

Department of Commerce, Community, and Economic Development

Alcohol and Marijuana Control Office

550 West 7th Avenue, Suite 1600 Anchorage, AK 99501 Main: 907.269.0350

MEMORANDUM

TO: Marijuana Control Board

DATE: September 4, 2024

FROM: Kristina Serezhenkov, Regulations

Specialist

RE: Marijuana Handler Permit Course Requirements

This project was opened at the June 2024 Board meeting. The attached regulations draft is for board discussion. It proposes to amend:

3 AAC 306.701(b)(1) and 3 AAC 306.701(c) Marijuana handler permit education course.

These are amended to remove mentions of AS 17.37 (medical marijuana) and removes the requirement for a course to cover medical marijuana.

3 AAC 306.701 is amended to add a new subsection (g).

This new subsection allows for a marijuana handler permit course to advertise that they offer employee specific training if they have no less than 20 employee specific questions for the applicable marijuana license type.

Options for the board:

- Move to approve and send to Law for initial review and (with Law's approval) subsequent public comment
- Move to amend and then send to Law for initial review and (with Law's approval) subsequent public comment
- Move to send back to staff for more work
- Table the regulations project
- Close the regulations project

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(Words in boldface and underlined indicate language being added; words [CAPITALIZED				
AND BRACKETED] indicate language being deleted.)				
3 AAC 306.701(b)(1) is amer	ided to read:			

3 AAC 306.701. Marijuana handler permit education course

- (a) The board shall approve all marijuana handler permit education courses before a course provider may issue a marijuana handler permit.
- (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.

- 3 AAC 306.701(c) is amended to read:
- (c) An approved course provider shall update the course with any applicable change to [AS 17.37,] AS 17.38, and this chapter within 10 days of the effective date of the change. Notification of a change to an approved course shall be provided to the board within 3 days of the change.
- (d) The board will review an approved marijuana handler permit education course at least once every three years, and may rescind approval of the course if the board finds that the education course contents are insufficient or inaccurate.
- (e) An approved course provider shall provide continuous access to the course to the board and the director for the purpose of reviewing course materials at any time.

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(f) The fee for a new marijuana handler permit education course and for a three-year review of a marijuana handler permit education course is \$500.					
3 AAC 306.701 is amended to add a new subsection to read:					
(g) In addition to the topics laid out under 3 AAC 306.701(b), a marijuana handler permit					
education course may advertise that its course provides specialized education that is employee					
focused and is for employees of a marijuana cultivation facility, marijuana concentrate					
manufacturing facility, retail marijuana store or marijuana product manufacturing facility if the					
marijuana handler permit course includes no less than 20 questions on its final exam that are					
specific to the applicable license type's employees and employment conditions.					
(Eff. 8/21/2019, Register 231; am 9/24/2021, Register 239; 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 [KRS1]: Occupation names: Bud tenderer, cannabis sales associate, agricultural worker