

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

VERSION 1: Removes mention of ‘suspended imposition of sentence’. Does not include ‘suspended execution of judgment (SEJ)’.

3 AAC 306.010(d)(1) is amended to read: **(306.010 is License Restrictions)**

(d) The board will not issue a marijuana establishment license to a person that

(1) is prohibited under AS 17.38.200(i) from receiving a marijuana establishment license because of a **conviction of a felony**; if the applicant is a partnership, limited liability company, or corporation, the board will not issue a license if any person named in 3 AAC 306.020(b)(2) is prohibited under AS 17.38.200(i) from obtaining a marijuana establishment license; **[IN THIS PARAGRAPH, "CONVICTION OF A FELONY" INCLUDES A SUSPENDED IMPOSITION OF SENTENCE;]**

(Eff. 2/21/2016, Register 217; 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

VERSION 2: Removes mention of ‘suspended imposition of sentence’, includes ‘suspended execution of judgment (SEJ)’ but this is not defined as a ‘conviction of a felony’.

3 AAC 306.010(d) is amended to read to add a new paragraph to read:

(d) The board will not issue a marijuana establishment license to a person that

(1) is prohibited under AS 17.38.200(i) from receiving a marijuana establishment license because of a **conviction of a felony**; if the applicant is a partnership, limited liability company, or corporation, the board will not issue a license if any person named in 3 AAC

306.020(b)(2) is prohibited under AS 17.38.200(i) from obtaining a marijuana establishment license; [IN THIS PARAGRAPH, "CONVICTION OF A FELONY" INCLUDES A

SUSPENDED IMPOSITION OF SENTENCE;]

(2) has been found guilty of

(A) selling alcohol without a license in violation of AS 04.11.010;

(B) selling alcohol to an individual under 21 years of age in violation of AS 04.16.051 or 04.16.052; or

(C) a misdemeanor crime involving a controlled substance, violence against a person, use of a weapon, or dishonesty within the preceding five years; [OR]

(3) has, within two years before submitting an application, been convicted of a class A misdemeanor relating to selling, furnishing, or distributing marijuana or operating an establishment where marijuana is consumed contrary to state law or;

(4) has, within the two years before submitting an application, received a suspended execution of judgment. (Eff. 2/21/2016, Register 217; 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