

Drug Law Comparisons Charts of Southern States

Alabama, Arkansas, Florida, Georgia, Mississippi, North Carolina, Oklahoma, South Carolina, Tennessee, and Texas

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Alabama Drug Statutes Chart

Alabama Code: Title 13A Criminal Code

Schedule I § 20-2-22: (1) High potential for abuse; (2) no accepted med. use in U.S. or lacks accepted safety for use in treatment under med. supervision	
Enumeration § 20-2-23: (1) Opiates (2) Opiate derivatives: E.g., heroin, codeine compounds, morphine compounds, etc. (3) Hallucinogenic substances: E.g., marijuana, MDMA, mescaline, DMT, peyote, LSD, psilocybin, etc. (4) Other synthetic chemical compounds replicating the effects of Schedule I drugs (e.g., “bath salts”, “Spice”, etc.) (5) Controlled substance analogs mimicking stimulant, depressant, or hallucinogenic effects of Schedule I or II drugs	
Schedule II § 20-2-24: (1) High potential for abuse; (2) accepted med use in US with severe restrictions; (3) abuse of substance may lead to psychological or physical dependence	
Enumeration § 20-2-25: (1) substances extracted from vegetable origin or chemical synthesis: e.g., opium, its derivatives, or its chemical equivalents; cocaine and other coca leaf derivatives (2) Other opiates: e.g., methadone, Demerol, other opioid painkillers	
Schedule III § 20-2-26: (1) Potential for abuse less than the substances listed in schedules I and II; (2) accepted med. use in US; (3) abuse of substance may lead to moderate or low physical dependence or high psychological dependence	
Schedule III enumeration § 20-2-27: (1) materials containing potentially abusive quantities of certain stimulants: e.g., Ritalin amphetamines, phenmetrazine, methamphetamine (2) materials containing potentially abusive quantities of certain depressants: e.g., barbituric acid, PCP, etc. (3) Nalorphine (4) materials with limited quantities of codeine, morphine, or opium	
Schedule IV § 20-2-28: (1) low potential for abuse relative to schedule III substances; (2) accepted medical use in US; (3) abuse of substance may lead to limited physical or psychological dependence relative to schedule III substances	
Schedule IV enumeration § 20-2-29: (1) materials containing potential abusive quantities of certain depressants: e.g., barbital, chloral hydrate, phenobarbital, etc.	
Schedule V § 20-2-30: (1) low potential for abuse relative to schedule IV substances; (2) accepted med use in US; (3) limited phys. or psych. Dependence relative to schedule IV substances	
Schedule V enumeration § 20-2-31: (1) compounds containing limited quantities of the following narcotics with proportionate nonnarcotic medicinal ingredients: codeine, opium and their derivatives and dephenozylate	
OFFENSES	PENALTIES
13A-12-211(a) Unlawful distribution of any substance in Schedules I-V	Class B Felony: 2-20 yrs.; \$0-\$30000
13A-12-217 2nd degree Unlawful manufacture of controlled substance in Schedule I-V	Class B Felony: 2-20 yrs; \$0-\$30000
13A-12-218 1st degree Unlawful manufacture of controlled substance in Schedules I-V Violation of unlawful manufacture w/ 2 or more of the following conditions: (1) possess. of firearm (2) use of booby trap (3) presence of hazardous/dangerous materials creating health risk or enviro. Danger (4) clandestine lab w/in 500 ft. of a residence, business, church or school (5) clandestine lab actually produced controlled substance (6) clandestine lab for production of Sched I and II substances (7) person under 17 present during manufacture	Class A felony: 10-99 yrs H.L.; \$0-\$60000

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13A-12-211(c) Possession with intent to distribute (1) Cocaine: 8-28 g; (2) Heroin, opium, morphine: 2-4 g; (3) MDA: 8-28 g; (4) MMA: 8-28 g; (5) amphetamine: 8-28 g; (6) methamphetamine: 8-28g	Class B Felony: 2-20 yrs; \$0-\$30000
13A-12-212(a)(1) Unlawful possession of controlled substances in Schedules I-V	Class C Felony 366 days-10 yrs; \$0-\$500
13A-12-213(a) Unlawful possession of marijuana; 1st degree (1) any amount for non-personal use (2) any amount for personal use if subsequent conviction	Class C Felony 366 days-10 yrs; \$0-\$500
13A-12-214(a): Unlawful possession of marijuana; 2nd degree any amount for personal use	Class A misdemeanor 0-1 yr; \$0-\$600
13A-12-214.1(a) Unlawful possession of salvia	Class A misdemeanor 0-1 yr; \$0-\$600
13A-12-215 Distribution of substances in Schedules I-V to a minor	Class A felony: 10-99 yrs H.L.; \$0-\$60000; no p. or p. or S.S.
13A-12-231(1) Marijuana Trafficking:	No probation or S.S.
(a) 2.2-100lbs.	3 yrs. Min.; \$25000
(b) 100-500 lbs	5 yrs. Min.; \$50000
(c) 500-1000 lbs	15 yrs. Min.; \$200000
(d) 1000 lbs or more	Life w/o parole
13A-12-231(2) Cocaine Trafficking:	No probation or S.S.
(a) 28-500g	3 yrs. Min.; \$50000
(b) 500g-1kg	5 yrs. Min.; \$100000
(c) 1kg-10kg	15 yrs. Min.; \$250000
(d) 10kg or more	Life w/o parole
13A-12-231(3) Illegal drug Trafficking (morphine, opium, heroine)	No probation or S.S.
(a) 4-14g	3 yrs. Min.; \$50000
(b) 14-28g	10 yrs. Min.; \$100000
(b) 28-56g	25 yrs. Min.; \$500000
(c) 56g or more	Life w/o parole
13A-12-231(4) Trafficking Methaqualone:	No probation or S.S.
(a) 500-999 pills	3 yrs. Min.; \$50000
(b) 1000-4000 pills	10 yrs. Min.; \$100000
(c) 4000-10000 pills	25 yrs. Min.; \$100000
(c) 10000 or more pills	Life w/o parole

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13A-12-231(5) Trafficking Hydromorphone:	No probation or S.S.
(a) 500-999 pills	3 yrs. Min.; \$50000
(b) 1000-4000 pills	10 yrs. Min.; \$100000
(c) 4000-10000 pills	25 yrs. Min.; \$100000
(c) 10000 or more pills	Life w/o parole
13A-12-231(6) Trafficking 3,4-methylenedioxy amphetamine (MDA):	No probation or S.S.
(a) 28-500g	3 yrs. Min.; \$50000
(b) 500g-1kg	5 yrs. Min.; \$100000
(c) 1kg-10kg	15 yrs. Min.; \$250000
(d) 10kg or more	Life w/o parole
13A-12-231(7) Trafficking 5-methoxy-3, 4-methylenedioxy amphetamine (MMA):	No probation or S.S.
(a) 28-500g	3 yrs. Min.; \$50000
(b) 500g-1kg	5 yrs. Min.; \$100000
(c) 1kg-10kg	15 yrs. Min.; \$250000
(d) 10kg or more	Life w/o parole
13A-12-231(8) Trafficking phencyclidine (PCP):	No probation or S.S.
(a) 4-14g	3 yrs. Min.; \$50000
(b) 14-28g	10 yrs. Min.; \$100000
(b) 28-56g	25 yrs. Min.; \$500000
(c) 56g or more	Life w/o parole
13A-12-231(9) Trafficking lysergic acid diethylamide (LSD):	No probation or S.S.
(a) 4-14g	3 yrs. Min.; \$50000
(b) 14-28g	10 yrs. Min.; \$100000
(b) 28-56g	25 yrs. Min.; \$500000
(c) 56g or more	Life w/o parole
13A-12-231(10) Trafficking amphetamine:	No probation or S.S.
(a) 28-500g	3 yrs. Min.; \$50000
(b) 500g-1kg	5 yrs. Min.; \$100000
(c) 1kg-10kg	15 yrs. Min.; \$250000
(d) 10kg or more	Life w/o parole
13A-12-231(11) Trafficking methamphetamine:	No probation or S.S.
(a) 28-500g	3 yrs. Min.; \$50000
(b) 500g-1kg	5 yrs. Min.; \$100000
(c) 1kg-10kg	15 yrs. Min.; \$250000
(d) 10kg or more	Life w/o parole

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13A-12-231(10) Trafficking controlled substance analogs:	No probation or S.S.
(a) 28-500g	3 yrs. Min.; \$50000
(b) 500g-1kg	5 yrs. Min.; \$100000
(c) 1kg-10kg	15 yrs. Min.; \$250000
(d) 10kg or more	Life w/o parole
13A-12-233(a) Criminal enterprise for purpose of drug trafficking	
(c)(1) 1 st conviction	25 yrs. Min.; \$50000-\$500000
(c)(2) 2 nd conviction	Life w/o parole; \$150000-\$1000000
13A-12-260 Drug Paraphernalia	
(c) Use or possession w/ intent to use	0-1 yr; \$0-\$6000
(d)(1) Use, deliver or sell Paraphernalia for manufacture	366 days-10 yrs; \$0-\$15000
(d)(2) Same: while in possession of firearm	2-20 yrs; \$0-\$30000
13A-12-205 Attempt, criminal solicitation, and criminal conspiracy to commit a controlled substance crime	Same penalty for crime charged
13A-12-250 Violation w/in 3 miles of a School, College or University	Additional 5 yrs. w/o probation
13A-12-270 Violation w/in 3 miles of a public housing project	Additional 5 yrs. w/o probation
20-2-71 Pharmacies; dispensing violations:	
(1) Distribution in violation of registration requirements	Class B felony; 2-20 yrs; \$0-\$30000
(2) manufacture of controlled substance not authorized by registration	Class B felony; 2-20 yrs; \$0-\$30000
(3) refusal/failure to maintain required records	1 st offense: Class A misdemeanor; 0-1 yr; \$0-\$600 2 nd offense: Class B felony; 2-20 yrs; \$0-\$30000
(4) refusing entry for authorized inspection	Class B felony; 2-20 yrs; \$0-\$30000
(5) knowingly maintaining structure or vehicle used by persons to use, keep or sell controlled substances	Class B felony; 2-20 yrs; \$0-\$30000
20-2-72 Order forms – false registration, possession, information – counterfeit substances	
(1) Distribution of Sched I or II substance w/o req'd order form	Class B Felony: 2-20 yrs; \$0-\$30000

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(2) Use of invalid registration number during manufacture/distribution	Class B Felony: 2-20 yrs; \$0-\$30000
(3) Obtain possession of controlled substance by misrepresentation	Class C Felony 366 days-10 yrs; \$0-\$500
(4) Furnishing false info on required records	Class B Felony: 2-20 yrs; \$0-\$30000
(5) Possessing materials used to make counterfeit substances	Class B Felony: 2-20 yrs; \$0-\$30000
20-2-143 Manufacture, distribution, possession, advertisement of imitation controlled substance	
(a) manufacture, distribution, p.w.i. imitation controlled substance	Class A misdemeanor; 0-1 yr; \$0-\$600
(b) distribution to a minor	Class C felony; 366 days-10 yrs; \$0-\$500
(c) Possession	Class C misdemeanor; 0-3months; \$0-\$500
(d) Advertisement	Class B misdemeanor; 0-6months; \$0-\$3,000

Arkansas Drug Statutes Chart

Arkansas Code Title 5 Criminal Code

007 07 CARR 002: List of Controlled Substances and Schedule Assignments	Penalties	Enhancements/Benefit Restrictions	
SCHEDULE I A.C.A. § 5-64-203 Criteria: (1) High potential for abuse; (2) No accepted med. Use in US; or (3) lacks accepted safety for med use	5-64-42(b). Possession of Sched I or II substance that is not methamphetamine or cocaine w/ purpose to deliver 5-64-426(b) Delivery of Sched I or II substance that is not methamphetamine or cocaine 5-64-427(c) Manufacture of Sched I or II substance that is not methamphetamine or cocaine		
Opiates Opiate derivatives: E.g., heroin, codeine compounds, morphine compounds, etc. Hallucinogenic substances: E.g., marijuana, MDMA, mescaline, DMT, peyote, LSD, psilocybin, etc. Depressants: E.g., date rape drug(GHB), Quaaludes, etc. Stimulants: e.g., marzipan, BZP, etc. Mephedrone, MDPV, Methydone (bath salts)	(2)(B) hydromorphone hydrochloride; 80-160 units; 5-20 yrs; \$0-\$15,000 (3)(B) hydromorphone hydrochloride; >128mg/160 units (<200g); 6-30 yrs; \$0-\$15,000 (2)(C) LSD; 80-160 units; 5-20 yrs; \$0-\$15,000 (3)(C) LSD; >160 units/1600u (<200g); 6-30 yrs; \$0-\$15,000		
	Other Sched I/II depressant/hallucinogenic substances (2)(D) 80 units-160 units (<200g); 5-20yrs; \$0-\$15,000 (3)(D) >160 units (<200g); 6-30 yrs; \$0-\$15,000		
	Other Sched I/II stimulants (2)(E) 80-160 units (<200g); 5-20yrs; \$0-\$15,000 (3)(E) >160 units (<200g); 6-30yrs; \$0-\$15,000		
	Other Sched I and II substances: (1) <2 grams; 3-10 yrs; \$0-\$10,000 (2)(A) 2g-28g; 5-20 yrs; \$0-\$15,000 (3)(A) 28g-200g; 6-30yrs; \$0-\$15,000		
	5-64-419(b)(2) Possession of Sched I or II substance that is not methamphetamine or cocaine		
	(A) <2g; 0-6 yrs; \$0-\$10,000 (B) 2g-28g; 3-10yrs; \$0-\$10,000 (C) 28g-200g; 5-20yrs; \$0-\$15,000		
	5-64-440(b)(1) Trafficking Sched I or II substance that is not methamphetamine or cocaine (Possession >200g) 10-40yrs	No probation or S.S.	
	SCHEDULE II A.C.A. § 5-64-205 Criteria: (1) high potential for abuse; (2) accepted med use in US w/ severe restrictions; and (3) abuse may lead to severe psych or phys dependence	5-64-419(b)(1) Possession of methamphetamine or cocaine	
(A) <2g; 0-6yrs; \$0-\$10,000 (B) 2g-10g; 3-10yrs; \$0-\$10,000 (C) 10g-200g; 5-20yrs; \$0-\$15,000		Increased penalty if already incarcerated	
5-64-440(b)(1) Trafficking methamphetamine or cocaine (Possession >200g) 10-40yrs		No probation or S.S.	

Arkansas Drug Statutes Chart

Arkansas Code Title 5 Criminal Code

<p>Narcotics derived from vegetable origin or chemical synthesis: Opium and opiates: e.g., raw opium, codeine, morphine and derived painkillers Opium poppies and poppy straws Coca leaves and derivatives: e.g., cocaine Stimulants: e.g., amphetamine, methamphetamine, Ritalin, Vyvanse Depressants: e.g., PCP, amobarbital Hallucinogenic substances: Nabilone Immediate Precursors: e.g. phenylacetone, PCC</p>	5-64-420(b) Possession of methamphetamine or cocaine w/ purpose to deliver	
	(1) <2g; 3-10yrs; \$0-\$10,000	
	(2) 2g-10g; 5-20yrs; \$0-\$15,000	
	(3) 10g-200g; 6-30yrs; \$0-\$15,000	
	5-64-422(b) Delivery of methamphetamine or cocaine	
	(1) <2g; 3-10yrs; \$0-\$10,000	
	(2) 2g-10g; 5-20yrs; \$0-\$15,000	
	(3) 10g-200g; 10-40yrs	no probation or suspended sentence (s.s.)
	5-64-423(a) Manufacture of methamphetamine	
	(2)(A) <2g; 3-10yrs; \$0-\$10,000	Subsequent conviction will result in (2)(B)(i) penalty
	(2)(B)(i) >2g; 10-40 yrs	No probation or s.s.
	(2)(B)(ii) >2g (personal use); 6-30yrs; \$0-\$15,000	
	5-64-423 (b) Manufacture of cocaine	
	(2)(A) <2g; 3-10yrs; \$0-\$10,000	
(2)(B) 2g-10g; 5-20yrs; \$0-\$15,000		
(2)(C) 2g-200g; 10-40yrs	No probation or s.s.	
5-64-407: Manufacture of methamphetamine in presence of minor, elderly, or incompetent person	additional 10 yrs No probation or s.s. during additional term	
<p>SCHEDULE III A.C.A. § 5-64-207 Criteria: (1) abuse potential less than Schedule I and II; (2) accepted med use in US; and (3) abuse may lead to moderate/low phys dependence or high psych dependence</p>	5-64-428 Possession of Sched III depressant, hallucinogenic or stimulant substance w/ purpose to deliver	
	(1)(B)(C) 40-80 units; 3-10yrs; \$0-\$10,000	
	(2)(B)(C) 80-160 units; 5-20yrs; \$0-\$15,000	
	(3)(B)(C) >160 units 6-30yrs; \$0-\$15,000	
5-64-428 Possession of other Sched III substances w/ purpose to deliver; 5-64-430 Delivery of Sched III substance; 5-64-431 Manufacture of Sched III substance		
<p>Stimulants: e.g., appetite suppressants Depressants: e.g., amobarbital,</p>	(1)(A) <28g; 3-10 yrs; \$0-\$10,000	
	(2)(A) 28g-200g; 5-20yrs; \$0-\$15,000	
	(3)(A) 200g-400g; 6-30yrs; \$0-\$15,000	

Arkansas Drug Statutes Chart

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sedatives, anesthetics, Ketamine, GHA Nalorphine Limited narcotic drugs: Compounds w/ limited percentages of codeine, hydrocodone, dihydrocodone, opium, morphine Anabolic Steroids and hormones (except those exempted) Hallucinogenic substances: e.g., synthetic dronabinol (THC)	5-64-419(3) Possession of Sched III substance (A) <2g; 0-1yr; \$0-\$2500; Class A misdemeanor (B) 2g-28g; 0-6yrs; \$0-\$10,000 (C) 28g-200g; 3-10yrs; \$0-\$10,000 (D) 200g-400g; 5-20yrs; \$0-\$15,000	
	5-64-440 Trafficking Sched III substance (b)(3) >400g; 10-40yrs	No probation or s.s.
SCHEDULE IV A.C.A. § 5-64-209 Criteria: (1) low abuse potential relative to Schedule III; (2) accepted med use in US; and (3) abuse may lead to limited phys dependence or psych dependence relative to Schedule III	5-64-432(b) Possession of Sched IV or V hallucinogenic, depressant, or stimulant drug w/ purpose to deliver (1)(B)/(C) 40-80 units; 0-6yrs; \$0-\$10,000 (2)(B)/(C) 80-160 units; 3-10yrs; \$0-\$10,000 (3)(B)/(C) 160 units – 200g; 5-20yrs; \$0-\$15,000	
	5-64-432(b) Possession of other Sched IV or V controlled substance w/ purpose to deliver (1)(A) <200g; 0-6yrs; \$0-\$10,000 (2)(A) 200g-400g; 3-10yrs; \$0-\$10,000 (3)(A) 400g-800g; 4-20yrs; \$0-\$15,000	
Narcotic drugs: e.g., compounds with limited quantities of difenoxin and dextropropoxyphene Depressants: e.g., alprazolam, barbital, camazepam, sleep aids, muscle relaxants, sedatives, xanax, lunesta Fenfluramine Stimulants: e.g., appetite suppressants Other substances: e.g., pentazocine, butorphanol	5-64-434 Delivery of Sched IV or V controlled substance 5-64-435 Manufacture of Sched IV or V controlled substance (b)(1) <200g; 0-6yrs; \$0-\$10,000 (b)(2) 200g-400g; 3-10yrs; \$0-\$10,000 (b)(3) 400g-800g; 5-20yrs; \$0-\$15,000	
	5-64-419(b)(4) Possession of a Schedule IV or V controlled substance (A) <28 g; 0-1yr; \$0-\$2,500 (B) 28g-200g; 0-6yrs; \$0-\$10,000 (C) 200g-400g; 3-10yrs; \$0-\$10,000 (D) 400g-800g; 5-20yrs; \$0-\$15,000	
	5-64-440(b) Trafficking a Sched IV or V controlled substance (4) >800g; 10-40yrs	No probation or S.S.
	SCHEDULE V A.C.A. § 5-64-211 Criteria: (1) low abuse potential relative to Schedule IV; (2) accepted med use is US; and (3)	

Arkansas Drug Statutes Chart

Arkansas Code Title 5 Criminal Code

abuse may lead to limited phys dependence or psych dependence relative to Schedule IV		
Narcotic Drugs Narcotics containing nonnarcotic active medicinal ingredients: e.g., limited percentages of codeine, opium, etc. Stimulants: e.g., ephedrine, pseudoephedrine Depressants: anti-seizure compounds		
SCHEDULE VI: A.C.A. § 5-64-214 Criteria: (1) no accepted med use in US; (2) lack of accepted safety under med use; (3) relatively high psych and/or phsy dependence; and (4) use presents definite risk to public health	5-64-436(b) Possession of a Sched VI substance w/ purpose to deliver	
	5-64-432(b) Delivery of a Sched VI controlled substance 5-64-439(b) Manufacture of a Sched VI controlled substance	
	(1) <14g; 0-1yr; \$0-\$2,500 (2) 14g-4oz; 0-6yrs; \$0-\$10,000 (3) 4oz-25lbs; 3-10yrs; \$0-\$10,000 (4) 25-100lbs; 5-20yrs; \$0-\$15,000 (5) 100lbs-500lbs; 6-30yrs; \$0-\$15,000	
Marijuana and THC Synthetic Cannaboids and analogs: e. g, "Spice" and other herbal incenses Salvia divinorum	5-64-419(b)(5) Possession of a Sched VI controlled substance	
	(i) <4oz; 0-1yr; \$0-\$2,500 (ii) 1-4oz w/ 2 prior convictions; 0-6yrs;\$0-\$10,000 (iii) 4oz-10lbs; 0-6yrs; \$0-\$10,000 (iv) 10lbs-100lbs; 3-10yrs; \$0-\$10,000 (v) 25lbs-100lbs; 5-20yrs; \$0-\$15,000 (vi) 100lbs-500lbs; 6-30yrs; \$0-\$15,000	
	5-64-440(b) Trafficking a Sched VI controlled substance	
	(5) >500lbs; 10-40yrs	No probation or S.S.
PROHIBITED ACTS; ALL SCHEDULES		
Penalties	Enhancements/Benefit Restrictions	
5-64-402 Refusing entry for inspections authorized by drug offense chapter. Knowingly maintaining premises resorted to by a person for the purpose of using, obtaining or keeping a controlled substance.		
(b)(1) 3-10yrs; \$0-\$10,000	w/in 1000 ft of "drug free zone"; 5-20yrs; \$0-\$15,000	
5-64-403(a)(1-4) Fraudulently distributing, obtaining, manufacturing controlled substances		
(b)(1) 0-6yrs; \$0-\$10,000		
5-64-403(a)(5) Offer to distribute any controlled substance and then substitute non-controlled substance in lieu of controlled substance		
(b)(2)(A) Schedule I or II; 3-10yrs; \$0-\$10,000		

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(b)(2)(B) Schedule III, IV, V; 0-6yrs; \$0-\$10,000	
(b)(2)(C) Schedule VI; 0-1yr; \$0-\$2,500	
5-64-404 Use of a communication device in committing a felony drug offense	
3-10 yrs; \$0-\$10,000	
5-64-405 Engaging in a continuing criminal enterprise: (1) violation of any felony drug offense; and (2) that violation is a part of a continuing series of 2 or more felony drug offenses that are (A) undertaken by that person in concert w/ 5 or more person; and (B) from which that person obtained substantial income or resources	
(b)(1) additional term of imprisonment up to 2x the sentence	(c)(1) if previously convicted, additional term of 3x the sentence (e) No probation or S.S.
5-64-406 Delivery to minors – Enhanced penalties	
(a) Schedule I, II, or methamphetamine	Additional term of 2x the sentence
(b) Other controlled substances	Additional term of 2x the sentence
(c) All others	Additional term of 10 yrs
5-64-411 Proximity to certain facilities – Enhanced penalties	
(a) additional term of 10 yrs	Not eligible for early release on parole or community correction transfer
5-64-412 Violations by public officials or law enforcement officers – Enhanced penalties	
(b) additional term of 10 yrs and additional fine >\$10,000	
5-64-415(g) Drug Precursors; Unlawful Acts	
(A) Transfer to unauthorized licensee	0-6yrs; \$0-\$10,000
(B) use invalid license number for manufacture or transfer of drug precursor	0-6yrs; \$0-\$10,000
(C) obtain or attempt to obtain possession of a drug precursor by misrepresentation, fraud, forgery, deception or subterfuge	0-6yrs; \$0-\$10,000
(D) furnish false information in required record	0-6yrs; \$0-\$10,000
(E) have knowledge of unauthorized manufacture of drug precursor	0-6yrs; \$0-\$10,000
(F) refuse entry for inspection for drug precursor	0-6yrs; \$0-\$10,000
(G) manufacture, possess, transfer or transport drug precursor without appropriate license	0-6yrs; \$0-\$10,000
5-64-441 Possession of a counterfeit substance	
(b)(1) Schedule I or II substance	0-6yrs; \$0-\$10,000
(b)(2) Other substance; 1 st or 2 nd offense	0-1yr; \$0-\$2,500
(b)(3) Other substance 3 rd or subsequent offense	0-6yrs; \$0-\$10,000
5-64-442 Delivery or manufacture of a counterfeit substance	
(b)(1) Schedule I or II substance	3-10yrs; \$0-\$10,000
(b)(2) Schedule III	0-6yrs; \$0-\$10,000
(b)(3) Schedule IV-VI or not scheduled	0-1yr; \$0-\$2,500
5-64-443 Possession of drug paraphernalia	
(a)(1) Paraphernalia for use	0-1yr; \$0-\$2,500
(a)(2) Paraphernalia for use of methamphetamine or cocaine	0-6yrs; \$0-\$10,000
(b) paraphernalia for production of methamphetamine or cocaine	5-20yrs; \$0-\$15,000
(c) paraphernalia for production of other controlled substances	0-6yrs; \$0-10,000

Arkansas Drug Statutes Chart

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5-64-444 Drug paraphernalia - Delivery to a minor	
(a) delivering drug paraphernalia to a minor at least 3 yrs younger in furtherance of a felony drug offense	5-20yrs; \$0-\$10,000
(b) delivering drug paraphernalia to a minor at least 3 yrs younger	0-1yr; \$0-\$2,500
5-64-445 Advertisement of a counterfeit substance or drug paraphernalia	
3-10yrs; \$0-\$10,000	
5-64-1101 Unlawful possession of ephedrine, pseudoephedrine or phenylpropanolamine	
>5g of ephedrine; 9g of pseudoephedrine or phenylpropanolamine	
0-6yrs; \$0-\$10,000	
5-64-1102 Possession of ephedrine, pseudoephedrine, or phenylpropanolamine with purpose to manufacture methamphetamine	
(a)(2)(A) quantity capable of producing <10g of methamphetamine	0-6yrs; \$0-\$10,000
(a)(2)(B) quantity capable of producing >10g of methamphetamine	5-20yrs; \$0-\$15,000
(b)(1) quantity capable of producing >28g of Schedule I or II substance	5-20yrs; \$0-\$15,000
(c)(1) sale or distribution of ephedrine, pseudoephedrine or phenylpropanolamine with knowledge that recipient will use product to manufacture methamphetamine or another controlled substance or with reckless disregard as to how product will be used	0-6yrs; \$0-\$10,000
5-64-1103 Sales limits on ephedrine, pseudoephedrine, or phenylpropanolamine	
(a) sale by unauthorized person	Violation of (a) or (d): 1 st or 2 nd offense: 0-1yr; \$0-\$2,500 3 rd offense: 0-6yrs; \$0-\$10,000 4 th or subsequent offense: 3-10yrs; \$0-\$10,000
(d)(1) >3 packages of a product containing ephedrine, pseudoephedrine, or phenylpropanolamine	
(d)(2) A single package of any product that contains ephedrine, pseudoephedrine, or phenylpropanolamine, that contains more than 96 individual units or more than three grams (3g) of ephedrine, pseudoephedrine, or phenylpropanolamine	
5-64-1112 Unauthorized disclosure and access of confidential information collected regarding the sale of ephedrine, pseudoephedrine and phenylpropanolamine	
(a)(1) release or disclosure to unauthorized person	0-1yr; \$0-\$2,500
(a)(2) obtaining information for unauthorized person	
5-64-1201 Unlawful possession of nitrous oxide	
Possession with intent to inhale for intoxication	0-1yr; \$0-\$2,500
5-64-1202 Unlawful distribution of nitrous oxide	
Distribution of nitrous oxide for purpose of intoxication	0-1yr; \$0-\$2,500
5-64-1301 Possession of anhydrous ammonia in unlawful container	
Possession in container that does not comply with regulations	5-20yrs; \$0-\$15,000

Florida Drug Statutes Chart

Florida Statutes: Title 46 Criminal Code

<p>SCHEDULE I Fla. Stat. § 893.03(1) Criteria: (1) High potential for abuse; (2) No accepted med. Use in US; or (3) lacks accepted safety for med use</p>		<p>Enhancements/Benefit Restrictions</p>
<p>(a)Opiates: E.g., difenoxin, propiram, etc. (b)Opiate derivatives: E.g., heroin, codeine compounds, morphine compounds, etc. (c)Hallucinogenic substances: E.g., cannabis, synthetic THC, mescaline, DMT, peyote, LSD, psilocybin, salvia divinorum, etc. (d)Depressants: E.g., date rape drug(GHB), Quaaludes, etc.</p>	<p>893.13(1)(a). Manufacture, delivery, sale or possession w/ intent</p>	
	<p>1. Schedule I(a),(b)&(d), II(a),(b)&methamphetamine substances 2nd degree felony: 0-15yrs;\$0-\$10,000</p>	<p>893.13(3)(b) >10g of Sched I(a)&(b) substances: 1st degree felony: 0-30yrs; \$0-\$15,000 (c),(d),(e),(f)&(h)(1) w/in 1000 ft of childcare center, school, college, place of worship or public housing: 1st degree felony: 3yrs-30yrs; \$0-\$15,000</p>
		<p>(4)(a) delivery of Schedule I(a)(b)&(d), II(a), (b), & methamphetamine substances to a minor by a person over 18 or use of a minor as agent or employee 1st degree felony: 0-30 yrs: \$0-\$15,000 No S.S. or Probation</p>
<p>SCHEDULE II Fla. Stat. § 893.03(2) Criteria: (1) high potential for abuse; (2) accepted med use in US w/ severe restrictions; and (3) abuse may lead to sever psych or phys dependence</p>	<p>2. Schedule III, IV, and other Schedule I and II substances 3rd degree felony: 0-5yrs; \$0-\$5,000</p>	<p>(c),(d),(e),(f)&(h)(2) w/in 1000 ft of childcare center, school, college, place of worship, public housing or assisted living facility: 2nd degree felony: 0-15yrs; \$0-\$5,000</p>
<p>(a)Narcotics derived from vegetable origin or chemical synthesis: Opium and opiates: e.g., raw opium, codeine, morphine and derived painkillers, Opium poppies and poppy straws; cocaine (b)Other depressants and hallucinogenic substances: e.g., methadone, synthetic THC</p>		<p>(4)(b) delivery of Schedule III, IV, and other Schedule I and II substances to a minor by a person over 18 or use of a minor as agent or employee 2nd degree felony: 0-15yrs; \$0-\$10,000 No S.S. or Probation</p>

Florida Drug Statutes Chart
Florida Statutes: Title 46 Criminal Code

<p>(nabilone), PCP (c)Other sedatives and stimulants: e.g., amobarbital, amphetamine, methamphetamine, Ritalin</p>		
<p>SCHEDULE III Fla. Stat. § 893.03(3) Criteria: (1) abuse potential less than Schedule I and II; (2) accepted med use in US; and (3) abuse may lead to moderate/low phys dependence or high psych dependence</p>		<p>893.13(1)(3)(g) (1)Manufacture/intent to manufacture methamphetamine or PCP in presence of child under 16 yrs: 1st degree felony; 5 yrs-30yrs; \$0-\$15,000 (2)causing great bodily harm to child under 16: 1st degree felony: 10yrs-30yrs;\$0-\$15,000</p>
<p>(a)compounds containing quantities of the certain depressant or stimulant substances: e.g., barbituric acid derivatives, lysergic acid, appetite suppressants, anesthetics (b)Nalorphine (c)Limited narcotic drugs: Compounds w/ limited percentages of codeine, hydrocodone, dihydrocodone, opium, morphine (d)Anabolic Steroids and hormones (except those exempted) (e) Ketamine (f) Synthetic THC (Deonabinol) (g) GHA</p>	<p>893.135(1)(a) Trafficking in Cannabis: Sale, purchase, manufacture, delivery, bringing into the state, or possession of more than 25lbs/300plants 1st degree Felony: 30yrs max.</p>	

Florida Drug Statutes Chart

Florida Statutes: Title 46 Criminal Code

<p>SCHEDULE IV Fla. Stat. § 893.03(4) Criteria: (1) low abuse potential relative to Schedule III; (2) accepted med use in US; and (3) abuse may lead to limited phys dependence or psych dependence relative to Schedule III</p>	<p>1. 25lbs-2000lbs/300-2000plants 3yrs min.; \$25,000 2. 2,000lbs-10,000lbs/2,000-10,000plants 7yrs min; \$50,000 3. >10,000lbs/>10,000plants 15yrs min; \$200,000</p>	<p>No S.S. or probation prior to mandatory minimum</p>
<p>Prescription medication containing potentially abusive quantities of certain narcotics: E.g., Klonopin, Ativan, phenobarbital, butorphanol tartate, anti-obesity medication (fenfluramine, etc.)</p>	<p>893.135(1)(b) Trafficking in cocaine: Sale, purchase, manufacture, delivery, bringing into the state, or possession of more than 28g 1st degree felony: 30yrs max.</p>	
	<p>a. 28g-200g: 3yrs min; \$50,000 b. 200g-400g: 7yrs min; \$100,00 c. 400g-150kg: 15yrs min; \$250,000</p>	<p>No S.S. or probation prior to mandatory minimum</p>
	<p>C(2). >150kg; life sentence</p>	<p>No S.S. or probation (c)(2)(a) person intentionally killed or caused intentional killing in addition to this act: (c)(2)(b) person's conduct led to natural lethal result capital felony; life sentence or death penalty; \$500,000 (c)(3) importation of >300kg with knowledge that probable result of importation would be death of any person Capital felony: life sentence or death penalty; \$500,000</p>
	<p>893.135(1)(c) Trafficking in Schedule I(b), II(a), III(c)3 or III(c)4 substance: Sale, purchase, manufacture, delivery, bringing into the state, or possession of more than 4g</p>	

Florida Drug Statutes Chart
Florida Statutes: Title 46 Criminal Code

	1 st degree felony: 30yrs max.	
	(a) 4g-14g: 3yrs min; \$50,000 (b) 14g-28g: 15yrs min; \$100,000 (c) 28g-30kg: 25yrs min; \$500,000	No S.S. or probation prior to mandatory minimum
	(c)(2) >30kg: life sentence	No S.S. or probation (c)(2)(a) person intentionally killed or caused intentional killing in addition to this act: (c)(2)(b) person's conduct led to natural lethal result capital felony; life sentence or death penalty; \$500,000 (c)(3) importation of >300kg with knowledge that probable result of importation would be death of any person Capital felony: life sentence or death penalty; \$500,000
	893.135(1)(d) Trafficking in phencyclidine (PCP): Sale, purchase, manufacture, delivery, bringing into the state, or possession of more than 28g 1 st degree felony: 30yrs max.	
	a. 28g-200g: 3yrs min; \$50,000 b. 200g-400g: 7yrs min; \$100,00 c. >400g: 15yrs min; \$250,000	No S.S. or probation prior to mandatory minimum
	(c)(2) importation of >800g with knowledge that probable result of importation would be death of any person Capital felony: life sentence or death penalty; \$500,000	No S.S. or probation
	893.135(1)(e) Trafficking in methaqualone (Quaalude): Sale, purchase, manufacture, delivery, bringing into the state, or possession of more than 200g	

Florida Drug Statutes Chart
Florida Statutes: Title 46 Criminal Code

	1 st degree felony: 30yrs max.	
	200g-5kg: 3yrs min; \$50,000 5kg-25kg: 7yrs min; \$100,000 >25kg: 15 yrs min; \$250,000	No S.S. or probation prior to mandatory minimum
	(c)(2) importation of >50kg with knowledge that probable result of importation would be death of any person Capital felony: life sentence or death penalty; \$500,000	No S.S. or probation
	893.135(1)(f) Trafficking in amphetamine, methamphetamine: Sale, purchase, manufacture, delivery, bringing into the state, or possession of more than 14g 1 st degree felony: 30yrs max.	
	a. 14g-28g: 3yrs min; \$50,000 b. 28g-200g: 7yrs min; \$100,000 c. >200g: 15 yrs min; \$250,000	No S.S. or probation prior to mandatory minimum
	(c)(2) importation of >400g with knowledge that probable result of importation would be death of any person Capital felony: life sentence or death penalty; \$500,000	No S.S. or probation
	893.135(1)(g) Trafficking in flunitrazepam: Sale, purchase, manufacture, delivery, bringing into the state, or possession of more than 4g 1 st degree felony: 30yrs max.	
	(a) 4g-14g: 3yrs min; \$50,000 (b) 14g-28g: 15yrs min; \$100,000 (c) 28g-30kg: 25yrs min; \$500,000	No S.S. or probation prior to mandatory minimum
	(c)(2) >30kg: life sentence	No S.S. or probation (c)(2)(a) person intentionally

Florida Drug Statutes Chart
Florida Statutes: Title 46 Criminal Code

		<p>killed or caused intentional killing in addition to this act: (c)(2)(b) person's conduct led to natural lethal result capital felony; life sentence or death penalty; \$500,000 (c)(3) importation of >300kg with knowledge that probable result of importation would be death of any person Capital felony; life sentence or death penalty; \$500,000</p>
	<p>893.135(1)(h) Trafficking in GHB: Sale, purchase, manufacture, delivery, bringing into the state, or possession of more than 1kg 1st degree felony: 30yrs max</p>	
	<p>(a) 1kg-5kg: 3yrs min; \$50,000 (b) 5kg-10kg; 7yrs min; \$100,000 (c) >10kg: 15yrs min; \$250,000</p>	<p>No S.S. or probation prior to mandatory minimum</p>
	<p>(c)(2) importation of >150kg with knowledge that probable result of importation would be death of any person Capital felony; life sentence or death penalty; \$500,000</p>	<p>No S.S. or probation</p>
	<p>893.135(1)(i) Trafficking in GBL: Sale, purchase, manufacture, delivery, bringing into the state, or possession of more than 1kg 1st degree felony: 30yrs max</p>	
	<p>(a) 1kg-5kg: 3yrs min; \$50,000 (b) 5kg-10kg; 7yrs min; \$100,000 (c) >10kg: 15yrs min; \$250,000</p>	<p>No S.S. or probation prior to mandatory minimum</p>
	<p>(c)(2) importation of >150kg with knowledge that probable result of importation would</p>	<p>No S.S. or probation</p>

Florida Drug Statutes Chart
Florida Statutes: Title 46 Criminal Code

	be death of any person Capital felony: life sentence or death penalty; \$500,000	
	893.135(1)(j) Trafficking in 1,4-Butanediol: Sale, purchase, manufacture, delivery, bringing into the state, or possession of more than 1kg 1 st degree felony: 30yrs max	
	(a) 1kg-5kg: 3yrs min; \$50,000 (b) 5kg-10kg: 7yrs min; \$100,000 (c) >10kg: 15yrs min; \$500,000	No S.S. or probation prior to mandatory minimum
	(c)(2) importation of >150kg with knowledge that probable result of importation would be death of any person Capital felony: life sentence or death penalty; \$500,000	No S.S. or probation
	893.135(1)(k) Trafficking in Phenethylamines (e.g., MDMA, DOET): Sale, purchase, manufacture, delivery, bringing into the state, or possession of more than 10g 1 st degree felony: 30yrs max	
	(2)(a) 10g-200g: 3yrs min; \$50,000 (2)(b) 200g-400g: 7yrs min; \$100,000 (2)(c) >400g: 15 yrs min; \$250,000	No S.S. or probation prior to mandatory minimum
	(k) importation of >30kg with knowledge that probable result of importation would be death of any person Capital felony: life sentence or death penalty; \$500,000	No S.S. or probation
	893.135(1)(l) Trafficking in 1,4-Butanediol: Sale, purchase, manufacture, delivery, bringing into the	

Florida Drug Statutes Chart

Florida Statutes: Title 46 Criminal Code

	state, or possession of more than 1g 1 st degree felony: 30yrs max	
	(a) 1g-5g; 3yrs min; \$50,000 (b) 5g-7g; 7yrs min; \$100,000 (c) >7g; 15yrs min; \$500,000	No S.S. or probation prior to mandatory minimum
	(c)(2) importation of 7g with knowledge that probable result of importation would be death of any person Capital felony: life sentence or death penalty; \$500,000	No S.S. or probation
	893.135(5) Conspiracy to Traffic any of the above substances: Same penalty for actually committing the offense	
	893.13(3) Delivery of 0-20g of cannabis 1 st degree misdemeanor; 0-1yrs; \$0-\$1,000	
	893.13(5) Bringing controlled substance into the state (a) Schedule I(a)(b)&(d), II(a)(b)&methamphetamine substances 2 nd degree felony: 0-15yrs;\$0-\$10,000 (b) Schedule III, IV, and other Schedule I and II substances 3 rd degree felony: 0-5yrs; \$0-\$5,000	
	893.13(6) Possession of a controlled substance (a) 3 rd degree felony; 0-5yrs; \$0-\$5,000 (b) <20 g of cannabis; <3 g of Schedule I(c) substance: 1 st degree misdemeanor; \$0-1yrs; \$0-\$1,000	

Florida Drug Statutes Chart

Florida Statutes: Title 46 Criminal Code

	(c) >10g of Schedule I(a),(b) substance: 1st degree felony: 0-30yrs; \$0-\$10,000	
	893.13(2)(a) Purchase or possession w/ intent to purchase	
	1. Schedule I(a)(b)&(d), II(a)(b)&methamphetamine 2 nd degree felony: 0-15yrs;\$0-\$10,000	
	2. Schedule III, IV, and other Schedule I and II substances 3 rd degree felony: 0-5yrs; \$0-\$5,000	
	(3)(b) >10g of Schedule I(a) or (b) 1 st degree felony: 0yrs-30yrs; \$0-\$15,000	
SCHEDULE V Fla. Stat. § 893.03(5) Criteria: (1) low abuse potential relative to Schedule IV; (2) accepted med use is US; and (3) abuse may lead to limited phys dependence or psych dependenc	893.13(1)(a). Manufacture, delivery, sale or possession w/ intent 3. Schedule V substances 1 st degree misdemeanor: 0-1yr; \$0-\$1,000	
	893.13(2)(a). Purchase or Possession w/ intent to purchase 3. Schedule V substances 1 st degree misdemeanor: 0-1yr; \$0-\$1,000	
(a)Narcotics containing nonnarcotic active medicinal ingredients: e.g., limited percentages of codeine, opium, etc. (b)Buprenorphine (c)Pyrovalerone	893.13(5)(c) Bringing Schedule V substances into the state 1 st degree misdemeanor: 0-1yr; \$0-\$1,000	(c)(3) w/in 1000 ft of childcare center or school: additional \$500 fine and 100 hrs of community service
Prohibited Acts: All Schedules 893.13(7)	Penalties	Enhancements/Benefit Restrictions
(1) Distribute or dispense a	1 st Offense: 1 st degree	Subsequent Violation: 3 rd degree

Florida Drug Statutes Chart

Florida Statutes: Title 46 Criminal Code

controlled substance in violation of this chapter	misdemeanor: 0-1yr; \$0-\$1,000	felony; 0-5yrs; \$0-\$5,000
(2) Refuse or fail to keep records/information as required by this chapter	1 st Offense: 1 st degree misdemeanor: 0-1yr; \$0-\$1,000	Subsequent Violation: 3 rd degree felony; 0-5yrs; \$0-\$5,000
(3) Refuse entry into premises for inspection authorized by this chapter	1 st Offense: 1 st degree misdemeanor: 0-1yr; \$0-\$1,000	Subsequent Violation: 3 rd degree felony; 0-5yrs; \$0-\$5,000
(4) Distribute Schedule I or II substances w/o required order form	1 st Offense: 1 st degree misdemeanor: 0-1yr; \$0-\$1,000	Subsequent Violation: 3 rd degree felony; 0-5yrs; \$0-\$5,000
(5) Maintain a structure or vehicle which is resorted to by persons unlawfully using controlled substances, or which is used for keeping or selling controlled substances unlawfully	1 st Offense: 1 st degree misdemeanor: 0-1yr; \$0-\$1,000	Subsequent Violation: 3 rd degree felony; 0-5yrs; \$0-\$5,000
(6) Use for his/her personal advantage any information obtained in enforcement of this chapter	1 st Offense: 1 st degree misdemeanor: 0-1yr; \$0-\$1,000	Subsequent Violation: 3 rd degree felony; 0-5yrs; \$0-\$5,000
(7) Unauthorized possession a blank prescription form	1 st Offense: 1 st degree misdemeanor: 0-1yr; \$0-\$1,000	Subsequent Violation: 3 rd degree felony; 0-5yrs; \$0-\$5,000
(8) withholding information from a practitioner from whom the person seeks to obtain a controlled substance that the person making the request has received a controlled substance of like therapeutic use w/in the previous 30 days	1 st degree misdemeanor 0-1yr; \$0-\$1,000	
(9) Acquire possession of a controlled substance by misrepresentation	1 st degree misdemeanor 0-1yr; \$0-\$1,000	
(10) Affix false labeling to a package containing a controlled substance	1 st degree misdemeanor 0-1yr; \$0-\$1,000	
(11) Furnish false information in any report or other document required under this chapter	1 st degree misdemeanor 0-1yr; \$0-\$1,000	
(12) Store anhydrous ammonia in an unapproved container	1 st degree misdemeanor 0-1yr; \$0-\$1,000	
(13) Obtain controlled	1 st degree misdemeanor 0-	Violation by practitioner: 3 rd

Florida Drug Statutes Chart

Florida Statutes: Title 46 Criminal Code

substance by misrepresentation by misrepresentation with intent to obtain a controlled substance that is not medically necessary	1yr; \$0-\$1,000	degree felony: 0-5yrs; \$0-\$5,000
893.1351 Ownership, lease, rental or possession of place, structure, trailer or conveyance w/ knowledge that it will be used for trafficking, sale, or manufacture of controlled substance	(1) ownership, lease or rent: 0-5yrs; \$0-\$5,000 (2) actual or constructive possession: 0-15yrs;\$0-\$10,000 (3) actual or constructive possession w/ presence of minor: 0-30yrs; \$0-\$15,000	
893.147(1) Use or possession of drug paraphernalia	1 st degree misdemeanor: 0-1yr; \$0-\$1,000	
893.147(2) Manufacture or delivery of drug paraphernalia	3 rd degree felony: 0-5yrs; \$0-\$5,000	
893.147(3) Delivery of drug paraphernalia to a minor	2 nd degree felony: 0-15 yrs; \$0-\$10,000	
893.147(4) Transportation of drug paraphernalia	3 rd degree felony: 0-5yrs; \$0-\$5,000	
893.147(5) Advertisement of drug paraphernalia	1 st degree misdemeanor: 0-1yr; \$0-\$1,000	
893.149 Unlawful possession of listed chemical w/ intent to manufacture a controlled substance or knowledge that it will be used to manufacture a controlled substance	2 nd degree felony: 0-15yrs; \$0-\$10,000	
893.1495(2) obtaining, or delivering to an individual, ephedrine compounds in excess of (a) 3.6g in 1 day; (b) 3 packages in 1 single retail sale; (c) 9g in a 30 day period 893.1495(3) displaying ephedrine compounds in a place accessible to general public 893.1495(4) allowing an employee to sell compounds without a training program	1 st offense: 2 nd degree misdemeanor; 0-60days; \$0-\$500 2 ND offense: 1 st degree misdemeanor; 0-1yr; \$0-\$10,000 3 rd offense: 3 rd degree felony; 0-5yrs; \$0-\$5,000	

Florida Drug Statutes Chart
Florida Statutes: Title 46 Criminal Code

893.20 Continuing criminal enterprise: committing 3 or more felony drug offenses w/ 5 or more persons, occupies a supervisory position, and obtains substantial assets or resources from these acts	Life felony; life sentence; \$500,000	No S.S.
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Georgia Drug Statutes Chart

Georgia Code: Title 16 Criminal Code

Schedules	Offense	Enhancement/Benefit Restriction
SCHEDULE I O.C.G.A. § 16-13-24(b)(1) Criteria: (1) High potential for abuse; (2) No accepted med. Use in US; or (3) lacks accepted safety for med use	16-13-30(c) Possession/purchase of Schedule I or Schedule II narcotic drugs	
	(1) <1g (solid), <1ml(liquid); 1-3 yrs (2) 1-4g (solid), 1-4ml(liquid); 1-8 yrs (3) 4g-28g (solid), 4ml-28ml(liquid) 1-15 yrs NOTE: morphine, opium, heroin not included (see "Trafficking in illegal drugs" 16-13-31(b))	(f) 3 rd or subsequent conviction: 2x length of applicable sentence
SCHEDULE I Substances: O.C.G.A. § 16-13-25 (1) Opiates (2) Opium derivatives: E.g., heroin, codeine compounds, morphine compounds, etc. (3) Hallucinogenic substances: E.g., marijuana, MDMA, mescaline, DMT, peyote, LSD, psilocybin, synthetic THC, PCP, etc. (4) stimulants: E.g., fenethylline, benzyl-fentanyl (5) GHB and sodium oxybate (6) Quaaludes (7) 2C-T-7; (8) TFMPP; (9) BZP; (10) 5-MeO-DIPT; (11) AMT; (12) Various narcotic analogs	16-13-30(d) Manufacture, delivery, distribution, sale or possession with intent to distribute Schedule I or II substances	
	1st Offense: 5-30yrs	2 nd or subsequent offense: 10-40yrs or life
	16-13-30(j)(1) Possession, Manufacture, delivery, distribution, sale, or possession with intent to distribute marijuana <10lbs: 1-10yrs	
	16-13-30.6 Purchase and sale of marijuana flavored products (e) \$500 fine	
SCHEDULE II O.C.G.A. § 16-13-24(b)(2) Criteria:	16-13-30(e) Possession/purchase of	(f) 3 rd or subsequent conviction: 2x length of applicable sentence

Georgia Drug Statutes Chart

Georgia Code: Title 16 Criminal Code

<p>(1) high potential for abuse; (2) accepted med use in US w/ severe restrictions; and (3) abuse may lead to severe psych or phys dependence</p>	<p>non-narcotic Schedule II substances (1) <2g (solid), <2ml (liquid); 1-3yrs (2) 2-4g (solid), 2-4ml (liquid); 1-8yrs (3) 4-28g (solid), 4-28ml (liquid); 1-15yrs</p>	
<p>SCHEDULE II Substances: O.C.G.A. § 16-13-25 (1) Narcotics derived from vegetable origin or chemical synthesis: (A) Opium and opiates: e.g., raw opium, codeine, morphine and derived painkillers (B) chemical equivalents to those listed in (A) (C) Opium poppies and poppy straws (D) Cocaine (2) Other opiates: e.g., methadone, dihydrocodeine (3) Other stimulants and hallucinogenic substances: e.g., synthetic THC (nabilone), Ritalin, Vyvanse, amphetamine, methamphetamine (4) Other depressants: e.g., amobarbital, glutethimide</p>	<p>16-13-30.5 Possession of substances w/ intent to use for manufacture of Schedule I or II controlled substances (d) 1-15yrs, or <\$100,000, or both</p>	
<p>SCHEDULE III O.C.G.A. § 16-13-24(b)(3) Criteria: (1) abuse potential less than Schedule I and II; (2) accepted med use in US; and (3) abuse may lead to moderate/low phys dependence or high psych dependence</p>	<p>16-13-30(g) Possession/Purchase of Schedule III, IV, or V substance</p>	
	<p>1st offense: 1-3 yrs</p>	<p>3rd or subsequent offense: 1-5 yrs</p>

Georgia Drug Statutes Chart

Georgia Code: Title 16 Criminal Code

<p>SCHEDULE III SUBSTANCES O.C.G.A. § 16-13-27</p> <p>(1) Stimulants: e.g., appetite suppressants</p> <p>(2) Depressants: e.g., amobarbital, sedatives, anesthetics, Ketamine, GHA</p> <p>(3) Nalorphine</p> <p>(4) Limited narcotic drugs: Compounds w/ limited percentages of codeine, hydrocodone, dihydrocodone, opium, morphine</p> <p>(6) Anabolic Steroids and hormones (except those exempted)</p> <p>(7) Ketamine; (8) Dronabinol; (9) sodium oxybate (in approved forms); (10) Burprenorphine; (11) embutramide</p>	<p>16-13-30(h)</p> <p>Manufacture, delivery, distribution, sale or possession with intent to distribute Schedule III, IV, or V substances</p> <p>1-10 yrs.</p>	
<p>SCHEDULE IV O.C.G.A. § 16-13-24(b)(4) Criteria: (1) low abuse potential relative to Schedule III; (2) accepted med use in US; and (3) abuse may lead to limited phys dependence or psych dependence relative to Schedule III</p>	<p>16-13-30(l)(1)</p> <p>Possession/purchase of flunitrazepam</p> <p>1-15yrs</p>	
<p>SCHEDULE IV SUBSTANCES O.C.G.A. § 16-13-27</p> <p>(1) Prescription medication containing potentially abusive quantities of certain narcotics: E.g., Klonopin, Ativan, flunitrazepam,</p>	<p>16-13-30(l)(2)</p> <p>Manufacture/distribution of flunitrazepam</p> <p>1st offense: 5-30yrs</p>	<p>2nd or subsequent offense: 10-40yrs</p>

Georgia Drug Statutes Chart

Georgia Code: Title 16 Criminal Code

phenobarbital, butorphanol tartate, anti- obesity medication (fenfluramine, etc.)		
SCHEDULE V O.C.G.A. § 16-13-24(b)(5) Criteria: (1) low abuse potential relative to Schedule IV; (2) accepted med use is US; and (3) abuse may lead to limited phys dependence or psych dependence relative to Schedule IV		
SCHEDULE V SUBSTANCES O.C.G.A. § 16-13-29 (1) Narcotics containing nonnarcotic active medicinal ingredients: e.g., limited percentages of codeine, opium, etc. (2) Lacosamide (3) pregabalin (4) pyrovalerone (5) Pseudoephedrine (6) Ezogabine		
Trafficking Offenses O.C.G.A. § 16-13-31	Penalties	Enhancements/Benefit Restrictions
	(h) Max sentence: 30 yrs Max fine: \$1,000,000	16-13-31(g)(2)(B) Minimum Sentencing Departures:
16-13-31(a)(1) Trafficking in cocaine: sale, manufacture, delivery, importation or possession >28g	(A) 28g-200g: 10yrs; \$200,000 (B) 200g-400g: 15yrs min; \$300,000 (C) >400g: 25yrs min; \$1,000,000	(iv) 5-10yrs; \$100,000-\$200,000 (vi) 7.5-15yrs; \$150,000-\$300,000 (x) 12.5-25yrs; \$500,000-\$1,000,000
16-13-31(b) Trafficking in illegal drugs (morphine, opium, heroin): sale, manufacture, delivery, importation, or	(1) 4g-14g: 5yrs min; \$50,000 (2) 14g-28g: 10yrs min; \$100,000 (3) >28g: 25yrs min; \$500,000	(i) 2.5-5yrs; \$25,000-\$50,000 (v) 5-10yrs; \$50,000-\$100,000 (ix) 12.5-25yrs; \$250,000-\$500,000

Georgia Drug Statutes Chart

Georgia Code: Title 16 Criminal Code

possession >4g		
16-13-31(c) Trafficking in marijuana: sale, manufacture, growth, delivery, importation, of possession >10lbs	(1) 10-2,000lbs: 5yrs min; \$100,000 (2) 2,000-10,000lbs: 7yrs min; \$250,000 (3) >10,000lbs: 15yrs min; \$1,000,000	(ii) 2.5-5yrs; \$50,000-\$100,000 (iii) 3.5-7yrs; \$125,000-\$250,000 (vii) 7.5-15yrs; \$500,000-\$1,000,000
16-13-31(d) Trafficking in methaqualone (qualuude): sale, manufacture, delivery, or importation >200g	(1) 200g-400g: 5yrs min; \$50,000 (2) >400g: 15yrs min; \$250,000	(i) 2.5-5yrs; \$25,000-\$50,000 (viii) 7.5-15yrs; \$125,000-\$250,000
16-13-31(e) Trafficking in methamphetamine or amphetamine: sale, delivery, or importation of >28g	(1) 28g-200g: 10yrs min; \$200,000 (2) 200g-400g: 15yrs min; \$300,000 (3) >400g: 25yrs min; \$1,000,000	(iv) 5-10yrs; \$100,000-\$200,000 (vi) 7.5-15yrs; \$150,000-\$300,000 (x) 12.5-25yrs; \$500,000-\$1,000,000
16-13-31(f) Trafficking in methamphetamine or amphetamine: manufacture of any quantity	(1) <200g: 10yrs min; \$200,000 (2) 200g-400g: 15yrs min; \$300,000 (3) >400g: 25yrs min; \$1,000,000	(iv) 5-10yrs; \$100,000-\$200,000 (vi) 7.5-15yrs; \$150,000-\$300,000 (x) 12.5-25yrs; \$500,000-\$1,000,000
16-13-31.1 Trafficking in ecstasy: sale, manufacture, delivery, importation, or possession of >28g	(1) 28g-200g: 3-30yrs; \$25,000-\$250,000 (2) 200g-400g: 5-30yrs; \$50,000-\$250,000 (3) >400g: 10-30yrs; \$100,000-\$250,000	(A) 1.5-30yrs; \$12,500-\$250,000 (B) 2.5-30yrs; \$25,000-\$250,000 (C) 5-30yrs; \$50,000-\$250,000
16-13-31(g) Circumstances allowing minimum sentencing departures: (i) defendant was not a leader of the criminal conduct (ii) defendant did not possess/use a weapon during the crime (iii) criminal conduct did not result in a death or serious bodily injury (iv) defendant has no prior felony conviction (v) interests of justice will not be served by imposition of mandatory minimum sentence		
OFFENSES: ALL SCHEDULES		
16-13-30(i) Possession of counterfeit substance 1-2yrs		
16-13-30(i)(2) Manufacture, sale, delivery, distribution, or possession w/ intent to distribute counterfeit substance 1-10yrs		
16-13-30(k) Hiring, solicitation or use of individual under 17years old for manufacture,		

Georgia Drug Statutes Chart
Georgia Code: Title 16 Criminal Code

<p>distribution any controlled substance, counterfeit substance or marijuana 5-20yrs, or up to \$20,000, or both</p>
<p>16-13-30.1 Unlawful manufacture, delivery, distribution, sale, or possession w/ intent to distribute a noncontrolled substance 1-10yrs, or up to \$25,000, or both</p>
<p>16-13-30.2 Unlawful manufacture, distribution, or possession w/ intent to distribute an imitation controlled substance 0-12months, or up to \$5,000, or both</p>
<p>16-13-30.3(b) Unlawful possession of ephedrine (>300 units or >9g) 1-10yrs</p>
<p>16-13-30.3(b.1) Retail sale of products whose sole active ingredient is pseudoephedrine in publicly accessible area; delivery of more than 3 packages of pseudoephedrine products in a single retail sale 1st offense: <\$500; 2nd or subsequent conviction: <6 months, or <\$1,000, or more</p>
<p>16-13-30.3(b.1)(3) Unlawful purchase by retailer of pseudoephedrine products from an unlicensed distributor 1st offense: <\$1,000, or <1 year, or both; 2nd offense: 0-12months, or up to \$5,000, or both</p>
<p>16-13-30.3(d) Unlawful possession, manufacture, delivery, sale, or possession w/ intent to distribute substances containing pseudoephedrine or phenylpropanolamine which have been altered from their original form so as to be powdered, liquefied, or crushed 1-10yrs</p>
<p>16-13-30.4(g)(A)(B) Violation of reporting, licensing requirements required for possession or sale of pseudoephedrine 1st offense: <\$1,000, or <1 year, or both; 2nd offense: 0-12 months, or up to \$5,000, or both</p>
<p>16-13-30.4(g)(C)(2) Unlawful possession, sale, or transfer of pseudoephedrine w/ knowledge or intent to unlawfully manufacture controlled substance 1-15yrs, or <\$1,00,000, or both</p>
<p>16-13-32 Unlawful sale, lease, exchange or distribution of a drug related object 1st offense: <\$1,000, or 0-12months, or both; 2nd offense: 0-12months, or up to \$5,000, or both; 3rd or subsequent offense: 1-5yrs; \$0-\$5,000</p>
<p>16-13-32.3 Unlawful use of communication facility in committing felony drug offense 1-4yrs; \$0-\$30,000</p>
<p>16-13-32.4,32.5,32.6 Manufacture, distributing, dispensing or possessing controlled substances in, on, or near schools, public housing facilities, designated drug free zones 1st offense: 0-20 yrs, or \$0-\$20,000, or both; 2nd or subsequent offense: 5-40yrs, or a fine of \$0-\$40,000, or both</p>
<p>16-13-33 Attempt or conspiracy to commit drug offense Penalty not exceeding maximum punishment prescribed for offense that was object of attempt or conspiracy</p>
<p>16-13-42 Unauthorized distribution and dispensation of controlled substances in violation of prescription requirements; refusal or failure to keep records; refusal to permit inspection; unlawful maintenance of place resorted to by persons using controlled substance or keeping or selling controlled substances 0-5yrs, or \$0-\$25,000, or both.</p>
<p>16-13-43 Unauthorized distribution of controlled substance in violation of prescription</p>

Georgia Drug Statutes Chart
Georgia Code: Title 16 Criminal Code

requirements

0-8yrs, or \$0-\$50,000, or both

Mississippi Drug Statutes Chart

Mississippi Code: Title 41 Public Health Code

SCHEDULES	OFFENSES/PENALTIES	ENHANCEMENTS/ BENEFIT RESTRICTIONS
SCHEDULE I SUBSTANCES Miss. Code Ann. § 41-29-113 (a)Opiates: E.g., difenoxin, propiram, etc. (b)Opiate derivatives: E.g., heroin, codeine compounds, morphine compounds, etc. (c)Hallucinogenic substances: E.g., marijuana, synthetic THC, mescaline, DMT, peyote, LSD, MDMA, psilocybin, salvia divinorum, etc. (d)Depressants: E.g., date rape drug(GHB), Quaaludes, etc. (e)Stimulants: E.g., BZP, aminorex, “bath salts”	41-29-139(b) Sale, manufacture, distribution, or possession w/ intent: Schedule I and II substances (NOT marijuana) (1) 30g-1kg: 0-30yrs and/or \$5,000-\$1,000,000	
	41-29-139(b) Sale, manufacture, distribution, or possession w/ intent: Marijuana (or synthetic cannabinoids) (3) 1-30g: 0-3yrs; \$0-\$3,000 (1) 30g-1kg: 0-30yrs and/or \$5,000-\$1,000,000	(2) 30g-1kg(1 st offense): 0-20yrs and/or \$0-\$30,000
SCHEDULE II SUBSTANCES Miss. Code Ann. § 41-29-115 (a)Narcotics derived from vegetable origin or chemical synthesis: (1)Opium and opiates: e.g., raw opium, codeine, morphine and derived painkillers (2) opium chemical equivalents (3) Opium poppies and poppy straws; (4) cocaine (5) poppy straw concentrate (b) Opiates: e.g., methadone, Demerol, dihydrocodeine (c) Stimulants: e.g., amphetamine, methamphetamine, Ritalin, Vyvanse	41-29-139(c) Possession Schedule I or II substances (NOT marijuana) (A) <.1g/<1unit: either misdemeanor or felony Felony: 1-4yrs; <\$10,000 Misdemeanor: 0-1yr; <\$1,000 (B) .1g-2g/2units-10units: 2-8yrs; <\$50,000 (C) 2g-10g/10units-20units: 4-16yrs: <\$250,000 (D) 10g-30g/20units-40units: 6-24yrs; <\$500,000 (E) >30g/>40units: 10-30yrs; <\$1,000,000	
	41-29-139(c) Possession: Marijuana (or synthetic cannabinoids) (A) <30 g: \$100-\$250 (C) 30g-250g: <1yr and/or <\$1,000 ; OR <3yrs and/or <\$3,000 (D) 250g-500g: 2-8yrs;	(A) 2 nd offense w/in 2 yrs: \$250, 2-60, & drug education (A) 3 rd or subsequent offense w/in 2 yrs: \$250-\$500, 5days-6months (B) Possession of 1-30g in vehicle by driver: <\$1,000; <90days

Mississippi Drug Statutes Chart
Mississippi Code: Title 41 Public Health Code

<p>(d) Depressants: e.g., amobarbital, glutethimide (e) Hallucinogenic substances: e.g., synthetic THC (nabilone) (f) Immediate precursors: e.g., phenylacetone, PCP (g) Other substances: Pentazocine</p>	<p><\$50,000 (E) 500g-1kg: 4-16yrs; <\$250,000 (F) 1kg-5kg: 6-24yrs; <\$500,000 (G) >5kg: 10-30yrs; <\$1,000,000</p>	
<p>SCHEDULE III SUBSTANCES Miss. Code Ann. § 41-29-117 (a) Stimulants: e.g., appetite suppressants (b) Depressants: e.g., (1) barbituric acid derivatives (amobarbital), sedatives, anesthetics, Ketamine, GHA (c) Nalorphine (d) materials containing ephedrine or pseudoephedrine (d) Limited narcotic drugs: Compounds w/ limited percentages of codeine, hydrocodone, dihydrocodone, opium, morphine (f) Anabolic Steroids and hormones (except those exempted) (g) buprenorphine (h) pentazocine (i) dronabinol</p>	<p>41-29-139(b) Sale, manufacture, distribution, or possession w/ intent Schedule III and IV substances: (4) 0-20yrs and/or \$1,000-\$250,000</p> <p>41-29-139(c) Possession Schedule III, IV, or V (A) <50g/100units: <1yr; <\$1,000 (B) 50g-150g/100unit-500units: 1-4yrs; <\$10,000 (C) 150g-300g/500units-1,000units: 2-8yrs; <\$50,000 (D)300g-500g/1000units-2,500units: 4-16yrs; <\$250,000 (E) >500g/>2500units: 6-24yrs; <\$500,000</p> <p>Possession of precursor chemicals w/ intent to unlawfully manufacture controlled substances <30 years and/or <\$1,000,000</p> <p>Possession or distribution of anhydrous ammonia or >250units/15g of pseudoephedrine/ephedrine w/ intent or knowledge of intent to manufacture a controlled substance <5 years and/or <\$5,000</p>	<p>In presence of a minor; in a hotel or apartment building; w/ possession of a firearm; on premises containing a booby trap: 2x the imposed penalty</p> <p>In presence of a minor; in a hotel or apartment building; w/ possession of a firearm; on premises containing a booby trap: 2x the imposed penalty</p>

Mississippi Drug Statutes Chart
Mississippi Code: Title 41 Public Health Code

<p>SCHEDULE IV SUBSTANCES Miss. Code Ann. § 41-29-119 (a) limited narcotic compounds: including difenoxin and dextropropoxyphene (b) Depressants: e.g., clonazepam, barbitol, Valium (c) Fenfluramine (d) Stimulants: e.g., appetite suppressants (e) Other substances: butorphanol, tramadol</p>		
<p>SCHEDULE V SUBSTANCES Miss. Code Ann. § 41-29-119 (a) Narcotic drugs containing nonnarcotic active medicinal ingredients: e.g., codeine, opium, difenoxin (b) Stimulants: Pyrovalerone (c) Depressants: lacosamide, pregabalin</p>	<p>41-29-139(b) Sale, manufacture, distribution, or possession w/ intent Schedule V substances (5) 0-10yrs and/or \$10,000-\$50,000</p>	
<p>Trafficking Offenses 41-29-139 (f)</p>	<p>Penalties</p>	<p>Enhancements/Benefit Restrictions</p>
<p>Person over 21 years of age who sells, transfers, manufactures, distributes, or dispenses during any 12 consecutive month period:</p>		
<p>(i) >10lbs of marijuana (or synthetic cannabinoids)</p>	<p>Life imprisonment</p>	<p>No p. p. or S.S.</p>
<p>(ii) >2oz of heroin</p>	<p>Life imprisonment</p>	<p>No p. p. or S.S.</p>
<p>(iii) >2oz of cocaine</p>	<p>Life imprisonment</p>	<p>No p. p. or S.S.</p>
<p>(iv) >2oz of methamphetamine</p>	<p>Life imprisonment</p>	<p>No p. p. or S.S.</p>
<p>(v) >100 units of morphine, Demerol, Dilaudid, oxycodone</p>	<p>Life imprisonment</p>	<p>No p. p. or S.S.</p>

Mississippi Drug Statutes Chart
Mississippi Code: Title 41 Public Health Code

hydrochloride (or derivatives), or MDMA		
(g) Trafficking in any controlled substance: 3 or more component offenses w/in 12month period where at least 2 offenses occurred in different counties	30yrs	No p.p. or S.S.
Paraphernalia Offenses 41-29-139(d)		
(1) Possession of paraphernalia	<6 months and/or <\$500	No charge if also charged w/ possession of <1oz of marijuana/synthetic cannaboids
(2) Sale, delivery, manufacture of paraphernalia w/ knowledge it will be used to commit a drug offense		<6 mo
(4) Advertisement of paraphernalia	<6 months and/or <\$500	
OTHER OFFENSES	PENALTIES	Enhancements/Benefit Restrictions
41-29-140 Expending or receiving funds derived from commission of felony drug offense or intended to further commission of felony drug offense	<5 years and/or <\$1,000,000	
PRESCRIPTION DRUG/REGISTRATION OFFENSES		
41-29-141 (1) Distribution of registered controlled substance w/o required prescription;	Civil penalty of <\$25,000	Knowing/intentional violation: <1 year and/or <\$1,000
(2) unauthorized manufacture of registered controlled substance;	Civil penalty of <\$25,000	Knowing/intentional violation: <1 year and/or <\$1,000
(3) refusal or failure to keep required records;	Civil penalty of <\$25,000	Knowing/intentional violation: <1 year and/or <\$1,000
(4) refusal of entry for authorized inspection;	Civil penalty of <\$25,000	Knowing/intentional violation: <1 year and/or <\$1,000
(5) unauthorized maintenance of a place or vehicle used to keep or sell controlled substances	Civil penalty of <\$25,000	Knowing/intentional violation: <1 year and/or <\$1,000

Mississippi Drug Statutes Chart
Mississippi Code: Title 41 Public Health Code

41-29-143 (1) Distribution by a registrant of Schedule I or II controlled substance w/o required order form	<1 year and/or <\$1,000	
(2) use of a false or revoked registration number in the course of manufacture or distribution	<1 year and/or <\$1,000	
(3) use of false information in required documentation	<1 year and/or <\$1,000	
(4) making, distributing or possession of things designed to make counterfeit substances	<1 year and/or <\$1,000	
41-29-144 (1) knowingly or intentionally obtaining possession of a controlled substance by larceny, embezzlement or misrepresentation	1-5 years and/or <\$1,000	
(2) knowing or intentional possession, sale, or delivery of a fraudulent prescription	1-5 years and/or <\$1,000	
41-29-146 False representation of prescription or legend drug	<5 years and/or <\$5,000	
41-29-147 Enhanced penalties for 2nd or subsequent drug offense	Up to 2x the imposed penalty	
41-29-152 Enhanced penalties for violations while in possession of firearm	Up to 2x the imposed penalty	
41-29-142 Enhanced penalties for sale, manufacture of controlled substances w/in 1500 ft of a school, church, public parks, gyms, youth centers or movie theaters	Up to 2x the imposed penalty	Subsequent offense: 3x imposed penalties – life imprisonment
41-29-145 Enhanced Penalties for distribution to persons under age 21	Up to 2x the imposed penalty	Subsequent offense: 3x imposed penalties – life imprisonment
41-29-150(a) Participation in drug rehab program as part of sentence or in lieu of sentence for persons convicted of possession, distribution, manufacture, or trafficking offense	(b) rehab required for offenders found to be dependent on any controlled substance	

Mississippi Drug Statutes Chart
Mississippi Code: Title 41 Public Health Code

41-29-313(1) Purchase, possession of 2 or more precursor drugs w/ intent to manufacture controlled substance	Felony: <30yrs and/or \$5,000-\$1,000,000	Violation occurs in a hotel/apt building: 2x penalty imposed. Booby trapped premises: 2x penalty imposed.
41-29-313(2) Possession of anhydrous ammonia, pseudoephedrine w/ intent to manufacture a controlled substance	Felony: <5yrs and/or <\$5,0000	Violation occurs in a hotel/apt building: 2x penalty imposed. Booby trapped premises: 2x penalty imposed.

North Carolina Drug Statutes Chart

North Carolina General Statutes: Chapter 90 Medicine and Allied Occupations

<p>SCHEDULE I: N.C. Gen. Stat. § 90-89</p> <p>(1) Opiates: E.g., difenoxin (2) Opium derivatives: E.g., heroin, codeine compounds, morphine compounds, etc. (3) Hallucinogenic substances: E.g., marijuana, MDMA, mescaline, DMT, peyote, LSD, psilocybin, synthetic THC, PCP, etc. (4) Depressants: E.g., Qualuudes, GHB (5) Stimulants: E.g., fenethylline, MDPV, mephedrone 90-89.1: Schedule I analogues</p>	<p>N.C. Gen. Stat. § 90-95 (All sentences are minimum ranges from structured sentencing chart in Appendix. Maximum sentences are listed in the chart according to prior convictions.)</p>	<p>Enhancements (see structured sentencing chart p. 13-17*)</p>
	<p>(b)(1) Manufacture or possession w/ intent (p.w.i.): Schedule I or II Class H Felony: 5-6 months</p>	<p>Community and Intermediate sentencing permitted w/in discretion of the court*</p>
	<p>(b)(1)(i) Sale of Schedule I or II Class G Felony: 10-13 months</p>	<p>Intermediate sentencing permitted</p>
	<p>(b)(1a) Manufacture of methamphetamine Class C Felony: 58-73 months</p>	<p>No probation or suspended sentence</p>
	<p>(b)(1a) Packaging/labeling methamphetamine Class H Felony: 5-6 months</p>	<p>15a-1340.16D. If police officer injured: +2yrs Community and Intermediate sentencing permitted w/in discretion of the court*</p>
	<p>(d)(1) Possession of Schedule I Class I Felony: 4-6 months</p>	<p>Community sentencing conditions imposed*</p>
	<p>(d)(1) Possession of <1g MPDV Class 1 misdemeanor: 1-45 days</p>	<p>Community sentencing conditions imposed*</p>
<p>SCHEDULE II: N.C. Gen. Stat. § 90-90</p> <p>(1) Narcotics derived from vegetable origin or chemical synthesis: (A) Opium and opiates: e.g., raw opium, codeine, morphine and derived painkillers (B) chemical equivalents to those listed in (A) (C) Opium poppies and poppy straws (D) Cocaine (E) Poppy straw concentrate (2) Other opiates: e.g., methadone, dihydrocodeine (3) Stimulants: Ritalin,</p>	<p>(d)(2) Possession of methamphetamine, amphetamine, PCP, cocaine Class I felony: 4-6 months</p>	<p>Community sentencing conditions imposed*</p>
	<p>(d)(2) Possession of >4 units of hydromorphone Class I felony: 4-6 months</p>	<p>Community sentencing conditions imposed*</p>
	<p>(d)(2) Possession of >100 units of other Schedule II, III, IV Class I felony: 4-6 months</p>	<p>Community sentencing conditions imposed*</p>
	<p>(d)(2) Possession of <100 units of other Schedule II, III, or IV Class 1 misdemeanor: 1-45 days</p>	<p>Community sentencing conditions imposed*</p>

North Carolina Drug Statutes Chart

North Carolina General Statutes: Chapter 90 Medicine and Allied Occupations

<p>Vyvanse, amphetamine, methamphetamine (4) Depressants: e.g., amobarbital, glutethimide, PCP (5) Hallucinogenics: Nabilone</p>		
<p>SCHEDULE III: N.C. Gen. Stat. § 90-91</p> <p>(b) Depressants: e.g., barbiturates, sedatives, anesthetics, Ketamine (c) Nalorphine (d) Limited narcotic drugs: Compounds w/ limited percentages of codeine, hydrocodone, dihydrocodone, opium, morphine (e) Limited paregoric compounds (j) Stimulants: e.g., appetite suppressants (k) Anabolic Steroids and hormones (except those exempted) (m) GHA (n) Dronabinol</p>	<p>(c) Manufacture or p.w.i. Schedule III, IV, V, or VI Class I felony: 4-6 months</p>	<p>Community sentencing conditions imposed*</p>
	<p>(b)(2) Sale of Schedule III, IV, V, or VI (EXCEPT for <5g of marijuana or <2.5g of synthetic cannabinoid) Class H felony: 5-6 months</p>	<p>Community and Intermediate sentencing permitted w/in discretion of the court*</p>
	<p>(c) Creation, sale or delivery, or p.w.i. of a counterfeit controlled substance Class I felony: 4-6 months</p>	<p>Community sentencing conditions imposed*</p>
<p>SCHEDULE IV: N.C. Gen. Stat. § 90-92</p> <p>(1) Depressants: e.g., alprazolam, clonazepam, (2) fenfluramine & pentazocine (3) Stimulants: e.g., appetite suppressants (4) Other substances: e.g. SPA, butorphanol (5) Limited narcotic drugs: compounds w/ limited quantities of difenoxin & buprenorphine</p>		

North Carolina Drug Statutes Chart

North Carolina General Statutes: Chapter 90 Medicine and Allied Occupations

<p>SCHEDULE V: N.C. Gen. Stat. § 90-93</p> <p>(1) Narcotics containing nonnarcotic active medicinal ingredients: e.g., limited percentages of codeine, opium, etc.</p> <p>(3) pyrovalerone</p>	<p>(d)(3) Possession of Schedule V Class 2 misdemeanor: 1-30 days</p>	<p>Community sentencing conditions imposed*</p>
<p>SCHEDULE VI: N.C. Gen. Stat. § 90-94</p> <p>(1) Marijuana</p> <p>(2) Tetrahydrocannabinols</p> <p>(3) Synthetic cannabinoids</p>	<p>(d)(4) Possession .5oz-1.5oz of marijuana, 1/20oz-3/20oz of hashish, or 7g-21g of synthetic cannabinoid Class 1 misdemeanor: 1-45 days</p>	<p>Community sentencing conditions imposed*</p>
	<p>(d)(4) Possession >1.5oz of marijuana, >3/20oz of hashish, >21g of synthetic cannabinoids, synthetic cannabinoids isolated from hashish Class I felony: 4-6 months</p>	<p>Community sentencing conditions imposed*</p>
<p>§ 90-95(d2) Immediate precursor chemicals: chemicals used to manufacture controlled substances (e.g., acetone, pseudoephedrine, sulfuric acid, lithium)</p>	<p>(d1)(1) Possession of a precursor w/ intent to manufacture a controlled substance; distribution of precursor knowing it will be used to manufacture a controlled substance Class H felony: 5-6 months</p>	<p>Community and Intermediate sentencing permitted w/in discretion of the court*</p>
<p>§ 90-95(d2) Immediate precursor chemicals: chemicals used to manufacture controlled substances (e.g., acetone, pseudoephedrine, sulfuric acid, lithium)</p> <p>Enhancement</p>	<p>(d1)(2) Possession of a precursor w/ intent to manufacture methamphetamine; distribution of precursor knowing it will be used to manufacture methamphetamine Class F felony: 13-16 months</p>	<p>Intermediate sentencing conditions permitted w/ discretion of the court*</p>

North Carolina Drug Statutes Chart

North Carolina General Statutes: Chapter 90 Medicine and Allied Occupations

Trafficking Offenses 90-95(h) Trafficking = sale, manufacture, delivery, transportation or possession in excess of specified quantity		Enhancements for all trafficking offenses: No probation or suspended sentence, unless person being sentenced has provided assistance in conviction of accomplices
(1) Marijuana: >10lbs	a. 10-50lbs Class H felony: 25-39 months; \$5,000 min fine	
	b. 50-2,000lbs Class G felony: 35-51months; \$25,000 min fine	
	c. 2,000-10,000lbs Class F felony: 70-93months; \$50,000 min fine	
	d. >10,000lbs Class D felony: 175-222months; \$200,000 min fine	
(1a) Synthetic cannabinoids: >50units(u) (unit=3 grams)	a. 50-250u Class H felony: 25-39months; \$5,000 min fine	
	b. 250-1250u Class G felony: 35-51months; \$25,000 min fine	
	c. 1250-3750u Class F felony: 70-93months; \$50,000 min fine	
	d. >3750u Class D felony: 175-222months; \$200,000 min fine	
(2) Methaqualone (Qualuude): >1,000u	a. 1,000-5,000u Class G felony: 35-51months; \$25,000 min fine	
	b. 5,000-10,000u Class F felony: 70-93months; \$50,000 min fine	
	c. >10,000u Class D felony: 175-222months; \$200,000 min fine	
(3) Cocaine: >28g	a. 28-200g Class G felony: 35-51months; \$50,000 min fine	
	b. 200-400g	

North Carolina Drug Statutes Chart

North Carolina General Statutes: Chapter 90 Medicine and Allied Occupations

	Class F felony: 70-93months; \$100,000 min fine	
	c. >400g Class D felony: 175-222months; \$250,000 min fine	
(3b) Methamphetamine: >28g	a. 28-200g Class F felony: 70-93months; \$50,000 min fine	
	b. 200-400g Class E felony: 90-120months; \$100,000 min fine	
	c. >400g Class C felony: 225-282months; \$250,000 min fine	
(3c) Amphetamine: >28g	a. 28-200g Class H felony: 25-39months; \$5,000 min fine	
	b. 200-400g Class G felony: 35-51months; \$25,000 min fine	
	c. >400g Class E felony: 90-120 months; \$100,000 min fine	
(3d) MDPV: >28g	a. 28-200g Class F felony: 70-93months; \$50,000 min fine	
	b. 200-400g Class E felony: 90-120months; \$100,000 min fine	
	c. >400g Class C felony: 225-282months; \$250,000 min fine	
(3e) Mephedrone: >28g	a. 28-200g Class F felony: 70-93months; \$50,000 min fine	
	b. 200-400g Class E felony: 90-120months; \$100,000 min fine	
	c. >400g Class C felony: 225-282months; \$250,000 min fine	
(4) Opium, opiates, heroin: >4g	a. 4-14g Class F felony: 70-93months; \$50,000 min fine	
	b. 14-28g	

North Carolina Drug Statutes Chart

North Carolina General Statutes: Chapter 90 Medicine and Allied Occupations

	Class E felony: 90-120months; \$100,000 min fine	
	c. >28g Class C felony: 225-282months; \$500,000 min fine	
(4a) LSD: >100u	a. 100-500u Class G felony: 35-51months; \$25,000 min fine	
	b. 500-1,000u Class F felony: 70-93months; \$50,000 min fine	
	c. >1,000u Class D felony: 175-222months; \$200,000 min fine	
(4b) MDA/MDMA: >28g/>100u	a. 100-500u/28-200g Class G felony: 35-51months; \$25,000 min fine	
	b. 500-1,000u/200-400g Class F felony: 70-93months; \$50,000 min fine	
	c. >1,000u/>400g Class D felony: 175-222months; \$250,000 min fine	
Additional Enhancement Offenses	Penalties	
90-95.1 Continuing criminal enterprise	Class C felony: 58-73 months No probation or s.s.	
90-95.4 Employing minor to commit drug offense		
(a)(1) A person 18-21 years old employing minor over 13 years old	Felony conviction 1 class higher than penalty imposed for offense	
(a)(2) A person 18-21 years old employing minor under 13 years old	Felony conviction 2 classes higher than penalty imposed for offense	
(b)(1) A person over 21 years old employing minor over 13 years old	Felony conviction 3 classes higher than penalty imposed for offense	
(b)(2) A person over 21 years old employing minor under 13 years old	Felony conviction 4 classes higher than penalty imposed for offense	
90-95.6 Promoting drug sales by a minor	Class D felony: 51-64 months no probation or s.s.	
90-95.7 Participating in a drug violation by a minor	Class G felony: 10-13 months Intermediate sentencing conditions permitted w/ discretion of the court*	
90-96 Conditional discharge for 1st offense	If person has not been convicted of prior felony in any state or any drug offense in this or any	

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	other state and pleads or is found guilty of possession of a controlled substance or of paraphernalia, the court may defer proceedings and impose conditional probation
90-96.1 Immunity from prosecution for minors	A minor convicted of possession or distribution of controlled substance may be granted immunity from prosecution if minor discloses identity of person from whom he obtained controlled substances
15A-1340.16A Use, display or threat of use of a firearm or deadly weapon in commission of a Class A, B1, B2, C, D, or E felony	60 months additional minimum sentence
90-108 Prescription/Registration Offenses	Penalties
(1) impersonation of a practitioner to secure prescription drug	Class 1 misdemeanor: 1-45 days w/ intent: Class I felony: 4-6 months (Community sentencing conditions imposed*)
(2) practitioner dispensing controlled substance w/o prescription	Class 1 misdemeanor: 1-45 days w/ intent: Class I felony: 4-6 months (Community sentencing conditions imposed*)
(3) registered manufacturer or distributor manufacturing/distributing unauthorized substances	Class 1 misdemeanor: 1-45 days w/ intent: Class I felony: 4-6 months (Community sentencing conditions imposed*)
(4) omission, removal or altering symbol required by Federal Controlled Substances Act	Class 1 misdemeanor: 1-45 days w/ intent: Class I felony: 4-6 months (Community sentencing conditions imposed*)
(5) refusing or failing to keep records required	Class 1 misdemeanor: 1-45 days w/ intent: Class I felony: 4-6 months (Community sentencing conditions imposed*)
(6) refusing entry into premises for authorized inspections	Class 1 misdemeanor: 1-45 days w/ intent: Class I felony: 4-6 months (Community sentencing conditions imposed*)
(7) maintaining place or vehicle which is resorted to by persons using controlled substances for use, storage or sale	Class 1 misdemeanor: 1-45 days w/ intent or fortification of structure: Class I felony: 4-6 months (Community sentencing conditions imposed*)
(8) distribution of Schedule I or II substances by practitioner w/o required order form	Class 1 misdemeanor: 1-45 days w/ intent: Class I felony: 4-6 months (Community sentencing conditions imposed*)
(9) use of an unauthorized registration number to manufacture of distribute	Class 1 misdemeanor: 1-45 days w/ intent: Class I felony: 4-6 months (Community sentencing conditions imposed*)
(10) obtaining possession of a controlled substance by misrepresentation	Class 1 misdemeanor: 1-45 days w/ intent: Class I felony: 4-6 months (Community sentencing conditions imposed*)

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(11) use of false information or omission of information in required documentation	Class 1 misdemeanor: 1-45 days w/ intent: Class I felony: 4-6 months (Community sentencing conditions imposed*)
(12) making, distributing or possessing anything to print or reproduce identifying marks to produce counterfeit substance	Class 1 misdemeanor: 1-45 days w/ intent: Class I felony: 4-6 months (Community sentencing conditions imposed*)
(13) obtaining controlled substance through use of legal prescription through willful misrepresentation or omission	Class 1 misdemeanor: 1-45 days w/ intent: Class I felony: 4-6 months (Community sentencing conditions imposed*)
(14) embezzlement of controlled substance by a practitioner's employee	Class 1 misdemeanor: 1-45 days w/ intent: Class I felony: 4-6 months (Community sentencing conditions imposed*)
Drug Paraphernalia Offense	Penalties
90-113.22 Possession	Class 1 misdemeanor: 1-45 days (Community sentencing conditions imposed*)
90-113.23 Manufacture or delivery Delivery to a minor	Class 1 misdemeanor: 1-45 days Class I felony: 4-6 months (Community sentencing conditions imposed*)
90-113.24 Advertisement of drug paraphernalia	Class 2 misdemeanor: 1-30 days (Community sentencing conditions imposed*)
90-113.83 Sale of potential drug paraphernalia in violation of sales restrictions	Class 2 misdemeanor: 1-30 days (Community sentencing conditions imposed*)
90-113.83 Misrepresentation of records maintained re: potential drug paraphernalia	Class 1 misdemeanor: 1-45 days (Community sentencing conditions imposed*)
Pseudoephedrine Control Offenses	Penalties
90-113.52 Self-service sale of products; Sale to minor; Maintenance of sales records	Retailer: 1 st offense: Class A1 misdemeanor: 1-60 days Community and Intermediate sentencing permitted w/in discretion of the court* 2 nd or subsequent offense: Class I felony (Community sentencing conditions imposed*) Purchaser: 1 st offense: Class 1 misdemeanor: 1-45 days (Community sentencing conditions imposed*) 2 nd offense: Class A1 misdemeanor: 1-60 days Community and Intermediate sentencing permitted w/in discretion of the court* 3 rd or subsequent offense: Class I felony: 4-6 months (Community sentencing conditions imposed*)
90-113.53 Pseudoephedrine transaction limits (<3.6g/day; <9g/month)	Retailer: 1 st offense: Class A1 misdemeanor: 1-60 days Community and Intermediate sentencing

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	permitted w/in discretion of the court* 2 nd or subsequent offense: Class I felony: 4-6 months Purchaser: 1 st offense: Class 1 misdemeanor: 1-45 days 2 nd offense: Class A1 misdemeanor: 1-60 days Community and Intermediate sentencing permitted w/in discretion of the court* 3 rd or subsequent offense: Class I felony: 4-6 months
90-113.54 Required posting of signs	1 st offense: Class A1 misdemeanor: 1-60 days Community and Intermediate sentencing permitted w/in discretion of the court* 2 nd or subsequent offense: Class I felony: 4-6 months
90-113.55 Required training of employees	1 st offense: <\$500; 2 nd offense: <\$750; 3 rd or subsequent offense: <\$1,000

Oklahoma Drug Statutes Chart

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SCHEDULE	OFFENSE/PENALTY	ENHANCEMENT/ BENEFIT RESTRICTIONS
2-203. Schedule I Characteristics: (1) High potential for abuse; (2) No accepted med use in US or lacks accepted safety for use in treatment under med supervision	2-401(B)(1) Distribution or possess w/ intent (p.w.i.) to distribute or manufacture a Sched I or II narcotic substance or LSD, GHB (or its chemical alternatives): 5yrs-life; <\$100,000	2 nd or subsequent offense: felony under habitual offender statute; 2x fine imposed by penalty and no s.s. or p.p.
2-204 Schedule I Substances: (A) Opiates: e.g., acetylmmethadol, dextromoramide (B) Opium derivatives: e.g., codeine and morphine compounds, heroic (C) Hallucinogenic substances: e.g., LSD, marihuana, mescaline, BZP, psilocybin, DMT (D) Depressants and Stimulants: e.g., Qualuudes, GHB, N-ethylamphetamine (F) synthetic cannabinoids	2-401(C)(1) Manufacture, cultivation, distribution or p.w.i to distribute a synthetic controlled substances: felony; <Life; <\$25,000	2 nd or subsequent offense: felony under habitual offender statute & <\$100,000
	2-402(B)(1) Possession of Sched I or II substance (not marihuana or Sched II(D)) w/o valid prescription: felony; 4-20yrs; <\$10,000	
2-205. Schedule II characteristics: (1) high potential for abuse; (2) accepted med use in US w/ severe restrictions; and (3) abuse may lead to severe psych or phys dependence	2-401(B)(2) Distribution or possess w/ intent (p.w.i.) to distribute or manufacture other Schedule I, II, III, or IV substances: 2yrs-life; <\$20,000	2 nd or subsequent offense: felony under habitual offender statute; 2x fine imposed by penalty and no s.s. or p.p.
2-206. Schedule II substances: (A) Narcotics derived from vegetable origin or chemical synthesis: (1) Opium and opiates: e.g., raw opium, codeine, morphine and derived painkillers (2) chemical equivalents to those listed in (A) (3) Opium poppies and poppy straws (4) Cocaine (B) Other opiates: e.g.,	2-401(G)(3) Aggravated Manufacturing of a controlled substance in the amount listed below: 20yrs-life; >\$50,000 a. >1kg of heroin mixture b. >5kg of cocaine mixture c. >50g of chemical precursors containing cocaine base d. >100g of PCP mixture e. >10g of LSD mixture f. >400g of N-phenyl-N-1-(2-pheylethy)-4-piperidiny propanamide mixture	Required to serve 85% of sentence before becoming eligible for parole 2 nd or subsequent offense: felony under habitual offender statute; 2x fine imposed by penalty and no s.s. or p.p.

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<p>methadone, dihydrocodeine (C) Other stimulants and hallucinogenic substances: e.g., synthetic THC (nabilone), amphetamine, methamphetamine (D) Other depressants and stimulants: e.g., amobarbital, glutethimide, Vyvanse, Ritalin</p>	<p>g. >1,000kg/1,000plants of marijuana</p>	
	<p>h. >50g of methamphetamine</p>	<p>401(G)(5)Subsequent attempt to acquire pseudoephedrine: >14yrs</p>
<p>2-207. Schedule III characteristics: (1) abuse potential less than Schedule I and II; (2) accepted med use in US; and (3) abuse may lead to moderate/low phys dependence or high psych dependence</p>	<p>2-402(B)(2) Possession of Sched III, IV, V, Sched II(D) substances or marihuana: Misdemeanor; <1yr; <\$1,000</p>	<p>2nd or subsequent offense w/in 10yrs: felony; 2-10yrs; <\$5,000 2nd or subsequent offense more than 10yrs later: felony; 1-yrs; <\$5,000</p>
<p>2-208. Schedule III substances: (A) compounds containing stimulants or depressants: (1) GHB products (2) Anabolic steroids and hormones (3) Barbiturates (B) Nalorphine (C) Compounds containing limited narcotic quantities: e.g., codeine, opium and morphine compounds</p>		
<p>2-209. Schedule IV characteristics: (1) low abuse potential relative to Schedule III; (2) accepted med use in US; and (3) abuse may lead to limited phys dependence or psych dependence relative to Schedule III</p>		
<p>2-210. Schedule IV Substances: (1) Prescription medication containing potentially abusive quantities of certain narcotics: E.g., Klonipin, Ativan, ephedrine, phenobarbital, butorphanol tartate, anti-obesity medication (fenfluramine, etc.)</p>		
<p>2-211. Schedule V</p>	<p>2-401(B)(3) Distribution or possess</p>	<p>2nd or subsequent</p>

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<p>Characteristics: (1) low abuse potential relative to Schedule IV; (2) accepted med use is US; and (3) abuse may lead to limited phys dependence or psych dependence relative to Schedule IV</p>	<p>w/ intent (p.w.i.) to distribute or manufacture Sched V substance: <5yrs; <\$1,000</p>	<p>offense: felony under habitual offender statute; 2x fine imposed by penalty and no s.s. or p.p.</p>
<p>2-212. Schedule V Substances: (1) Narcotics containing nonnarcotic active medicinal ingredients: e.g., limited percentages of codeine, opium, etc. (2) Compounds containing pseudoephedrine or ephedrine (3) compounds containing pregabalin</p>	<p>2-401(B)(4) Distribution or possess w/ intent (p.w.i.) to distribute or manufacture an imitation controlled substance: misdemeanor; <1yr; <\$1,000</p>	<p>2nd offense: felony; <5yrs; <\$5,000</p>
<p>2-322. Chemical Precursors: e.g., d-lysergic acid, ephedrine, pseudoephedrine, methylamine, etc.</p>	<p>2-401(G) Manufacture or possession of precursors w/ intent to manufacture controlled substance Felony; 7yrs-life; >\$50,000</p>	
<p>ENHANCEMENT OFFENSES/MITIGATING OFFENSES</p>		<p>ENHANCED/REDUCED PENALTIES</p>
<p>2-401(E) Use of minor to distribute, dispense, transport w/ intent</p>		<p>2x penalty imposed; 2x fine imposed</p>
<p>2-419 Use of minors in transport, sale of controlled substances</p>		<p>Felony: 2x penalty/fine imposed If minor is <15 years old: <25yrs and/or <\$100,000</p>
<p>2-401(F) Distribution, dispensing, possession w/ intent to distribute controlled substance w/in 2000 ft of school, rec center, park, public housing, or child care facility</p>		<p>1st offense: 2x penalty/fine imposed for penalty 2nd or subsequent: habitual offender statute & required to serve 85% of sentence before becoming eligible for parole</p>
<p>2-402(C) Possession or purchase of a controlled substance w/in 1000 ft of school, rec center, park, public housing, or child care facility, or in presence of child under 12</p>		<p>Felony; 1st offense; 2x penalty/fine imposed for penalty & must serve 50% of sentence before parole eligibility 2nd or subsequent offense: 3x penalty/fine imposed for penalty & must serve 90% of sentence before parole eligibility & fined <\$10,000</p>
<p>2-410 Conditional release for 1st offense</p>		<p>Court may s.s. and impose conditional probation; may require drug rehab treatment</p>
<p>ADDITIONAL OFFENSES</p>		<p>PENALTIES/ENHANCEMENTS/BENEFIT RESTRICTIONS</p>
<p>2-403(A) Larceny, theft or burglary of a</p>		<p>1st offense: felony; <10yrs; 2nd or subsequent:</p>

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controlled substance	felony; >10yrs; no s.s. or p. p.
2-403(B) robbery of controlled substance from practitioner or manufacturer	1 st offense: felony; >5yrs; 2 nd or subsequent: felony; life imprisonment; no s.s. or p. p.
2-405 Possession/Delivery/Sale of Drug Paraphernalia	1 st offense: <1yr and/or <\$1,000 2 nd offense: <1yr and/or <\$5,000 3 rd or subsequent: <1yr and/or <\$10,000 Sale to a minor: felony
2-404 Registered Practitioners, distributors, manufactures who:	
(1) dispense a controlled substance in violation of requirements (2) manufacture, distribution of controlled substance not authorized by registration (3) omit, remove, alter symbol required by Federal Controlled substance act (4) refuse or fail to maintain required records (5) refuse entry for authorized inspection (6) maintain place or vehicle which is resorted to by persons using controlled dangerous substances or keeping/selling controlled substances	B. Civil Fine of <\$1,000 If violation committed intentionally: felony; <5yrs; <\$100,000 2 nd or subsequent: 2x penalty imposed
2-406 Registered practitioners, distributors, manufacturers who knowingly:	
(1) distributes Sched I or II substances w/o order form (2) use of an invalid registration number (3) Acquire possession of a controlled substance by misrepresentation (4) furnish false information in required documentation (5) Makes counterfeit controlled substances	1 st offense: felony; <20yrs and/or <\$250,000 2 nd or subsequent offense: 2x punishment imposed; no s.s. or p. p.
2-407 Obtaining prescription substance by fraud, forgery, misrepresentation; Creation or possession of a counterfeit or invalid prescription form	1 st offense: felony; <10yrs and/or <\$10,000 2 nd or subsequent: 4-20yrs and/or <\$20,000; no s.s. or p. p.
2-407.1 Possession, purchase or sale of certain substances causing intoxication, distortion or disturbance of auditory, visual, muscular or mental processes (e.g., ethylchloride, butyl nitrite, etc.)	Misdemeanor; <90days; <\$500.00
3-415 Trafficking Offenses	Enhanced penalties for all trafficking offenses: 1. 1st offense: at least 2x the term imposed by penalty for lesser possession conviction

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	2. 2 nd offense: at least 3x the term imposed by penalty for lesser possession conviction 3. 3 rd or subsequent offense: life w/o parole
Specific Offenses	Specific Penalties
1. Marijuana:	
a. 25-1000lbs	\$25,000-\$100,00
b. >1,000lbs	\$100,00-\$500,000 (15yrs min.)
2. Cocaine	
a. 28-300g	\$25,000-\$100,000
b. 300-450g	\$100,000-\$500,000
c. >450g	\$100,000-\$500,000 (15yrs min)
3. Heroin	
a. 10-28g	\$25,000-\$50,000
b. >28g	\$50,000-\$500,000
4. Amphetamine or methamphetamine	
a. 20-200g	\$25,000-\$200,000
b. 200-450g	\$50,000-\$500,000
c. >450g	\$50,000-\$500,000 (15yrs min)
5. LSD	
a. 1-10g	\$50,000-\$100,000
b. >10g	\$100,000-\$250,000
6. PCP	
a. 20-150g	\$20,000-\$50,000
b. >150g	\$50,000-\$250,000
7. Cocaine base	
a. 5-50g	\$25,000-\$100,000
b. >50g	\$100,000-\$500,000
8. MDMA	
a. 30tablets/10g-100tablet/30g	\$25,000-\$100,000
b. >100tablets/30g	\$100,000-\$500,000

South Carolina Drug Statutes

South Carolina Code of Laws: Title 44 Health Code

SCHEDULE CRITERIA AND COMPOSITION	OFFENSES/PENALTIES 44-53-370	ENHANCEMENTS/BENEFIT RESTRICTIONS
<p>SCHEDULE I: (a) A high potential for abuse; (b) No accepted medical use in treatment in the United States; (c) A lack of accepted safety for use in treatment under medical supervision. S.C. Code Ann. § 44-53-180</p>	<p>(b)(1) Manufacture, distribution, purchase or possess w/ intent (p.w.i.) Schedule I(b)&(c) narcotics, LSD, Schedule II narcotics Felony: <15yrs and/or <\$25,000</p>	<p>2nd offense: 5-30yrs and/or <\$50,000 3rd or subsequent offense: 10-30yrs and/or <\$50,000</p> <p>eligible for s.s. and p.p. if 1st or 2nd offense, or 3rd offense (and priors were possession convictions)</p>
<p>(B) Opiates: E.g., difenoxin (C) Opium derivatives: E.g., heroin, codeine compounds, morphine compounds, etc. (D) Hallucinogenic substances: E.g., marijuana, MDMA, mescaline, DMT, peyote, LSD, psilocybin, THC, synthetic cannabinoids, etc. (E) Depressants: E.g., Qualuudes, GHB (F) Stimulants: E.g., fenethylline, MDPV, mephedrone S.C. Code Ann. § 44-53-190</p>	<p>(b)(2) Manufacture, distribution, p.w.i. Other Schedule I, II, or III, flunitrazepam or analogues Felony: <5yrs and/or <\$5,000 (d)(4) Prima facie guilt of Manufacture, distribution, p.w.i. Possession of more than: 1g of cocaine, 100mg of eucaine, 4grains of opium, 4grains of morphine, 2 grains of heroin, 100mg of isonipecaine, 28g/1oz of marijuana, 10oz of hashish, 50mcg of LSD or MDMA, 20ml of GHA</p>	<p>2nd offense: <10yrs and/or <\$10,000 3rd or subsequent offense: 5-20yrs and/or <\$20,000</p> <p>eligible for s.s. and p.p. if 1st or 2nd offense, or 3rd offense (and priors were possession convictions) 44-53-460 Reduced sentence for accommodation offense: delivery/distribution was only for accommodation to another individual and not for profit or to induce addiction Misdemeanor: <6months and/or <\$1,000</p>
<p>SCHEDULE II: (a) It has a high potential for abuse; (b) It has a currently accepted medical use in treatment in the United States, or currently accepted medical use with severe restrictions; and (c) Abuse may lead to severe psychic or physical dependence. S.C. Code Ann. § 44-53-200</p>	<p>(d)(1) Possession Schedule I(b)&(c) narcotics, LSD, Schedule II narcotics Misdemeanor: <2yrs and/or <\$5,000</p>	<p>2nd offense: felony: <5yrs and/or <\$5,000 3rd or subsequent offense: <5yrs and/or <\$10,000 Eligible for s.s. and p.p.</p>
	<p>(d)(3) Possession Cocaine (<1g) Misdemeanor: <3yrs and/or <\$5,000</p>	<p>Court may require drug rehab 2nd offense: felony: <5yrs and/or <\$7,500 3rd or subsequent offense: <10yrs and/or <\$12,500 Eligible for s.s. and p.p.</p>

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<p>(b) Narcotics derived from vegetable origin or chemical synthesis: (1) Opium and opiates: e.g., raw opium, codeine, morphine and derived painkillers (2) chemical equivalents to those listed in (1) (3) Opium poppies and poppy straws (4) Cocaine (c) Other opiates: e.g., methadone, dihydrocodeine (d) Stimulants: Ritalin, amphetamine, methamphetamine (f) Depressants: e.g., amobarbital, PCP (g) Amphetamine precursors S.C. Code Ann. § 44-53-210</p>	<p>(d)(4) Possession Marijuana (<28g/1oz) or hashish (<10g) Misdemeanor: <30days and/or \$100-\$200</p>	<p>2nd or subsequent offense: misdemeanor: <1yr and/or \$200-\$1,000 Eligible for pretrial intervention, conditional discharge, s.s. and p.p.</p>
	<p>(d)(2) All other controlled substances Schedules I-V Misdemeanor: <6months and/or <\$1,000</p>	<p>2nd offense: misdemeanor: <1yr and/or <\$2,000 eligible for s.s. and p.p.</p>
	<p>(f) Administering, distributing, dispensing a controlled substance or GHB to a person w/ intent to commit crimes against that person (e.g., kidnapping, human trafficking, sexual battery, larceny)</p>	
	<p>g)(1) Schedule I(b)&(c) narcotics, LSD, Schedule II narcotics Felony: <20yrs and/or <\$30,000</p>	<p>2nd offense: 5-30yrs and/or <\$50,000 3rd or subsequent offense: 15-30yrs and/or <\$50,000 1st offense eligible for p.p. or s.s., 2nd/3rd offense not eligible</p>
<p>SCHEDULE III: (a) It has a potential for abuse less than the substances listed in Schedules I and II; (b) It has a currently accepted medical use in treatment in the United States; and (c) Abuse of the substance may lead to moderate or low physical dependence or high psychological dependence. S.C. Code Ann. § 44-53-220</p>	<p>(g)(2) Other controlled substances or GHB Felony: <15yrs and/or <\$25,000</p>	<p>2nd offense: <20yrs and/or <\$30,000 3rd or subsequent offense: 5-25yrs and/or <\$40,000 1st offense eligible for p.p. or s.s., 2nd/3rd offense not eligible</p>
<p>(b) Stimulants: e.g., appetite suppressants (c) Depressants: e.g., barbiturates, sedatives, anesthetics, lysergic acid, GHA (d) Nalorphine (e) Limited narcotic drugs: Compounds w/ limited percentages of codeine, hydrocodone, dihydrocodone, opium, morphine S.C. Code Ann. § 44-53-230</p>		

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<p>SCHEDULE IV: (a) It has a low potential for abuse relative to the substances in Schedule III; (b) It has a currently accepted medical use in treatment in the United States; and (c) Abuse of the substance may lead to limited physical or psychological dependence relative to substances in Schedule III. S.C. Code Ann. § 44-53-240</p>	<p>(b)(3) Manufacture, distribution, p.w.i. Schedule IV (except for flunitrazepam) Misdemeanor: <3yrs and/or <\$3,000</p>	<p>2nd or subsequent offenses: felony: <5yrs and/or <\$6,000 Eligible for s.s. and p.p. if 1st or 2nd offense, or 3rd offense (and priors were possession convictions)</p>
<p>(a) Depressants: e.g., alprazolam, clonazepam, (b) Stimulants: e.g., appetite suppressants (c) fenfluramine (e) Limited narcotic drugs: compounds w/ limited quantities of difenoxin & dextropropoxyphene (f) pentazocine hydrochloride (g) butorphanol S.C. Code Ann. § 44-53-250</p>		
<p>SCHEDULE V: (a) It has a low potential for abuse relative to the substances listed in Schedule IV; (b) It has a currently accepted medical use in treatment in the United States; and (c) Abuse of the substance may lead to limited physical dependence or psychological dependence relative to the substances listed in Schedule IV. S.C. Code Ann. § 44-53-260</p>	<p>(b)(4) Manufacture, distribution, p.w.i. Schedule V Misdemeanor: <1yr and/or <\$1,000</p>	<p>2nd or subsequent offense: 2x the 1st offense penalty Eligible for s.s. and p.p. if 1st or 2nd offense, or 3rd offense (and priors were possession convictions)</p>
<p>(1) Narcotics containing nonnarcotic active medicinal ingredients: e.g., limited percentages of codeine, opium, etc.</p>	<p>44-53-391 Possession, manufacture, sale, advertise or p.w.i. drug paraphernalia</p>	<p>Civil fine: <\$500; corporation: <\$50,000</p>

South Carolina Drug Statutes
South Carolina Code of Laws: Title 44 Health Code

S.C. Code Ann. § 44-53-270	
Trafficking Offenses 44-53-370 (e)	
(1) Marijuana	
(a) 10-100lbs	1 st offense: 1-10yrs; \$1,000 2 nd offense: 5-20yrs; \$15,000 3 rd or subsequent offense: 25yrs; \$25,000 No p.p or s.s.
(b) 100-2,000lbs/100-1,000 plants	25yrs; \$25,000; No p.p. or s.s.
(c) 2,000-10,000lbs/1,000-10,000 plants	25yrs; \$50,000; No p.p. or s.s.
(d) >10,000lbs/>10,000 plants	25-30yrs; \$200,000; No p.p. or s.s.
(2) Cocaine	
(a) 10-28g	1 st offense: 3-10yrs; \$25,000; No p.p. or s.s. 2 nd offense: 5-30yrs; \$50,000; No p.p. or s.s. 3 rd or subsequent offense: 25-30yrs; \$50,000; No p.p. or s.s.
(b) 28-100g	1 st offense: 7-25yrs; \$50,000; No p.p. or s.s. 2 nd offense: 7-30yrs; \$50,000; No p.p. or s.s. 3 rd or subsequent offense: 25-30yrs; \$50,000; No p.p. or s.s.
(c) 100-200g	25yrs; \$50,000; No p.p. or s.s.
(d) 200-400g	25yrs; \$100,000; No p.p. or s.s.
(e) >400g	25-30yrs; \$200,00; No p.p. or s.s.
(3) morphine, opium, heroin	
(a) 4-14g	1 st offense: 7-25yrs; \$50,000; No p.p. or s.s. 2 nd or subsequent offense: 25yrs; \$100,000; No p.p. or s.s.
(b) 14-28g	25yrs; \$200,000 No p.p. or s.s.
(c) >28g	25-40yrs; \$200,000; No p.p. or s.s.
(4) Methaqualone (Qualuude)	
(a) 15-150g	1 st offense: 1-10yrs; \$10,000; No p.p. or s.s. 2 nd or subsequent offense: 25yrs; \$25,000; No p.p. or s.s.
(b) 150-1500g	25yrs; \$25,000; No p.p. or s.s.
(c) 1500g-15kg	25yrs; \$50,000; No p.p. or s.s.
(d) >15kg	25-30yrs; \$200,000; No p.p. or s.s.
(5) LSD	
(a) 100-400 units (u)	1 st offense: 3-10yrs; \$20,000; No p.p. or s.s. 2 nd offense: 5-30yrs; \$40,000; No p.p. or s.s. 3 rd or subsequent offense: 25-30yrs; \$50,000 No p.p. or s.s.
(b) 500-1,000u	1 st offense; 7-25yrs; \$50,000; No p.p. or s.s. 2 nd offense; 7-30yrs; \$50,000; No p.p. or s.s. 3 rd or subsequent offense: 25-30yrs; \$50,000; No p.p. or s.s.

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(c) >1,000u	25yrs; \$100,000; No p.p. or s.s.
(6) Flunitrazepam	
(a) 1-100g	1 st offense: 1-10yrs; \$10,000; No p.p. or s.s. 2 nd offense: 25yrs; \$25,000; No p.p. or s.s.
(b) 100-1,000g	25yrs; \$25,000 No p.p. or s.s.
(c) 1,000g-5kg	25yrs; \$50,000; No p.p. or s.s.
(d) >5kg	25-30yrs; \$200,000; No p.p. or s.s.
(7) GHA	
(a) 50ml/mg	1 st offense: 1-10yrs; \$10,000; No p.p. or s.s. 2 nd or subsequent offense: 25yrs; \$25,000; No p.p. or s.s.
(8) MDMA	
(a) 100-500u	1 st offense: 3-10yrs; \$20,000; No p.p. or s.s. 2 nd offense: 5-30yrs; \$40,000; No p.p. or s.s. 3 rd offense: 25-30yrs; \$50,000; No p.p. or s.s.
(b) 500-1,000u	1 st offense: 7-25yrs; \$50,000; No p.p. or s.s. 2 nd offense: 7-30yrs; \$50,000; No p.p. or s.s. 3 rd or subsequent offense: 25-30yrs; \$50,000; No p.p. or s.s.
(c) >1,000u	25yrs; \$100,000; No p.p. or s.s.
"Methamphetamine and Cocaine Base" Specific Offenses 44-53-375	
(A) Possession of <1g of methamphetamine/cocaine base	1 st offense: Misdemeanor: <3yrs and/or <\$5,000; drug rehab may be required 2 nd offense: felony: <5yrs and/or <\$7,500 3 rd offense: felony: <10yrs and/or <\$12,500 Eligible for p.p. and s.s.
(B) Manufacture, distribution, p.w.i. of methamphetamine/cocaine base (Felony) *Possession of >1g is prima facie evidence of manufacture *(D) Possession of equipment or paraphernalia used in manufacture is prima facie evidence of intent to manufacture	1 st offense: <15yrs and/or <\$25,000 2 nd offense: 5-30yrs and/or <\$50,000 3 rd or subsequent offense: 10-30yrs and/or <\$50,000 Eligible for s.s. and p.p. if 1 st or 2 nd offense (or 3 rd offense and priors were possession convictions)
(C) Trafficking in methamphetamine and cocaine base (felony)	
(1) 10-28g	1 st offense: 3-10yrs; \$25,000; No p.p. or s.s. 2 nd offense: 5-30yrs; \$50,000; No p.p. or s.s. 3 rd or subsequent offense: 25-30yrs; \$50,000; No p.p. or s.s.
(2) 28-100g	1 st offense: 7-25yrs; \$50,000; No p.p. or s.s. 2 nd offense: 7-30yrs; \$50,000; No p.p. or s.s. 3 rd or subsequent offense: 25-30yrs; \$50,000; No p.p. or s.s.
(3) 100-200g	25yrs; \$50,000; No p.p. or s.s.

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(4) 200-400g	25yrs; \$100,000; No p.p. or s.s.
(5) >400g	25-30yrs; \$200,000; No p.p. or s.s.
(E) Trafficking in pseudoephedrine, ephedrine, or phenylpropanolamine	
(a) 9-28g	1 st offense: <10yrs; \$25,000; No p.p. or s.s. 2 nd offense: 5-30yrs; \$50,000; No p.p. or s.s. 3 rd or subsequent offense: 25-30yrs; \$50,000; No p.p. or s.s.
(b) 28-100g	1 st offense: 7-25yrs; \$50,000; No p.p. or s.s. 2 nd offense: 7-30yrs; \$50,000; No p.p. or s.s. 3 rd or subsequent offense: 25-30yrs; \$50,000 No p.p. or s.s.
(c) 100-200g	25yrs; \$50,000; No p.p. or s.s.
(d) 200-400g	25yrs; \$100,000; No p.p. or s.s.
(e) >400g	25-30yrs; \$200,000; No p.p. or s.s.
44-53-398 Retail Sale of products containing ephedrine or pseudoephedrine	
(A) sale of nonprescription ephedrine, pseudoephedrine or phenylpropanolamine not behind a counter or other barrier	1 st offense: <\$5,000 2 nd offense: <\$10,000 Misdemeanor
(B)(1) sale to an individual in any single day of a nonprescription product containing <3.6g	1 st offense: <\$5,000 2 nd offense: <\$10,000 Misdemeanor
(B)(2) sale/possession of <9g in a 30 day period Felony	1 st offense: <5yrs and/or <\$5,000 2 nd or subsequent offense: <10yrs and/or >\$10,000
(C) unlawful purchase by retailer of product from any entity other than registered manufacturer/distributor	1 st offense: <1yr and/or <\$1,000 2 nd offense: <3yrs and/or <\$5,000 Misdemeanor
(D)(1) Violation of identification requirements Misdemeanor	1 st offense: \$500-\$1,000 2 nd offense: \$1,000-\$5,000 3 rd or subsequent: \$5,000-\$10,000
(D)(2) violation of log requirements in sale Misdemeanor	1 st offense: \$500-\$1,000 2 nd offense: \$1,000-\$5,000 3 rd or subsequent: \$5,000-\$10,000
(E) possession, manufacture, delivery or p.w.i. of products altered from their original condition Felony	1 st offense: <5yrs and/or <\$5,000 2 nd or subsequent offense: <10yrs and/or >\$10,000
(F) misrepresentation in required log	1 st offense: misdemeanor: <\$1,000' 2 nd or subsequent offense: felony: <\$5,000
44-53-376 Disposal of waste from methamphetamine production	1 st offense: <5yrs and/or <\$5,000 2 nd or subsequent offense: <10yrs and/or <\$10,000

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44-53-378 Exposing child to methamphetamine	1 st offense: <5yrs and/or <\$5,000 2 nd or subsequent offense: <10yrs and/or <\$10,000
44-53-380 Prescription and Registration Violations	
(1) Distribution of controlled substances in violation of prescription and registration requirements	Civil fine: <\$1,000 If violation committed knowingly/intentionally: felony: <5yrs or <\$10,000
(2) distribution or manufacture of controlled substance not authorized by registration	
(3) omit, remove, alter required symbol under Federal Controlled Substances Act	
(4) refusal or failure to keep required records	
(5) refusing entry for authorized inspections	
(6) maintenance of place or vehicle which is resorted to by persons using controlled substances or storing and selling controlled substances	
(7) failure to register to manufacture, distribute controlled substances as required	
44-53-390 Knowing or intentionally:	
(1) distributing a Schedule I or II substance w/o required order form	Felony: <5yrs and/or <\$10,000
(2) use of invalid registration number in manufacturing or distributing a controlled substance	
(3) acquiring a controlled substance by misrepresentation	
(4) furnishing false information or omitting information from required documentation	
(5) distribution or possession of thing designed to reproduce likeness of drug or container so as to render a counterfeit substance	
(6) distribute a noncontrolled substance or imitation controlled substance w/ expressed or implied representation that substance is a controlled substance	
44-53-395 Practitioner issuing blank prescriptions; possession of blank prescription; w/holding information of other prescriptions from practitioner	1 st offense: misdemeanor; <2yrs and/or <\$2,000 2 nd or subsequent offense: felony; <5yrs
44-53-1530(1) Delivery, dispensation or prescription of anabolic steroids w/o medical purpose; sale or delivery of anabolic steroids w/o valid prescription; sale or delivery of anabolic steroids by	1 st offense: felony; <5yrs and/or <\$5,000 2 nd or subsequent offense: <10yrs and/or <\$10,000

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person who is not a practitioner, pharmacist or veterinarian	
44-53-1530 Possession of anabolic steroids w/o a valid prescription	
(2)<10units Misdemeanor	1 st offense: <6months and/or <\$1,000 2 nd or subsequent offense: <1yr and/or <\$2,000
(3)10-100units Misdemeanor	1 st offense: <1yrs and/or <\$2,000 2 nd or subsequent offense: <2yrs and/or <\$3,000
(4)>100units Felony	1 st offense: <5yrs and/or <\$5,000 2 nd or subsequent offense: <10yrs and/or \$10,000
Enhancements	Penalties
44-53-440 Distribution to minors	Schedule I(b)&(c) narcotics or LSD, Schedule II narcotics, or crack cocaine: Felony; <20yrs and/or <\$30,000; no p.p. or s.s. Other controlled substances: Misdemeanor; <10yrs and/or <\$10,000
44-53-577 Use of a person under 17 to violate 44-53-370 or 44-53-375(B); receipt of controlled substance from person under 17	Felony: 5-15yrs
44-53-445 Distribution or purchase w/in ½ mile of school, public park, public playground	(D)(1) felony; <10yrs and/or <\$10,000 (D)(2) when violation is purchase of controlled substance: misdemeanor; <1yrs and/or <\$1,000
44-53-450 Conditional Discharge for 1st time offenders guilty of possession of controlled substances	Conditional probation including drug rehab requirement at court's discretion
44-53-475(1) Conducting financial transaction involving proceeds derived from unlawful narcotic activity w/ intent to promote unlawful narcotic activity or w/ knowledge that transaction is designed to conceal unlawful origin of proceeds	Felony: <\$500,000 (or 2x value of property involved) and/or <20yrs Civil Penalty: value of property/funds involved; or \$10,000 (whichever is greater)
44-53-475(2) Transporting/transmitting funds from state outside of US w/ intent to promote unlawful narcotic activity or w/ knowledge that transaction is designed to conceal unlawful origin of proceeds	Felony: <\$500,000 (or 2x value of property involved) and/or <20yrs Civil Penalty: value of property/funds involved; or \$10,000 (whichever is greater)
44-53-475(3) Conducting financial transaction involving property represented by police to be proceeds derived from unlawful narcotic activity to promote unlawful narcotic activity	Felony: <\$500,000 (or 2x value of property involved) and/or <20yrs Civil Penalty: value of property/funds involved; or \$10,000 (whichever is greater)

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SCHEDULE I	OFFENSES/PENALTIES (*All sentences are for standard offenders. Enhancement/mitigating factors may increase/reduce sentence. See sentencing statutes in appendix)	ENHANCEMENTS/ BENEFIT RESTRICTIONS
<p>39-17-405 Criteria (1) High potential for abuse; (2) No accepted med. Use in US or lacks accepted safety for med use</p>	<p>39-17-417(b) Manufacture, delivery, sale, possession w/ intent (p.w.i.) of Schedule I Class B felony: 8-12yrs; <\$100,000</p>	
<p>39-17-406 Substances (b) Opiates (c) Opium derivatives: E.g., heroin, codeine compounds, morphine compounds, etc. (d) Hallucinogenic substances: E.g., MDMA, mescaline, DMT, peyote, LSD, psilocybin, synthetic THC, etc. (e) Depressants: e.g., GHB, Qualuudes (f) Stimulants: E.g., fenethylamine, BZP</p>	<p>3-17-417(i) Manufacture, delivery, p.w.i. of heroin (>15g); morphine (>15g); hydromorphone (>5g); LSD (>5g); cocaine (>26g); pentazocine & tripeleennamine (>5g); PCP (>30g); barbiturates (>100g); phenmetrazine (>50g); amphetamine/ methamphetamine (>26g); peyote (>1000g); Other Schedule I or II substances (>200g) Class B felony: 8-12yrs; <\$200,000</p>	
SCHEDULE II		

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<p>39-17-407 Criteria (1) high potential for abuse; (2) accepted med use in US w/ severe restrictions; and (3) abuse may lead to severe psych or phys dependence</p>	<p>3-17-417(j) Manufacture, delivery, p.w.i. of heroin (>150g); morphine (>150g); hydromorphone (>50g); LSD (>50g); cocaine (>300g); pentazocine & tripeleennamine (>50g); PCP (>300g); barbiturates (>1000g); phenmetrazine (>500g); amphetamine/ methamphetamine (>300g); peyote (>10000g); Other Schedule I or II substances (>2000g) Class A felony; 15-25yrs; <\$500,000</p>	
<p>39-17-408 Substances (b) Narcotics derived from vegetable origin or chemical synthesis: (1) Opium and opiates: e.g., raw opium, codeine, morphine and derived painkillers (2) chemical equivalents to those listed in (1) (3) Opium poppies and poppy straws (4) Cocaine (5) Poppy straw concentrate (c) Other opiates: e.g., methadone, dihydrocodeine (d) Stimulants: e.g., Ritalin, Vyvanse, amphetamine, methamphetamine (e) depressants: e.g., PCP, amobarbital, glutethimide (f) Nabilone (g) Precursors to amphetamine, methamphetamine, PCP, fentanyl</p>	<p>39-17-417(c)(1) Manufacture, delivery, p.w.i. of cocaine or methamphetamine</p>	
	<p>> .5g: Class B felony: 8-12yrs; <\$100,000</p>	
	<p>< .5g: Class C felony; 3-6yrs; <\$100,000</p>	<p>w/ deadly weapon: Class B felony; 8-12yrs</p>
<p>SCHEDULE III</p>		

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<p>39-17-409 Criteria (1) abuse potential less than Schedule I and II; (2) accepted med use in US; and (3) abuse may lead to moderate/low phys dependence or high psych dependence</p>	<p>39-17-417(d) Manufacture, delivery, p.w.i. of Schedule III Class D felony; 2-4yrs; <\$50,000</p>	<p>Anabolic steroids: eligible for pretrial diversion</p>
<p>39-17-410 Substances (b) Stimulants: e.g., appetite suppressants (c) Depressants: e.g., barbiturates, sedatives, anesthetics, Ketamine, GHA (d) Nalorphine (e) Limited narcotic drugs: Compounds w/ limited percentages of codeine, hydrocodone, dihydrocodone, opium, morphine (f) Anabolic Steroids and hormones (except those exempted) (g) Hallucinogenic substances: Dronabinol</p>		
SCHEDULE IV		
<p>39-17-411 Criteria (1) low abuse potential relative to Schedule III; (2) accepted med use in US; and (3) abuse may lead to limited phys dependence or psych dependence relative to Schedule III</p>	<p>39-17-417(e) Manufacture, delivery, p.w.i. of flunitrazepam Class C felony; 3-6yrs; <\$100,000 Other Schedule IV: Class D felony; 2-4yrs; <\$50,000</p>	
<p>39-17-412 Substances (b) Compounds containing limited narcotic quantities: e.g., difenoxin, dextropropoxyphene (c) Depressants: e.g., Klonopin, Ativan, flunitrazepam (d) Fenfluramine (e) Stimulants: e.g., appetite suppressants (f) Pentazocine & butorphanol</p>		

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SCHEDULE V		
39-17-413 Criteria (1) low abuse potential relative to Schedule IV; (2) accepted med use is US; and (3) abuse may lead to limited phys dependence or psych dependence relative to Schedule IV	39-17-417(f) Manufacture, delivery, p.w.i. of Schedule V Class E felony; 1-2yrs; <\$5,000	
39-17-414 Substances (b) Narcotics containing nonnarcotic active medicinal ingredients: e.g., limited percentages of codeine, opium, etc. (c) Pyrovalerone (d) Lacosamide & Pregabalin		
39-17-415 SCHEDULE VI		
Substances: Marijuana, THC, and synthetic equivalents	39-17-417(g) Manufacture, delivery, p.w.i. of Schedule VI	39-17-418(b) Distribution of <1/2 oz of marijuana Class A misdemeanor: <1yr and/or <\$2,500
	(1) 1/2 oz – 10lbs of marijuana/<2lbs of hashish: Class E felony; 1-2yrs; <\$5,000	
	(2) 10-70lbs of marijuana/2-4lbs of hashish/10-19plants: Class D felony; 2-4yrs; <\$50,000	
	(3) 4-8lbs of hashish/20-99plants: Class C felony; 3-6yrs; <\$100,000	
	4-17-417(i)(13) 70-300lbs of marijuana/8-15lbs of hashish/100-499plants: Class B felony; 8-12yrs; <\$200,000	
	4-17-417(j)(13) >300lbs of marijuana/>15lbs of hashish/>500plants: Class A felony; 15-25yrs; <\$500,000	

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39-17-416 SCHEDULE VII		
Substances: Butyl nitrite	39-17-417(h) Manufacture, delivery, p.w.i. of Schedule VII Class E felony; 1-2yrs; <\$1,000	
OTHER OFFENSES/PENALTIES		ENHANCEMENTS/ BENEFIT RESTRICTIONS
39-17-418 Simple possession or casual exchange: Class A misdemeanor; <1yr and/or <\$2,500		Drug offender school, rehab, community service may be required 3 rd or subsequent offense: Class E felony; 1-2yrs; <\$50,000
39-17-421 substitution of drugs in filling prescriptions: Class C misdemeanor; <30days and/or <\$50.00		
39-17-422 inhaling, selling, giving or possessing glue, paint, gas, etc. for unlawful purposes: Class A misdemeanor; <1yr and/or <\$2,500		Sale w/ knowledge of unlawful use: Class E felony; 1-2yrs; <\$50,000
39-17-423 Sale, delivery, distribution of counterfeit controlled substance: Class E felony; 1-2yrs; <\$50,000		Recipient: Class A misdemeanor; <1yr and/or <\$2,500
39-17-425 Unlawful drug paraphernalia use/advertisement: Class A misdemeanor; <1yr and/or <\$2,500		Sale w/ knowledge of unlawful use: Class E felony; 1-2yrs; <\$50,000
39-17-430 Prescription of steroids for performance enhancement w/o medical necessity: Class D felony; 2-4yrs; <\$50,000		
39-17-431 Violation of methamphetamine precursor regulations: Class A misdemeanor; <1yr and/or <\$2,500		
39-17-435 Initiation of a process intended to result in methamphetamine manufacture: Class B felony; 8-12yrs; <\$200,000		
39-17-437 Possession of substance designed to falsify drug test: Class A misdemeanor; <1yr and/or <\$2,500 Sale of synthetic urine: Class C misdemeanor; <30days and/or <\$50.00		
39-17-438 Manufacture, distribution or possession of salvia divinorum: Class D felony; 2-4yrs; <\$50,000		2 nd or subsequent violation: Class C felony; 3-6yrs; <\$100,000
39-17-452 Manufacture, distribution, or		

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possession of methcathinone: Class A misdemeanor; <1yr and/or <\$2,500	
39-17-452 Manufacture, distribution or p.w.i. of imitation controlled substances: Class E felony; 1-2yrs; \$2,000-\$5,000 Use of imitation controlled substances: Class A misdemeanor; <1yr; \$250-\$2,5000	
39-17-454(c) Manufacture, delivery, sale of a controlled substance analogue: Class D felony; 2-4yrs; <\$50,000 39-17-454(d) Possession or casual exchange of <1g of a controlled substance analogue: Class A misdemeanor; <1yr and/or <\$2,500	2 nd or subsequent violation: Class C felony; 3-6yrs; <\$100,000 If delivery to minor: 1 degree higher
39-17-454(f) representation that a controlled substance analogue is a controlled substance: Class A misdemeanor ; <1yr and/or <\$2,500	
ENHANCEMENT OFFENSES	ENHANCED PENALTIES
39-17-417(k) Manufacture, delivery, or p.w.i. to a minor	One penalty classification higher
39-17-432 Violations w/in 1,000 ft of a school, library, rec center or park	One penalty classification higher and higher fine No s.s. or p. p.

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PENALTY GROUP	OFFENSES/PENALTIES	ENHANCEMENTS/BENEFIT RESTRICTIONS
481.102 Penalty Group 1 (1) Opiates (2) Opium derivatives: e.g., codeine compounds, morphine compounds, heroin (3)(A) other opium and opiates not listed elsewhere; (B) chemical equivalents of opium; (C) opium poppy and poppy straws; (D) cocaine; (E) poppy straw concentrate (4) other opiates not listed in (1) or (2) (5) flunitrazepam (Rohypnol) (6) Methamphetamine (7) phenylacetone & methylamine together w/ into to manufacture meth (8) PCP; (9) GHB; (10) Ketamine	481.112 Manufacture or Delivery of Penalty 1 Substance	481.140 Use of Child in Commission of Crime: punishment increased 1 degree. If force used, 1 st degree felony
	(b) <1g: state jail felony; 180days-2yrs; <\$10,000	481.1122 Manufacture in presence of child (1) punishment increased by 1 degree
	(c) 1-4g: 1 st degree felony: life or 5-99yrs; <\$10,000	481.1122 Manufacture in presence of child (1) punishment increased by 1 degree
	(d) 4-200g: 1 st degree felony: life or 5-99yrs; <\$10,000	
	(e) 200-400g: life or 10-99yrs; <\$100,000	481.1122 In Presence of child (2) 15yr min; <\$150,000
	(f) >400g: life or 15-99yrs; <\$250,000	481.1122 In Presence of child (3) 20yrs min; <\$300,000
	481.115 Possession of Penalty 1 Substance	
	(b) <1g; state jail felony: 180days-2yrs; <\$10,000	
	(c) 1-4g; 3 rd degree felony: 2-10yrs; <\$10,000	
	(d) 4-200g: 2 nd degree felony: 2-20yrs; <\$10,000	
(e) 200-400g: 1 st degree felony: life or 5-99yrs; <\$10,000		
(f) >400g: life or 10-99yrs; <\$100,000		
481.1021 Penalty Group 1A LSD	481.1121 Manufacture or Delivery of Penalty 1A Substance	481.140 Use of Child in Commission of Crime: punishment increased 1 degree. If force used, 1 st degree felony
	(b)(1) <20 units (u): state jail felony: 180days-2yrs;<\$10,000	

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	<p>(b)(2) 20-80u: 2nd degree felony: 2-20yrs; <\$10,000</p> <p>(b)(3) 80-4,000u: 1st degree felony: life or 5-99yrs; <\$10,000</p> <p>(b)(4) >4,000u: life or 15-99yrs; <\$250,000</p>	
	<p>481.1151 Possession of Penalty IA substance</p> <p>(1) <20u: state jail felony: 180days-2yrs;<\$10,000</p> <p>(2) 20-80u: 3rd degree felony: 2-10yrs; <\$10,000</p> <p>(3) 80-4,000u: 2nd degree felony: 2-20yrs; <\$10,000</p> <p>(4) 4,000-8,000u: 1st degree felony: life or 5-99yrs; <\$10,000</p>	
	<p>(5) >8,000u: life or 15-99yrs; <\$250,000</p>	
<p>481.103 Penalty Group 2</p> <p>(1) Hallucinogenic substances: e.g., DMT, synthetic THC, MDMA, BZP, psilocybin, mescaline</p> <p>(2) Phenylacetone</p> <p>(3) depressant/stimulant compounds not listed elsewhere: e.g., amphetamine, Vyvanse, Qualuude</p> <p>(4) Compounds derived from 2-aminopropanal: e.g., MDPV, mephedrone</p>	<p>481.113 Manufacture or Deliver of Penalty 2 or 2a substance</p> <p>(b) <1g: state jail felony: 180days-2yrs;<\$10,000</p> <p>(c) 1-4g: 2nd degree felony: 2-20yrs; <\$10,000</p> <p>(d) 4-400g: 1st degree felony: life or 5-99yrs; <\$10,000</p> <p>(e) >400g: life or 10-99yrs; <\$100,000</p>	<p>481.140 Use of Child in Commission of Crime: punishment increased 1 degree. If force used, 1st degree felony</p>
	<p>481.116 Possession of Penalty 2 substance</p> <p>(b) <1g: state jail felony: 180days-2yrs;<\$10,000</p> <p>(c) 1-4g: 3rd degree felony: 2-10yrs; <\$10,000</p> <p>(d) 4-400g: 2nd degree felony: 2-20yrs; <\$10,000</p>	

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	(e) >400g: life or 5-99yrs; <\$50,000	
481.1031 Penalty Group 2A Synthetic chemical compounds mimicking the pharmacological effect of naturally occurring cannabinoids	481.1161 Possession of Penalty 2A substance	
	(b)(1) <2oz: Class B misdemeanor: <\$2,000 and/or <180days	
	(b)(2) 2-4oz: Class A misdemeanor: <\$4,000 and/or <1yr	
	(b)(3) 4oz-5lbs: state jail felony: 180days-2yrs;<\$10,000	
	(b)(4) 5-50lbs: 3rd degree felony: 2-10yrs; <\$10,000	
	(b)(5) 50-2,000lbs: 2nd degree felony: 2-20yrs; <\$10,000	
	(b)(6) >2,000lbs: life or 5-99yrs; <\$50,000	
481.104 Penalty Group 3 (1) compounds containing stimulants: e.g., Ritalin and Preludin (2) compounds containing depressants: e.g., Xanax, Ativan, Klonopin (3) Nalorphine (4) compounds containing limited quantities of narcotics: e.g., codeine, morphine, difenoxin (5) compounds containing other substances: e.g., barbiturates, chloral hydrates (6) peyote (7) compounds containing stimulants not listed elsewhere: e.g., appetite suppressants (8) Dextropropoxyphene (9) anabolic steroids not	481.114 Manufacture or Delivery of Penalty 3 or 4 substance	481.140 Use of Child in Commission of Crime: punishment increased 1 degree. If force used, 1 st degree felony
	(b) <28g: state jail felony: 180days-2yrs;<\$10,000	
	(c) 28-200g: 2 nd degree felony: 2-20yrs; <\$10,000	
	(d) 200-400g: 1 st degree felony: life or 5-99yrs; <\$10,000	
	(e) >400g: life or 10-99yrs; <\$100,000	
	481.117 Possession of Penalty 3 substance	
	(b) <28g: Class A misdemeanor	
	(c) 28-200g: 3 rd degree felony	

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exempted	(d) 200-400g: 2 nd degree felony	
	(e) >400g: life or 5-99yrs; <\$50,000	
481.105 Penalty Group 4 (1) compounds containing limited quantities of narcotics that include nonnarcotic active medicinal ingredients: e.g., codeine, morphine, difenoxin (2) compounds containing Buprenorphine or Butorphanol (3) compounds containing pyrovalerone	481.118 Possession of Penalty 4 substance	
	(b) <28g: Class B misdemeanor	
	(c) 28-200g: 3 rd degree felony	
	(d) 200-400g: 2 nd degree felony	
	(e) >400g: life or 5-99yrs; <\$50,000	
481.106 Controlled Substance Analogue to Penalty Groups 1,1A & 2 (1) substantially similar chemical structure of a controlled substance; or (2) specifically designed to produce substantially similar effect to controlled substance listed in the penalty group		481.123 Affirmative defense If analogue was not intended for human consumption; if there is approved new drug application; or if it was exempted for investigational use
Miscellaneous Substances	Penalties	Enhancements/ Benefit Restrictions
481.119(A) Manufacture or delivery of scheduled substance not listed in Penalty Groups	Class A misdemeanor	
481.119(b) Possession of scheduled substance not listed in Penalty Groups	Class B misdemeanor	
482.002 Unlawful delivery or manufacture w/ intent to deliver simulated controlled substance represented as a controlled substance	State jail felony	
Marihuana	Penalties	Enhancements/ Benefit Restrictions
481.120 Delivery of Marihuana	(1) <¼ oz & no remuneration Class B misdemeanor	481.140 Use of Child in Commission of Crime: punishment increased 1 degree. If force used, 1 st degree felony

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	<p>(2) < ¼ oz & remuneration Class A misdemeanor</p> <p>(3) ¼ oz-5lbs state jail felony</p> <p>(4) 5-50lbs: 2nd degree felony</p> <p>(5) 50-2,000lbs: 1st degree felon</p> <p>(6) >2,000lbs: life or 10- 99yrs; <\$100,000</p>	
481.121 Possession of Marihuana	<p>(1) <2oz: Class B misdemeanor</p> <p>(2) 2-4oz: Class A misdemeanor</p> <p>(3) 4oz-5lbs: state jail felony</p> <p>(4) 5-50lbs: 3rd degree felony</p> <p>(5) 50-2,000lbs: 2nd degree felony</p> <p>(6) >2,000lbs: life or 5- 99yrs; <\$50,000</p>	
Enhancement Offenses	Penalties	
481.122 Delivery of Penalty 1, 1A, 2, 3 or marijuana to a child	2 nd degree felony; 481.140 Use of Child in Commission of Crime: punishment increased 1 degree. If force used, 1 st degree felony	
481.134 Delivery of controlled substance in, on, or w/in 1,000ft of a “drug-free zone”	Either a felony 1 degree higher or an additional 5 years and doubled fine depending on the original punishment as defined by statute	
481.141 Manufacture or Delivery of Controlled Substance Causing death or serious bodily injury	Punishment is increased by 1 degree	
OTHER OFFENSES		
Offenses	Penalties/Enhancements/ Benefit Restrictions	
481.124 Possession or Transport of anhydrous ammonia or chemical precursors w/ intent to manufacture controlled substance	(d)(1) Penalty 1/1A: 2 nd degree felony (d)(2) Penalty 2: 3 rd degree felony (d)(3) Penalty 3/4: state jail felony (d)(4) Scheduled substance not listed in Penalty group: Class A misdemeanor	
481.1245 Possession or transport of anhydrous ammonia in improper container	(b) 3 rd degree felony	

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481.136 Unlawful sale or receipt of chemical precursor w/o permit or in violation of requirements	(b) state jail felony; 2 nd offense: 3 rd degree felony
481.137 Transfer of precursor for unlawful manufacture	(b) 3 rd degree felony; 2 nd offense: 3 rd degree
481.138 Unlawful transfer or receipt of chemical laboratory apparatus w/o permit or in violation of requirements	(b) state jail felony; 2 nd offense: 3 rd degree
481.139 Transfer of chemical laboratory apparatus w/ knowledge that recipient will use it to unlawfully manufacture a controlled substance/analogue	(b) 3 rd degree felony
481.125(a) Possession of drug paraphernalia	(d) Class C misdemeanor
481.125(b) Delivery of drug paraphernalia	(e) Class A misdemeanor; 2 nd offense: additional 90days-1yr (c) delivery to minor >3yrs younger: state jail felony
481.126(a)(2)&(4) Financial transactions derived from or intended to further drug offense	(b) 2 nd degree felony
481.126(a)(1)&(3): Financial transactions derived from or intended to further drug offense punishable by life imprisonment	(b) 1 st degree felony
Prescription Drug Offense	
481.127 Unauthorized disclosure of prescription information	(b) state jail felony
481.128 Offenses of Commercial registrant	
(1) distribution of controlled substances in violation of prescription program; (2) manufacture of unauthorized controlled substance; (3) refusal/failure to maintain required records; (4) possession of unauthorized official prescription form; (5) delivery/possession of counterfeit official prescription form; (6) refusal of entry into premises for inspection; (7) refusal/failure to return official prescription form; (8) refusal/failure to maintain required documentation; (9) refusal/failure to maintain required security	(c) state jail felony (d) w/o culpable mental state: <\$1,000 additional penalty (b) intentional violation of (8)&(9): <\$5,000 additional penalty
481.1285(b)(1) Conversion of controlled substance by registrant to their own use	(c) state jail felony
481.1285(b)(2) Diversion of controlled substance to unlawful use of another	(c) 3 rd degree felony

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481.129(a)(1) Distribution of Schedule I or II substance w/o required order form	(1) Schedule I or II: 2 nd degree felony (2) Schedule III or IV: 3 rd degree felony (3) Schedule V: Class A misdemeanor
481.129(a)(2) Use of an invalid registration number in course of manufacture, prescription or distribution of a controlled substance	
481.129(a)(3) Issue of a forged prescription	
481.129(a)(4) Use of Schedule II prescription issued to another person	
481.129(a)(5) Obtaining/attempting to obtain controlled substance by misrepresentation, fraudulent prescription	
481.129(a)(6) Furnishing false information in required documentation	
481.129(a-1) Obtaining/attempting to obtain from a practitioner a controlled substance not medically necessary	(1) Schedule I or II: 2 nd degree felony (2) Schedule III or IV: 3 rd degree felony (3) Schedule V: Class A misdemeanor
481.129(b) making, distributing or possessing a thing designed to reproduced a counterfeit substance	Class A misdemeanor
481.129(c)(1) delivery of a prescription or prescription form for invalid purpose;	(1) delivery of prescription form or prescription for Schedule II substance: 2 nd degree felony (2) Schedule III, IV, or V: 3 rd degree felony
481.129(c)(2) Possession of an invalid prescription or prescription form	(1) delivery of prescription form or prescription for Schedule II or III substance: state jail felony (2) Schedule IV or V prescription: Class B misdemeanor