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

3 AAC 306.025(b) is amended to read:

(b) After initiating a new marijuana license or endorsement application the applicant must give notice of the application to the public by

(1) posting a copy of the public notice form for 10 days at

(A) the **exterior** location of the proposed licensed premises; and

(B) one other conspicuous location in the area of the proposed premises **accessible to the general public**;

(2) publishing an announcement once a week for three consecutive weeks in a newspaper of general circulation **as defined in (h) of this section. [**IN THE AREA; IN AN AREA WHERE NO NEWSPAPER CIRCULATES THE APPLICANT MUST ARRANGE FOR BROADCAST ANNOUNCEMENTS ON A RADIO STATION SERVING THE LOCAL AREA WHERE THE PROPOSED LICENSEE SEEKS TO OPERATE TWICE A WEEK FOR THREE SUCCESSIVE WEEKS DURING TRIPLE A ADVERTISING TIME;]**The** [THE] newspaper [OR RADIO] notice must state

(A) the name of the applicant;

(B) the name and location of the proposed premises;

(C) the type of license or endorsement applied for along with a citation to a provision of this chapter authorizing that type of license or endorsement; and

(D) a statement that any comment or objection may be submitted to the board; and

(3) submitting a copy of the public notice form to

(A) each local government with jurisdiction over the licensed premises; and

(B) any community council in the area of the proposed licensed premises.

3 AAC 306.025 is amended by adding a new subsection to read:

(h) In this section, "newspaper of general circulation" means a publication that;

(1) is published in newspaper format;

(2) is distributed at least once a week for at least 50 weeks each year within the judicial district where the proposed licensed premises is located, excluding a period when publication is interrupted by a casualty that the publisher cannot control;

(3) holds a second-class mail permit from the United States Postal Service;

(4) is not published primarily to distribute advertising; and

(5) is not intended primarily for a particular professional or occupational group.

(Eff. 2/21/2016, Register 217; am 12/28/2017, Register 224; am 2/21/2019, Register 229; am 4/11/2019, Register 230; am 3/25/2020, Register 233; 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

Commented [SJP(1]: This definition was copied from a different Alaska State statute AS 09.35.140 which deals with execution of personal property

Commented [SJP(2]: This is key for areas where no newspaper of any kind circulates because the newspaper may or may not circulate in the specific area but it circulates within the judicial district of the area.

Research (not to be included with draft when and if it goes out for p.c)

What is a newspaper of general circulation?
A newspaper that is considered to be one of general circulation is by definition is one that is issued daily or no less than once a week issued at least once a week and sold for a fixed rate to subscribers and holds a second-class mailing permit from the United States.
https://www.myclassifiedads.net/what-is-a-newspaper-of-general-circulation/

Commented [SJP(3]: For reference only, not part of the draft.This is a Googled question and the answer.

https://pe.usps.com/cpim/ftp/manuals/dmm300/207.pdf

Commented [SJP(4]: USPS' Periodical DMM 207.4.0 These are the requirements from the Postal Service to become a "newspaper or general circulation".

http://www.akleg.gov/basis/statutes.asp#09.35.140

(d) In this section, "newspaper of general circulation" means a publication that
(1) is published in newspaper format;

(2) is distributed at least once a week for at least 50 weeks each year within the judicial district where the place of sale is located, excluding a period when publication is interrupted by a labor dispute or by a natural disaster or other casualty that the publisher cannot control;

(3) holds a second class mailing permit from the United States Postal Service;

(4) is not published primarily to distribute advertising; and

(5) is not intended primarily for a particular professional or occupational group.

Commented [SJP(5]: The language I added in the draft, I copied from here. This is a statute that I found on akleg

https://ballotpedia.org/Alaska_District_Court

Commented [SJP(6]: These are judicial districts for reference.

There are four judicial districts in Alaska with 23 District Court judges between them.

District	Area served
Alaska First District	Haines, Juneau, Ketchikan Gateway, Prince of Wales-Outer Ketchikan, Sitka, Skagway-Hoonah-Angoon, Wrangell-Petersburg, Yakutat
Alaska Second District	Nome, North Slope, Northwest Arctic
Alaska Third District	Aleutians East, Aleutians West, Municipality of Anchorage, Bristol Bay, Dillingham, Kenai Peninsula, Kodiak Island, Lake and Peninsula, Matanuska-Susitna, Valdez-Cordova, Yakutat
Alaska Fourth District	Bethel, Denali, Fairbanks North Star, Southeast Fairbanks, Wade-Hampton, Yukon-Koyukuk