

SB

294

STATE OF ALASKA
THE LEGISLATURE

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JUNEAU, ALASKA 99811
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May, 1988

Copies of minutes listed below were originally included in this file. The minutes are available on the STAIRS database CMPR. In order to save space copies of minutes have not been left in the files.

Mary Van Nimwegen

House Judiciary:

1987 - May 16

STATE OF ALASKA 1987 LEGISLATIVE SESSION
FISCAL NOTE

REQUEST: _____

Bill Version : SB 294
Publish Date : _____

Revision Date: _____
Title: "An Act removing...loperamide from
the schedules of controlled substances..."
Sponsor: Senator Josephson
Requestor: Senate Judiciary

Agency Affected: Department of Law
BRU: Prosecution
Components: All

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 87	FY 88	FY 89	FY 90	FY 91	FY 92
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING		-0-	-0-	-0-	-0-	-0-

CAPITAL						
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REVENUE						
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FUNDING: (Thousands of Dollars)

GENERAL FUND		-0-	-0-	-0-	-0-	-0-
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS:

FULL-TIME		-0-	-0-	-0-	-0-	-0-
PART-TIME						
TEMPORARY						

ANALYSIS : (Attach a separate page if necessary)

Please see attached analysis.

Prepared by: Richard I. Pegues, Director Phone: 465-3672
Division: Administrative Services Date: May 11, 1987
Richard I. Pegues / RGR
Approved by Commissioner: Grace Berg Schaible, Atty. Gen. Date: May 11, 1987
Agency: Department of Law

Distribution (by preparer):

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)
- Senate Secretary

CONTINUATION of FISCAL NOTE ANALYSIS

For Bill/Resolution No. SB 294

This bill repeals AS 11.71.180(c), thereby removing the anti-diarrheal drug loperamide from the schedule of controlled substances under the Criminal Code. This drug has already been removed from the federal controlled substances schedules, after the DEA concluded that loperamide has a currently accepted use in medical treatment in the United States and does not have sufficient potential for abuse to justify its continued control in any schedule of the federal Controlled Substances Act. Therefore, the bill will not have a fiscal impact on the Department of Law.

BILL #

An Act repealing AS 11.71.180(c)

AS 11.71.180(c) is repealed.

AS 11.71.180(c) reads:

"Schedule VA includes Loperamide."

The Federal Government and all other states have descheduled Loperamide. The State of Alaska has not descheduled Loperamide simply because this amendment usually ends up in a lengthy controlled substance bill that either doesn't get introduced or is not passed.

This year the Administration has just not introduced a bill . . . yet. Loperamide is an anti diarrheal drug that would remain a prescription drug under this amendment. There would be no change for pharmacists.

This amendment simply takes Loperamide, an anti-diarrheal, off our lowest schedule, schedule V; making us consistent with Federal Law and the other States.

(3) pemoline, including organometallic complexes and chelates of this substance.

(e) Schedule IVA includes, unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation containing not more than 1 milligram of difenoxin and not less than 25 micrograms of atropine sulfate per dosage unit, or their salts calculated as the free anhydrous base or alkaloid.

(f) Schedule IVA includes, unless specifically excepted or unless listed in another schedule, any material, compound, mixture or preparation which contains any quantity of the following substances, including their salts:

- (1) dextropropoxyphene (alpha-(+)-4-dimethylamino-1,2-dephenyl-3-methyl-2-propionoxybutane);
- (2) pentazocine;
- (3) propoxphene. (§ 2 ch 45 SLA 1982)

Sec. 11.71.180. Schedule VA. (a) A substance shall be placed in schedule VA if it is found under AS 11.71.120(c) to have a degree of danger or probable danger to a person or the public which is less than substances listed in schedule IVA, but higher than substances listed in schedule VIA.

(b) Schedule VA includes any compound, mixture, or preparation containing any of the following limited quantities of narcotic drugs or their salts, calculated as the free anhydrous base or alkaloid, in limited quantities as specified in (1) — (6) of this subsection, which includes one or more nonnarcotic active medicinal ingredients in sufficient proportion to confer upon the compound, mixture, or preparation valuable medicinal qualities other than those possessed by schedule IA substances alone:

- (1) not more than 200 milligrams of codeine per 100 milliliters or per 100 grams;
 - (2) not more than 100 milligrams of dihydrocodeine per 100 milliliters or per 100 grams;
 - (3) not more than 100 milligrams of ethylmorphine per 100 milliliters or per 100 grams;
 - (4) not more than 2.5 milligrams of diphenoxylate and not less than 25 micrograms of atropine sulfate per dosage unit;
 - (5) not more than 100 milligrams of opium per 100 milliliters or per 100 grams;
 - (6) not more than 0.5 milligrams of difenoxin and not less than 25 micrograms of atropine sulfate per dosage unit.
- (c) Schedule VA includes loperamide. (§ 2 ch 45 SLA 1982)

Sec. 11.71.190. Schedule VIA. (a) A substance shall be placed in schedule VIA if it is found under AS 11.71.120(c) to have the lowest degree of danger or probable danger to a person or the public.