

AMENDMENT #19

OFFERED IN THE SENATE

TO: CSSB 30( ), Draft Version "X"

- 1 Page 6, line 7, following "provisions of":  
2 Insert "(1) (a)(3)(F) of this section do not apply to a person who is lawfully possessing  
3 a schedule VIA controlled substance in accordance with AS 17.38.020; or  
4 (2)"  
5  
6 Page 13, lines 15 - 16:  
7 Delete "or the possession of 16 ounces or more of marijuana at any time"

AMENDMENT #20

OFFERED IN THE SENATE

TO: CSSB 30( ), Draft Version "X"

- 1 Page 20, following line 21:  
2 Insert a new section to read:  
3 "Sec. 17.38.310. Peace officer powers. The director of the board and the  
4 persons employed for the administration and enforcement of this chapter and the  
5 provisions of AS 11.71.040 - 11.71.071 involving a schedule VIA controlled  
6 substance may, with the concurrence of the commissioner of public safety, exercise  
7 the powers of peace officers when those powers are specifically granted by the board.  
8 Powers granted by the board under this section may be exercised only when necessary  
9 for the enforcement of the criminally punishable provisions of this chapter, the  
10 provisions of AS 11.71.040 - 11.71.071 involving a schedule VIA controlled  
11 substance, regulations of the board, and other criminally punishable laws and  
12 regulations."

AMENDMENT # 21

OFFERED IN THE SENATE

TO: CSSB 30( ), Draft Version "X"

1 Page 6, lines 14 - 16:

2 Delete "transports, manufactures or delivers, or possesses with the intent to  
3 manufacture or deliver,

4 (A)"

5 Insert "transports [MANUFACTURES] or delivers

6 (A) [, OR POSSESSES WITH THE INTENT TO  
7 MANUFACTURE OR DELIVER,]"

AMENDMENT # 22

OFFERED IN THE SENATE

TO: CSSB 30( ), Draft Version "X"

Page 3, following line 14:

Insert new bill sections to read:

"\* **Sec. 3.** AS 11.56.375(a) is amended to read:

(a) A person commits the crime of promoting contraband in the first degree if the person violates AS 11.56.380 and the contraband is

(1) a deadly weapon or a defensive weapon;

(2) an article that is intended by the defendant to be used as a means of facilitating an escape; or

(3) a **schedule IA - VA** controlled substance.

\* **Sec. 4.** AS 11.56.380(a) is amended to read:

(a) A person commits the crime of promoting contraband in the second degree if the person

(1) introduces, takes, conveys, or attempts to introduce, take, or convey contraband into a correctional facility; [OR]

(2) makes, obtains, possesses, or attempts to make, obtain, or possess anything that person knows to be contraband while under official detention within a correctional facility; or

**(3) introduces, takes, conveys, or attempts to introduce, take, or convey a schedule VIA controlled substance into a correctional facility.**"

Renumber the following bill sections accordingly.

Page 23, line 25:

1 Delete "sec. 3"

2 Insert "sec. 5"

3

4 Page 23, line 26:

5 Delete "sec. 4"

6 Insert "sec. 6"

7

8 Page 23, line 27:

9 Delete "sec. 6"

10 Insert "sec. 8"

11 Delete "sec. 8"

12 Insert "sec. 10"

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14 Page 23, line 28:

15 Delete "sec. 10"

16 Insert "sec. 12"

AMENDMENT #23

OFFERED IN THE SENATE

BY SENATOR HOFFMAN

TO: CSSB 30( ), Draft Version "X"

Page 16, lines 18 - 24:

Delete all material and insert:

**"\* Sec. 25. AS 17.38.110(a) is amended to read:**

(a) A local government may prohibit the operation of marijuana cultivation facilities, marijuana product manufacturing facilities, marijuana testing facilities, or retail marijuana stores through the enactment of an ordinance or by a voter initiative.

**The operation of marijuana cultivation facilities, marijuana product manufacturing facilities, marijuana testing facilities, and retail marijuana stores in the unorganized borough outside of a municipality is prohibited. An established village may permit the operation of marijuana cultivation facilities, marijuana product manufacturing facilities, marijuana testing facilities, or retail marijuana stores as provided in AS 17.38.250."**

Page 18, line 16:

Delete "option"

Insert "options"

Page 18, line 18:

Delete "prohibit the operation of marijuana establishments"

Insert "permit the operation of one or more of the following types of marijuana establishments:

(1) marijuana cultivation facilities;

(2) marijuana product manufacturing facilities;

1 (3) marijuana testing facilities; or

2 (4) retail marijuana stores"

3

4 Page 18, line 21:

5 Delete "prohibit the operation of marijuana establishments"

6 Insert "permit (specify local option under (a) of this section)"

7

8 Page 18, line 22:

9 Delete "**option**"

10 Insert "**options**"

11

12 Page 18, lines 28 - 29:

13 Delete "prohibits the operation of marijuana establishments"

14 Insert "permits (current local option under AS 17.38.250(a))"

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16 Page 18, line 30, through page 19, line 3:

17 Delete all material.

18

19 Page 19, line 4:

20 Delete "**local option prohibition of**"

21 Insert "**removal of local options permitting**"

22

23 Page 19, lines 5 - 6:

24 Delete "prohibit the operation of marijuana establishments under AS 17.38.250"

25 Insert "remove a local option permitting the operation of marijuana establishments  
26 under AS 17.38.260"

27

28 Page 19, line 9:

29 Delete "AS 17.38.250"

30 Insert "AS 17.38.260"

31

1 Page 19, lines 26 - 27:

2 Delete "Only one local option question may be presented in an election"

3 Insert "A local option question to permit the operation of marijuana cultivation  
4 facilities, marijuana product manufacturing facilities, marijuana testing facilities, or retail  
5 marijuana stores or to permit all marijuana establishments may be presented in one election"



#24

OFFERED IN THE SENATE

By Senator Bishop

TO: CSSB 30 ( ) Draft Version "X"

Page 17, line 22, and following (3) insert a new section as follows;

(4) Enters the premise at the invitation of the owner, lessee, or operator of the premises for the sole purpose of practicing a trade or performing specific labor or task for the benefit of the owner lessee or operator of the premises; nothing in this section authorizes a marijuana establishment to hire or retain a person under 21 years of age as a regular employee.

AMENDMENT

#25

OFFERED IN THE SENATE

BY SENATOR KELLY

TO: CSSB 30( ), Draft Version "X," as amended by Amendment No. 11

Page 11, following line 5:

Insert a new bill section to read:

"\* **Sec. 12.** AS 11.71.160(f), as amended by sec. 38 of this Act, is amended to read:

(f) Schedule IIIA includes, unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation that contains any quantity of the following substances or that contains any of its salts, isomers, whether optical, position, or geometric, or salts of isomers whenever the existence of those salts, isomers, or salts of isomers is possible within the specific chemical designation:

(1) [REPEALED]

(2) [REPEALED]

(3) [REPEALED]

(4) parahexyl;

(5) dronabinol (synthetic) in sesame oil and encapsulated in a soft gelatin capsule in a U.S. Food and Drug Administration approved drug product;

(6) nabilone;

(7) (6aR,10aR)-9-(hydroxymethyl)-6,6-dimethyl-3-(2-methyloctan-2-yl)-6a,7, 10, 10a- tetrahydrobenzo[c]chromen-1-ol, also known as HU-210;

(8) (6aS,10aS)-9-(hydroxymethyl)-6,6-dimethyl-3-(2-methyloctan-2-yl)-6a,7, 10, 10a- tetrahydrobenzo[c]chromen-1-ol, also known as Dexanabinol or HU-211;

(9) 1-pentyl-3-(1-naphthoyl)indole, also known as JWH-018;

(10) 1-Butyl-3-(1-naphthoyl)indole, also known as JWH-073;

(11) (2-methyl-1-propyl-1H-indol-3-yl)-1-naphthalenyl-methanone,

also known as JWH-015;

(12) 1-pentyl-3-(4-chloro-1-naphthoyl)indole, also known as JWH-398;

(13) 1-pentyl-3-(2-methoxyphenylacetyl)indole, also known as JWH-250;

(14) 1-hexyl-3-(1-naphthoyl)indole, also known as JWH-019;

(15) 1-(2-(4-(morpholinyl)ethyl))-3-(1-naphthoyl)indole, also known as JWH-200;

(16) 2-[(1R,3S)-3-hydroxycyclohexyl]-5-(2-methyloctan-2-yl)phenol, also known as CP 47, 497, and its dimethyloctyl (C8) homologue; in this paragraph, "homologue" means a chemical compound in a series in which each compound differs by one or more alkyl functional groups on an alkyl side chain;

**(17) hashish;**

**(18) hash oil or hashish oil;**

**(19) tetrahydrocannabinols."**

Renumber the following bill sections accordingly.

Page 12, following line 9:

Insert a new bill section to read:

"\* **Sec. 16.** AS 11.71.900(14), as amended by sec. 15 of this Act, is repealed and reenacted to read:

(14) "marijuana" means the seeds, and leaves, buds, and flowers of the plant (genus) Cannabis, whether growing or not; it does not include the resin or oil extracted from any part of the plants, or any compound, manufacture, salt, derivative, mixture, or preparation from the resin or oil, including hashish, hashish oil, and natural or synthetic tetrahydrocannabinol; it does not include the stalks of the plant, fiber produced from the stalks, oil or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture, or preparation of the stalks, fiber, oil or cake, or the sterilized seed of the plant that is incapable of germination;"

Renumber the following bill sections accordingly.

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Page 20, lines 22 - 30:

Delete all material and insert:

**"\* Sec. 29.** AS 17.38.900(6) is repealed and reenacted to read:

(6) "marijuana" has the meaning given in AS 11.71.900;"

Page 23, following line 21:

Insert a new bill section to read:

**"\* Sec. 39.** AS 11.71.050(a)(6), 11.71.190(b)(2), 11.71.190(b)(3), 11.71.190(b)(4); AS 17.38.090(c), and 17.38.900(18) are repealed."

Renumber the following bill sections accordingly.

Page 23, line 24, following "APPLICABILITY.":

Insert "(a)"

Page 23, line 29:

Delete "this"

Insert "secs. 1 - 4, 6, 8, and 10 of this"

Page 23, following line 29:

Insert a new subsection to read:

"(b) AS 11.71.160(f), as amended by secs. 12 and 38 of this Act, and AS 11.71.900(14), as repealed and reenacted by sec. 16 of this Act, apply to offenses committed on or after the effective date of secs. 12 and 16 of this Act."

Page 23, following line 29:

Insert a new bill section to read:

**"\* Sec. 41.** Sections 12, 16, and 39 of this Act take effect February 24, 2017."

Renumber the following bill section accordingly.

1

2 Page 23, line 30:

3 Delete "This"

4 Insert "Except as provided in sec. 41 of this Act, this"