

## Chapter 474

### Uniform Narcotic Drug Act

#### Chapter 474

##### NOTES OF DECISIONS

This chapter should be given a sensible construction according to the fair import of its terms, with a view to effect the object of regulating and controlling traffic in narcotic drugs. *State v. Livingston*, (1970) 2 Or App 587, 469 P2d 632.

**FURTHER CITATIONS:** *Gleason et al v. Thornton*, (1957) 210 Or 666, 313 P2d 776; *State v. Powell*, (1958) 212 Or 684, 321 P2d 333.

**ATTY. GEN. OPINIONS:** Requiring prescription records, 1958-60, p 50.

#### 474.010

##### NOTES OF DECISIONS

Numorphan comes within the definition of opium. *State v. Livingston*, (1970) 2 Or App 587, 469 P2d 632.

**FURTHER CITATIONS:** *State v. Layne*, (1966) 244 Or 510, 419 P2d 35; *State v. Varney*, (1966) 244 Or 583, 419 P2d 430; *State v. Lippanen*, (1969) 252 Or 352, 449 P2d 447; *State v. Rutherford*, (1970) 4 Or App 164, 477 P2d 911, Sup Ct review denied.

**ATTY. GEN. OPINIONS:** Definition of "physician" as including unlicensed physicians, 1948-50, p 334; violations involving narcotic drug committed by juveniles as crimes, 1962-64, p 243.

#### 474.030

**CASE CITATIONS:** *State v. Brown*, (1970) 1 Or App 322, 461 P2d 836, Sup Ct review denied; *State v. Rutherford*, (1970) 4 Or App 164, 477 P2d 911, Sup Ct review denied.

**ATTY. GEN. OPINIONS:** Discretion to issue a license to produce, prepare or supply narcotic drugs, 1940-42, p 218; unlicensed growing of poppies for production of seed to be used by bakeries as unlawful, 1940-42, p 628.

#### 474.060

**CASE CITATIONS:** *State v. Powell*, (1958) 212 Or 684, 321 P2d 333.

**ATTY. GEN. OPINIONS:** Authority of Oregon Board of Pharmacy to remove forged prescriptions from drug store files, 1958-60, p 50.

#### 474.090

**CASE CITATIONS:** *State v. Jones*, (1889) 18 Or 256, 22 P 840; *State v. Powell*, (1958) 212 Or 684, 321 P2d 333.

#### 474.100

**CASE CITATIONS:** *State v. Powell*, (1958) 212 Or 684, 321 P2d 333.

#### 474.130

**CASE CITATIONS:** *State v. Hartman*, (1971) 5 Or App 156, 483 P2d 107.

#### 474.140

**CASE CITATIONS:** *State v. Johnson*, (1962) 232 Or 118, 374 P2d 481.

#### 474.160

**ATTY. GEN. OPINIONS:** Authority of Oregon Board of Pharmacy to remove forged prescriptions from drug store files, 1958-60, p 50.

#### 474.190

**ATTY. GEN. OPINIONS:** Issuance of license as affected by duty to cooperate with Federal Government in narcotic drug control, 1940-42, p 218.

#### 474.990

##### NOTES OF DECISIONS

The sentence imposed under subsection (1) did not constitute cruel and unusual punishment. *State v. James*, (1970) 3 Or App 539, 474 P2d 779, Sup Ct review denied.

**FURTHER CITATIONS:** *State v. Powell*, (1958) 212 Or 684, 321 P2d 333; *State v. Chilton*, (1970) 1 Or App 593, 465 P2d 495; *State v. Rutherford*, (1970) 4 Or App 164, 477 P2d 911, Sup Ct review denied; *State v. Hartman*, (1971) 5 Or App 156, 483 P2d 107.