

1 State of Arkansas  
2 88th General Assembly  
3 Regular Session, 2011  
4

# A Bill

HOUSE BILL 1636

5 By: Representatives Stewart, Hubbard  
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## For An Act To Be Entitled

8 AN ACT TO MAKE USE OR POSSESSION OF A CONTROLLED  
9 SUBSTANCE BY MILITARY PERSONNEL OR VETERANS PUNISHED  
10 BY COURT-MARTIAL; AND FOR OTHER PURPOSES.  
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## Subtitle

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14 TO MAKE USE OR POSSESSION OF A CONTROLLED  
15 SUBSTANCE BY MILITARY PERSONNEL OR  
16 VETERANS PUNISHED BY COURT-MARTIAL.  
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18  
19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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21 SECTION 1. Arkansas Code Title 12, Chapter 64, Subchapter 8 is amended  
22 to add an additional section to read as follows:

23 12-64-847. Use or possession of a controlled substance.

24 (a) As used in this section, "controlled substance" means:

25 (1) Amphetamine;

26 (2) Cocaine;

27 (3) Heroin;

28 (4) Lysergic acid diethylamide;

29 (5) Marijuana;

30 (6) Methamphetamine;

31 (7) Opium;

32 (8) Phencyclidine;

33 (9) Barbituric acid, including Phenobarbital and secobarbital;

34 or

35 (10) Any substance that is included in Schedules I through VI  
36 established by the Controlled Substances Act of 1970, 21 U.S.C. § 812, or the



1 Uniform Controlled Substances Act, § 5-64-101 et seq.

2 (b) A person subject to this code who wrongfully uses, is under the  
3 influence of, or possesses a controlled substance shall be punished as a  
4 court-martial may direct.

5 (c) A person subject to this code who wrongfully possesses the  
6 metabolites of a controlled substance in his or her blood or urine shall be  
7 punished as a court-martial may direct.

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