

COMMON DRUGS AND PENALTIES

MARIJUANA 40:966

1 st Possession:	14 grams or less; up to 15 days parish jail, fine up to \$300
	More than 14 grams; up to 6 months parish jail, fine up to \$500
2 nd Possession:	Up to 6 months parish jail, fine up to \$1,000
3 rd Possession:	Up to 2 years with or without hard labor, fine up to \$2,500
4 th Possession	Up to 8 years with or without hard labor, fine up to \$5,000
Distribution, cultivation or possession with intent to distribute	Less than 2 ½ pounds; 1 to 10 years with or without hard labor, fine up to \$50,000
	2 ½ pounds or more; 1 to 20 years hard labor, fine up to \$50,000

SYNTHETIC MARIJUANA 40:966

1 st Possession:	Up to 6 months, fined up to \$500
2 nd Possession:	Up to 5 years with or without hard labor, fine of not less than \$250 nor more than \$2,000
3 rd Possession:	Up to 20 years hard labor, fine up to \$5,000
Distribution, cultivation or possession with intent to distribute	Less than 2 ½ pounds; 1 to 10 years with or without hard labor, fine up to \$50,000
	2 ½ pounds or more; 1 to 20 years hard labor, fine up to \$50,000

COCAINE 40:967

Possession:	Less than 2 grams; up to 2 years with or without hard labor, fine up to \$5,000
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2 grams or more but less than 28 grams; 1 to 5 years with or without hard labor, fine up to \$5,000

Distribution, cultivation or possession with intent to distribute

10 to 30 years hard labor, fine \$500,000 (10 without benefit)

COUNTERFEIT DRUGS 40:971.1

Up to 5 years with or without hard labor, fine up to \$5,000

FORGED SCRIPTS 40:971

Up to 5 years with or without hard labor, fine up to \$5,000

SECOND OR SUBSEQUENT OFFENSES 40:982

Enhanced penalty for any offenses under this part (include everything except drug paraphernalia, marijuana, and monies derived from drug transactions

Twice the time and twice the fine

DRUG FREE ZONE 40:981.3

Possession or distribution within 1,000 feet

Not less than ½ up to the maximum term with the minimum mandatory term be without benefits

ATTEMPT AND CONSPIRACY 40:979

1/2 the time and 1/2 the fine

MISCELLANEOUS DRUGS

VALIUM (DIAZEPAM): Schedule IV 40:969

Possession:

1 to 5 years with or without hard labor, fine up to \$15,000

Distribution, cultivation or possession with intent to distribute

1 to 10 years with or without hard labor, fine up to \$15,000

ECSTACY (MDMA): Schedule I 40:966

Possession:	Less than 2 grams; up to 2 years with or without hard labor, fine up to \$5,000
	2 grams or more but less than 28 grams; 1 to 10 years with or without hard labor, fine up to \$5,000
Distribution, cultivation or possession with intent to distribute	Less than 28 grams; 1 to 10 years with or without hard labor, fine up to \$50,000
	28 grams or more but less than 28 grams; 1 to 20 years with or without hard labor, fine up to \$50,000

XANAX (Alprazolam): Schedule IV 40:969

Possession:	1 to 5 years with or without hard labor, fine up to \$15,000
Distribution, cultivation or possession with intent to distribute	1 to 10 years with or without hard labor, fine up to \$15,000

METHAMPHETAMINE: (Speed): Schedule II 40:967
(Amphetamine)

Possession:	Less than 2 grams; up to 2 years with or without hard labor, fine up to \$5,000
	2 grams or more but less than 28 grams; 1 to 5 years with or without hard labor, fine up to \$5,000
Distribution, cultivation or possession with intent to distribute	10 to 30 years hard labor, fine \$500,000 (10 without benefit)

PERCODAN (Oxycodone): Schedule II 40:967

Possession:	Less than 2 grams; up to 2 years with or without hard labor, fine up to \$5,000
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2 grams or more but less than 28 grams; 1 to 5 years with or without hard labor, fine up to \$5,000

Distribution, cultivation or possession with intent to distribute

Less than 28 grams; 1 to 10 years, fine up to \$50,000

28 grams or more; 1 to 20 years hard labor, fine up to \$50,000

LORTAB (Dihydrocodeinone): Schedule III 40:968

Possession:

1 to 5 years with or without hard labor, fine up to \$5,000

Distribution, cultivation or possession with intent to distribute

1 to 10 years with or without hard labor, fine up to \$15,000

TESTOSTERONE (Steroids): Schedule III 40:968

Possession:

1 to 5 years with or without hard labor, fine up to \$5,000

Distribution, cultivation or possession with intent to distribute

1 to 10 years with or without hard labor, fine up to \$15,000

CODEINE: Schedule II 40:967

Possession:

Less than 2 grams; up to 2 years with or without hard labor, fine up to \$5,000

2 grams or more but less than 28 grams; 1 to 5 years with or without hard labor, fine up to \$5,000

Distribution, cultivation or possession with intent to distribute

Less than 28 grams; 1 to 10 years, fine up to \$50,000

28 grams or more; 1 to 20 years hard labor, fine up to \$50,000

KETAMINE (Special K): Schedule III 40:968

Possession: 1 to 5 years with or without hard labor, fine up to \$5,000

Distribution, cultivation or possession with intent to distribute 1 to 10 years with or without hard labor, fine up to \$15,000

PHENYCLIDINE (PCP): Schedule I 40:966

Possession: Less than 2 grams; up to 2 years with or without hard labor, fine up to \$5,000

2 grams or more but less than 28 grams; 1 to 10 years with or without hard labor, fine up to \$5,000

Distribution, cultivation or possession with intent to distribute Less than 28 grams; 1 to 10 years with or without hard labor, fine up to \$50,000

28 grams or more but less than 28 grams; 1 to 20 years with or without hard labor, fine up to \$50,000

PSILOCYBIN (Mushrooms): Schedule I 40:966

Possession: Less than 2 grams; up to 2 years with or without hard labor, fine up to \$5,000

2 grams or more but less than 28 grams; 1 to 10 years with or without hard labor, fine up to \$5,000

Distribution, cultivation or possession with intent to distribute Less than 28 grams; 1 to 10 years with or without hard labor, fine up to \$50,000

28 grams or more but less than 28 grams; 1 to 20 years with or without hard labor, fine up to \$50,000

HEROIN: Schedule I 40:966

Possession: Less than 2 grams; 2 to 4 years with or without hard labor

2 grams or more but less than 28 grams; 2 to 10 years with or without hard labor, fine up to \$5,000

Distribution, cultivation or possession with intent to distribute

28 grams or more; 5 to 40 years hard labor, fine up to \$50,000

DARVOCET (DEXTROPROPOXYPHENE): Schedule IV 40:969

Possession:

1 to 5 years with or without hard labor, fine up to \$15,000

Distribution, cultivation or possession with intent to distribute

1 to 10 years with or without hard labor, fine up to \$15,000

DEMEROL (PETHIDINE): Schedule IV 40:967

Possession:

Less than 2 grams; up to 2 years with or without hard labor, fine up to \$5,000

2 grams or more but less than 28 grams; 1 to 5 years with or without hard labor, fine up to \$5,000

Distribution, cultivation or possession with intent to distribute

Less than 28 grams; 1 to 10 years, fine up to \$50,000

28 grams or more; 1 to 20 years hard labor, fine up to \$50,000

POSSESSION OF FIREARM (Or dangerous weapon) IN THE PRESENCE OF ILLEGAL DRUGS 14:95(E)

1st offense

5 to 10 years hard labor, fine up to \$10,000 (without benefits)

2nd or subsequent offense

20 to 30 years hard labor (without benefits)

INTRODUCTION OF ILLEGAL DRUGS INTO A PENAL INSTITUTION 14:402 E(5)

Up to 10 years with or without hard labor, fine \$5,000 to \$10,000