

Marijuana Control Board Fine Schedule, March 23, 2021

<u>Violation Code</u>	<u>Description</u>	<u>Type</u>	<u>1st Violation</u>	<u>2nd Violation</u>	<u>3rd violation</u>	<u>4th Violation</u>	<u>Verbal/Written Warning Options</u>	<u>Self Reporting Variance</u>
			Not to exceed \$10,000	Not to exceed \$30,000	Not to exceed \$50,000	Not to exceed \$50,000		
<u>Title 17 Statute</u>	<u>Chapter 38. The Regulation of Marijuana - Title 17. Food and Drugs</u>		In Statute					
<u>Sec. 17.38.030</u>	<u>Restrictions on personal cultivation, penalty</u>	violation	\$750					
<u>Sec. 17.38.040</u>	<u>Public consumption banned, penalty</u>	violation	\$100					
<u>Sec. 17.38.050</u>	<u>False identification, penalty</u>	violation	\$400					
<u>Sec. 17.38.070</u>	<u>retail - displaying products in a manner visible to the general public right of way</u>							
<u>Article 1</u>	<u>Licensing; Fees</u>							
<u>3 AAC 306.005</u>	<u>License required</u>	Administrative Violation	\$4,000	\$10,000	\$20,000			
<u>3 AAC 306.035</u>	<u>Application for renewal of license</u>	Administrative Violation	\$200	\$500	\$1,000			
<u>3 AAC 306.040</u>	<u>Ownership change</u>	Administrative Violation	\$250	\$500	\$1,000			
<u>3 AAC 306.045</u>	<u>Application for transfer of a license to another person</u>	Administrative Violation	\$100	\$500	\$850			
<u>3 AAC 306.047</u>	<u>License conversion</u>	Administrative Violation	\$220	\$585	\$1,108			
<u>3 AAC 306.050</u>	<u>Relocation of licensed premises not allowed</u>	Administrative Violation	\$220	\$585	\$1,108			
<u>3 AAC 306.055</u>	<u>Criminal justice information and records</u>	Administrative Violation	\$220	\$585	\$1,108			
<u>Article 2</u>	<u>Local Options</u>							
<u>3 AAC 306.240</u>	<u>Prohibition of importation or purchase after election</u>	Public Health/Safety Violation	\$106	\$298	\$523			
<u>Article 3</u>	<u>Retail Marijuana Stores</u>							

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<u>3 AAC 306.300</u>	<u>Retail marijuana store license required</u>	Public Health/Safety Violation	\$4,000	\$10,000	\$20,000
<u>3 AAC 306.305</u>	<u>Retail marijuana store privileges</u>	Public Health/Safety Violation	***	***	***
<u>3 AAC 306.310</u>	<u>Acts prohibited at retail marijuana store</u>	Public Health/Safety Violation	\$250	\$500 plus suspension for 30 days	\$1000 permanent revocation of license
			NOV in front of board	500 NOV in front of board	\$1,000
			\$213	\$563	\$1,056
<u>3 AAC 306.315</u>	<u>Application for retail marijuana store license</u>	Administrative Violation	\$100	\$250	\$500
<u>3 AAC 306.320</u>	<u>Marijuana handler permit required</u>	Public Health/Safety Violation	\$100	\$250	\$500
<u>3 AAC 306.325</u>	<u>Access restricted at retail marijuana store</u>	Public Health/Safety Violation	\$100	\$225	\$500
<u>3 AAC 306.330</u>	<u>Marijuana inventory tracking system</u>	Administrative Violation	\$100	\$225	\$500
<u>3 AAC 306.335</u>	<u>Health and safety requirements</u>	Public Health/Safety Violation	\$100	\$250	\$500
<u>3 AAC 306.340</u>	<u>Testing required for marijuana and marijuana products</u>	Public Health/Safety Violation	\$1,000	\$2,000	\$4,500
<u>3 AAC 306.345</u>	<u>Packaging and labeling</u>	Public Health/Safety Violation	\$100	\$500	\$850
<u>3 AAC 306.350</u>	<u>Identification requirement to prevent sale to person under 21</u>	Public Health/Safety Violation	\$250	\$500 plus suspension for 30 days	\$1000 permanent revocation of license
<u>3 AAC 306.350</u>	<u>Identification requirement to prevent sale to person under 21</u>		NOV in front of board	500 NOV in front of board	\$1,000
<u>3 AAC 306.350</u>			\$500	\$1,000	\$2,000
<u>3 AAC 306.355</u>	<u>Limit on quantity sold</u>	Public Health/Safety Violation	\$100	\$500	\$1,000
<u>3 AAC 306.365</u>	<u>Required consumer notices for retail marijuana stores</u>	Public Health/Safety Violation	\$100	\$200	\$500
<u>3 AAC 306.370</u>	<u>Onsite consumption endorsement for retail marijuana stores</u>	Public Health/Safety Violation	\$100	\$275	\$500

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Article 4		Marijuana Cultivation Facilities						
<u>3 AAC 306.400</u>	<u>Marijuana cultivation facility license required</u>	Public Health/Safety Violation	\$4,000	\$10,000	\$20,000			
<u>3 AAC 306.405</u>	<u>Standard marijuana cultivation facility: privileges and prohibited acts</u>	Public Health/Safety Violation	\$175	\$625	\$750			
<u>3 AAC 306.410</u>	<u>Limited marijuana cultivation facility: privileges and prohibited acts</u>	Public Health/Safety Violation	\$113	\$375	\$750			
<u>3 AAC 306.420</u>	<u>Application for marijuana cultivation facility license</u>	Administrative Violation	\$220	\$585	\$1,108			
<u>3 AAC 306.425</u>	<u>Marijuana handler permit required</u>	Public Health/Safety Violation	\$100	\$250	\$500			
<u>3 AAC 306.430</u>	<u>Restricted access area (odor)</u>	Public Health/Safety Violation	written warning - 12 months \$50	\$150 \$100	\$500 \$200		Yes	
<u>3 AAC 306.435</u>	<u>Marijuana inventory tracking system</u>	Administrative Violation	0-50 \$100	0-\$100 \$225	\$250 \$500		Yes	50% or more reduction if self reported
<u>3 AAC 306.440</u>	<u>Health and safety requirements</u>	Public Health/Safety Violation	\$100	\$250	\$500			
<u>3 AAC 306.445</u>	<u>Standards for cultivation and preparation</u>	Administrative Violation	\$250	\$500	\$750			
<u>3 AAC 306.450</u>	<u>Production of marijuana concentrate prohibited</u>	Public Health/Safety Violation	\$4,000	\$10,000	\$20,000			
<u>3 AAC 306.455</u>	<u>Required laboratory testing</u>	Public Health/Safety Violation	\$1,000	\$2,000	\$4,500			
<u>3 AAC 306.460</u>	<u>Samples</u>	Public Health/Safety Violation	\$300	\$625	\$2,250			
<u>3 AAC 306.465</u>	<u>Random sampling</u>	Public Health/Safety Violation	\$300	\$625	\$2,250			
<u>3 AAC 306.470</u>	<u>Packaging of marijuana</u>	Public Health/Safety Violation	\$100	\$500	\$700			
<u>3 AAC 306.475</u>	<u>Labeling of marijuana</u>	Public Health/Safety Violation	\$100	\$300	\$500			

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			Taxes are in Default	Taxes are still in default	Taxes are still in default	Taxes are delinquent & a payment plan is in place
<u>3 AAC 306.480</u>	<u>Marijunan Taxes to be paid</u>	Administrative Violation	Minimum of 10% of taxes owed up to 10K;	request for the suspension of license and/or fine up to \$30,000	request for license revocation and/or fine up to \$50,000	(1) no new licenses (2) no new endorsements; (3) no conversion (limited to standard); (4) no transfers; (5) no MJ14 expansions of cultivation
			\$125	\$563	\$1,000	
Article 5	<u>Marijuana Product Manufacturing Facilities</u>					
<u>3 AAC 306.500</u>	<u>Marijuana product manufacturing facility license required</u>	Public Health/Safety Violation	\$4,000	\$10,000	\$20,000	
<u>3 AAC 306.505</u>	<u>Marijuana product manufacturing facility privileges</u>	Public Health/Safety Violation	***	***	***	
<u>3 AAC 306.510</u>	<u>Acts prohibited at marijuana product manufacturing facility</u>	Public Health/Safety Violation	\$175	\$500	\$1,000	
<u>3 AAC 306.515</u>	<u>Marijuana concentrate manufacturing facility license</u>	Public Health/Safety Violation	\$220	\$585	\$1,108	
<u>3 AAC 306.520</u>	<u>Application for marijuana product manufacturing facility license</u>	Administrative Violation	\$220	\$585	\$1,108	
<u>3 AAC 306.525</u>	<u>Approval of concentrates and marijuana products</u>	Public Health/Safety Violation	\$125	\$500	\$1,000	
<u>3 AAC 306.530</u>	<u>Marijuana handler permit and food safety worker training</u>	Public Health/Safety Violation	\$100	\$250	\$500	
<u>3 AAC 306.535</u>	<u>Restricted access and storage areas</u>	Public Health/Safety Violation	\$100	\$500	\$1,000	
<u>3 AAC 306.540</u>	<u>Marijuana inventory tracking system</u>	Administrative Violation	\$100	\$225	\$500	

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<u>3 AAC 306.545</u>	<u>Health and safety standards</u>	Public Health/Safety Violation	\$100	\$250	\$500
<u>3 AAC 306.550</u>	<u>Required laboratory testing</u>	Public Health/Safety Violation	\$1,000	\$2,000	\$4,500
<u>3 AAC 306.555</u>	<u>Production of marijuana concentrate</u>	Public Health/Safety Violation	\$363	\$750	\$1,500
<u>3 AAC 306.557</u>	<u>Quality control sampling</u>	Public Health/Safety Violation	\$100	\$250	\$500
<u>3 AAC 306.560</u>	<u>Potency limits per serving and transaction for edible marijuana products</u>	Public Health/Safety Violation	\$500	\$1,000	\$2,000
<u>3 AAC 306.565</u>	<u>Packaging of marijuana products</u>	Public Health/Safety Violation	\$125	\$500	\$700
<u>3 AAC 306.570</u>	<u>Labeling of marijuana products</u>	Public Health/Safety Violation	\$250	\$500	\$1,000
Article 6	<u>Marijuana Testing Facilities</u>				
<u>3 AAC 306.605</u>	<u>Marijuana testing facility license required</u>	Public Health/Safety Violation	\$500	\$1,000	\$2,500
<u>3 AAC 306.610</u>	<u>Marijuana testing facilities: privileges and prohibitions</u>	Public Health/Safety Violation	\$500	\$1,000	\$2,500
<u>3 AAC 306.615</u>	<u>Application for marijuana testing facility license</u>	Public Health/Safety Violation	\$500	\$1,000	\$2,500
<u>3 AAC 306.620</u>	<u>Approval of testing facility</u>	Public Health/Safety Violation	\$500	\$1,000	\$2,500
<u>3 AAC 306.622</u>	<u>Marijuana handler permit required</u>	Public Health/Safety Violation	\$500	\$1,000	\$2,500
<u>3 AAC 306.625</u>	<u>Proficiency testing program</u>	Public Health/Safety Violation	\$500	\$1,000	\$2,500
<u>3 AAC 306.630</u>	<u>Scientific director</u>	Public Health/Safety Violation	\$500	\$1,000	\$2,500
<u>3 AAC 306.635</u>	<u>Testing methodologies</u>	Public Health/Safety Violation	\$500	\$1,000	\$2,500
<u>3 AAC 306.640</u>	<u>Standard operating procedure manual</u>	Public Health/Safety Violation	\$500	\$1,000	\$2,500
<u>3 AAC 306.645</u>	<u>Laboratory testing of marijuana and marijuana products</u>	Public Health/Safety Violation	\$500	\$1,000	\$2,500
<u>3 AAC 306.650</u>	<u>Chain of custody</u>	Public Health/Safety Violation	\$500	\$1,000	\$2,500

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<u>3 AAC 306.655</u>	<u>Marijuana inventory tracking system</u>	Public Health/Safety Violation	\$500	\$1,000	\$2,500	
<u>3 AAC 306.660</u>	<u>Failed materials; retests</u>	Public Health/Safety Violation	\$500	\$1,000	\$2,500	
<u>3 AAC 306.665</u>	<u>Supplemental marijuana quality testing</u>	Public Health/Safety Violation	\$500	\$1,000	\$2,500	
<u>3 AAC 306.670</u>	<u>Reporting; verification</u>	Public Health/Safety Violation	\$500	\$1,000	\$2,500	
<u>3 AAC 306.675</u>	<u>Records retention</u>	Public Health/Safety Violation	\$500	\$1,000	\$2,500	
Article 7	<u>Operating Requirements for All Marijuana Establishments</u>					
<u>3 AAC 306.700</u>	<u>Marijuana handler permit</u>	Public Health/Safety Violation	\$100	\$250	\$500	
<u>3 AAC 306.703</u>	<u>Operations</u>	Public Health/Safety Violation	\$100	\$250	\$500	
<u>3 AAC 306.705</u>	<u>Licensed premises; alteration</u>	Public Health/Safety Violation	\$100	\$300	\$500	
<u>3 AAC 306.710</u>	<u>Restricted access areas</u>	Public Health/Safety Violation	\$100	\$250	\$500	
<u>3 AAC 306.715</u>	<u>Security alarm systems and lock standards</u>	Public Health/Safety Violation	\$100	\$250	\$1,000	
<u>3 AAC 306.720</u>	<u>Video surveillance</u>	Public Health/Safety Violation	\$200	\$500	\$1,000	
<u>3 AAC 306.725</u>	<u>Inspection of licensed premises</u>	Public Health/Safety Violation	\$500	\$1,000	\$2,000	
<u>3 AAC 306.730</u>	<u>Marijuana inventory tracking system</u>	Administrative Violation	\$25	\$50	\$100	Yes, self reported - officer discretion
			\$100	\$225	\$500	
3 AAC 306.735	<u>Health and safety standards</u>	Public Health/Safety Violation	\$100	\$250	\$500	
<u>3 AAC 306.740</u>	<u>Waste disposal</u>	Public Health/Safety Violation	\$100	\$250	\$500	

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<u>3 AAC 306.745</u>	<u>Standardized scales</u>	Public Health/Safety Violation	\$100	\$250	\$500
<u>3 AAC 306.750</u>	<u>Transportation</u>	Public Health/Safety Violation	\$50	\$200	\$300
<u>3 AAC 306.755</u>	<u>Business records</u>	Administrative Violation	\$150	\$500	\$900
<u>3 AAC 306.760</u>	<u>Trade Shows</u>	Administrative Violation	\$100	\$500	\$500
<u>3 AAC 306.770</u>	<u>Signs, merchandise, advertisements, and promotions</u>	Administrative Violation	\$100	\$250	\$500
Article 8	<u>Enforcement; Civil Penalties</u>				
Article 9	<u>General Provisions</u>				
<u>3 AAC 306.915</u>	<u>Exercise of authority</u>	Public Health/Safety Violation	\$220	\$585	\$1,108