

Original sponsor: Harris

1 IN THE SENATE

BY THE HEALTH, EDUCATION AND
SOCIAL SERVICES COMMITTEE

2 CS FOR SENATE BILL NO. 15

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 EIGHTH LEGISLATURE - SECOND 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 offense
18 where the offender has previously been convicted of a violation of
19 the laws of the United States or of any other state, territory or
20 district relating to narcotic drugs, the offender is punishable by a
21 fine of not more than \$7,500 and by imprisonment for not less than 10
22 nor more than 20 years. For a third or subsequent offense, or if the
23 offender has previously been convicted two or more times of a violation
24 of the laws of the United States or of any other state, territory
25 or district relating to narcotic drugs, the offender is punishable
26 by a fine of not more than \$10,000 and by imprisonment for not less
27 than 20 nor more than 40 years.

28 * Sec. 2. AS 17.10.200(d) is amended to read:

29 (d) The imposition or execution of sentence shall not be suspended

1 and probation or parole shall not be granted until the minimum
2 imprisonment provided in this section for the offense is served; how-
3 ever, a person who violates a provision of this chapter relating to the
4 possession or control of a narcotic drug, and who is determined to be
5 addicted to narcotic drugs may, in place of a fine or imprisonment, be
6 committed to the custody of the department for rehabilitative
7 treatment.

8 * Sec. 3 . This Act takes effect on the day after its passage and
9 approval or on the day it becomes law without approval.
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