

DEPARTMENT OF HEALTH



PROPOSED CHANGES TO REGULATIONS.

Medical Use of Marijuana Program Requirements.

- 7 AAC 34. Medical Use of Marijuana.



PUBLIC REVIEW DRAFT.
September 11, 2026.

COMMENT PERIOD ENDS: November 6, 2026.

**Please see the public notice for details about how to
comment on these proposed changes.**

Notes to reader:

1. Except as discussed in note 2, new text that amends an existing regulation is **bolded and underlined**.
2. If the lead-in line above the text of each section of the regulations states that a new section, subsection, paragraph, or subparagraph is being added, or that an existing section, subsection, paragraph, or subparagraph is being repealed and readopted (replaced), *the new or replaced text is not bolded or underlined*.
3. [ALL-CAPS TEXT WITHIN BRACKETS] indicates text that is to be deleted.
4. When the word “including” is used, Alaska Statutes provide that it means “including, but not limited to.”
5. Only the text that is being changed within a section of the current regulations is included in this draft. Refer to the text of that whole section, published in the current Alaska Administrative Code, to determine how a proposed change relates within the context of the whole section and the whole chapter.

Chapter 34. Medical Use of Marijuana.

7 AAC 34.020(a)(1)(A) is amended to read:

(A) the applicant's name, address, **and** date of birth [, AND SOCIAL SECURITY NUMBER];

7 AAC 34.020(a)(1)(C) is amended to read:

(C) the name and address of the patient's primary **caregiver** [CARE-GIVER], if one is designated at the time of application; and

7 AAC 34.020(a)(2)(A) is amended to read:

(A) consents to serve as the minor's primary **caregiver** [CARE-GIVER];
and

(Eff. 6/1/99, Register 150; am ____/____/____, Register ____)

Authority: AS 17.37.010 AS 17.37.050 AS 18.05.040

7 AAC 34.030 is repealed:

7 AAC 34.030. Primary care-giver. Repealed. (Eff. 6/1/99, Register 150; repealed
____/____/____, Register ____)

The section heading for 7 AAC 34.040 is changed to read:

7 AAC 34.040. Review and verification; return if incomplete [FOR
INCOMPLETENESS].

7 AAC 34.040(a) is amended to read:

(a) The department will review an application **to determine whether it is complete**
[FOR COMPLETENESS] and verify the information provided by the applicant including, as
appropriate, contacting the applicant, the applicant's physician, and the applicant's primary
caregiver [CARE-GIVER], if one is designated at the time of application.

7 AAC 34.040(b) is amended to read:

(b) If an application is complete and the information provided by the applicant is
satisfactorily verified, the department will issue a registry identification card to the applicant.
[EXCEPT AS OTHERWISE PERMITTED UNDER 7 AAC 34.030(b), IF THE APPLICATION
IS COMPLETE AND VERIFIED, BUT THE APPLICANT HAS NAMED AS PRIMARY
CARE-GIVER AN INDIVIDUAL WHO HAS BEEN DESIGNED AS THE PRIMARY CARE-
GIVER FOR ANOTHER PATIENT WHO HOLDS A VALID REGISTRY IDENTIFICATION

CARD, THE DEPARTMENT WILL ISSUE THE REGISTRY IDENTIFICATION CARD WITHOUT DESIGNATING A PRIMARY CARE-GIVER.]

7 AAC 34.040(d) is amended to read:

(d) **Not later than** [WITHIN] 30 days **after** [OF] the department's notice returning an application under (c) of this section, an applicant whose application has been returned may submit a revised application that includes such additional or corrected information as appropriate to address the department's reason for returning the application [, INCLUDING, IF APPLICABLE, THE NAME AND ADDRESS OF A DIFFERENT PERSON DESIGNATED AS THE APPLICANT'S PRIMARY CARE-GIVER]. If **the applicant timely submits** a revised application [IS TIMELY SUBMITTED BY THE APPLICANT], the department will review and verify the information provided in that application and either issue a registry identification card to the applicant or deny the application under 7 AAC 34.050. (Eff. 6/1/99, Register 150; am ____/____/____, Register ____)

Authority: AS 17.37.010 AS 18.05.040

7 AAC 34.050(b) is repealed:

(b) Repealed ____/____/____.

(Eff. 6/1/99, Register 150; am ____/____/____, Register ____)

Authority: AS 17.37.010 AS 17.37.040 AS 18.05.040

7 AAC 34.060 is amended to read:

7 AAC 34.060. Expiration of registration. The expiration date of a registry identification card is the last day of the **24th**[TWELFTH] full calendar month after the date of

issuance. (Eff. 6/1/99, Register 150; am ____/____/____, Register ____)

Authority: AS 17.37.010 AS 18.05.040

7 AAC 34.090 is amended to read:

7 AAC 34.090. Updating information. (a) In accordance with AS 17.37.010(g), a patient to whom a registry identification card has been issued must notify the department of a change in the patient's name, address, physician, or primary **caregiver not later than** [CARE-GIVER WITHIN] 10 days **after** [OF] the change.

(b) In accordance with AS 17.37.010(h), a patient to whom a registry identification card has been issued shall return the card to the department **not later than** [WITHIN] 24 hours **after** [OF] being diagnosed by the patient's physician that the patient no longer has a qualifying debilitating medical condition. (Eff. 6/1/99, Register 150; am ____/____/____, Register ____)

Authority: AS 17.37.010 AS 18.05.040

7 AAC 34.200(c) is amended to read:

(c) If a petition does not meet the requirements of (b) of this section, the department will deny the petition **not later than** [WITHIN] 30 days after receipt.

7 AAC 34.200(e) is amended to read:

(e) The department **may** [WILL, IN ITS DISCRETION,] convene a group of qualified individuals to evaluate and make recommendations on the petition to the department. The group must include at least two physicians, a representative from the Department of Public Safety, and a representative from the Department of Law.

7 AAC 34.200(g) is amended to read:

(g) The department will approve or deny a petition submitted under (b) of this section **not later than** [WITHIN] 180 days after its receipt. If a petition is denied, the department will issue a written notice of denial to the petitioner **not later than** [WITHIN] 10 days **after** [OF] the department's decision and state in the notice the reason for the denial. The department's decision to deny a petition is a final agency decision that may be appealed to the superior court in accordance with the Alaska Rules of Appellate Procedure. (Eff. 6/1/99, Register 150; am ____/____/_____, Register _____)

Authority: AS 17.37.010 AS 17.37.060 AS 18.05.040

7 AAC 34.990(2) is repealed:

(2) repealed ____/____/_____;

7 AAC 34.990(6) is repealed:

(6) repealed ____/____/_____;

7 AAC 34.990(7) is repealed:

(7) repealed ____/____/_____;

7 AAC 34.990(8) is repealed:

(8) repealed ____/____/_____;

7 AAC 34.990(10) is repealed:

(10) repealed ____/____/____;

7 AAC 34.990(11) is repealed:

(11) repealed ____/____/____;

7 AAC 34.990(12) is repealed:

(12) repealed ____/____/____. (Eff. 6/1/99, Register 150; am
____/____/____, Register _____)

Authority: AS 17.37.010 AS 18.05.040