



(Words in boldface and underlined indicate language being added; words [CAPITALIZED AND BRACKETED] indicate language being deleted.)

3 AAC 306.350(b) is amended to read:

(b) **For the purpose of this section, a** [A] valid form of photographic identification **is** [INCLUDES]

(1) an unexpired, unaltered passport;

(2) an unexpired, unaltered driver's license, instruction permit, or identification card of a state or territory of the United States, the District of Columbia, or a province or territory of Canada;

(3) an identification card issued by a federal or state agency authorized to issue a driver's license or identification card.

**(4) a tribal identification card, issued by a federally recognized Alaska Tribe, that meets the following criteria**

**(A) the identification card has a photo, a signature, and a date of birth; and**

**(B) the identification card has security features comparable to state driver license or identification card.** (Eff. 2/21/2016, Register 217; am

\_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_, Register \_\_\_\_\_)

**Authority:** AS 17.38.010 AS 17.38.150 AS 17.38.200  
AS 17.38.070 AS 17.38.190 AS 17.38.900  
AS 17.38.121

**Editor’s note:** A list of federally recognized, Alaska Tribes can be found at <https://www.federalregister.gov/documents/2019/02/01/2019-00897/indian-entities-recognized-by-and-eligible-to-receive-services-from-the-united-states-bureau-of> .

3 AAC 306.701(b) is amended to read:

(b) The topics that an approved marijuana handler permit education course covers must include

- (1) AS 17.37, AS 17.38, and this chapter;
- (2) the effects of consumption of marijuana and marijuana products;
- (3) how to identify a person impaired by consumption of marijuana;
- (4) how to determine valid **photographic** identification;
- (5) how to intervene to prevent unlawful marijuana consumption; and
- (6) the penalty for an unlawful act by a licensee, an employee, or an agent of a

marijuana establishment.

(Eff. 8/21/2019, Register 231; am \_\_\_\_/\_\_\_\_/\_\_\_\_\_, Register \_\_\_\_\_)

**Authority:** AS 17.38.010 AS 17.38.150 AS 17.38.200  
AS 17.38.070 AS 17.38.190 AS 17.38.900  
AS 17.38.121

February 5, 2021

Via email to: [amco.regs@alaska.gov](mailto:amco.regs@alaska.gov)



Subject: Public Comment on 3 AAC 306 - PROPOSED CHANGES ON TRIBAL IDENTIFICATIONS

Dear Honorable Marijuana Control Board Members,

The Marijuana Control Board proposes to adopt regulation changes in 3 AAC.306.350(b) as well as changes in 3 AAC. 306.701(b)(4).

**We do not support this regulation change as currently written but support the project.**

We ask for an amendment to the regulation draft. Justification follows.

There are currently 574 federally recognized tribes with a majority living in Alaska, according to a collection of sources gathered by the National Conference of State Legislators. Recognizing that tribal identification is accepted federally, we believe it is imperative that the regulation change should reflect and recognize registered federal tribes as well.

Alaska is known for its diverse communities. We believe we should not discriminate, but rather respect the choice of identification that Indigenous Alaskans and other federally recognized tribes prefer to use. We believe that broadening the scope for identifying criteria aligns with the culture of inclusion and equity we strive to build in Alaska.

We also see an opportunity for error in the incertitude of the language in the regulation change, “[B) the identification card has security features comparable to state driver license or identification card.” This vague language does not provide a clear indication of the Board’s aspirations. It allows for widespread interpretation of what constitutes as a “comparable” feature. This regulation change at its nucleus is commendable and long overdue. With a few changes this regulation would improve drastically. Please spell out clearly in this regulation what features would be acceptable. We hope this change moves forward with the requested amendment and clarification of the acceptable features and detailed explanation as to the liability, enforcement measures taken and finally the licensee and employee training that will be given.

The AMIA would like to extend our gratitude to the AMCO staff and the Marijuana Control Board for your hard work, time, and dedication to our industry.

Thank you for your time.

Respectfully,

Alaska Marijuana Industry Association  
Board of Directors & Governance Committee

*The Alaska Marijuana Industry Association is Alaska's only statewide cannabis industry trade group. Our mission is to promote and advocate for a vibrant and reasonably regulated Alaska-based marijuana industry. The AMIA serves to strengthen and enhance a network of connected, independent, informed, regionally and community directed Alaska marijuana organizations.*

[www.alaskamia.org](http://www.alaskamia.org)

## **CED AMCO REGS (CED sponsored)**

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**From:** Barret Goodale <barret@goodalaska.com>  
**Sent:** Monday, February 1, 2021 11:36 AM  
**To:** CED AMCO REGS (CED sponsored)  
**Cc:** Trevor Haynes; Greg Allison; Christian Hood  
**Subject:** Tribal Identifications Public Comment

Dear Members of the Marijuana Control Board,

I am in full support of changes to the 3 AAC 306 that would allow tribal identification cards to be accepted as legitimate proof of age for the purpose of purchasing marijuana in the state of Alaska. This is a good step to rectifying a rather insulting policy of excluding them prior to this proposed change.

I ask that the board consider including all federally recognized tribes, instead of limiting the regulation change to only "Alaskan Tribes" as currently written. I do not understand how we could, in good consciousness, accept other states identification while rejecting the federally recognized tribes that reside outside of Alaska.

Furthermore, 3 AAC 306.350(b)(4)(B) is ambiguous as written. The section states, " (B) the identification card has security features comparable to state driver license or identification card." Who is to determine what is "comparable" in this statement? I understand the board's desire to limit the opportunity for false identification, but do not believe vague statements will do anyone a service. If the Board desires a particular security feature, they could authorize only identification cards with a hologram or a watermark or other specified security feature, and could require those security features within regulation.

While I would like to see this change move through expeditiously, I appreciate you taking the time to consider these points.

Sincerely,

C. Barret Goodale  
GOOD Cultivation Manager  
907-699-9478

Follow GOOD on [Instagram](#), [Twitter](#), and [Facebook](#)  
Alaska Marijuana Industry Association member

**Sawyer, Jane Preston (CED)**

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**From:** Courtenay Carty <tribaladmin@curyung.com>  
**Sent:** Tuesday, December 1, 2020 1:19 PM  
**To:** Walker, Sarah J  
**Cc:** John, Jolene N; Sawyer, Jane Preston (CED)  
**Subject:** RE: [EXTERNAL] NOTICE OF PROPOSED CHANGES ON TRIBAL IDENTIFICATIONS IN THE REGULATIONS OF THE MARIJUANA CONTROL BOARD

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

Thank you Sarah – I have a question for Jane that I think most tribes may ask as well:  
Where can we find a list of the security features that are comparable to the State?  
Our ID machine does not imprint holograms and as far as I’m aware, we have the most “high tech” IDs in the Bristol Bay region.  
That statement could make the use of tribal ids impossible so clarification would be helpful.  
Quyana,  
Courtenay

**Courtenay Carty**  
**Tribal Administrator**  
Curyung Tribal Council  
PO Box 216 - 715 Seward Street  
Dillingham, AK 99576  
907-842-2384  
907-842-4510 fax

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# Comments on: NOTICE OF PROPOSED CHANGES ON TRIBAL IDENTIFICATIONS IN THE REGULATIONS OF THE MARIJUANA CONTROL BOARD

Submitted By	Comment
1/18/2021 1:28:46 PM	AMCO Board and Staff,
Christopher Farris <a href="mailto:cfarris@greenjara.com">cfarris@greenjara.com</a>	I approve of the regulation change to include tribal ID's as written.
Wasilla, AK, US <b>Anonymous User</b>	Thank you, Chris Farris