

HOUSE BILL NO. 116 am

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SEVENTH LEGISLATURE - FIRST SESSION

BY THE HOUSE RULES COMMITTEE BY REQUEST OF THE LEGISLATIVE COUNCIL

Amended: 3/25/11

Introduced: 1/21/11

A BILL

FOR AN ACT ENTITLED

1 **"An Act making corrective amendments to the Alaska Statutes as recommended by the**
2 **revisor of statutes by correcting the spellings of 'oxymorphone' and 'lorazepam' and**
3 **providing an applicability section; and providing for an effective date."**

4 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

5 *** Section 1.** AS 11.71.140(b) is amended to read:

6 (b) Schedule IA includes, unless specifically excepted or listed in another
7 schedule, any of the following substances whether produced directly or indirectly by
8 extraction from substances of vegetable origin, or independently by means of chemical
9 synthesis, or by a combination of extraction and chemical synthesis:

10 (1) opium and opiate, and any salt, compound, derivative, or
11 preparation of opium or opiate, excluding apomorphine, dextrophan, nalbuphine,
12 nalmefene, naloxone, and naltrexone, and their respective salts, but including the
13 following:

14 (A) raw opium;

- 1 (B) opium extracts;
 2 (C) opium fluid extracts;
 3 (D) powdered opium;
 4 (E) granulated opium;
 5 (F) tincture of opium;
 6 (G) codeine;
 7 (H) ethylmorphine;
 8 (I) etorphine hydrochloride;
 9 (J) hydrocodone;
 10 (K) hydromorphone;
 11 (L) metopon;
 12 (M) morphine;
 13 (N) oxycodone;
 14 (O) oxymorphone [OXYMORPHINE];
 15 (P) thebaine;

16 (2) any salt, compound, derivative, or preparation of a substance
 17 included in (b)(1) of this section which is chemically equivalent or identical to any of
 18 the substances referred to in (b)(1) of this section; however, these substances do not
 19 include the isoquinoline alkaloids of opium;

20 (3) opium poppy and poppy straw;

21 (4) concentrate of poppy straw which is the crude extract of poppy
 22 straw in either liquid, solid, or powder form which contains the phennanthrine
 23 alkaloids of the opium poppy;

24 (5) 2-methylamino-1-phenylpropan-1-one, also known as
 25 methcathinone and cat.

26 * **Sec. 2.** AS 11.71.170(b) is amended to read:

27 (b) Schedule IVA includes, unless specifically excepted or unless listed in
 28 another schedule, any material, compound, mixture, or preparation which contains any
 29 quantity of the following substances, including their salts, isomers and salts of isomers
 30 whenever the existence of these salts, isomers, and salts of isomers is possible within
 31 the specific chemical designation:

- 1 (1) barbital;
- 2 (2) chloral betaine;
- 3 (3) chloral hydrate;
- 4 (4) chlordiazepoxide;
- 5 (5) clonazepam;
- 6 (6) clorazepate;
- 7 (7) diazepam;
- 8 (8) ethchlorvynol;
- 9 (9) ethinamate;
- 10 (10) flurazepam;
- 11 (11) **lorazepam** [LORAZEPAN];
- 12 (12) mebutamate;
- 13 (13) meprobamate;
- 14 (14) methohexital;
- 15 (15) methylphenobarbital, also known as mephobarbital;
- 16 (16) oxazepam;
- 17 (17) paraldehyde;
- 18 (18) petrichloral;
- 19 (19) phenobarbital;
- 20 (20) prazepam;
- 21 (21) alprazolam;
- 22 (22) halazepam;
- 23 (23) temazepam;
- 24 (24) triazolam;
- 25 (25) midazolam;
- 26 (26) quazepam;
- 27 (27) flunitrazepam;
- 28 (28) [REPEALED
- 29 (29)] ketamine hydrochloride.

30 * **Sec. 3.** The uncodified law of the State of Alaska is amended by adding a new section to
31 read:

1 APPLICABILITY. AS 11.71.140(b)(1)(O), as amended by sec. 1 of this Act, corrects
2 a typographical error in the spelling of "oxymorphone" that has existed since its adoption in
3 Ch. 45, SLA 1982. AS 11.71.170(b)(11), as amended by sec. 2 of this Act, corrects a
4 typographical error in the spelling of "lorazepam" that has existed since its adoption in Ch. 45,
5 SLA 1982. AS 11.71.140(b)(1)(O), as amended by sec. 1 of this Act, and
6 AS 11.71.170(b)(11), as amended by sec. 2 of this Act, apply to crimes committed before, on,
7 or after the effective date of this Act.

8 * **Sec. 4.** This Act takes effect immediately under AS 01.10.070(c).