

<b><u>VIOLATION</u></b>	<b><u>FINE</u></b>	<b><u>PRISON TERM</u></b>	<b><u>OTHER</u></b>
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## **PENNSYLVANIA**

**For guidance purposes only; review statutes for further details and amendments**

<b>Underage drinking</b>	\$25		90 day drivers license suspension
<b>DUI (1st offense)</b>	\$300–\$5,000	48 hr. mandatory	1 year drivers license revocation
<b>DUI (2nd offense)</b>	\$300–\$5,000	30 day mandatory	1 year drivers license revocation
<b>DUI (3rd offense)</b>	\$300–\$5,000	1 year mandatory	1 year drivers license revocation
<b>Possession of Marijuana/Hashish</b>	Up to \$5,000	Up to 5 years	
Unlawful manufacture, processing, distributing, possessing with intent to sell stimulant or depressant	Up to \$10,000	Up to 5 years	
Falsely representing a substance to be a non-controlled substance, distributing, possessing with intent to sell	Up to \$10,000	Up to 5 years	
Unlawful possession or delivery of drug paraphernalia	Up to \$2,500	Up to 1 year	
Unlawful manufacture, processing, distributing, possessing with intent to sell heroin, opium or other narcotic drugs	Up to \$250,000	Up to 15 years	
Unlawful manufacture, processing, distributing, possessing with intent to sell phencyclidine	Up to \$100,000	Up to 10 years	
Unlawful manufacture, processing, distributing, possessing with intent to sell Schedule I non-narcotic drugs, such as: methamphetamine, mescaline, marijuana; Schedule II non-narcotic drugs, such as some amphetamines, or their derivatives; Schedule III drugs or their derivatives	Up to \$15,000	Up to 5 years	

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Unlawful manufacture or distribution of Schedule IV substances, such as phenobarbital or related drugs	Up to \$10,000	Up to 3 years	
Unlawful manufacture or distribution with intent to sell Schedule V substances	Up to \$1,000	Up to 1 year	
Unlawful manufacture, distribution with intent to sell Designer Drugs	Up to \$250,000	Up to 15 years	

## **DELAWARE**

**For guidance purposes only; review statutes for further details and amendments**

<b>DUI (1st offense)</b>	Up to \$200	Up to 60 days	1 year drivers license suspension
<b>DUI (2nd offense)</b>	Up to \$2,000	Up to 18 months	18 months drivers license suspension plus successful completion of alcohol abuse school
<b>Underage possession of alcohol</b>	\$100 (if no drivers)		1 <sup>st</sup> Offense: Loss of drivers license for 30 days
Subsequent offenses	\$200-\$500		1 <sup>st</sup> Offense: Loss of drivers license for 60-180 days
Underage drinking or provision of alcohol to underage person	1st Offense Up to \$500	Up to 30 days	
Underage drinking or provision of alcohol to underage person	2nd Offense Up to \$1,000	Up to 60 days	
Manufacture, delivery or possession with the intent to sell a controlled substance classified in Schedule I or II	From \$5,000 to \$50,000	From 2 to 20 years	
<b>Trafficking in Marijuana</b>			
(5–99 lbs.)	\$25,000	3 years min. mandatory	
(100–499 lbs.)	\$50,000	5 years min. mandatory	
(500 lbs. or more)	\$100,000	15 years min. mandatory	
<b>Trafficking in Cocaine</b>			
(5–49 grams)	\$50,000	3 years min. mandatory	
(50–99 grams)	\$100,000	5 years min. mandatory	
(100 or more grams)	\$400,000	15 years min. mandatory	

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**Trafficking in Morphine, Opium or Heroin**

(5–15 grams)	\$75,000	3 years min. mandatory	
(15–50 grams)	\$150,000	10 years min. mandatory	
(50 grams or more)	\$750,000	25 years min. mandatory	

**Trafficking in Methamphetamine**

(5–49 grams)	\$50,000	3 years min. mandatory	
(50-99 grams)	\$100,000	5 years min. mandatory	
(100 grams or more)	\$400,000	15 years min. mandatory	

**Trafficking in Phencyclidine**

(5–49 grams)	\$50,000	3 years min. mandatory	
(50-99 grams)	\$100,000	5 years min. mandatory	
(100 grams or more)	\$400,000	15 years min. mandatory	

**Trafficking in LSD**

(50-99 doses)	\$50,000	3 years min. mandatory	
(100-500 doses)	\$100,000	5 years min. mandatory	
(more than 500 doses)	\$400,000	15 years min. mandatory	

**Designer Drug Trafficking**

(any quantity)	\$400,000	15 years min. mandatory	
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**Possession of Schedule**

<b>I through V substances</b>	\$500	2 years maximum	
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**Unlawful possession**

<b>of a prescription drug</b>	\$1,000	6 months maximum	
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**Possession of hypodermic**

<b>needles, drug paraphernalia</b>	Up to \$100	2 years maximum	
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**Unlawful distribution of**

<b>controlled substances drug</b>	Unlimited	30 years maximum	
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**FEDERAL PENALTIES**

For guidance purposes only; review statutes for further details and amendments

**Illegal Possession of a Controlled Substance**

<b>1<sup>st</sup> conviction</b>	\$1,000 to \$100,000	Up to 1 year
<b>After 1 prior drug conviction</b>	\$2,500 to \$250,000	At least 15 days, not to exceed 2 years
<b>After 2 or more prior drug convictions</b>	\$5,000 to \$2,500	At least 90 days, not to exceed 3 years

**For all offenses:**

Denial of federal benefits, such as student loans, grants, contracts and professional or commercial licenses up to 1 year for 1<sup>st</sup> offense, up to 5 years for all subsequent offenses

Forfeiture of personal and real property used to possess or to facilitate possession of a controlled substance if that offense is punishable by more than one year imprisonment

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**Illegal possession of Crack Cocaine (Special sentencing provisions)**

<b>1st conviction and amount exceeds 5 gms;</b>	Up to \$250,000	Minimum 5 years Maximum 20 years	Forfeiture of vehicles, boats, aircraft or any other conveyance used to transport or conceal
<b>2nd conviction and amount exceeds 3 gms;</b>			Civil fine up to \$10,000 (pending)
<b>3rd conviction and amount exceeds 1 gm</b>			Ineligible to receive or purchase a firearm  Revocation of certain Federal licenses: pilot license, public housing tenancy, etc. possible  Fine, prison or both plus denial of Federal benefits and ineligibilities as listed above

**Trafficking in Marijuana Mixture (includes Hashish or Hashish Oil)**

<b>1,000 kg or more; or 1,000 or more plants</b>	<b>1<sup>st</sup> offense</b>	Minimum 10 years to life	See state sanctions
		Up to \$4 million Individual, \$10 million other than Individual	
	<b>2<sup>nd</sup> offense</b>	Minimum 20 years to life	See state sanctions
		Up to \$8 million Individual, \$20 million other than individual	

**Trafficking in Marijuana Mixture (includes Hashish or Hashish Oil)**

<b>100-1000 kg; or 100-999 plants</b>	<b>1<sup>st</sup> offense</b>	Minimum 5 years to life	See state sanctions
		Up to \$2 million Individual, \$5 million other than Individual	
	<b>2<sup>nd</sup> offense</b>	Minimum 10 years to life	See state sanctions
		Up to \$4 million Individual, \$10 million other than individual	

**Trafficking in Marijuana, Hashish or Hashish Oil**

<b>50-100 kg of Marijuana</b>	<b>1<sup>st</sup> offense</b>	Not more than 20 years	See state sanctions
<b>10-110 kg of Hashish</b>		Individual, \$5 million other than individual	
<b>1-100 kg Hashish Oil</b>		If death or injury, not less than 20 years, not more than life	
<b>50-99 Marijuana plants</b>			

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	<b>2<sup>nd</sup> offense</b>	Not more than	See state sanctions
	Up to \$2 million	30 years	
	Individual, \$10 million other than individual	If death or serious injury, life	

<b>Less than 50 kg Marijuana</b>	<b>1<sup>st</sup> offense</b>	Up to 5 years	See state sanctions
<b>10 kg Hashish</b>	Up to \$250,000		
<b>1 kg Hashish Oil</b>	Individual, \$1 million other than individual		

	<b>2<sup>nd</sup> offense</b>	Up to 10 years	See state sanctions
	Up to \$500,000		
	Individual, \$1 million other than individual		

**Trafficking in Schedule I and II Substances Listed, in quantities noted**

100-999 gm Methamphetamine Mixture	<b>1<sup>st</sup> offense</b>	Minimum 5 years	See state sanctions
	Up to \$2 million	Maximum 40 years	
	Individual, \$5 million other than individual	If death or serious injury: Minimum 20 years, Maximum life	

500-4999 gm Cocaine Mixture	<b>2<sup>nd</sup> offense</b>	Minimum 10 years	See state sanctions
	Up to \$4 million	Maximum life	
5-49 gm Cocaine Base Mixture	Individual, \$10 million other than individual	If death or serious injury: Minimum life	
10-99 gm PCP			
100-999 PCP Mixture			
1-10 LSD Mixture			
40-399 gm Fentanyl Mixture			
10-99 gm Fentanyl Analogue Mixture			

**Trafficking in Schedule I and II Substances Listed, in quantities noted**

100 gm / more Methamphetamine	<b>1<sup>st</sup> offense</b>	Minimum 10 years	See state sanctions
	Up to \$4 million	If death or serious injury: Minimum 20 years, maximum life	
1 kg / more Methamphetamine Mixture	Individual, \$10 million other than individual		

1 kg or more Heroin Mixture	<b>2<sup>nd</sup> offense</b>	Minimum 20 years	See state sanctions
	Up to \$8 million	Maximum life	
5 kg or more Cocaine Mixture	Individual, \$20 million other than individual	If death or serious injury: Minimum 20 years, maximum life	

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50 gm or more Cocaine  
 Base Mixture  
 100 gm or more PCP  
 1 kg or more PCP  
 Mixture  
 10 gm or more LSD Mixture  
 400 gm or more Fentanyl  
 Mixture  
 100 gm or more Fentanyl  
 Analogue Mixture

**Trafficking in other Schedule I and II Substances, except Marijuana, Hashish or Hashish Oil, in any quantity**

<b>1<sup>st</sup> offense</b>	Up to 20 years	See state sanctions
Up to \$1 million		
Individual, \$5 million other than individual	If death or serious injury: Minimum 20 years, maximum life	
<b>2<sup>nd</sup> offense</b>	Up to 30 years	See state sanctions
Up to \$2 million	If death or serious injury: life	
Individual, \$10 million other than individual		

**Trafficking in all Schedule III Substances in any quantity**

<b>1<sup>st</sup> offense</b>	Up to 5 years	See state sanctions
Up to \$250,000		
Individual, \$1 million other than individual		
<b>2<sup>nd</sup> offense</b>	Up to 10 years	See state sanctions
Up to \$500,000		
Individual, \$2 million other than individual		

**Trafficking in all Schedule IV Substances in any quantity**

<b>1<sup>st</sup> offense</b>	Up to 3 years	See state sanctions
Up to \$250,000		
Individual, \$1 million other individual		
<b>2<sup>nd</sup> offense</b>	Up to 6 years	See state sanctions
Up to \$500,000		
Individual, \$2 million other than individual		

**Trafficking in all Schedule V Substances in any quantity**

<b>1<sup>st</sup> offense</b>	Up to 1 years	See state sanctions
Up to \$100,000 Individual, \$250,000 other than individual		
<b>2<sup>nd</sup> offense</b>	Up to 2 years	See state sanctions
Up to \$200,000 Individual, \$500,000 other than individual		