

"AN ACT TO MAKE IT UNLAWFUL FOR ANY PERSON NOT OTHERWISE AUTHORIZED BY LAW TO ADMINISTER CONTROLLED SUBSTANCES FOR MEDICAL PURPOSES TO INJECT A CONTROLLED SUBSTANCE OR CAUSE A CONTROLLED SUBSTANCE TO BE INGESTED OR INHALED BY ANOTHER PERSON; AND FOR OTHER PURPOSES."

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. (a) It is unlawful for any person to inject any controlled substance as defined by the Arkansas Controlled Substances Act, Act 590 of 1971 as amended, into the human body of another person, unless this controlled substance has been ordered for the person receiving this controlled substance by a licensed practitioner, licensed by the State to prescribe controlled substances in the schedule involved and this being for a legitimate medical purpose.

(b) It is unlawful for any person to administer or cause to be ingested, inhaled or otherwise introduced into the human body of another person a controlled substance as defined by the Arkansas Controlled Substances Act, Act 590 of 1971 as amended, unless this controlled substance has been ordered for the person receiving this controlled substance by a licensed practitioner, licensed by the State to prescribe controlled substances in the schedule involved and this being for a legitimate medical purpose.

(c) Any person who violates this act with respect to:

(1) A controlled substance in Schedule I or II, which is a narcotic drug, is guilty of a Class Y Felony.

(2) Any other controlled substance in Schedule I, II, or III, is guilty of a Class B Felony.

(3) Any other controlled substance in Schedule IV, V, or VI, is guilty of a Class C Felony.

SECTION 2. The provisions of this Act and the criminal penalties provided for herein shall be in addition to all other criminal penalties a person may be subjected to under provisions of the Arkansas Criminal Code, Act 280 of 1975 as amended and the Arkansas Controlled Substances Act, Act 590 of 1971 as amended.

SECTION 3. It is not a defense under the provisions of this Act that the person consented to being injected with the controlled substance, or the person ingested, inhaled or otherwise introduced the controlled substance into his human body knowingly and voluntarily.

SECTION 4. All laws and parts of laws in conflict with this Act are hereby repealed.

APPROVED: April 8, 1987

---