

3 AAC 306.015(b) is amended to read:

(b) **Except as allowed in 3 AAC 306.035(h), the**[THE] board will not issue, **renew, or transfer** a marijuana establishment license to

(1) an individual or a sole proprietorship unless the individual or proprietor is a resident of the state;

(2) a partnership unless each partner is a resident of the state;

(3) a limited liability company unless the limited liability company is qualified to do business in the state and each member of the limited liability company is a resident of the state; or

(4) a corporation unless the corporation is incorporated or qualified to do business in the state and each shareholder is a resident of the state.

(Eff. 2/21/2016, Register 217; add'l am 2/21/2016, Register 217; am ___/___/____, Register _____)

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		

3 AAC 306.015(e)(2) is amended to read:

(2) “resident of the state” means a person who **is eligible at the time of application for the most recent**[MEETS THE RESIDENCY REQUIREMENT UNDER AS 43.23 FOR A] permanent fund dividend [IN THE CALENDAR YEAR IN WHICH THAT PERSON APPLIES FOR A MARIJUANA ESTABLISHMENT LICENSE UNDER THIS

CHAPTER]. (Eff. 2/21/2016, Register 217; add'l am 2/21/2016, Register 217;
am ___/___/_____, Register _____)

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

3 AAC 306.035 is amended to add a new subsection to read:

(h) The board may renew a license where one or more licensees is not considered a resident of the state as defined at 3 AAC 306.015(e)(2), if, as part of the renewal application, the licensee submits documentation to the board's satisfaction that

(1) the licensee's primary residence is in the state;

(2) the licensee has good cause for not meeting the requirements to be a resident of the state as defined at 3 AAC 306.015(e)(2); and

(3) the cause of not meeting the requirements to be a the resident of the state as defined at 3 AAC 306.015(e)(2) is temporary. (Eff. 2/21/2016, Register 217; am 12/28/2017, Register 224; am ___/___/_____, Register _____)

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