

Controlled Substance Statutes Reference Chart¹

| Statute | Class and Range² | Conduct |
|---|---|---|
| <u>11.71.010</u> Misconduct Involving a Controlled Substance in the <i>First</i> Degree | <u>Unclassified Felony</u> 5-99 Years (Maximum 99 Years) | <ul style="list-style-type: none"> • Delivers schedule IA, IIA, or IIIA controlled substances to people under 19 years of age where the dealer is more than 3 years older; • Engages in a continued felony drug dealing enterprise. |
| <u>11.71.021</u> Misconduct Involving a Controlled Substance in the <i>Second</i> Degree | <u>Class A Felony</u> 4-7 Years (Maximum 20 Years) | <ul style="list-style-type: none"> • Manufactures/delivers* a schedule IA controlled substance; • Manufactures/intends to manufacture methamphetamine (including possession certain quantities of listed chemicals with intent to manufacture methamphetamine).³ |
| <u>11.71.030</u> Misconduct Involving a Controlled Substance in the <i>Third</i> Degree | <u>Class B Felony</u> 1-3 Years (Maximum 10 Years) | <ul style="list-style-type: none"> • Delivers schedule IVA, VA, or VIA controlled substances to people under 19 years of age where the dealer is 3 years older; • Manufactures/delivers* a schedule IIA or IIIA controlled substance. |
| <u>11.71.040</u> Misconduct Involving a Controlled Substance in the <i>Fourth</i> Degree | <u>Class C Felony</u> 0-2 Years (Maximum 5 Years) | <ul style="list-style-type: none"> • Manufactures/delivers* a schedule IVA or VA controlled substance; • <i>Possesses</i> any amount of a schedule IA controlled substance; • Manufactures/delivers* more than one ounce of a schedule VIA controlled substance without proper permitting. |
| <u>11.71.050</u> Misconduct Involving a Controlled Substance in the <i>Fifth</i> Degree | <u>Class A Misdemeanor</u> 0-365 Days (Maximum 365 Days) | <ul style="list-style-type: none"> • Manufactures/delivers* less than one ounce of a schedule VIA controlled substance without proper permitting; • Possesses any amount of a schedule IA, IIA, IIIA, IVA, or VA controlled substance without a proper prescription. |

*Includes possession with intent to manufacture/deliver.

¹ This sheet provides a broad overview of 11.71, it is not comprehensive and is not meant to serve as legal advice or opinion. This is not a substitute for independent review of 11.71.

² Range is provided for a first-time offender.

³ Some listed chemicals include for example hydrochloric gas and red phosphorous. For a complete list see AS 11.71.200.

Drug Classifications⁴

| Schedule ⁵ | Included Drugs and Examples |
|-----------------------|---|
| IA | a) Synthetic and Non-synthetic Opiates <ul style="list-style-type: none"> ○ Heroin ○ Oxycodone ○ Fentanyl b) Gamma-Hydroxybutyric Acid <ul style="list-style-type: none"> ○ GHB (a common date rape drug) |
| IIA | a) Psychedelics/Hallucinogens <ul style="list-style-type: none"> ○ Peyote ○ Magic Mushrooms (Psilocybin) ○ PCP (Phencyclidine) ○ Ecstasy/Molly (MDMA) b) Stimulants <ul style="list-style-type: none"> ○ Methamphetamine ○ Adderall (Amphetamine) c) Barbiturates <ul style="list-style-type: none"> ○ Amobarbital ○ Pentobarbital d) Cocaine |
| IIIA | a) Stimulants: Appetite Suppressants <ul style="list-style-type: none"> ○ Didrex (Benzphetamine) b) Depressants: Sedative-Hypnotics <ul style="list-style-type: none"> ○ Glutethimide ○ Sulfonmethane c) Certain Anesthetics <ul style="list-style-type: none"> ○ Telazol/Zoletil (Tiletamine & Zolazepam) |
| IVA | a) Benzodiazepines <ul style="list-style-type: none"> ○ Xanax (Alprazolam) ○ Ativan (Lorazepam) ○ Valium (Diazepam) b) Ketamine |
| VA | a) Buprenorphine <ul style="list-style-type: none"> ○ Suboxone b) Anabolic Steroids <ul style="list-style-type: none"> ○ Testosterone ○ Anadrol (Oxymetholone) |
| VIA | a) Marijuana |

⁴ This is not a comprehensive list of the controlled substance classifications. It is not legal advice and does not serve as a substitute for independent review of 11.71.

⁵ The Alaska Controlled Substance Schedule is in AS 11.71.140-11.71.190.