

**HB**

**69**

# HOUSE COMMITTEE REPORT

(7)  
Date Referred to Committee: February 7, 1997

FURTHER REFERRALS:

Finance

Date of Committee Action: 2/12/97

The JUDICIARY Committee considered:

SSHB 69

SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 69

ROPHYPNOL AS SCHEDULE IVA DRUG

"An Act relating to designating flunitrazepam as a schedule IVA controlled substance; and providing for an effective date."

recommends it be replaced with the following committee substitute \_\_\_\_\_ [ ] the same title  
[ ] a new title

[ ] additional referral to \_\_\_\_\_ Committee  
[ ] attached amendment(s)

ADOPTS: \_\_\_\_\_ Letter of Intent

ATTACHES NEW FISCAL NOTE(S): (Dept) \_\_\_\_\_

APPROVES PREVIOUS: (Dept/Date) \_\_\_\_\_

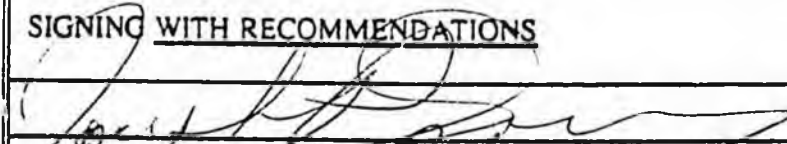
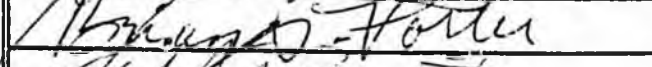

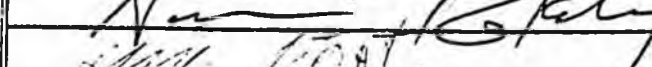
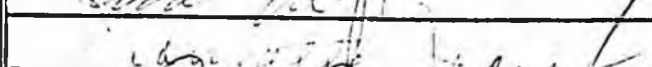
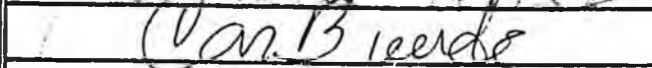

[ ] fiscal note(s) \_\_\_\_\_

[ ] fiscal note(s) \_\_\_\_\_

[2] zero fiscal note(s) DEPT. OF LAW

[ ] zero fiscal note(s) \_\_\_\_\_

PUB. SAFETY

SIGNING WITH RECOMMENDATIONS		DP	DNP	NR	AM
	GREEN	✓			
	PORTER	✓			
	BERKOWITZ			✓	
	ROKEBERG	✓			
	CROFT	✓			
	JAMES				
	BUNDE	✓			

CHAIR'S SIGNATURE 

# FISCAL NOTE

STATE OF ALASKA  
1997 LEGISLATIVE SESSION

BILL NO. SSHB 69

Revision Date: \_\_\_\_\_ Dept. Affected: Department of Law  
 Title: "An Act . . . designating flunitrazepam as a BRU: Criminal Division  
schedule IVA controlled substance . . ." Component: Criminal Division  
 Sponsor: Representative Vezey  
 Requester: House Judiciary Committee COMPONENT SERIAL NO. 2085

**Expenditures/Revenues** (Thousands of Dollars)

OPERATING EXPENDITURES	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

CAPITAL EXPENDITURES						
----------------------	--	--	--	--	--	--

CHANGE IN REVENUES ( )						
------------------------	--	--	--	--	--	--

**FUND SOURCE** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY97) cost: \$ 0.0

**POSITIONS**

FULL-TIME	0.0	0.0	0.0	0.0	0.0	0.0
PART-TIME						
TEMPORARY						

**ANALYSIS:** (Attach a separate page if necessary)

This bill designates the drug flunitrazepam, the "date-rape" drug, as a schedule IVA controlled substance. Passage of this legislation will have no fiscal impact on the Department of Law.

Prepared by: Joan M. Kasson *Joan M. Kasson*  
 Division: Administrative Services Division  
 Approved by Commissioner: Bruce M. Botelho, Attorney General *Bruce Botelho for*  
 Agency: Department of Law

Phone: 465-5370  
 Date: 2/11/97  
 Date: 2/11/97

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# FISCAL NOTE

STATE OF ALASKA  
1997 LEGISLATIVE SESSION

BILL NO: HB 69

Revision Date: \_\_\_\_\_ Dept. Affected: Public Safety  
 Title: Flunitrazepam Made Schedule IA Drug BRU: Alaska State Troopers  
 Component: Narcotics Task Force  
 Sponsor: Rep. Vezey  
 Requestor: House Judiciary COMPONENT SERIAL NO. 798

**EXPENDITURES/REVENUES: (Thousands of Dollars) (inflation not included)**

OPERATING	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	-0-	-0-	-0-	-0-	-0-	-0-
<b>CAPITAL</b>	-0-	-0-	-0-	-0-	-0-	-0-
CHANGE IN REVENUES ( ) Revenue Code	-0-	-0-	-0-	-0-	-0-	-0-

**FUNDING: (Thousands of Dollars)**

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	-0-	-0-	-0-	-0-	-0-	-0-

Estimate of current year (FY 97) impact: \$ \_\_\_\_\_

**POSITIONS:**

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

ANALYSIS: (Attach a separate page if necessary.)

This bill would make flunitrazepam a schedule IA drug. This would have no significant fiscal impact on AST.

Prepared By: Capt. Ted M. Bachman Phone: 269-5650  
 Division: Alaska State Troopers Date: 02/11/97  
 Approved by Commissioner: *Ronald L. Otte* Date: 2/11/97  
 Agency: Department of Public Safety

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STATE OF ALASKA**

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FAX (907) 465-2029  
Mail Stop 3101

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Juneau, Alaska 99801-2105

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

Mary Pagenkopf

*House Judiciary Committee, 2/12/97, 1:00 p.m.*

# Alaska State Legislature

## House of Representatives

Interim Address:  
119 N. Cushman, Suite 211  
Fairbanks, AK 99701  
(907)-456-5081  
Fax# (907)-456-8245



Session Address:  
Room 13  
(907)-465-3719

Official Business

State Capitol  
Juneau, AK. 99801-1182

Representative Al Vezey

### HB 69 Teleconference Participants by Telephone House Judiciary Committee Meeting

February 14, 1997 1:00 p.m.  
1-(800)-478-7612

Jon Christensen, Legislative Liason  
Rothman-LaRoche  
(206)-770-3741

James Tolliver  
DEA  
Washington, D.C.  
(202)-307-7180

Dr. Beth Osterguard  
Clinical Liason  
Rothman-LaRoche  
(612)-825-7712

---

Teleconference from Anchorage  
1-(800)-764-6202

George Taft  
Alaska State Crime Lab  
(907)-269-5740

*LTXS*

*Spec d HCR*

*FTI*

*Tim Sulevick  
HB 30 ?*

2/11/97

Moderator

Web. Meeting  
tele conf.

Minnesota Chemist,

~~Anch~~ [ Beth Ostergard  
(612) 825 7712

[ John Christensen, Seattle  
(206) 770-3741  
Puyallup

Anchorage

<b>PHONE MESSAGE</b>		DATE 2/10	TIME 5:15	A.M. P.M.
FOR	Lisa			
M	Beneiva (CN 70253)			
OF				
PHONE ( )	3719	1-800-478-7612	EXT. 7612	
<input type="checkbox"/> FAX	<input type="checkbox"/> MOBILE	<input type="checkbox"/> PAGER		
MESSAGE	Is there an 800 # for people to testify on NB101? (Out of town)			
<input type="checkbox"/> URGENT <input checked="" type="checkbox"/> PHONED <input type="checkbox"/> RETURNED YOUR CALL <input type="checkbox"/> PLEASE CALL BACK <input type="checkbox"/> WILL CALL AGAIN <input type="checkbox"/> WAS IN <input type="checkbox"/> WANTS TO SEE YOU		SIGN'D <u>KT</u>		

1 (800) 478-7612

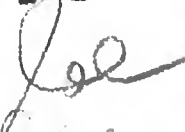
800 764 6202

HB 69

2/5/97

State Analysis in Va.  
Lobbyist for druggists?  
Tracking drug legislation  
HB 69 re Rophyrol  
Rebecca Cordozo  
told her to fax data if she likes

Teleconf. Fairbanks

~~Joe~~ Lisa  
from Vezev  
You now have  
SS HB 69 before  
your committee  
in lieu of HB 69.  
We went from a  
~~A~~ Schedule I A  
controlled substance  
to a Sch. IVA   
we have you scheduled  
for next week.

SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 69  
IN THE LEGISLATURE OF THE STATE OF ALASKA  
TWENTIETH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVE VEZEY

Introduced:  
Referred:

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to designating flunitrazepam as a schedule IVA controlled  
2 substance; and providing for an effective date."

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

4 \* Section 1. AS 11.71.170(b) is amended by adding a new paragraph to read:

5 (27) flunitrazepam.

6 \* Sec. 2. This Act takes effect immediately under AS 01.10.070(c).



## HLR Service

A Member of the Roche Group

HLR Service Corporation  
9707 166th Street Ct. E.  
Puyallup, WA 98373

February 10, 1997

**Jon Christensen**  
Senior Regional Manager  
Tel 206-770-3741  
1-800-LA-ROCHE Ext. 8-9772  
Fax 206-770-3723

Honorable Representative Al Vezey  
State Capitol  
Room 13  
Juneau, AK 99801

Dear Representative Vezey;

We at Roche are pleased to support your SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 69.

At Hoffmann-La Roche, the manufacturer of Rohypnol, we are extremely concerned by the issue of drug-induced sexual assault and reports that one of our medications may be one of the many misused in this way.

Rohypnol belongs to the class of medications known as benzodiazepines, which collectively have more than 30 years of medical use for the treatment of a variety of central nervous system conditions. They are currently classified in the U.S. in Schedule IV of the Federal Controlled Substances Act.

I am happy to answer any further questions you may have and welcome the opportunity to speak with you further on this issue.

Sincerely,

Jon C. Christensen

# Alaska State Legislature

Interim Address:  
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**Representative Al Vezey**

## **HB 69**

### **CLASSIFYING FLUNITRAZEPAM AS A CONTROLLED SUBSTANCE**

Flunitrazepam, trade name Rohypnol, is known by street names that include Roaches, Roches, Rocha, Rophies, Roofies, Ruffies, Ropes, and Rib. The drug induces deep sleep and causes amnesia. Illegal use of this drug is on the increase in the United States and its illegal use has been suspected in Alaska. Rohypnol is a drug that is not readily detectable in urine by using a standard urine test.

The most heinous illegal use of this drug is to slip it into the drink of a female as a prelude to rape. Typically the victim does not remember what happened for several hours after ingesting the drug.

House Bill 69 would classify Rohypnol (flunitrazepam) as a schedule 1A controlled substance which would make it a class A felony to possess this drug.

Victims of drug induced rape can not identify their victims and conviction are difficult and rare. This bill would make the mere possession of this drug a serious crime in the same class as sexual assault in the first degree. HB 69 sends a clear message that we will not tolerate in our society those who would perpetrate sexual abuse.

*Flunitrazepam is the generic name for a drug in the class of prescription medicines known as benzodiazepines. It is manufactured in Europe and Latin American by Hoffman-La Roche under the trade name Rohypnol.*