

The legal ramifications of misuse of alcohol and/or controlled substances (drugs) are serious and varied, depending on the circumstances involved. The penalties are determined by examining each individual case. A person can be arrested or cited for violations ranging from summary through felony offenses. Slippery Rock University students and employees can be referred for prosecution for a violation of the law.

Pennsylvania Underage Drinking Laws

- Underage Possession of Alcohol
- Possession is prohibited with no exceptions
- Underage Consumption of Alcohol
- Consumption is prohibited with NO exceptions
- Internal Possession by Minors
- Internal possession is not explicitly prohibited
- Underage Purchase of Alcohol
- Purchase is prohibited
- Furnishing Alcohol to Minors
- Furnishing is prohibited with NO exceptions

The following is a listing of the most common alcohol and other drug violations, and their penalties, committed under federal state and state law. For a more complete description of the offenses, the appropriate federal and criminal and vehicle codes should be consulted.

DRUG OFFENSES

Narcotic drugs

Manufacture, delivery, or possession by an unauthorized person Felony, up to 15 years of imprisonment and a fine of up to \$250,000.

Methamphetamine, cocoa leaves, marijuana (in excess of 1000 pounds)

Felony, imprisonment up to 10 years and a fine of up to

\$100,000. Opiates, hallucinogenic substances, marijuana

Felony, up to 5 years imprisonment and a fine of up to \$15,000.

Barbiturates

Felony, up to 3 years imprisonment and a fine of up to \$10,000.

Codeine, morphine, atropine

Misdemeanor, up to 1year imprisonment and a fine of up to \$5,000.

Possession of a small amount of marijuana for personal use (30grams of marijuana or 8grams of hashish)

Misdemeanor, up to 30 days imprisonment and a fine of up to \$500.

Use or delivery of drug paraphernalia

Misdemeanor, up to 1year imprisonment and a fine of up to \$2,500.

Possession or distribution of look-alike drugs having a depressing or stimulating effect Felony, up to 5 years imprisonment and a fine of up to \$10,000

Manufacture, sale or delivery, holding, offering for sale, or possession of any controlled substance that is altered or misbranded

Misdemeanor, up to 1year imprisonment and a fine of up to \$5,000.

Trafficking drugs to minors

At least 1year confinement, 2 years imprisonment if within 1000 feet of a school, college or university.

Possession of controlled or counterfeit substance Misdemeanor, up to 1year in jail, fine of up to \$5,000.

ALCOHOL OFFENSES

Misrepresentation of age to secure liquor, malt, or brewed beverages First offense- Summary violation, up to \$300 fine and 30 days in jail;

Second offense- Misdemeanor, up to \$4,500 fine and jail. Operator's license will be suspended.* Purchase, consumption, possession or transportation of liquor or malt or brewed beverages

First offense- up to \$300 fine and 30 days in jail and suspension of drivers license for 90 days for minors;

Second offense- up to \$500 fine and jail. Operator's license will be suspended*

*Parents of minors will be notified of the violation.

Representation that minor is of age

Misdemeanor, fine of not less than \$300.

Inducement of minors to buy liquor, malt or brewed beverages Misdemeanor, fine of not less \$300.

Selling or furnishing liquor, malt or brewed beverages to minors

Misdemeanor, fine of not less than \$1000 for the first violation and \$2,500 for each subsequent violation.

Carrying a false identification card

Summary offense first violation, fine up to \$300 and up to 30 days in jail; Misdemeanor for subsequent violations, fine up to \$500 and jail. Operator's license will be suspended.*

RESTRICTIONS ON ALCOHOLIC BEVERAGES

The driver of any vehicle may not consume any alcoholic beverage or illegal drug Summary offense, fine of up to \$300 and up to 30 days in jail.

Driving under the influence of alcohol or controlled substance

Misdemeanor, fine of not less than \$300, jail for not less than 48 hours; not less than 30 days in jail for second violation; not less than 90 days in jail for third violation; not less than 1 year for fourth violation.

Homicide by vehicle while driving under influence

Felony, not less than 3 years of imprisonment, fine, revocation of operating privileges.

Sale by, or purchase from, an unlicensed source of liquor or malt or brewed beverage First offense: misdemeanor, fine from \$100 to \$500.

Second offense: fine of \$300 to \$500 and imprisonment of 3 months to 1 year.

Possession or transportation of liquor or alcohol within the state unless obtained from state liquor store or in accordance with the Liquor Control Board regulations

Primary offense: fine of \$25 per package;

Second violation: misdemeanor with possible forfeiture of vehicle used to transport.

*Operator's license

suspensions: First offense- 90 days

Second offense -1 year

Third offense- 2 years

Subsequent offenses- 2 years

FEDERAL TRAFFICKING PENALTIES

Federal Trafficking Penalties for Schedules I, II, III, IV, and V (except Marijuana)				
Schedule	Substance/Quantity	Penalty	Substance/Quantity	Penalty
II	Cocaine 500-4999 grams mixture	<p>First Offense: Not less than 5 yrs. and not more than 40 yrs. If death or serious bodily injury, not less than 20 yrs. or more than life. Fine of not more than \$5 million if an individual, \$25 million if not an individual.</p> <p>Second Offense: Not less than 10 yrs. and not more than life. If death or serious bodily injury, life imprisonment. Fine of not more than \$8 million if an individual, \$50 million if not an individual.</p>	Cocaine 5 kilograms or more mixture	<p>First Offense: Not less than 10 yrs. and not more than life. If death or serious bodily injury, not less than 20 yrs. or more than life. Fine of not more than \$10 million if an individual, \$50 million if not an individual.</p> <p>Second Offense: Not less than 20 yrs., and not more than life. If death or serious bodily injury, life imprisonment. Fine of not more than \$20 million if an individual, \$75 million if not an individual.</p> <p>2 or More Prior Offenses: Life imprisonment. Fine of not more than \$20 million if an individual, \$75 million if not an individual.</p>
II	Cocaine Base 28-279 grams mixture		Cocaine Base 280 grams or more mixture	
II	Fentanyl 40-399 grams mixture		Fentanyl 400 grams or more mixture	
I	Fentanyl Analogue 10-99 grams mixture		Fentanyl Analogue 100 grams or more mixture	
I	Heroin 100-999 grams mixture		Heroin 1 kilogram or more mixture	
I	LSD 1-9 grams mixture		LSD 10 grams or more mixture	
II	Methamphetamine 5-49 grams pure or 50-499 grams mixture		Methamphetamine 50 grams or more pure or 500 grams or more mixture	
II	PCP 10-99 grams pure or 100-999 grams mixture	PCP 100 grams or more pure or 1 kilogram or more mixture		
Substance/Quantity		Penalty		

Any Amount Of Other Schedule I & II Substances	<p>First Offense: Not more than 20 yrs. If death or serious bodily injury, not less than 20 yrs. or more than Life. Fine \$1 million if an individual, \$5 million if not an individual.</p> <p>Second Offense: Not more than 30 yrs. If death or serious bodily injury, life imprisonment. Fine \$2 million if an individual, \$10 million if not an individual.</p>
Any Drug Product Containing Gamma Hydroxybutyric Acid	
Flunitrazepam (Schedule IV) 1 Gram or less	<p>First Offense: Not more than 10 yrs. If death or serious bodily injury, not more that 15 yrs. Fine not more than \$500,000 if an individual, \$2.5 million if not an individual.</p> <p>Second Offense: Not more than 20 yrs. If death or serious injury, not more than 30 yrs. Fine not more than \$1 million if an individual, \$5 million if not an individual.</p>
Any Amount Of Other Schedule III Drugs	<p>First Offense: Not more than 5 yrs. Fine not more than \$250,000 if an individual, \$1 million if not an individual.</p> <p>Second Offense: Not more than 10 yrs. Fine not more than \$500,000 if an individual, \$2 million if other than an individual.</p>
Any Amount Of All Other Schedule IV Drugs (other than one gram or more of Flunitrazepam)	<p>First Offense: Not more than 1 yr. Fine not more than \$100,000 if an individual, \$250,000 if not an individual.</p> <p>Second Offense: Not more than 4 yrs. Fine not more than \$200,000 if an individual, \$500,000 if not an individual.</p>

Federal Trafficking Penalties for Marijuana, Hashish and Hashish Oil, Schedule I Substances	
Marijuana 1,000 kilograms or more marijuana mixture or 1,000 or more marijuana plants	<p>First Offense: Not less than 10 yrs. or more than life. If death or serious bodily injury, not less than 20 yrs., or more than life. Fine not more than \$10 million if an individual, \$50 million if other than an individual.</p> <p>Second Offense: Not less than 20 yrs. or more than life. If death or serious bodily injury, life imprisonment. Fine not more than \$20 million if an individual, \$75 million if other than an individual.</p>

<p>Marijuana 100 to 999 kilograms marijuana mixture or 100 to 999 marijuana plants</p>	<p>First Offense: Not less than 5 yrs. or more than 40 yrs. If death or serious bodily injury, not less than 20 yrs. or more than life. Fine not more than \$5 million if an individual, \$25 million if other than an individual.</p> <p>Second Offense: Not less than 10 yrs. or more than life. If death or serious bodily injury, life imprisonment. Fine not more than \$8 million if an individual, \$50million if other than an individual.</p>
<p>Marijuana 50 to 99 kilograms marijuana mixture, 50 to 99 marijuana plants</p>	<p>First Offense: Not more than 20 yrs. If death or serious bodily injury, not less than 20 yrs. or more than life. Fine \$1 million if an individual, \$5 million if other than an individual.</p>
<p>Hashish More than 10 kilograms</p>	<p>Second Offense: Not more than 30 yrs. If death or serious bodily injury, life imprisonment. Fine \$2 million if an individual, \$10 million if other than an individual.</p>
<p>Hashish Oil More than 1 kilogram</p>	
<p>Marijuana less than 50 kilograms marijuana (but does not include 50 or more marijuana plants regardless of weight) 1 to 49 marijuana plants</p>	<p>First Offense: Not more than 5 yrs. Fine not more than \$250,000, \$1 million if other than an individual.</p> <p>Second Offense: Not more than 10 yrs. Fine \$500,000 if an individual, \$2 million if other than individual.</p>
<p>Hashish 10 kilograms or less</p>	
<p>Hashish Oil 1 kilogram or less</p>	

Federal Trafficking Charts from the United States Drug Enforcement Administration