

**218A.1413 Trafficking in controlled substance in second degree -- Penalties.**

- (1) A person is guilty of trafficking in a controlled substance in the second degree when:
- (a) He knowingly and unlawfully traffics in a controlled substance classified in Schedules I and II which is not a narcotic drug; or specified in KRS 218A.1412; or a controlled substance classified in Schedule III; but not lysergic acid diethylamide, phencyclidine, or marijuana; or
  - (b) He knowingly and unlawfully prescribes, orders, distributes, supplies, or sells an anabolic steroid for:
    - 1. Enhancing performance in an exercise, sport, or game; or
    - 2. Hormonal manipulation intended to increase muscle mass, strength, or weight in the human species without a medical necessity.
- (2) Any person who violates the provisions of subsection (1) of this section shall:
- (a) For the first offense be guilty of a Class D felony.
  - (b) For a second or subsequent offense be guilty of a Class C felony.

**Effective:** July 15, 1998

**History:** Amended 1998 Ky. Acts ch. 606, sec. 64, effective July 15, 1998. -- Created 1992 Ky. Acts ch. 441, sec. 13, effective July 14, 1992.