

Original

IN THE HOUSE

BY MR. STRINGER

HOUSE BILL NO. *74*

IN THE LEGISLATURE OF THE TERRITORY OF ALASKA

TWENTY-FIRST SESSION

A BILL

For an Act entitled: "An Act to amend *Sec. 40-3-20 and* Sec. 40-3-20 ACLA 1949, as amended by Chap. 26 S.L.A. 1951, relating to *prohibited acts and* penalties under the provisions of the Uniform Narcotic Drug Act; and declaring an emergency."

BE IT ENACTED BY THE LEGISLATURE OF THE TERRITORY OF ALASKA: *Section 1, Section 40-3-20, ACLA 1949, is hereby amended to read as follows:*
Section *1*. Section 40-3-20 ACLA 1949, as amended by Chap. 26 S.L.A. 1951, is hereby amended to read as follows:

Section 40-3-20. PENALTIES. Whoever violates any provision of this Act shall upon conviction be fined not more than \$5,000.00 and be imprisoned not less than two or more than five years. For a second offense, or if, in case of a first conviction of violation of any provision of this Act, the offender shall previously have been convicted of any violation of the laws of the United States or of any other state, territory or district relating to narcotic drugs (OR MARIHUANA), the offender shall be fined not more than \$7,500.00 and be imprisoned not less than five or more than ten years. For a third or subsequent offense, or if the offender shall previously have been convicted two or more times in the aggregate of any violation of the laws of the United States or of any other state, territory or district relating to narcotic drugs (OR MARIHUANA), the offender shall be fined not more than

Section 40-3-20, ACLA 1949, is hereby amended to read as follows: Whoever manufactures, distributes, administers, prescribes, or dispenses any narcotic drug, or any substance which has under his control, sell, or supply to any person, for the purpose of supplying the same to any person, shall be guilty of a felony.

1 \$10,000.00 and be imprisoned not less than ten or more
2 than twenty years.

3 The minimum and maximum penalties provided for herein
4 shall be doubled where the offender is convicted for the
5 sale of narcotic drugs in violation of this Act, and this
6 shall be so whether prior convictions, if any, were for
7 illegal sale of narcotic drugs or for other violations
8 of this Act or of the laws of the United States or of any
9 other state, territory or district relating to narcotic
10 drugs; (Attached)

11 Except in the case of conviction for a first offense
12 for violation of the provisions of this Act, where such
13 first offense was other than the illegal sale of narcotic
14 drugs, the imposition or execution of sentence shall not
15 be suspended and probation or parole shall not be granted
16 until the minimum imprisonment herein provided for the
17 offense shall have been served.

18 Section 2. An emergency is hereby declared to exist, and
19 this Act shall take effect immediately upon its passage and
20 approval.
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