

(Words in boldface and underlined indicate language being added; words [CAPITALIZED AND BRACKETED] indicate language being deleted.)

3 AAC 306.060(a) is amended to read:

(a) Not later than 60 days after the director sends notice of an application for a new marijuana establishment license, renewal of a marijuana establishment license, license conversion, or transfer of a marijuana establishment license to another person, a local government may protest the application by sending the director and the applicant a written protest and the reasons for the protest. The director may not accept a protest received after the 60-day period. **If the protest is a conditional protest, the board will require the applicant to show to the board’s satisfaction that the requirements of the local government have been met before the director may issue the license. If the protest is not a conditional protest,** [IF A LOCAL GOVERNMENT PROTESTS AN APPLICATION FOR A NEW OR RENEWAL LICENSE, FOR A LICENSE CONVERSION, OR FOR A TRANSFER OF A LICENSE TO ANOTHER PERSON,] the board will deny the application unless the board finds that the protest is arbitrary, capricious, and unreasonable.

3 AAC 306.060(d) is amended to read:

(d) In this section,

**(1)** "local government" means each local government with jurisdiction over the licensed premises;

**(2) “conditional protest” means a protest by a local government based on requirements of the local government which the applicant must meet before licensure, and that the applicant has not yet met but that the local government expects the applicant will**

**be able to meet within a reasonable period of time.** (Eff. 2/21/2016, Register 217; am 12/28/2017, Register 224; am \_\_\_/\_\_\_/\_\_\_\_\_, Register \_\_\_\_\_; 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