HOUSE BILL NO. 113

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTIETH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVE DRUMMOND

Introduced: 2/10/17
Referred:

A BILL

FOR AN ACT ENTITLED

"An Act relating to operating a motor vehicle, aircraft, or watercraft while under the influence of an alcoholic beverage, inhalant, or controlled substance."

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

* Section 1. AS 28.33.030 is amended by adding a new subsection to read:

(d) In a prosecution under (a) of this section, a person is not under the influence of marijuana, singly or in combination with an alcoholic beverage, intoxicating liquor, inhalant, or another controller substance, unless delta 9-tetrahydrocannabinol is present in the person's body. In this subsection, "marijuana" has the meaning given in AS 11.71.900.

* Sec. 2. AS 28.35.030(u) is amended by adding a new paragraph to read:

(5) "marijuana" has the meaning given in AS 11.71.900.

* Sec. 3. AS 28.35.030 is amended by adding a new subsection to read:

(v) In a prosecution under (a) of this section, a person is not under the influence of marijuana, singly or in combination with an alcoholic beverage,
intoxicating liquor, inhalant, or another controller substance, unless delta 9-tetrahydrocannabinol is present in the person's body.

* Sec. 4. The uncodified law of the State of Alaska is amended by adding a new section to read:

APPLICABILITY. This Act applies to offenses committed on or after the effective date of this Act.