

1 IN THE HOUSE

BY STEVENS AND RAY

2 HOUSE BILL NO. 379

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to narcotic and hallucinogenic drugs "

7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

8 * Section 1. AS 17.10.010 is amended to read:

9 Sec. 17.10.010. ACTS PROHIBITED. It is unlawful for any person
10 to manufacture, possess, have under his control, sell, prescribe, ad-
11 minister, dispense, give, barter, supply or distribute in any manner,
12 or compound any narcotic drug or hallucinogenic substance or the
13 formula for such drug or substance except as authorized in this chapter.

14 * Sec. 2. AS 17.10.020 is amended to read:

15 Sec. 17.10.020. LICENSE FOR MANUFACTURERS AND WHOLESALERS. No
16 person may manufacture, compound, mix, cultivate, grow, or by any other
17 process produce or prepare narcotic drugs, or hallucinogenic substance
18 and no person as a wholesaler may supply the same without having first
19 obtained a license to do so from the Board of Pharmacy.

20 * Sec. 3. AS 17.10.200(c) is repealed and re-enacted to read:

21 (c) A person convicted of illegally selling, giving or supplying
22 narcotic drugs or hallucinogenic substance or the formulas for such
23 drugs to a person under the age of 21 years is punishable

24 (1) if the offense is a first violation, by imprisonment
25 for not less than 20 years and probation or parole shall not be
26 granted until 10 years of the imprisonment for the offense is served;

27 (2) if the offense is a second violation of the laws of the
28 United States or of any other state, territory or district relating to
29 the use, possession or sale of narcotic drugs or hallucinogenic sub-

1 stance, by imprisonment for the remainder of his natural life, and
2 parole or probation shall not be granted except by Act of the
3 legislature.

4 * Sec. 4. AS 17.10.200(d) is repealed.

5 * Sec. 5. AS 17.10.230 is amended by adding a new paragraph to read:

6 (19) "hallucinogenic" includes mescaline, d-lysergic acid
7 diethylamide (LSD), psilocybin, dimethyltryptamine (DMT), and every
8 other substance neither chemically nor physically distinguishable
9 from them or listed or registered by the Department of Health and
10 Welfare as a hallucinogenic substance.
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