



Date: 6/10/2024

To: Alaska Marijuana Control Board (MCB)  
[amco.regs@alaska.gov](mailto:amco.regs@alaska.gov)

From: Alaska Marijuana Industry Association (AMIA)  
[president@alaskamia.org](mailto:president@alaskamia.org)



**RE: Public Comment on Proposed Regulation Changes in Title 3, Chapter 306 of the Alaska Administrative Code**

The Alaska Marijuana Industry Association (AMIA) supports the amended regulations concerning overlapping premises under Title 3, Chapter 306.305(c)(1), 405(b)(1), 505(b)(1), and 710(d) of the Alaska Administrative Code. The revised language aligns with the interests of both the board and the industry, reducing operational burdens and promoting commerce by allowing licensed premises to be optimally utilized.

These changes are particularly beneficial for vertically integrated licensees, who manage multiple stages from seed to sale. The amendments will enable companies to use the same packaging space for different licenses (retail, manufacturing, and cultivation) held by the same entity, eliminating the need for separate rooms for identical tasks. This will lead to more efficient use of restricted access areas.

The AMIA appreciates the Marijuana Control Board's trust in licensees and employees by expanding regulations to better support commerce. These changes will foster growth in our industry without compromising the health and safety of Alaskans.

For the industry at large, we believe that it would be helpful if the legal department and AMCO administration would provide a plain language interpretation of how these regulation changes impact business owners.

Thank you,

AMIA Board of Directors

Ryan Tunseth, President

**From:** [Ryan Tunseth](#)  
**To:** [CED AMCO REGS \(CED sponsored\)](#)  
**Cc:** [Aaron Stiassny](#); [Nick Miller](#); [Brandon Emmett](#); [chelsea foster](#); [Jana Weltzin](#); [Lacy Wilcox](#); [mike](#); [Trevor Haynes](#); [Kim Kole \(via Google Docs\)](#); [Bailey Stuart](#); [Wilson, Joan M \(CED\)](#)  
**Subject:** AMIA COMMENT - Overlapping Premisis  
**Date:** Monday, June 10, 2024 11:15:54 AM  
**Attachments:** [AMIA 6.10.24 - Overlapping Premises Regulations Changes Public Comment.pdf](#)

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Please find the attached comment from the Alaska Marijuana Industry Association related to Overlapping Premises.

Thank you,

AMIA Board of Directors



Jana D. Weltzin  
Licensed in Alaska & Arizona  
901 Photo Ave, Second Floor  
Anchorage, Alaska 99503  
Phone 907-231-3750  
JDW, LLC  
jana@jdwcounsel.com

June 10, 2024

Dear Members of the Marijuana Control Board,

I am writing to express my strong support for the proposed amendments to regulations 3 AAC 306.305(c)(1), 3 AAC 306.405(b)(1), 3 AAC 306.505(b)(1), and 3 AAC 306.710(d). These amendments are a positive step toward enhancing operational efficiency and regulatory clarity within Alaska's marijuana industry.

The proposed revisions expand overlapping premises, enabling more flexible and efficient use of space within marijuana operations. These regulatory changes benefit businesses by optimizing space while adhering to statutes and regulations. By removing the restrictive language that mandates marijuana operations be conducted in separate rooms, the revisions reflect a better understanding of the Alaska marijuana industry's needs. This change enhances the use of space without compromising safety, as secure doors will still separate connected and co-located rooms, maintaining safety and security. The revision to 3 AAC 306.710(d) also supports this balance by permitting MCB to approve overlapping premises within the same building for common use as a restricted access area. This streamlines operations, reduces unnecessary resource duplication, and promotes sustainability and economic efficiency, fostering a robust and responsible marijuana industry in Alaska.

In summary, these amendments will benefit the marijuana industry in Alaska by providing greater flexibility, reducing unnecessary regulatory burdens, and maintaining high standards of security and compliance. I thank the board for considering these amendments and strongly encourage their adoption.

Thank you for your attention to this matter and for your continued efforts to support the responsible growth of the marijuana industry in Alaska.

Truly and Sincerely Yours,

A handwritten signature in blue ink, appearing to read "Jana D. Weltzin", is written over the typed name. The signature is stylized with large loops and a long horizontal stroke.

Jana D. Weltzin, Esq.

**From:** [Jana Weltzin](#)  
**To:** [CED AMCO REGS \(CED sponsored\)](#)  
**Cc:** [Brenda Butler](#); [Randi Baker](#)  
**Subject:** JDW Pub Comment - overlapping premises & plant tags  
**Date:** Monday, June 10, 2024 2:45:14 PM  
**Attachments:** [jdw overlapping premises pub comment.pdf](#)  
[jdw plant tags and height.pdf](#)

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Hi AMCO Team - pls see attached pub comments, thx!

Jana D. Weltzin, Esq.

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 Think green, please don't print unnecessarily

**From:** [Barret Goodale](#)  
**To:** [CED AMCO REGS \(CED sponsored\)](#)  
**Subject:** Public Comment: PROPOSED CHANGES ON OVERLAPPING PREMISES IN THE REGULATIONS  
**Date:** Wednesday, May 29, 2024 10:01:51 AM

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Dear Members of the Board,

I am in favor of these proposed changes as written. I believe these changes will allow businesses to utilize their spaces more efficiently.

Thank you for requesting these changes in the regulations, and thank you to staff for preparing this draft.

Sincerely,

C. Barret Goodale  
GOOD Cultivation Manager  
907-699-9478

Follow GOOD on [Instagram](#), [Twitter](#), and [Facebook](#)  
Alaska Marijuana Industry Association member

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

3 AAC 306.305(c)(1) is amended to read:

(1) **except for overlapping premises approved by the board under 3 AAC 306.710(d)**, conduct a [ANY] marijuana cultivation operation **or marijuana product manufacturing operation** in a room separate from any other operation and the retail marijuana store [, AND SHALL CONDUCT ANY MARIJUANA PRODUCT MANUFACTURING OPERATION IN A ROOM SEPARATE FROM ANY OTHER OPERATION AND THE RETAIL MARIJUANA STORE]; if the rooms are connected and co-located **in an area that is not approved by the board as overlapping premises**, a secure door must separate the rooms from each other; a secure door must separate any room connected to and co-located with the retail marijuana store; and

(Eff. 2/21/2016, Register 217; em am 4/17/2020 – 8/14/2020, Register 234; am 11/24/2020, Register 236; am 12/10/2020, Register 236; am 12/10/2020, Register 236; am 8/13/2023, Register 247; am 1/5/2024, 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 306.405(b)(1) is amended to read:

(1) **except for overlapping premises approved by the board under 3 AAC 306.710(d)**, conduct a **marijuana** [ANY] product manufacturing operation **or retail marijuana**

**store operation** in a room separate from any other operation and the marijuana cultivation facility [, AND SHALL CONDUCT ANY RETAIL MARIJUANA STORE OPERATION IN A ROOM SEPARATE FROM ANY OTHER OPERATION AND THE MARIJUANA CULTIVATION FACILITY]; if the rooms are connected and co-located **in an area that is not approved by the board as overlapping premises**, a secure door must separate the rooms from each other; a secure door must separate any room connected to and co-located with the marijuana cultivation facility; and

(Eff. 2/21/2016, Register 217; am 10/20/2018, Register 228; am 12/10/2020, Register 236; am 12/31/2023, Register 248; am 1/5/2024, 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 306.505(b)(1) is amended to read:

(1) **except for overlapping premises approved by the board under 3 AAC**

**306.710(d)**, conduct a [ANY] marijuana cultivation operation **or retail marijuana store operation** in a room separate from any other operation and the marijuana product manufacturing facility [, AND SHALL CONDUCT ANY RETAIL MARIJUANA STORE OPERATION IN A ROOM SEPARATE FROM ANY OTHER OPERATION AND THE MARIJUANA PRODUCT MANUFACTURING FACILITY]; if the rooms are connected and co-located **in an area that is not approved by the board as overlapping premises**, a secure door must separate the rooms from each other; a secure door must separate any room connected to and co-located with the marijuana product manufacturing facility; and



(Eff. 2/21/2016, Register 217; am 12/10/2020, Register 236; am 4/16/2023, Register 246; am 1/5/2024, 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 306.710(d) is amended to read:

(d) The board may approve two or more licenses for overlapping premises owned by the same person or same group of persons and within the same building to use in common **as a restricted access area** [FOR A MARIJUANA OR MARIJUANA PRODUCT STORAGE AREA] if

(Eff. 2/21/2016, Register 217; am 12/10/2020, Register 236; am 1/19/2022, Register 241; am 1/5/2024, 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