

Introduced: 2/23/67
Referred: Health,
Welfare and Education

1 IN THE SENATE

BY BRADY

2 SENATE BILL NO. 146

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the sale and use of depressant and
7 stimulant drugs."

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

9 * Section 1. AS 17 is amended by adding a new chapter to read:

10 CHAPTER 12. DEPRESSANT AND STIMULANT DRUG CONTROL.

11 Sec. 17.12.010. PURPOSE. It is the purpose of this chapter to
12 control the sale and use of certain drugs which because of their
13 depressant or stimulant qualities may have an adverse effect upon users.

14 Sec. 17.12.020. DRUG DEFINED AND PROCEDURE. (a) In this chapter,
15 "drug" means a drug containing any quantity of a substance which sig-
16 nificantly affects or alters consciousness, the ability to think,
17 critical judgment, motivation, mood, psychomotor coordination or
18 sensory perception and is substantially involved in drug abuse or has
19 substantial potential for such involvement. Abuse exists when drugs
20 are used for their psychotoxic effects alone, and not as therapeutic
21 media prescribed or recommended in the course of medical treatment,
22 or when they are obtained through illicit channels.

23 (b) The Board of Pharmacy shall determine which substances and
24 products are drugs, within the meaning set out in (a) of this section.
25 A determination shall be made only after investigation.

26 (c) The Board of Pharmacy shall compile and keep current a list
27 of all substances determined by it to be drugs under this chapter and
28 shall issue and publish the list as part of its rules and regulations.

29 Sec. 17.12.030. ACTS PROHIBITED. No person, except a person

1 authorized under chs. 10 and 15 of this title, shall sell, deliver or
2 otherwise dispose of a drug to any other person, nor shall a person,
3 other than a person authorized under chs. 10 and 15 of this title,
4 possess a drug other than for (1) the personal use of himself or a
5 member of his household, or (2) for administration to an animal owned
6 by him or a member of his household.

7 Sec. 17.12.040. RULES AND REGULATIONS. The Board of Pharmacy is
8 authorized and empowered to make rules and regulations which it
9 considers necessary to govern the sale and dispensing of drugs covered
10 by this chapter by those persons authorized by law to sell or dispense
11 them. The rules and regulations may include but need not be limited
12 to requirements for prescriptions and a prohibition of sale or dispensing
13 of the drugs to minors. The Board of Pharmacy also is authorized and
14 empowered to make additional rules and regulations it considers neces-
15 sary to carry out the purposes of this chapter and to secure effective
16 enforcement of its provisions.

17 Sec. 17.12.050. PENALTIES. The penalties for violations of this
18 chapter are the same as those provided in AS 17.10.200.
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