

Introduced: 4/7/75
Referred: Judiciary

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IN THE SENATE

BY MILLER AND HOHMAN

FCCS HCS SS

SENATE BILL NO. 350

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IN THE LEGISLATURE OF THE STATE OF ALASKA

NINTH LEGISLATURE - FIRST SESSION

A BILL

For an Act entitled: "An Act relating to penalties for unauthorized possession and control of certain drugs."

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

* Section 1. AS 17.12.110 is amended to read:

Sec. 17.12.110. PENALTIES. (a) A person who violates a provision of this chapter relating to the possession or control of depressant, hallucinogenic and stimulant drugs, other than marijuana, when his possession or control is for his own use, is guilty of a misdemeanor and upon conviction is punishable by imprisonment for not more than one year, or by a fine of not more than \$1,000, or by both.

(b) A person who violates a provision of this chapter other than those [ONE] mentioned in (a) and (d) of this section, or a person who violates a provision of this chapter relating to the possession or control of depressant, hallucinogenic and stimulant drugs, when his possession or control is for the purpose of sale or other disposal to another person, is guilty of a felony and upon conviction is punishable as follows:

- (1) for the first offense, by imprisonment for not more than 25 years, or by a fine of not more than \$20,000, or by both;
- (2) for the second and subsequent offenses, by imprisonment for any term of years or life, or by a fine of not more than \$25,000, or by both.

(c) A person who violates a provision of this chapter by selling or otherwise disposing of a depressant, hallucinogenic or stimulant drug

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1 to a person less than 19 years of age is guilty of a felony and upon
2 conviction is punishable by imprisonment for any term of years or life,
3 or by a fine of not more than \$25,000, or by both.

4 (d) A person who violates this chapter by possession or control of
5 marijuana, when his possession or control is for his own use, is punish-
6 able by a civil fine not more than \$100. Criminal records shall not be
7 maintained of convictions under this subsection.
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