

STATE OF ALABAMA VIOLATIONS AND PENALTIES

CONTROLLED SUBSTANCES

VIOLATION	PENALTIES*	AL CODE §
<i>Trafficking</i> : Knowingly sells, manufactures, delivers or brings into state cannabis (in any of its forms), cocaine, heroin, morphine, opium, methaqualone, hydromorphone, methylenedioxy amphetamine, phencyclidine, lysergic acid diethylamide, methamphetamine, amphetamine, synthetic controlled substances, Fentanyl or LSD	<i>Class A Felony</i> . Imprisonment & fines dependent on amounts Prison: Ranges from 3 years to mandatory life in prison without parole Fine: Ranges from \$25,000 - \$500,000	13A-12-231
<i>Sale</i> of controlled substance by person over 18 to person under 18	<i>Class A Felony</i> . Not eligible for suspended sentence or probation; Prison: 10-99 years or life; Fine: Not more than \$60,000	13A-12-215
<i>Sale</i> of controlled substance that is on the campus or within a 3-mile radius of campus boundaries of any public or private school, college, university or other educational institution or of public housing	<i>Class A Felony</i> . Prison: Add five years to penalty	13A-12-250 13A-12-270
Engages in a criminal enterprise, in connection with 5 or more persons, to <i>traffick</i> in illegal drugs	<i>Class A Felony</i> . Prison: 25 years to life w/o eligibility for parole; Fine: \$50,000 - \$500,000; <u>2nd offense</u> : Prison: mandatory life in prison without parole Fine: \$150,000 - \$1,000,000	13A-12-233
<i>Manufacturing</i> controlled substance if 2 or more of following conditions are present: possession of firearm, use of booby trap, use of clandestine lab within 500 feet of a residence or school, the presence of someone under 17 years of age during the manufacturing process	<i>Class A Felony</i> . Not eligible for suspended sentence or probation Prison: 10-99 years or life Fine: Not more than \$60,000	13A-12-218
<i>Manufacture</i> of a controlled substance	<i>Class B Felony</i> . Prison: 2-20 years Fine: Not more than \$30,000	13A-12-217
<i>Distribution</i> of controlled substances (furnished, sold, given away, manufactured, delivered or distributed)	<i>Class B Felony</i> . Prison: 2-20 years Fine: Not more than \$30,000	13A-12-211
<i>Possession</i> or receipt of controlled substances	<i>Class D Felony</i> . Prison: 1-5 years Fine: Not more than \$7,500	13A-12-212
Person convicted of attempt, criminal solicitation & criminal conspiracy to commit controlled substance crime	Punishable the same as the crime itself	13A-12-202 (c); -203(c); -204(c)

MARIJUANA & DRUG PARAPHERNALIA

VIOLATION	PENALTIES*	AL CODE §
Possession of marijuana in first degree ((1) other than personal use or (2) previously convicted of possession in second degree)	(1) <i>Class C Felony</i> . Prison: 1-10 years; Fine: Not more than \$15,000; (2) <i>Class D Felony</i> . Prison: 1-5 years; Fine: Not more than \$7,500	13A-12-213
Possession of marijuana in second degree (for personal use only) without prior conviction	<i>Class A Misdemeanor</i> . Jail: Not more than 1 year; Fine: Not more than \$6,000	13A-12-214
Use, possession, delivery, or sale of drug paraphernalia	<i>Class B Felony</i> if person 18 years or older delivers drug paraphernalia to a person under 18 who is at least three years their junior. Prison: 2-20 years; Fine: Not more than \$30,000 <i>Class C Felony</i> for sale. Prison: 1-10 years; Fine: Not more than \$15,000 <i>Class A Misdemeanor</i> for possession. Jail: Not more than 1 year; Fine: Not more than \$6,000	13A-12-260

* Imprisonment sentences for felonies: §13A-5-6 & for misdemeanors: §13A-5-7; fines for felonies: §13A-5-11 & for misdemeanors: §13A-5-12. Driver's license suspended for 6 months for any drug offense conviction (§13A-12-290).

Note: A drug conviction under state or federal law may make a student ineligible for federal financial aid (loans, grants, work study).

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