

NOTICE OF PROPOSED CHANGES TO THE LOCATION REQUIREMENTS FOR A  
WALK-UP OR DRIVE-THROUGH EXTERIOR WINDOW AREA IN THE REGULATIONS  
OF THE MARIJUANA CONTROL BOARD

BRIEF DESCRIPTION

The Marijuana Control Board proposes to change regulations dealing with the location requirements for a pick-up or drive-through exterior window area for a retail marijuana store.

The Marijuana Control Board proposes to adopt regulation changes in Title 3, Chapter 306 of the Alaska Administrative Code, dealing with the location of exterior window area requirements for a retail marijuana store, including the following:

- (1) 3 AAC 306.380(g) is amended to require the walk-up or drive-through exterior window area to be located within the licensed premises of the retail marijuana store, situated so that video surveillance captures the complete I.D. check and transaction, and to clarify that the exterior window area may not be in a separate building or movable structure. It also prohibits the exterior window area from being accessible only through a licensed premises of a different license type.

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 W. 7<sup>th</sup> Avenue, Suite 1600, Anchorage, Alaska, 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 p.m. on June 28, 2024.**

You may submit written questions relevant to the proposed action to Alcohol and Marijuana Control Office by email to [amco.regs@alaska.gov](mailto:amco.regs@alaska.gov) or by mail to 550 W. 7<sup>th</sup> Avenue, Suite 1600, Anchorage, Alaska, 99501. 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 <https://www.commerce.alaska.gov/web/amco/>.

If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Kristina Serezhenkov at [amco.regs@alaska.gov](mailto:amco.regs@alaska.gov) or at 907-269-0359 not later than June 17, 2024 to ensure that any necessary accommodations can be provided.

A copy of the proposed regulations 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).

After the public comment period ends, the Marijuana Control Board will either adopt the proposed regulations 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.

**Statutory authority:** AS 17.38.010; AS 17.38.070; AS 17.28.121; 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 17.38.190; 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 Alcohol and Marijuana Control Office 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.

Individuals can also sign up to receive automated notifications of all State of Alaska notices, including public notice for regulation changes, by subscribing to the Alaska Online Public Notices System: <https://aws.state.ak.us/OnlinePublicNotices/Default.aspx>.

Date: 5/23/2024



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Kristina Serezhenkov, Regulations Specialist 2