

ASSEMBLY BILL

No. 2479

Introduced by Assembly Member Bradford

February 21, 2014

An act to amend Section 11352 of the Health and Safety Code, relating to controlled substances.

LEGISLATIVE COUNSEL'S DIGEST

AB 2479, as introduced, Bradford. Crimes: controlled substances.

Existing law categorizes controlled substances into 5 schedules and imposes the greatest restrictions on those contained in Schedule I. Existing law, subject to exceptions, makes it an offense to, among other things, transport, import, sell, furnish, administer, or give away specified Schedule I and II controlled substances, or any Schedule III, IV, or V controlled substance which is a narcotic drug, unless upon written prescription, as specified.

This bill would make technical, nonsubstantive changes to these provisions.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 11352 of the Health and Safety Code is
2 amended to read:
3 11352. (a) Except as otherwise provided in this division, every
4 a person who transports, imports into this state, sells, furnishes,
5 administers, or gives away, or offers to transport, import into this
6 state, sell, furnish, administer, or give away, or attempts to import

1 into this state or transport (1)~~any~~ a controlled substance specified
 2 in subdivision (b), (c), or (e), or paragraph (1) of subdivision (f)
 3 of Section 11054, specified in paragraph (14), (15), or (20) of
 4 subdivision (d) of Section 11054, or specified in subdivision (b)
 5 or (c) of Section 11055, or specified in subdivision (h) of Section
 6 11056, or (2)~~any~~ a controlled substance classified in Schedule III,
 7 IV, or V~~which~~ *that* is a narcotic drug, unless upon the written
 8 prescription of a physician, dentist, podiatrist, or veterinarian
 9 licensed to practice in this state, shall be punished by imprisonment
 10 pursuant to subdivision (h) of Section 1170 of the Penal Code for
 11 three, four, or five years.

12 (b) Notwithstanding the penalty provisions of subdivision (a),
 13 ~~any~~ a person who transports~~any~~ a controlled~~substances~~ *substance*
 14 specified in subdivision (a) within this state from one county to
 15 another noncontiguous county shall be punished by imprisonment
 16 pursuant to subdivision (h) of Section 1170 of the Penal Code for
 17 three, six, or nine years.

18 (c) For purposes of this section, “transports” means to transport
 19 for sale.

20 (d) This section does not preclude or limit the prosecution of
 21 an individual for aiding and abetting the commission of, or
 22 conspiring to commit,~~any~~ *an* act prohibited by this section.