



# SENTENCE ENHANCERS: DOUBLING MANDATORY MINIMUMS IN DRUG CASES



LA	21 U.S.C. § 841(b)(1)(A)	21 U.S.C. § 841(b)(1)(B)																																
QUI M N	<p>1. The defendant has been convicted of knowingly &amp; intentionally manufacturing, distributing or dispensing, or possessing with intent to manufacture, distribute, or dispense a controlled substance OR knowingly &amp; intentionally created, distributed, or dispensed, or possessed with intent to distribute or dispense, a counterfeit substance.</p> <table border="1" style="width: 100%; border-collapse: collapse; margin: 10px 0;"> <thead> <tr> <th style="width: 20%;">DRUG</th> <th style="width: 80%;">AMOUNT</th> </tr> </thead> <tbody> <tr> <td>Heroin</td> <td>1 kilogram or more</td> </tr> <tr> <td>Cocaine</td> <td>5 kilograms or more</td> </tr> <tr> <td>Crack</td> <td>280 grams or more</td> </tr> <tr> <td>PCP</td> <td>100 grams or more pure OR 1 kilogram or more mixture</td> </tr> <tr> <td>LSD</td> <td>10 grams or more</td> </tr> <tr> <td>Marijuana</td> <td>1000 kilograms or more OR 1000 or more plants</td> </tr> <tr> <td>Meth</td> <td>50 grams pure OR 500 grams mixture</td> </tr> </tbody> </table>	DRUG	AMOUNT	Heroin	1 kilogram or more	Cocaine	5 kilograms or more	Crack	280 grams or more	PCP	100 grams or more pure OR 1 kilogram or more mixture	LSD	10 grams or more	Marijuana	1000 kilograms or more OR 1000 or more plants	Meth	50 grams pure OR 500 grams mixture	<p>1. The defendant has been convicted of knowingly &amp; intentionally manufacturing, distributing or dispensing, or possessing with intent to manufacture, distribute, or dispense a controlled substance OR knowingly &amp; intentionally created, distributed, or dispensed, or possessed with intent to distribute or dispense, a counterfeit substance.</p> <table border="1" style="width: 100%; border-collapse: collapse; margin: 10px 0;"> <thead> <tr> <th style="width: 20%;">DRUG</th> <th style="width: 80%;">AMOUNT</th> </tr> </thead> <tbody> <tr> <td>Heroin</td> <td>100 grams or more</td> </tr> <tr> <td>Cocaine</td> <td>500 grams or more</td> </tr> <tr> <td>Crack</td> <td>28 grams or more</td> </tr> <tr> <td>PCP</td> <td>10 grams or more pure OR 100 grams or more mixture</td> </tr> <tr> <td>LSD</td> <td>1 gram or more</td> </tr> <tr> <td>Marijuana</td> <td>100 kilograms or more OR 100 or more plants</td> </tr> <tr> <td>Meth</td> <td>5 grams pure OR 50 grams mixture</td> </tr> </tbody> </table>	DRUG	AMOUNT	Heroin	100 grams or more	Cocaine	500 grams or more	Crack	28 grams or more	PCP	10 grams or more pure OR 100 grams or more mixture	LSD	1 gram or more	Marijuana	100 kilograms or more OR 100 or more plants	Meth	5 grams pure OR 50 grams mixture
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D	<p>Felony Drug Offense: Any state or federal offense, classified as a felony, which involves the manufacture, distribution, possession, or possession with intent to manufacture, distribute, or dispense a controlled substance or counterfeit substance.</p>	<p>Felony Drug Offense: Any state or federal offense, classified as a felony, which involves the manufacture, distribution, possession, or possession with intent to manufacture, distribute, or dispense a controlled substance or counterfeit substance.</p>																																
SULE	<ul style="list-style-type: none"> <li>• If the defendant has one previous felony drug offense conviction:                             <ul style="list-style-type: none"> <li>• Minimum sentence of 20 years &amp; not more than life imprisonment</li> </ul> </li> <li>• If the defendant has one previous felony drug offense conviction &amp; death or serious bodily injury resulted from the use of such substance:                             <ul style="list-style-type: none"> <li>• Sentence of life imprisonment</li> </ul> </li> <li>• If the defendant has two or more prior convictions for a felony drug offenses:                             <ul style="list-style-type: none"> <li>• Mandatory term of life imprisonment without release</li> </ul> </li> </ul>	<ul style="list-style-type: none"> <li>• If the defendant has a previous felony drug offense conviction:                             <ul style="list-style-type: none"> <li>• Minimum sentence of 10 years &amp; not more than life imprisonment</li> </ul> </li> <li>• If the defendant has a previous felony drug offense conviction &amp; death or serious bodily injury resulted from the use of such substance:                             <ul style="list-style-type: none"> <li>• Sentence of life imprisonment</li> </ul> </li> </ul>																																
NOTES	<ul style="list-style-type: none"> <li>• No time limits imposed on prior convictions.</li> <li>• Under 21 U.S.C. § 851(a), the US Attorney must file an information with the court &amp; serve a copy of such information on the person or counsel for the person, stating in writing the previous convictions to be relied upon.</li> <li>• Supervised release of at least ten years in addition to any term of imprisonment.</li> </ul>	<ul style="list-style-type: none"> <li>• No time limits imposed on prior convictions.</li> <li>• Under 21 U.S.C. § 851(a), the US Attorney must file an information with the court &amp; serve a copy of such information on the person or counsel for the person, stating in writing the previous convictions to be relied upon.</li> <li>• Supervised release of at least eight years in addition to any term of imprisonment.</li> </ul>																																