

Introduced: 1/20/73  
Referred: Health, Welfare &  
Education and Judiciary

1 IN THE HOUSE

BY OSE

2 CS HOUSE BILL NO. 104 Am  
3 IN THE LEGISLATURE OF THE STATE OF ALASKA  
4 EIGHTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to penalties for the sale of drugs;  
7 and providing for an effective date."

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

9 \* Section 1. AS 17.10.200(a) is amended to read:

10 (a) A person who violates any provision of this chapter except  
11 a provision relating to the keeping of records, upon conviction, is  
12 punishable by a fine of not more than \$5,000 and by imprisonment for  
13 not less than two nor more than 10 years; however, a person who  
14 violates a provision of this chapter relating to the possession or  
15 control of a narcotic drug, when his possession or control is for the  
16 purpose of sale to another person, is punishable by imprisonment for  
17 not less than five years. For a second offense, or for a first  
18 offense where the offender has previously been convicted of a  
19 violation of the laws of the United States or of any other state,  
20 territory or district relating to narcotic drugs, the offender is  
21 punishable by a fine of not more than \$7,500 and by imprisonment for  
22 not less than 10 nor more than 20 years. For a third or subsequent  
23 offense, or if the offender has previously been convicted two or  
24 more times of a violation of the laws of the United States or of  
25 any other state, territory or district relating to narcotic drugs,  
26 the offender is punishable by a fine of not more than \$10,000 and by  
27 imprisonment for not less than 20 nor more than 40 years.

28 \* Sec. 2. AS 17.12.110(b)(1) is amended to read:

29 (1) for the first offense, by imprisonment for not more

1 than 25 years, or by a fine of not more than \$20,000, or by both;  
2 however, if a person violates a provision of this chapter relating  
3 to the possession or control of depressant, hallucinogenic or  
4 stimulant drugs, when his possession or control is for the purpose  
5 of sale or other disposal to another person, upon conviction, he is  
6 punishable for the first offense, by imprisonment for not less than  
7 five years;

8 \* Sec. 3. AS 17.12.110(b)(2) is amended to read:

9 (2) for the second and subsequent offenses, by imprisonment  
10 for any term of years or life, or by a fine of not more than \$25,000,  
11 or by both; however, if a person violates a provision of this chapter  
12 relating to the possession or control of depressant, hallucinogenic  
13 or stimulant drugs, when his possession or control is for the  
14 purpose of sale or other disposal to another person, upon conviction,  
15 he is punishable for the second and subsequent offenses, by imprison-  
16 ment for not less than five years.

17 \* Sec. 4. AS 17.12.110(c) is amended to read:

18 (c) A person who violates a provision of this chapter by selling  
19 or otherwise disposing of a depressant, hallucinogenic or stimulant  
20 drug to a person less than 19 years of age is guilty of a felony and  
21 upon conviction is punishable by imprisonment for any term of  
22 years or life, or by a fine of not more than \$25,000, or by both, but  
23 in no case shall the person be imprisoned for less than five years.

24 \* Sec. 5. This Act takes effect on the day after its passage and  
25 approval or on the day it becomes law without approval.  
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