

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

1 IN THE SENATE

BY THE JUDICIARY COMMITTEE

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,
7 hallucinogenic and 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, HALLUCINOGENIC 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 depres-
13 sant 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, crit-
17 ical judgment, motivation, mood, psychomotor coordination or sensory
18 perception and is substantially involved in drug abuse or has substantial
19 potential for such involvement. Abuse exists when drugs are used for
20 their psychotoxic effects alone, and not as therapeutic media prescribed
21 or recommended in the course of medical treatment, or when they are
22 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 or have under his control a drug other than for (1) the personal
5 use of himself or a member of his household, or (2) for administration
6 to an animal owned by him or a member of his household and which
7 was obtained legally by prescription.

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

18 Sec. 17.12.050. PENALTIES. A person who violates the provisions
19 of this Act is guilty of a misdemeanor, and is punishable by a fine of
20 not more than \$500.00 or by imprisonment in a jail for not more than
21 one year, or both.
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