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**OFFICE OF THE LIEUTENANT GOVERNOR
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MEMORANDUM

TO: Micaela Fowler
Department of Commerce, Community & Economic Development

FROM: Scott Meriwether, Office of the Lieutenant Governor 
465.4081

DATE: April 24, 2018

RE: Filed Permanent Regulations: Marijuana Control Board

Marijuana Control Board: Regulations re: 3 AAC 306.700, .831: Marijuana Handler (3 AAC 306.700)

Attorney General File:	JU2016200617
Regulation Filed:	4/23/2018
Effective Date:	5/23/2018
Print:	226, July 2018

cc with enclosures: Linda Miller, Department of Law
Judy Herndon, LexisNexis

ORDER CERTIFYING THE CHANGES TO
REGULATIONS OF THE MARIJUANA CONTROL BOARD

The attached single page of regulations, dealing with marijuana handler permits, is certified to be a correct copy of the regulation changes that the Marijuana Control Board adopted at its January 23, 2018, meeting, under the authority of AS 17.38.121 and after compliance with the Administrative Procedure Act (AS 44.62), specifically including notice under AS 44.62.190 and 44.62.200 and opportunity for public comment under AS 44.62.210.

This action is not expected to require an increased appropriation.

Although no public comments were received, the Marijuana Control Board paid special attention to the cost to private persons of the regulatory action being taken.

The regulation changes described in this order take effect on the 30th day after they have been filed by the lieutenant governor, as provided in AS 44.62.180.

Date: 2/1/18



Erika McConnell, Director
Alcohol and Marijuana Control Office

FILING CERTIFICATION

I, Byron Mallott, Lieutenant Governor for the State of Alaska, certify that on April 23, 2018 at 230 P.m., I filed the attached regulations according to the provisions of AS 44.62.040 - 44.62.120.



Lieutenant Governor

Effective: May 23, 2018.

Register: 226, July 2018

3 AAC 306.700 is amended by adding a new subsection to read:

(f) The board ^{will} may not issue a marijuana handler permit to a person ^{who} that

(1) has been convicted of a felony in the state and either

(A) less than five years have elapsed from the time of the person's conviction; or

(B) the person is currently on probation or parole for that felony,

(2) has within ^{the} two years ^{period immediately preceding submission of} before submitting an application, been convicted of a

class A misdemeanor ^{crime} in the state involving a controlled substance other than a Schedule VI controlled substance, ^{under AS 11.71.190}

(3) has within ^{the} two years ^{period immediately preceding submission of} before submitting an application, been convicted of a

class A misdemeanor in the state relating to selling, furnishing, or distributing marijuana; or,

(4) is currently under indictment for an offense listed in this section that would prevent qualification for a permit. (Eff.) 5/23/2018, Register 226)

Authority: AS 17.38.010 AS 17.38.070 AS 17.38.121
AS 17.38.070 AS 17.38.900 AS 17.38.900
AS 17.38.200 AS 17.38.200 AS 17.38.200

3 AAC 306 is amended by adding a new section to read:

3 AAC 306.8xx Suspension or revocation of marijuana handler permit. (a) The

board may suspend or revoke a permit issued under this chapter, refuse to renew a permit, or impose a civil fine if the board or the director finds that a permit holder ^{marijuana handler} has acted in

violation of this chapter. (Eff. 5/23/2018, Register 226)

Authority: AS 17.38.010 AS 17.38.070 AS 17.38.121
AS 17.38.070 AS 17.38.900 AS 17.38.900
AS 17.38.200 AS 17.38.200 AS 17.38.200