

NOTICE OF PROPOSED CHANGES ON OVERLAPPING PREMISES  
IN THE REGULATIONS OF THE MARIJUANA CONTROL BOARD

The Marijuana Control Board proposes to adopt regulation changes in 3 AAC 306 of the Alaska Administrative Code, dealing with overlapping licensed premises, including the following:

- 3 AAC 306.405(b) is proposed to be repealed.
- 3 AAC 306.405(c) is proposed to be amended to remove references to privileges of another license type, which is inconsistent across license types. The deletion will have no effect on a licensee's privileges or prohibitions
- 3 AAC 306.450 is proposed to be repealed. The prohibition is already stated in 3 AAC 306.405(c)(4)
- 3 AAC 306.705(a) is proposed to be amended to include board policy regarding contiguous licensed premises into regulation.
- 3 AAC 306.705(d) is a new subsection proposed to allow a licensee that holds more than one license in either the same building or within abutting licensed premises to share office space, an employee breakroom, bathrooms, or storage areas for non-marijuana items. Shared areas may not be restricted access areas.
- 3 AAC 306.710(a) is proposed to be amended to clarify that any area through which marijuana or marijuana product is moved within a licensed premises shall be a restricted access area.
- 3 AAC 306.990(b)(23) is proposed to amend the definition of licensed premises to include designated outdoor areas. .

You may comment on the proposed regulation changes, including the potential costs to private persons of complying with the proposed changes, by submitting written comments to the Alcohol and Marijuana Control Office at 550 West 7<sup>th</sup> Avenue, Suite 1600, Anchorage AK 99501. Additionally, the Marijuana Control Board will accept comments by electronic mail at [amco.regs@alaska.gov](mailto:amco.regs@alaska.gov). Comments may also be submitted through the Alaska Online Public Notice System by accessing this notice on the system and using the comment link. The comments must be received not later than 4:30 pm on September 5, 2019.

You may submit written questions relevant to the proposed action to the Alcohol and Marijuana Control Office at 550 West 7<sup>th</sup> Avenue, Suite 1600, Anchorage, AK 99501 or to [amco.regs@alaska.gov](mailto:amco.regs@alaska.gov). The questions must be received at least 10 days before the end of the public comment period. The Alcohol and Marijuana Control Office will aggregate its response to substantially similar questions and make the questions and responses available on the Alaska Online Public Notice System and AMCO website.

If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact the Alcohol and Marijuana Control Office at [amco.regs@alaska.gov](mailto:amco.regs@alaska.gov) or (907) 269-0350 not later than August 27, 2019, to ensure that any necessary accommodation can be provided.

A copy of the proposed regulation changes is available on the Alaska Online Public Notice System and by contacting the Alcohol and Marijuana Control Office at [amco.regs@alaska.gov](mailto:amco.regs@alaska.gov) or (907) 269-0350.

After the public comment period ends, the Marijuana Control Office will either adopt the proposed regulation changes or other provisions dealing with the same subject, without further notice, or decide to take no action. The language of the final regulation may be different from that of the proposed regulation. You should comment during the time allowed if your interests could be affected. Written comments received are public records and are subject to public inspection.

**Statutory authority:** AS 17.38.010; AS 17.38.070; AS 17.38.121; AS 17.38.190; AS 17.38.200; AS 17.38.900

**Statutes being implemented, interpreted, or made specific:** AS 17.38.070; AS 17.38.200; AS 17.38.900

**Fiscal information:** The proposed regulation changes are not expected to require an increased appropriation.

The Alcohol and Marijuana Control Office keeps a list of individuals and organizations interested in its regulations. Those on the list will automatically be sent a copy of all of the Marijuana Control Board notices of proposed regulation changes. To be added to or removed from the list, send a request to the Marijuana Control Board at [amco.regs@alaska.gov](mailto:amco.regs@alaska.gov), giving your name, and either your e-mail address or mailing address, as you prefer for receiving notices.

Date: July 30, 2019



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Erika McConnell, Director  
Marijuana Control Board