



LAWS OF ALASKA

1994

Source
CSSB 332(JUD)

Chapter No.
53

AN ACT

Relating to the possession of 25 or more marijuana plants.

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

THE ACT FOLLOWS ON PAGE 1

Approved by the Governor: May 24, 1994
Actual Effective Date: August 22, 1994

AN ACT

1 Relating to the possession of 25 or more marijuana plants.

2

3 * Section 1. AS 11.71.040(a) is amended to read:

4 (a) Except as authorized in AS 17.30, a person commits the crime of
5 misconduct involving a controlled substance in the fourth degree if the person

6 (1) manufactures or delivers any amount of a schedule IVA or VA
7 controlled substance or possesses any amount of a schedule IVA or VA controlled
8 substance with intent to manufacture or deliver;

9 (2) manufactures or delivers, or possesses with the intent to
10 manufacture or deliver, one or more preparations, compounds, mixtures, or substances
11 of an aggregate weight of one ounce or more containing a schedule VIA controlled
12 substance;

13 (3) possesses

14 (A) any amount of a schedule IA or IIA controlled substance;

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1 (B) 25 or more tablets, ampules, or syrettes containing a
2 schedule IIIA or IVA controlled substance;

3 (C) one or more preparations, compounds, mixtures, or
4 substances of an aggregate weight of three grams or more containing a
5 schedule IIIA or IVA controlled substance;

6 (D) 50 or more tablets, ampules, or syrettes containing a
7 schedule VA controlled substance;

8 (E) one or more preparations, compounds, mixtures, or
9 substances of an aggregate weight of six grams or more containing a schedule
10 VA controlled substance; [OR]

11 (F) one or more preparations, compounds, mixtures, or
12 substances of an aggregate weight of one pound or more containing a schedule
13 VIA controlled substance; or

14 **(G) 25 or more plants of the genus cannabis;**

15 (4) possesses a schedule IIIA, IVA, VA, or VIA controlled substance

16 (A) with reckless disregard that the possession occurs on or
17 within 500 feet of school grounds; or

18 (B) on a school bus;

19 (5) knowingly keeps or maintains any store, shop, warehouse, dwelling,
20 building, vehicle, boat, aircraft, or other structure or place that [WHICH] is used for
21 keeping or distributing controlled substances in violation of a felony offense under this
22 chapter or AS 17.30;

23 (6) makes, delivers, or possesses a punch, die, plate, stone, or other
24 thing which prints, imprints, or reproduces a trademark, trade name, or other
25 identifying mark, imprint, or device of another or any likeness of any of these upon
26 a drug, drug container, or labeling so as to render the drug a counterfeit substance;

27 (7) knowingly uses in the course of the manufacture or distribution of
28 a controlled substance a registration number that [WHICH] is fictitious, revoked,
29 suspended, or issued to another person;

30 (8) knowingly furnishes false or fraudulent information in or omits
31 material information from any application, report, record, or other document required

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1 to be kept or filed under AS 17.30;

2 (9) obtains possession of a controlled substance by misrepresentation,
3 fraud, forgery, deception, or subterfuge; or

4 (10) affixes a false or forged label to a package or other container
5 containing any controlled substance.