Date: 12/8/2022

To: Alaska Marijuana Control Board (MCB)
amco.regs@alaska.gov

From: Alaska Marijuana Industry Association (AMIA)
president@alaskamia.org

Re: Comment on MCB proposed changes to regulations in Title 3, Chapter 306 of the Alaska Administrative Code dealing with exterior window pick-up for retail marijuana stores.

Dear Honorable Marijuana Control Board Members,

The MCB 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 Alaska Marijuana Industry Association is generally supportive of this change, with the following suggestions.

After reviewing this change, we would strongly suggest that the curbside provisions be added back in. As it stands now, our understanding is that this change repeals 3 AAC 306.995, which allowed for curbside pickup. This section was only active during the emergency declaration of COVID-19. The industry seemingly had zero issues while this was allowed, it worked quite well. As an industry association, we want to ensure broader access to meet our customer's needs. We believe 3 AAC 306.995 assured complete access and would like to see this enshrined as such in this regulation change. We believe that allowing curbside would level the playing field and provide for a similar service for all retailers. We would also be supportive of allowing a system for delivery of products to consumers, although we understand that is not on the table at this time.

Additionally, we believe that section 306.380(e) should be removed completely. This seems like an unnecessary burden to place on employees, and may also be a violation of individual privacy rights. This section will disadvantage individuals with special needs or who utilize personal care assistants under the age of 21. Plainly speaking - the sale should only be made to individuals who are over 21. It should not matter if a customer chooses to leave their teenage child in the car, or go through the drive through with them. As an industry we are required to identify diversion to minors. We are in no way suggesting that this obligation lessens. In fact, being able to lay eyes on everyone in the vehicle will only serve to improve that shared goal.

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.

Respectfully,

AMIA Board of Directors
Ryan Tunseth, President