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**OFFICE OF THE LIEUTENANT GOVERNOR
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MEMORANDUM

TO: Micaela Fowler
Commerce, Community, and Economic Development

FROM: Scott Meriwether, Office of the Lieutenant Governor 
465.4081

DATE: June 27, 2017

RE: Filed Permanent Regulations: Marijuana Control Board

Update to Marijuana Control Board regulations re: food safety permits and applications for retail marijuana store licenses and applications for marijuana product manufacturing facility licenses (3 AAC 306.315(1); 3 AAC 306.520(1))

Attorney General File:	JU2016200839
Regulation Filed:	6/27/2017
Effective Date:	7/27/2017
Print:	223, October 2017

cc with enclosures: Linda Miller, Department of Law
Judy Herndon, LexisNexis

ORDER CERTIFYING THE CHANGES TO
REGULATIONS OF THE ALCOHOL & MARIJUANA CONTROL OFFICE

The attached two pages of regulations, dealing with food safety permit requirements for application of a retail or product manufacturing license is certified to be a correct copy of the regulation changes that the Marijuana Control Board adopted at its April 5, 2017 meeting, under the authority of AS 17.38.121 and after compliance with the Administrative Procedure Act (AS 44.62), specifically including notice under AS 44.62.190 and 44.62.200 and opportunity for public comment under AS 44.62.210.

This action is not expected to require an increased appropriation.

Although no public comments were received, the Marijuana Control Board paid special attention to the cost to private persons of the regulatory action being taken.

The regulation changes described in this order take effect on the 30th day after they have been filed by the lieutenant governor as provided in AS 44.62.180.

Date: May 3, 2017

Erika McConnell

Erika McConnell, Director

FILING CERTIFICATION

I, Byron Mallott, Lieutenant Governor for the State of Alaska, certify that on June 27, 2017 at 1045A m., I filed the attached regulations according to the provisions of AS 44.62.040 - 44.62.120.

Byron Mallott

Lieutenant Governor

Effective: 7/27/2017

Register: 203, October 2017

Register 223, Oct 2017 COMMERCE, COMMUNITY, AND ^{EC. DEV.} ECONOMIC DEVELOPMENT

3 AAC 306.315 is amended to read:

3 AAC 306.315. Application for retail marijuana store license. A person seeking a new retail marijuana store license must submit an application on a form the board prescribes, including the information required under 3 AAC 306.020 and ^{required}

(1) a copy of an active application for a food safety permit [REQUIRED] under 18 AAC 31.020 from the Department of Environmental Conservation or a municipality with authority delegated under AS 17.20.072 and 18 AAC 31.945; and

(2) in the operating plan required under 3 AAC 306.020(c), a description of the way marijuana and marijuana products at the retail marijuana store will be displayed and sold. (Eff. 2/21/2016, Register 215, am 1/27/2017, Register 223)

Authority: AS 17.38.010 AS 17.38.150 AS 17.38.200
AS 17.38.070 AS 17.38.190 AS 17.38.900
AS 17.38.121

⁵⁽¹⁾
3 AAC 306.520 is amended to read:

~~3 AAC 306.520. Application for marijuana product manufacturing facility license~~

~~An applicant for a marijuana product manufacturing facility license, including a marijuana concentrate manufacturing facility license, must file an application on a form the board prescribes, and provide the information required under 3 AAC 306.020 and a copy of an active application for~~ a food safety permit [IF REQUIRED] under 18 AAC 31.020 from the

Register 223, Oct 2017 COMMERCE, COMMUNITY, AND ECONOMIC DEVELOPMENT

EC. DEV.

Department of Environmental Conservation or a municipality with authority delegated under AS

17.20.072 and 18 AAC 31.945 (Eff. 2/21/2016, Register 215, am 1 12/17 Register 223)

Authority: AS 17.38.010 AS 17.38.150 AS 17.38.200

AS 17.38.070 AS 17.38.190 AS 17.38.900

AS 17.38.121