

UNIVERSITY OF ARKANSAS COMMUNITY COLLEGE AT MORRILTON

FEDERAL TRAFFICKING PENALTIES							
CSA	PENALTY		QTY.	DRUG	QTY.	PENALTY	
I and II	2 nd Offense	1 st Offense	5-49 gm pure or 50-499 gm mixture	METHAMPHETAMINE	50 gm or more pure or 500 gm or more mixture	1 st Offense	2 nd Offense
	Not less than 10 years. Not more than life.	Not less than 5 years. Not more than 40 years.	100-999 gm mixture	HEROIN	1 kg or more mixture	Not less than 10 years. Not more than life.	Not less than 20 years. Not more than life.
			500-4,999 gm mixture	COCAINE	5 kg or more mixture		
	If death or serious injury, life imprisonment.	If death or serious injury, not less than 20 years. Not more than life.	5-49 gm mixture	COCAINE BASE	50 gm or more mixture	If death or serious injury, not less than 20 years. Not more than life.	If death or serious injury, life imprisonment.
			10-99 gm or 100-999 gm mixture	PCP	100 gm or more or 1 kg or more mixture		
			1-10 gm mixture	LSD	10 gm or more mixture		
			40-399 gm mixture	FENTANYL	400 gm or more mixture		
	Fine of not more than \$4 million individual, \$10 million other than individual.	Fine of not more than \$2 million individual, \$5 million other than individual.	10-99 gm mixture	FENTANYL ANALOGUE	100 gm or more mixture	Fine of not more than \$4 million individual, \$10 million other than individual.	Fine of not more than \$8 million individual, \$20 million other than individual.
			DRUG		QTY.		
	Others ² (and any drug containing Gamma Hydroxy-butyric Acid)		Any	Not more than 20 years. If death or serious injury, not less than 20 years, not more than life. Fine \$1 million individual, \$5 million not individual.		Not more than 30 years. If death or serious injury, not less than life. Fine \$2 million individual, \$10 million not individual.	
III	All	Any	Not more than 5 years. Fine not more than \$250,000 individual, \$1 million not individual.		Not more than 10 years. Fine not more than \$500,000 individual, \$2 million not individual.		
IV	Flunitrazepam	30 to 999 mgs	Not more than 5 years. Fine not more than \$250,000 individual, \$1 million not individual.		Not more than 10 years. Fine not more than \$500,000 individual, \$2 million not individual.		
	Flunitrazepam	Less than 30 mgs	Not more than 3 years. Fine not more than \$250,000 individual, \$1 million not individual.		Not more than 6 years. Fine not more than \$500,000 individual, \$2 million not individual.		
	All other	Any					
V	All	Any	Not more than 1 year. Fine not more than \$100,000 individual, \$250,000 not individual.		Not more than 2 years. Fine not more than \$200,000 individual, \$500,000 not individual.		

Law as originally enacted states 100 gm. Congress requested to make technical correction to 1 kg.

²Does not include marijuana, hashish, or hash oil. (See separate chart)

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FEDERAL TRAFFICKING PENALTIES - MARIJUANA			
Quantity	Drug	First Offense	Second Offense
1,000 kg or more; or 1,000 or more plants	Marijuana	Not less than 10 years, not more than life. If death or serious injury, not less than 20 years, not more than life. Fine not more than \$4 million individual, \$10 million other than individual.	Not less than 20 years, not more than life. If death or serious injury, mandatory life. Fine not more than \$8 million individual, \$20 million other than individual.
100 kg to 999 kg; or 100-999 plants	Marijuana	Not less than 5 years, not more than 40 years. If death or serious injury, not less than 20 years, not more than life. Fine not more than \$2 million individual, \$5 million other than individual.	Not less than 10 years, not more than life. If death or serious injury, mandatory life. Fine not more than \$4 million individual, \$10 million other than individual.
50 to 99 kg mixture	Marijuana	Not more than 20 years. If death or serious injury, not less than 20 years, not more than life. Fine \$1 million individual, \$5 million other than individual.	Not more than 30 years. If death or serious injury, mandatory life. Fine \$2 million individual, \$10 million other than individual.
More than 10 kgs	Hashish		
More than 1 kg	Hashish Oil		
50-99 plants	Marijuana		
1 to 49 plants; Less than 50 kg	Marijuana	Not more than 5 years. Fine not more than \$250,000, \$1 million other than individual.	Not more than 10 years. Fine \$500,000 individual, \$2 million other than individual.
10 kg or less	Hashish		
1 kg or less	Hashish Oil		

(Marijuana is a Schedule I Controlled Substance)

Federal Trafficking Penalty information obtained from the U.S. Drug Enforcement Administration
<http://www.usdoj.gov/dea/agency/penalties.htm>