams** [ONE OUNCE] of usable marijuana**. In this paragraph, and for point-of-sale purposes, 28 grams equals 100 units**;

(2) more than **14** [SEVEN] grams of marijuana concentrate for inhalation**. In this paragraph, and for point-of-sale purposes, 14 grams equals 100 units**; or

(3) more than **11,200** [5,600] milligrams of THC in combined sales of marijuana and marijuana products. **In this paragraph, and for point-of-sale purposes, 11,200 milligrams of TCH in combined sales equals 100 units.**

(b) The limits set out in (a) of this section include marijuana or marijuana product sold for onsite consumption under 3 AAC 306.370. (Eff. 2/21/2016, Register 217; am 4/11/2019, Register 230; am 10/18/2020, Register 236; am ____/____/_____, Register _____)

**Authority:**

3 AAC 306.370(b) is amended to read:

(b) A licensed retail marijuana store with an approved onsite consumption endorsement is authorized to sell, for consumption at the time of purchase and only in an area designated as the marijuana consumption area **up to the limits prescribed in 3 AAC 306.355.**[,]

[(1) MARIJUANA BUD OR FLOWER, IN QUANTITIES NOT TO EXCEED ONE GRAM TO ANY ONE PERSON PER DAY;

(2) EDIBLE MARIJUANA PRODUCTS IN QUANTITIES NOT TO EXCEED 25 MILLIGRAMS OF THC TO ANY ONE PERSON PER DAY; AND

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(3) A VAPING DEVICE THAT CONTAINS NOT MORE THAN 0.3 GRAMS OF MARIJUANA CONCENTRATE TO ANY ONE PERSON PER DAY; A PERSON MAY NOT CONSUME MARIJUANA CONCENTRATE ONSITE BY A MEANS OTHER THAN VAPING AS DESCRIBED IN THIS PARAGRAPH.]

3 AAC 306.370(c)(2) is amended to read:

(2) allow a person to remove from the licensed premises marijuana or marijuana products that have been purchased on the licensed premises for consumption under this section, if they are packaged in accordance with 3 AAC 306.345. **The quantity of the marijuana or marijuana products being removed in compliance with this paragraph may not exceed the limits prescribed in 3 AAC 306.355.**

(Eff. 4/11/2019, Register 230; am 8/7/2021, Register 239; am 12/8/2024, Register 252; am ____/____/_____, Register _____)

**Authority:**

3 AAC 306.990(b)(44) is amended to read:

(44) "marijuana consumption area" means a designated area within the licensed premises of a retail marijuana store that holds a valid onsite consumption endorsement, where marijuana and marijuana products may be consumed[, EXCLUDING MARIJUANA CONCENTRATES OTHER THAN THOSE CONSUMED BY VAPING UNDER 3 AAC 306.370(b)(3)];

(Eff. 2/24/2015, Register 213; am 2/21/2016, Register 217; am 10/11/2017, Register 224; am 8/11/2018, Register 227; am 10/20/2018, Register 228; am 4/11/2019, Register 230; am 5/9/2019, Register 230; am 03/13/2020, Register 233; am 12/6/2020, Register 236; am

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12/10/2020, Register 236; am 8/7/2021, Register 239; am 7/23/2023, Register 247; am 4/19/2025, Register 254; am 4/25/2025, Register 254; am ____/____/_____, Register _____)

**Authority:**

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**3 AAC 306.355. Limit on quantity sold.** This one will show as repeal and readopt in the technical draft.

(a) A retail marijuana store may not sell to any one person per day

(1) more than one ounce of ~~usable marijuana;~~marijuana bud or flower or its equivalent in marijuana concentrates or marijuana products.

~~(2) more than seven grams of marijuana concentrate for inhalation; or~~

~~(3) more than 5,600 milligrams of THC in combined sales of marijuana and marijuana products.~~

~~(b) The limits set out in (a) of this section include marijuana or marijuana product sold for onsite consumption under 3 AAC 306.370.~~ Removing/repealing (b). This is already stated under 306.370

(b) The following equivalency applies to the one-ounce limit:

(1) one ounce of marijuana bud or flower shall be equivalent to 14 grams of marijuana concentrate;

(2) one ounce of marijuana bud or flower shall be equivalent to 140, ten-milligram servings of total THC in marijuana products.

(Eff. 2/21/2016, Register 217; am 4/11/2019, Register 230; am 10/18/2020, Register 236; am __/__/____, Register _____)

**3 AAC 306.370. Onsite consumption endorsement for retail marijuana stores.**

(a) Unless prohibited by local or state law, the board may approve an onsite consumption endorsement for a licensed retail marijuana store for consumption, on the marijuana retail store premises,

(1) of edible marijuana product only, in compliance with this section, in an indoor or outdoor area, regardless of whether the licensed retail marijuana store is freestanding;

(2) by any method, in compliance with this section, in an indoor or outdoor area of a freestanding licensed retail marijuana store.

(b) A licensed retail marijuana store with an approved onsite consumption endorsement is authorized to sell, for consumption at the time of purchase and only in an area designated as the marijuana consumption area, up to the limits prescribed in 3 AAC 306.355. -

~~(1) marijuana bud or flower, in quantities not to exceed one gram to any one person~~

~~per day;~~

~~(2) edible marijuana products in quantities not to exceed 25 milligrams of THC to any one person per day; and~~

~~(3) a vaping device that contains not more than 0.3 grams of marijuana concentrate to any one person per day; a person may not consume marijuana concentrate onsite by a means other than vaping as described in this paragraph.~~

(c) A licensed retail marijuana store with an approved onsite consumption endorsement may

(1) sell food or beverages not containing marijuana or alcohol; and

(2) allow a person to remove from the licensed premises marijuana or marijuana products that have been purchased on the licensed premises for consumption under this section, if they are packaged in accordance with 3 AAC 306.345. The quantity of the marijuana or marijuana products being removed in compliance with this paragraph, may not exceed the limits prescribed in 3 AAC 306.355.

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(44) "marijuana consumption area" means a designated area within the licensed premises of a retail marijuana store that holds a valid onsite consumption endorsement, where marijuana and marijuana products may be consumed.~~, excluding marijuana concentrates other than those consumed by vaping under 3 AAC 306.370(b)(3)~~; → 306.370b3 is being repealed so I'm removing the reference. But it is unclear what the purpose of this sentence is or was.

(Words in **boldface and underlined** indicate language being added; words [CAPITALIZED AND BRACKETED] indicate language being deleted. Complete new sections are not in boldface or underlined.)

3 AAC 306.355 is repealed and readopted to read:

**3 AAC 306.355. Limit on quantity sold.** (a) A retail marijuana store may not sell to any one person per day more than one ounce of marijuana bud or flower or its equivalent in marijuana concentrates or marijuana products.

(b) The following equivalency applies to the one-ounce limit:

(1) one ounce of marijuana bud or flower shall be equivalent to 14 grams of marijuana concentrate;

(2) one ounce of marijuana bud or flower shall be equivalent to 140, ten-milligram servings of total TH in marijuana products.

(Eff. 2/21/2016, Register 217; am 4/11/2019, Register 230; am 10/18/2020, Register 236; am ____/____/_____, Register _____)

**Authority:**

3 AAC 306.370(b) is amended to read:

(b) A licensed retail marijuana store with an approved onsite consumption endorsement is authorized to sell, for consumption at the time of purchase and only in an area designated as the marijuana consumption area **up to the limits prescribed in 3 AAC 306.355.**[,]

[(1) MARIJUANA BUD OR FLOWER, IN QUANTITIES NOT TO EXCEED ONE GRAM TO ANY ONE PERSON PER DAY;

(2) EDIBLE MARIJUANA PRODUCTS IN QUANTITIES NOT TO EXCEED 25 MILLIGRAMS OF THC TO ANY ONE PERSON PER DAY; AND

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(3) A VAPING DEVICE THAT CONTAINS NOT MORE THAN 0.3 GRAMS OF MARIJUANA CONCENTRATE TO ANY ONE PERSON PER DAY; A PERSON MAY NOT CONSUME MARIJUANA CONCENTRATE ONSITE BY A MEANS OTHER THAN VAPING AS DESCRIBED IN THIS PARAGRAPH.]

3 AAC 306.370(c)(2) is amended to read:

(2) allow a person to remove from the licensed premises marijuana or marijuana products that have been purchased on the licensed premises for consumption under this section, if they are packaged in accordance with 3 AAC 306.345. **The quantity of the marijuana or marijuana products being removed in compliance with this paragraph may not exceed the limits prescribed in 3 AAC 306.355.**

(Eff. 4/11/2019, Register 230; am 8/7/2021, Register 239; am 12/8/2024, Register 252; am ____/____/_____, Register _____)

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3 AAC 306.990(b)(44) is amended to read:

(44) "marijuana consumption area" means a designated area within the licensed premises of a retail marijuana store that holds a valid onsite consumption endorsement, where marijuana and marijuana products may be consumed[, EXCLUDING MARIJUANA CONCENTRATES OTHER THAN THOSE CONSUMED BY VAPING UNDER 3 AAC 306.370(b)(3)];

(Eff. 2/24/2015, Register 213; am 2/21/2016, Register 217; am 10/11/2017, Register 224; am 8/11/2018, Register 227; am 10/20/2018, Register 228; am 4/11/2019, Register 230; am 5/9/2019, Register 230; am 03/13/2020, Register 233; am 12/6/2020, Register 236; am

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12/10/2020, Register 236; am 8/7/2021, Register 239; am 7/23/2023, Register 247; am 4/19/2025, Register 254; am 4/25/2025, Register 254; am ____/____/_____, Register _____)

**Authority:**

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