

SUPPLEMENTAL NOTICE OF PROPOSED CHANGES ON EXTERIOR WINDOW PICKUP
IN THE REGULATIONS OF THE MARIJUANA CONTROL BOARD

Brief description: The Marijuana Control Board proposes to change regulations in Title 3, Chapter 306 of the Alaska Administrative Code dealing with exterior window pick-up for retail marijuana stores.

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

3 AAC 306.380 is a new section that would permit, upon filing an application and receiving approval, a licensed retail marijuana store to have a walk-up or drive-through exterior window.

3 AAC 306.005, 306.300, 306.305, would make conforming changes due to the proposed new section.

3 AAC 306.310(a)(5) is proposed to be repealed.

3 AAC 306.350 proposes a minor amendment regarding verification of the consumer's photographic identification to conform with the proposed new section.

3 AAC 306.995 is proposed to be repealed. This section was only active during the emergency declaration of COVID19.

This is a SUPPLEMENTAL NOTICE adding to the NOTICE OF PROPOSED CHANGES that was issued October 25, 2022, concerning these proposed regulation revisions contained in the Department of Law file number 2022200505. This SUPPLEMENTAL NOTICE has been issued to extend the opportunity for written public comment.

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 Alcohol and Marijuana Control Office at 550 West 7th Avenue, Suite 1600, Anchorage AK 99501. Additionally, the Marijuana Control Board will accept comments by email at 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 4:30pm on February 22, 2023.**

You may submit written questions relevant to the proposed action to the Alcohol and Marijuana Control Office at 550 West 7th Avenue, Suite 1600, Anchorage, AK 99501 or to 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

or (907) 269-0490 not later than February 10, 2023, 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 or (907) 269-0490.

After the public comment period ends, the Marijuana Control Board 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 17.38.150; 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

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 AMCO office at amco.regs@alaska.gov , giving your name, and either your e-mail address or mailing address, as you prefer for receiving notices.

Date: January 19, 2023

Jane P. Sawyer, Acting Program Coordinator
Marijuana Control Board