THE STATE of ALASKA
GOVERNOR MIKE DUNLEAVY

Department of Commerce, Community, and Economic Development

Alcohol and Marijuana Control Office

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MEMORANDUM

TO: Marijuana Control Board

DATE: May 23, 2023

FROM: Jane P. Sawyer,
Program Coordinator
for Joan M. Wilson, Director

RE: Regulations Project – Exterior Window Pick-up

This project has been out for public comment a couple of times, receiving written comment each round which are attached. At the March 2023 meeting this project was tabled. In reviewing public comments received, consider the cost to the public of complying with the regulation.

Proposed amendments include:

3 AAC 306.380 is a new section that would permit, upon filing an application and receiving approval, a licensed retail marijuana store to have a walk-up or drive-through exterior window.

3 AAC 306.005, 306.300, 306.305, would make conforming changes due to the proposed new section.

3 AAC 306.310(a)(5) is proposed to be repealed.

3 AAC 306.350 proposes a minor amendment regarding verification of the consumer's photographic identification to conform with the proposed new section.

3 AAC 306.995 is proposed to be repealed. This section was only active during the emergency declaration of COVID19.

Note: potential additional amendment to consider: adding a new subsection to 3 AAC 306.715 (Security alarm systems and lock standards) to read "A marijuana establishment shall use baffle or ticket windows or the equivalent thereof at windows utilized for exterior window pick-up under 3 AAC 306.380"

Options for the Board:

- Adopt draft as is,
- Make amendments and adopt (will need to be sent back out if amendments are substantive),
- Send back to staff for revisions,
- Close the project.