

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

3 AAC 306.020(c) is amended to read:

(c) A marijuana establishment license application must include **a certification that at the time of licensure the establishment will comply with all applicable regulatory requirements**

[THE APPLICANT'S OPERATING PLAN, IN A FORMAT THE BOARD PRESCRIBES, DESCRIBING TO THE BOARD'S SATISFACTION THE PROPOSED MARIJUANA ESTABLISHMENT'S PLANS] for

- (1) security;
- (2) inventory tracking of all marijuana and marijuana products on the premises;
- (3) employee qualification and training;
- (4) waste disposal;
- (5) transportation and delivery of marijuana and marijuana products; and
- (6) signage and advertising.

(Eff. 2/21/2016, Register 217; am 8/11/2018, Register 227; am 12/10/2020, Register 236; 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 306.045(e) is amended to read:

(e) When a transferee intends to continue to operate a marijuana license with the **licensed premises** [OPERATING PLAN] approved by the board for the transferor, the transferee may

submit a form approved by the board certifying that the transferee is making no changes to the [OPERATING PLAN OR] licensed premises [, INSTEAD OF SUBMITTING INFORMATION REQUIRED BY 3 AAC 306.020(b)(8), 3 AAC 306.020(c), 3 AAC 306.315(1)(B), 3 AAC 306.420, 3 AAC 306.520(2) and (3), and 3 AAC 306.615]. (Eff. 2/21/2016, Register 217; am 12/28/2017, Register 224; am 2/21/2019, Register 229; am 1/22/2023, Register 245; 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 306.046(c)(3) is amended to read:

(3) **the** [AN OPERATING PLAN AND] proposed licensed premises as described under 3 AAC 306.020(b)(8), [3 AAC 306.020(c), 3 AAC 306.315(1)(B), 3 AAC 306.420, 3 AAC 306.520(2) and (3), 3 AAC 306.615,] 3 AAC 306.705(d), and 3 AAC 306.710(d), if applicable;

(Eff. 1/22/2023, Register 245; 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 306.047(c)(2) is amended to read:

(2) **the information required under 3 AAC 306.020(c)** [ANY CHANGES PROPOSED TO THE APPROVED OPERATING PLAN];

(Eff. 2/21/2019, Register 229; am 12/10/2020, Register 236; am 1/22/2023, Register 245; am 4/16/2023, Register 246; 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

The introductory language of 3 AAC 306.080(a) is amended to read:

(a) After review of the application [, INCLUDING THE APPLICANT’S PROPOSED OPERATING PLAN] and all relevant information, the board will deny an application for a new license or new onsite consumption endorsement if the board finds that

...

3 AAC 306.080(a)(5) is amended to read:

(5) the applicant’s actions **do** [OR THE OPERATING PLAN DOES] not adequately demonstrate that the applicant will comply with applicable provisions of this chapter;

3 AAC 306.080(g)(6) is amended to read:

(6) the applicant’s actions **do** [OR THE OPERATING PLAN DOES] not adequately demonstrate that the applicant will comply with applicable provision of AS 17.38 and this chapter;

(Eff. 2/21/2016, Register 217; am 2/21/2019, Register 229; am 8/21/2019, Register 231; am 8/7/2021, Register 239; am 7/30/2022, Register 243; am 1/22/2023, Register 245; am 3/22/2024, Register 249; 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 306.100(c) is amended to read:

(c) The non-refundable fee to request board approval of a change **to** [IN] a licensed marijuana establishment's business name, licensed premises diagram, **existing approved marijuana product**, [OPERATING PLAN] or **to request board approval to add a** [PROPOSED] new marijuana product is \$250. **This** [A CHANGE] fee does not apply to an application for transfer of a marijuana establishment license, transfer of controlling interest to another person, or transfer of a marijuana establishment license to another location.

(Eff. 2/21/2016, Register 217; am 7/19/2017, Register 223; am 8/11/2018, Register 227; am 2/21/2019, Register 229; am 4/11/2019, Register 230; am 5/1/2019, Register 230; am 5/9/2019, Register 230, am 3/25/2020, Register 233; am 7/30/2022, Register 243; am 1/22/2023, Register 245; am 4/16/2023, Register 246; am 1/19/2024, Register 249; 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 306.315(1)(B) is repealed:

(B) repealed ____/____/_____ [A DESCRIPTION OF THE WAY
MARIJUANA AND MARIJUANA PRODUCTS AT THE RETAIL MARIJUANA

STORE WILL BE DISPLAYED AND SOLD IN THE APPLICANT’S OPERATING PLAN REQUIRED UNDER 3 AAC 306.020(C); AND];

(Eff. 2/21/2016, Register 217; am 7/27/2017, Register 223; am 1/22/2023, Register 245; am 8/13/2023, Register 247; 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 306.370(f)(1) is amended to read:

(1) the **information required under 3 AAC 306.020(c) and information on operations that describes** [APPLICANT’S OPERATING PLAN, IN A FORMAT THE BOARD PRESCRIBES, DESCRIBING] the retail marijuana store’s plan for

3 AAC 306.370(g)(1) is amended to read:

(1) destroy all unconsumed marijuana left abandoned or unclaimed in the marijuana consumption area in accordance with [THE OPERATING PLAN AND] 3 AAC 306.740;

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

Authority: AS 17.38.010 AS 17.38.150 AS 17.38.900
AS 17.38.070 AS 17.38.190 AS 18.35.301
AS 17.38.121 AS 17.38.200

3 AAC 306.380(b) is amended to read:

(b) Before accepting orders for sales of marijuana or marijuana products through a walk-up or drive-through exterior window, a licensed retail marijuana store shall submit **information about the proposed operations** [AN OPERATING PLAN OR MODIFICATION OF AN OPERATING PLAN] of the licensed premises to the board for approval. The **information** [OPERATING PLAN OR MODIFIED OPERATING PLAN] must **include a depiction of** [DEPICT] the walk-up or drive-through exterior window area and the video surveillance of the walk-up or drive-through exterior window area.

(Eff. 8/13/2023, Register 247; 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 306.420(2) is amended to read:

(2) **information about** the proposed marijuana cultivation facility's **operations** [OPERATING PLAN], **which includes a description of** [INCLUDING, IN ADDITION TO THE INFORMATION REQUIRED UNDER 3 AAC 306.020(c),]

(Eff. 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 306.520(1)(C) is amended to read:

(C) **information about the proposed marijuana product**

manufacturing facility's operations [THE APPLICANT'S OPERATING PLAN

REQUIRED UNDER 3 AAC 306.020(c)], which includes a description of

(Eff. 2/21/2016, Register 217; am 7/27/2017, Register 223; am 1/22/2023, Register 245; am

4/16/2023, Register 246; 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		

The introductory language of 3 AAC 306.525(b) is amended to read:

(b) An applicant for a **new** marijuana product manufacturing facility license may request the board's approval of **the facility's** [ITS] intended products [WITH A NEW LICENSE APPLICATION] by including in its **application** [OPERATING PLAN]

(Eff. 2/21/2016, Register 217; am 4/16/2023, Register 246; 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 306.615(1)(B) is amended to read:

(B) **information about** the proposed marijuana testing facility's

operations [OPERATING PLAN], **which includes a description of** [INCLUDING, IN

ADDITION TO THE INFORMATION REQUIRED UNDER 3 AAC 306.020(c),]

(Eff. 2/21/2016, Register 217; am 1/22/2023, Register 245; 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 306.703 is repealed:

3 AAC 306.703. Operations. Repealed [A LICENSED MARIJUANA ESTABLISHMENT SHALL OPERATE IN ACCORDANCE WITH THE OPERATING PLAN APPROVED BY THE BOARD. THE LICENSEE MAY REQUEST AN OPERATING PLAN CHANGE IN ACCORDANCE WITH 3 AAC 306.100(c)]. (Eff. 5/9/2019, Register 230; repealed ___/___/_____, Register _____)