



# Drug-Free Schools Annual Notification

## 2014 UD Drug Free Schools Notification

The Drug Free Schools and Communities Act amendments of 1989 require that as a condition of receiving funds, or any other form of financial assistance under any federal program, the University of Delaware must certify that it has adopted and implemented a program to prevent the unlawful possession, use or distribution of illicit drugs and alcohol by students and employees.

The University of Delaware presents the following to inform students and employees of the risks and penalties associated with alcohol and illicit drugs and to promote a healthy lifestyle.

### Health Risks Associated with Substance Abuse

The University of Delaware is a community that cares about health and wellness. According to recent surveys conducted on representative populations of UD students, the substances of frequent abuse are alcohol and marijuana.

**Alcohol** is a major concern on a college campus as it can negatively impact the academic goal of the institution. Frequency of alcohol consumption has been associated positively with absenteeism from classes (Wyatt, 1992) and falling behind academically (Porter & Pryor, 2007). Alcohol lowers inhibitions and impairs judgment, coordination and speech. This can lead to dangerous and unsafe behavior that could result in substantial negative consequences to the individual or others. This impairment can occur even at low levels of blood alcohol concentration. When alcohol is abused, there is a significantly increased incidence of physical injury, motor vehicle accidents (nearly half of all fatal accidents) and injuries from assaults. Furthermore abuse of alcohol within the college environment can be linked to an increased risk of sexual assault.

The dangerous use of alcohol presents a serious safety and wellness concern. The UD Medical Amnesty Protocol stipulates that in the case of extreme intoxication, if medical attention is sought in a proactive way for either yourself or someone else (meaning you call 911 or seek other sufficient help proactively), the Office of Student Conduct will not pursue disciplinary sanctions against you or your friend for a violation of the University's Alcohol Policy. This protocol has one goal in mind -- to get you and your fellow students the help they need immediately. With regards to **marijuana**, though it is true that scientists have determined that the cannabis plant has the potential for addressing a range of medical conditions, it is also true that when you are young and your body is still growing, marijuana actually has the potential of inflicting a long-lasting, negative impact on your developing brain. Using marijuana at a young age can result in structural and functional deficits of the brain. This could cause you to develop weakened verbal and communication skills, lowered learning capabilities and a shortened attention span. In addition to the possible effects on your brain, smoking marijuana may also be hazardous to your developing lungs. Marijuana smoke contains 50% to 70% more carcinogenic hydrocarbons than tobacco smoke. Marijuana limits your brain's effectiveness, slows your thinking and impairs your coordination. A number of studies have also shown an association between chronic marijuana use and increased rates of anxiety, depression and schizophrenia. And lastly, research shows that the earlier you start using marijuana, the more likely you are to become dependent on it or other types of drugs later in life.

For facts about other illicit drugs please see the charts included in this document.

## Drug & Alcohol Counseling and Treatment Students

A variety of campus offices provide services with the goal of optimizing student success.

**Student Wellness & Health Promotion** at the University of Delaware provides a number of prevention and intervention services designed to allow students to make choices which will protect their well-being and assist them in achieving their academic goals. The services available to aid students' understanding about alcohol and drugs are described below. For more immediate assistance please contact the office by emailing [studentwellness@udel.edu](mailto:studentwellness@udel.edu), or by calling 302-831-3457.

- **AlcoholEdu for College** is a requirement for all incoming undergraduate students under 26. AlcoholEdu is an online course that offers a confidential, personalized experience for each student regarding their alcohol use. AlcoholEdu provides helpful tools such as but not limited to a map of US laws, a Blood Alcohol Concentration (BAC) calculator, safe partying strategies, and tips for helping a friend.
- **BASICS** is a two session, skill training program which uses the techniques of personalized feedback and motivational interviewing to assist students with self-identification of strategies that will change their drinking behaviors and support better health, safety, and academic achievement.
- **Substance Abuse Assessment and Intervention** by licensed and certified drug and alcohol counselors is available to meet the needs of any UD student to help determine the nature and extent of substance abuse concerns.

**The Center for Counseling and Student Development (CCSD)** at the University of Delaware is an office that employs licensed psychologists and psychiatrists who can assist students who may be experiencing problems with alcohol and/or drug abuse. For more detailed information about the services offered and how to schedule an appointment, please visit [www.udel.edu/counseling](http://www.udel.edu/counseling).

### On-Campus Resources:

- Office of the Dean of Students: <http://www.udel.edu/studentlife/deanofstudents.html>
- Student Wellness & Health Promotion: <http://www.udel.edu/studentwellness/>
- Sexual Offense Support (S.O.S.): <http://www.udel.edu/studentwellness/sos/> Phone: 302.831.2226

- Center for Counseling and Student Development: <http://www.udel.edu/Counseling/>
- Health Services: <http://www.udel.edu/shs/>
- Public Safety: <http://www.udel.edu/PublicSafety/>

### Faculty & Staff

The University of Delaware (UD) provides assistance for faculty & staff experiencing substance abuse issues. Those employees receiving benefits through the University are eligible for this free and confidential service.

Individuals are encouraged to contact the Faculty & Staff Assistance Program (FSAP) for a confidential assessment and referral. FSAP also provides short-term counseling for emotional, mental health, substance abuse, relationships, and work related issues. In addition, faculty and staff enrolled in one of the UD health plans are eligible to access the State's Employee Assistance Program, Human Management System (HMS). Members are encouraged to reach out to HMS for guidance to balance the high demands of home and work life issues. HMS is available seven days a week, 24 hours a day, completely confidential and provided at no cost. This service can be accessed by dialing 800-343-2186 and providing the employee ID#. For further information visit <http://hms.healthadvocate.com/>.

The following information lists additional resources, both on-campus and off-campus. Faculty and staff are encouraged to utilize the services that meet their needs in addressing substance abuse issues.

### On-Campus Resources:

Faculty & Staff Assistance Program (FSAP)	(302) 831-2414 <a href="http://www.udel.edu/fsap">www.udel.edu/fsap</a>
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### Off-Campus Resources

Alcoholics Anonymous (AA)	(302) 655-5113
Al-Anon	(302) 366-8484
Narcotics Anonymous (NA)	(410) 566-4022
Brandywine Counseling	(302) 656-2348
Pace, Inc	(302) 999-9812
MeadowWood Behavioral Health System	(302) 328-3330
Rockford Center	(302) 996-5480

## Student and Employee Codes of Conduct

### Students

The University of Delaware Code of Conduct is found in the Student Guide to University Policies at <http://www.udel.edu/stuguide/14-15/index.html>.

Violations of the Code, which occur by a University student or student organization, on property owned or controlled by the University, at activities authorized by the University, or in the greater University community are subject to disciplinary action by the University.

#### **Alcohol**

The University prohibits alcohol intoxication (regardless of age); the unauthorized possession, use, consumption, manufacture, sale, or distribution of alcohol; and driving while impaired due to alcohol consumption. Specifically this offense includes, but is not limited to:

- The possession, use, consumption, manufacture, sale, or distribution of alcohol by anyone under the legal age to do so;
- The possession, use, consumption, manufacture, sale, or distribution of alcohol in any University building, facility, or property except in the confines of a student's own residence hall room if the student is at least the legal age to do so;
- The possession of beer kegs in any University building, facility, or property;
- The possession or use of any apparatus, including but not limited to beer pong tables and beer funnels, used to facilitate 1) the rapid consumption of alcohol or 2) drinking games; or
- A violation of any University policy or procedure concerning the use of alcohol or enacted to monitor or control the use of alcohol; or
- A violation of any applicable law of the State of Delaware or City of Newark, Delaware relating to alcohol (including, but not limited to, possession of an open container of alcohol, public intoxication and underage entry into a liquor store).

#### *Use of Alcohol Off-Campus*

A student hosting or attending an off-campus function should be aware of the applicable laws regarding alcohol and should be aware that the University may also pursue student conduct charges upon the student for such behavior.

#### *Use of Alcohol On-Campus*

As described above, the possession, use, consumption, manufacture, sale, or distribution of alcoholic beverages is

prohibited except when and where explicitly permitted by this Alcohol Policy.

#### *Student Organizations*

No student organization that hosts, organizes, conducts, or participates in an on-campus function or event sponsored or sanctioned by the University shall serve alcohol or permit the possession, use, consumption, manufacture, sale, or distribution of alcohol except as provided here.

#### *Alcohol in Residence Halls*

A resident who is 21 years of age or older may possess or consume alcoholic beverages in his or her own room. No student under the age of 21 may possess or consume alcohol anywhere, including the student's room. The possession or consumption of alcohol by a student 21 years of age or older is subject to the following limitations and conditions:

- Possession of an open container or consumption of alcoholic beverages in any area other than a resident's room is prohibited.
- A guest may only possess or consume alcohol if the guest is at least 21 years of age and is visiting a resident's room where at least one of the assigned student residents is also of legal drinking age and is present (i.e., if a double-occupancy room is occupied by two students under the age of 21, those students shall not permit the consumption, possession, or use of alcohol by anyone, including guests, in that room. However, if one of the roommates is at least 21 years of age, he or she must be present to allow the possession or consumption of alcohol by guests who are at least 21 years of age).
- The student's (or a guest's) possession, use, or consumption of alcohol shall not infringe upon the privacy, peace, or enjoyment of other students or guests in the residence hall.
- A residence hall student has a duty to know if there is or has been unauthorized use or possession of alcohol in his or her room. Therefore, the responsibility to establish lack of knowledge shall be on the resident in cases where the resident claims no knowledge of such use.

#### *Alcohol at the University Football Stadium*

The unauthorized possession, use, consumption, manufacture, sale, or distribution of alcohol in the University football stadium and in parking areas surrounding the stadium is prohibited. Beer kegs and any alcohol-related games, activities or apparatus (such as a beer pong table, ice slides, beer funnels, etc.) are

prohibited at all times. Individuals are not permitted to possess any open container containing alcohol, or consume any alcohol in stadium parking areas while the football game is in progress or on any day other than those on which a football game takes place.

#### *Medical Amnesty/Good Samaritan Protocol*

Student health and safety are of primary concern at the University of Delaware. As such, in cases of intoxication and/or alcohol poisoning, the University encourages individuals to seek medical assistance for themselves or others. If an individual seeks medical attention due to his/her level of intoxication, the Office of Student Conduct may not pursue conduct sanctions against the student for violations of the Alcohol Policy. In lieu of student conduct sanctions, the intoxicated student (and possibly the referring student) will be required to meet with a member of the Office of Student Conduct staff who may issue educational requirements such as alcohol education class and/or an alcohol and substance abuse assessment. Those students who assist in obtaining medical attention for individuals who are intoxicated may not receive student conduct sanctions for violations of the Alcohol Policy of the Code of Conduct.

#### **Drugs**

The University prohibits the illegal possession, use, consumption, manufacture, sale, or distribution of drugs and drug paraphernalia. Any violations of this drug policy may be subject to sanctions by the Student Conduct System and may be reported to all appropriate law enforcement authorities. The claim that the use of marijuana was for medicinal purposes will not automatically be sufficient for dismissal of any pending charges nor for a determination that the student is not responsible for violating this policy. All University buildings, including residence halls, are designated as smoke-free for all substances.

The term "drugs" broadly includes, but is not limited to, any stimulant, intoxicant (other than alcohol), nervous system depressant, hallucinogen, or other chemical substance, compound, or combination when used to induce an altered state, including any otherwise lawfully available product used for any purpose other than its intended use.

The term "Drug Paraphernalia" broadly includes any material, product, instrument, or item used to create, manufacture, distribute, use, or otherwise manipulate any drug and includes, but is not limited to, hookahs, grinders, vaporizers, hypodermic needles and syringes.

Specific violations of this standard include, but are not limited to:

- The possession, use, consumption, manufacture, sale, or distribution of any illegal drug or drug paraphernalia, prescription or prescription drug not prescribed to the student;
- The transfer, delivery or manufacture or intent to transfer, deliver, or manufacture any drug or drug paraphernalia;
- The possession of a prescription or prescription drug not issued to the student;
- The misuse, sale, delivery, or transfer of a prescription or prescription drug;
- Driving while impaired by any drug, whether it be legal or illegal; or
- A violation of any applicable local, state or federal law relating to drugs or drug paraphernalia.

#### **Faculty & Staff**

When a University employee's performance is adversely affected by the use of alcohol and/or drugs, the University's commitments to excellence and the general health and welfare of the University community require that corrective action be taken to rehabilitate such employee or to terminate his or her services, if rehabilitation cannot be accomplished within a reasonable length of time. Substance Abuse Program, Policy 4-16.

No individual employed by the University, guest or visitor shall possess or consume alcoholic beverages on campus except at social events at which alcoholic beverages have been approved and to which the individual has been invited. Consumption of Alcohol on Campus, Policy 2-13.

The use, possession, sale or distribution of illegal drugs or other controlled substances for non-medical or non-research reasons are prohibited at the University. The unauthorized presence of illegal drugs or other controlled substances in the body is prohibited at the University. Employees must notify the University of any drug conviction resulting from violation at the workplace no later than five days after such conviction. Any employee found in violation of the University's Drug-Free Workplace Policy will be sanctioned and/or required to participate in the University's Faculty & Staff Assistance Program. Drug-Free Workplace, Policy 4-35.

## Disciplinary Procedures and Sanctions Students

Students found responsible for violating the University's Alcohol or Drug Policies will have disciplinary sanctions imposed. Possible sanctions include:

- Education
- Disciplinary Warning
- Notice of Reprimand
- Disciplinary Probation
- Deferred Suspension from Residence Halls or Graduate Housing
- Deferred Suspension from the University
- Suspension and Ban from Residence Halls
- Suspension from the University
- Expulsion from the University
- Restitution
- Other Sanctions

In addition the possible sanctions listed above, additional, specific disciplinary measures may be imposed for each violation of the University's Alcohol or Drug policies:

- Any student found responsible for a violation of the Alcohol Policy must complete an alcohol education program and may (depending upon the nature of the violation or the student's previous violations) be referred for an evaluation with a Substance Abuse Counselor.
- Any student found responsible for a violation of the Drug Policy must complete a drug education program and may (depending upon the nature of the violation or the student's previous violations) be referred for an evaluation administered by a Substance Abuse Counselor.

## Faculty & Staff

Violations of standards of conduct will result in disciplinary action. Sanctions may include, but are not limited to:

- Suspension of work with or without pay
- Referral for prosecution
- Referral for treatment/rehabilitation
- Termination of employment.

## Abused Drugs – Uses and Effects

Narcotics	Trade Name or Other Name	Medical Uses	Dependants	Usual Method	Possible Effects	Effects of Overdose	Withdrawal Symptoms
Heroin	Diamorphine, Horse, Smack, Black Tar, Chiva, Negra	None in the U.S.	Physical- High Psychological- High Tolerance- Yes	Injected, snorted, smoked	Euphoria, drowsiness, respirator depression, constricted pupils, nausea	Slow and shallow breathing clammy skin, convulsions, coma, possible death	Watery eyes, runny nose, yawning, loss of appetite, irritability, tremors, panic, cramps, nausea, chills and sweating
Morphin	MS-Contin, Roxanol, Oramorph SR, MSIR	Analgesic	Physical- High Psychological- High Tolerance- Yes	Oral, Injected			
Hydrocodone	Hydrocodone with Acetaminophen, Vicodin, Vicoprofen, Tussionex, Lortab	Analgesic, Antitussive	Physical- High Psychological- High Tolerance- Yes	Oral			
Hydromophone	Dilaudid	Analgesic	Physical- High Psychological- High Tolerance- Yes	Oral, injected			
Oxydodone	Roxicet, Oxycodone with Acetaminophen, OxyContin, Endocet, Percocet, Percodan	Analgesic	Physical- High Psychological- High Tolerance- Yes	Oral			
Codeine	Acetaminophen, Guaifenesin, Promethazine with Codeine, Fiorinal, Fioricet, Tylenol with Codeine	Analgesic, Antitussive	Physical- Moderate Psychological- Moderate Tolerance- Yes	Oral, injected			
Other Narcotics	Fentanyl, Demerol, Methadone, Darvon, Stadol, Talwin, Paregoric, Buprenex	Analgesic, Antitussive, Antidiarrheal	Physical- varies Psychological- varies Tolerance- Yes	Oral, injected, snorted, smoked			

Depressants	Trade or Other Names	Medical Uses	Dependants	Usual Method	Possible Effects	Effects of Overdose	Withdrawal Symptoms
Gamma Hydroxybutyric Acid	GHB, Liquid Ecstasy, Liquid X, Sodium Oxybate, Xyrem	None in the U.S.	Physical- Moderate Psychological- Moderate Tolerance- Yes	Oral	Slurred speech, disorientation, drunken behavior without odor of alcohol, impaired memory of events, interactions with alcohol	Shallow respiratory, clammy skin, dilated pupils, weak and rapid pulse, coma, possible death	Anxiety, insomnia, tremors, delirium, convulsions, possible death
Benodiazepines	Valium, Xanax, Halcion, Ativan, Restoril, Rohypnol, Roofies, Klonopin	Antianxiety, Sedative, Anit-convulant, Hypnotic, Muscle Relaxant	Physical- Moderate Psychological- Moderate Tolerance- Yes	Oral, injected			
Other Depressants	Ambien, Sonata, Meprobamate, Choloral Hydrate, Barbiturates, Methaqualone, Quaalude	Antianxiety, Sedative, Hypnotic	Physical- Moderate Psychological- Moderate Tolerance- Yes	Oral			

Stimulants	Trade and Other Names	Medical Uses	Dependants	Usual Method	Possible Effects	Effects of Overdose	Withdrawal Symptoms
Cocaine	Coke, Flake, Snow, Crack, Coca, Blanca, Perico, Nieve, Soda	Local Anesthetic	Physical- Possible Psychological- High Tolerance- Yes	Snorted, smoked, injected	Increased alertness, excitation, euphoria, increased pulse rate & blood pressure, insomnia, loss of appetite	Agitation, increased body temperature, hallucination, convulsions, possible death	Apathy, long periods of sleep, irritability, depression, disorientation
Amphetamine/ Methamphetamine	Crank, Ice, Cristal, Krystal Meth, Speed, Adderall, Dexedrine, Desoxyn	Attention Deficit/ Hyperactivity Disorder, Narcolepsy, Weight Control	Physical- Possible Psychological- High Tolerance- Yes	Oral, injected, smoked			
Methylphenidate	Ritalin, Illy's Concerta, Focalin, Metadate	Attention Deficit/ Hyperactivity Disorder	Physical- Possible Psychological- High Tolerance- Yes	Oral, injected, snorted, smoked			
Other Stimulant	Adipex P, Ionamin, Prelu-2, Didrex, Provigil	Vaso-constriction	Physical- Possible Psychological- Moderate Tolerance- Yes	Oral			

[www.justice.gov/dea/pub/abuse/doa-p.pdf](http://www.justice.gov/dea/pub/abuse/doa-p.pdf)  
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Hallucinogen	Trade and Other Names	Medical Uses	Dependants	Usual Method	Possible Effects	Effects of Overdose	Withdrawal Symptoms
MDMA and Analogs	Ecstasy, XTC, Adam, MDA, MDEA, MBDB	None	Physical- None Psychological- Moderate Tolerance- Yes	Oral, snorted, smoked	Heightened senses, teeth grinding, and dehydration	Increased body temperature, electrolyte imbalance, cardiac arrest	Muscle aches, drowsiness, depression, acne
LSD	Acid, Mircodot, Sunshine, Boomers	None	Physical- None Psychological- Unknown Tolerance- Yes	Oral	Illusions and hallucinations, altered perception of time and distance	LSD- Longer more intense "trip" episodes	None
Phencyclidine and Analogs	PCP, Angel Dust, Hog, Loveboat, Ketamine, Special K, PCE, PCPy, TCP	Anesthetic (Ketamine)	Physical- Possible Psychological- High Tolerance- Yes	Smoked, oral, injected, snorted		Unable to direct movement, feel pain or remember	Drug seeking behavior – not regulated
Other Hallucinogens	Psilocybe mushrooms, Mescaline, Peyote Cactus, Ayaausca, DMT, Dexto-metharphan	None	Physical- None Psychological- None Tolerance- Yes	Oral			

<b>Cannabis</b>	<b>Trade or Other Names</b>	<b>Medical Uses</b>	<b>Dependants</b>	<b>Usual Method</b>	<b>Possible Effects</b>	<b>Effects of Overdose</b>	<b>Withdrawal Symptoms</b>
Marijuana	Pot, Grass, Sinsemilla, Blunts, Mota, Yerba, Grifa	None	Physical- Unknown Psychological- Moderate Tolerance- Yes	Smoked, oral	Euphoria, relaxed inhibitions, increased appetite, disorientation	Fatigue, paranoia, possible psychosis	Occasional reports of insomnia, hyperactivity, decreased appetite
Tetrahydrocannabinol	THC, Marinol	Antinauseant, Appetite stimulant	Physical- Yes Psychological- Moderate Tolerance- Yes	Smoked, oral			
Hashish and Hashish Oil	Hash, Hash Oil	Nope	Physical- Unknown Psychological- Moderate Tolerance- Yes	Smoked, oral			

<b>Anabolic Steroids</b>	<b>Trade or Other Names</b>	<b>Medical Uses</b>	<b>Dependants</b>	<b>Usual Method</b>	<b>Possible Effects</b>	<b>Effects of Overdose</b>	<b>Withdrawal Symptoms</b>
Testosterone	Depo Testosterone, Sustanon, Sten, Cypot	Hypogonadism	Physical- Unknown Psychological- Unknown Tolerance- Unknown	Injected	Virilization, edema, testicular atrophy, gynecomastia, acne, aggressive behavior	Unknown	Possible depression
Other Anabolic Steroid	Parabolan, Winstrol, Equipose, Anadrol, Dianabol, Primabolin-Depo, D-Ball	Anemia, Breast Cancer	Physical- Unknown Psychological- Yes Tolerance- Unknown	Oral, injected			

<b>Inhalants</b>	<b>Trade or Other Names</b>	<b>Medical Uses</b>	<b>Dependants</b>	<b>Usual Method</b>	<b>Possible Effects</b>	<b>Effects of Overdose</b>	<b>Withdrawal Symptoms</b>
Amyl and Butyl Nitrite	Pearls, Poppers, Rush, Locker Room	Angina	Physical- Unknown Psychological- Unknown Tolerance- No	Inhaled	Flushing hypotension, headache	Methemoglobinemia	Agitation
Nitrous Oxide	Laughing gas, balloons, whippets	Anesthetic	Physical- Unknown Psychological- Low Tolerance- Unknown	Inhaled	Impaired memory, slurred speech, drunken behavior, slow onset vitamin deficiency, organ damage	Vomiting, respiratory depression, loss of consciousness, possible death	Trembling, anxiety, insomnia, vitamin deficiency, confusion, hallucinations, convulsions
Other Inhalants	Adhesives, spray paint, hair spray, dry cleaning fluid, spot removal, lighter fluid	None	Physical- Unknown Psychological- High Tolerance- No	Inhaled			

<b>Drug</b>	<b>Trade or Other Names</b>	<b>Medical Uses</b>	<b>Dependants</b>	<b>Usual Method</b>	<b>Possible Effects</b>	<b>Effects of Overdose</b>	<b>Withdrawal Symptoms</b>
Alcohol	Beer, wine, liquor	None	Physical- High Psychological- High Tolerance- Yes	Oral	Impaired memory, slurred speech, drunken behavior, slow onset vitamin deficiency, organ damage	Vomiting, respiratory depression, loss of consciousness, possible death	Trembling, anxiety, insomnia, vitamin deficiency, confusion, hallucinations, convulsions

# Federal Trafficking Penalties

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

Drug/Schedule	Quantity	Penalties
Other Schedule I & II drugs Any drug product containing Gamma Hydroxybutric Acid	Any amount	<b>First Offense:</b> Not more than 20 years. If death or serious bodily injury, not less than 20 years or more than life. Fine of \$1 million if an individual, \$5 million if not an individual
Flunitraxepam (Schedule IV)	Less than 1 mgs	<b>Second Offense:</b> Not more than 30 years. If death or serious bodily injury, life imprisonment. Fine of \$2 million if an individual, \$10 million if not an individual
Other Schedule III drugs	Any amount	<b>First Offense:</b> Not more than 10 years. If death or serious bodily injury, not more than 15 years. Fine of not more than \$500,000 if an individual, \$2.5 million if not an individual  <b>Second Offense:</b> Not more than 20 years. If death or serious bodily injury, not more than 30 years. Fine of not more than \$1 million if an individual, \$5 million if not an individual
All other Schedule IV drugs	Any amount	<b>First Offense:</b> Not more than 5 years. Fine of not more than \$250,000 if an individual, \$1 million if not an individual  <b>Second Offense:</b> Not more than 10 years. Fine of not more than \$500,000 if an individual, \$2 million if not an individual
All other Schedule V drugs	Any amount	<b>First Offense:</b> Not more than 1 year. Fine of not more than \$100,000 if an individual, \$250,000 if not an individual  <b>Second Offense:</b> Not more than 4 years. Fine of not more than \$200,000 if an individual, \$500,000 if not an individual

Drug	Quantity	First Offense	Second Offense
Marijuana (Schedule I)	1,000 kg or more mixture; or 1,000 or more plants	Not less than 10 years. If death or serious bodily injury, not less than 20 years or more than life. Fine of \$4 million if an individual, \$10 million if not an individual	Not less than 20 years, not more than life. If death or serious bodily injury, mandatory life. Fine of \$8 million if an individual, \$20 million if not an individual
	100 kg to 999 kg mixture; or 100 to 999 plants	Not less than 5 years more than 40 years. If death or serious bodily injury, not less than 20 years or more than life. Fine of \$2 million if an individual, \$5 million if not an individual	Not less than 10 years, not more than life. If death or serious bodily injury, mandatory life. Fine of \$4 million if an individual, \$10 million if not an individual
	More than 10 kg hashish ; 50 to 99 kg mixture	Not more than 20 years. If death or serious bodily injury, not less than 20 years or more than life. Fine of \$1 million if an individual, \$5 million if not an individual	Not more than 30 years. If death or serious bodily injury mandatory life. Fine of \$2 million if an individual, \$10 million if not an individual
	More than 1 kg of hashish oil; 50 to 99 plants		
	1 to 49 plants, less than 50 kg mixture	Not more than 5 years Fine of not more than \$250,000 if an individual, \$1 million if not an individual	Not more than 10 years Fine of not more than \$500,000 if an individual, \$2 million if not an individual
Hashish (Schedule I)	10 kg or less		
Hashish Oil (Schedule I)	1 kg or less		

<http://www.dea.gov/druginfo/ftp3.shtml>



# Delaware Laws and Penalties

<b>Tier 5</b>	<b>Tier 4</b>	<b>Tier 3</b>	<b>Tier 2</b>	<b>Tier 1</b>
25 + grams of cocaine 5 + grams of morphine, opium, heroin 5000+ grams of marijuana 25 + grams of amphetamine, phencyclidine, methamphetamine 500 + doses of LSD 62.5+ doses MDMA or other designer drug	20 + grams of cocaine 4 + grams of morphine, opium, heroin 4000+ grams of marijuana 20 + grams of amphetamine, phencyclidine, methamphetamine 250 + doses of LSD 50+ doses MDMA or other designer drug	15 + grams of cocaine 3 + grams of morphine, opium, heroin 3000+ grams of marijuana 15 + grams of amphetamine, phencyclidine, methamphetamine 100 + doses of LSD 37.5 + doses MDMA or other designer drug	10 + grams of cocaine 2 + grams of morphine, opium, heroin 1500+ grams of marijuana 10 + grams of amphetamine, phencyclidine, methamphetamine 50 + doses of LSD 25 + doses MDMA or other designer drug	5 + grams of cocaine 1 + grams of morphine, opium, heroin 175+ grams of marijuana 5 + grams of amphetamine, phencyclidine, methamphetamine 25+ doses of LSD 12.5+ doses MDMA or other designer drug

**Aggravating Factors**

- Committed within a school zone
- Committed within a protected park/recreation area or place of worship
- Occurred in a vehicle
- Defendant is an adult and offense involved a child under 18
- Defendant prevents or flees from an officer

<b>Crime (16 Del. C. §§ 4752-4760)</b>	<b>Penalties</b>
Drug Dealing – Aggravated Possession - Class B Felony <ul style="list-style-type: none"> <li>– Manufacture, deliver, possess with the intent to deliver a Tier 4 quantity</li> <li>– Manufacture, deliver, possess with the intent to deliver a Tier 2 quantity with an aggravating factor</li> <li>– Possess a Tier 5 quantity</li> <li>– Possess a Tier 3 quantity with an aggravating factor</li> <li>– Possess a Tier 2 quantity with two aggravating factors</li> </ul>	<b>Class B Felony:</b> not less than 2 years up to 25 years at Level V
Drug Dealing – Aggravated Possession- - Class C Felony <ul style="list-style-type: none"> <li>– Manufacture, deliver, possess with the intent to deliver a Tier 2 quantity</li> <li>– Manufacture, deliver, possess with the intent to deliver a controlled substance with an aggravating factor</li> <li>– Possess a Tier 4 quantity</li> <li>– Possess a Tier 2 quantity with an aggravating factor</li> <li>– Possess a Tier 1 quantity with two aggravating factors</li> </ul>	<b>Class C Felony:</b> up to 15 years at Level V
Drug Dealing – Aggravated Possession - Class D Felony <ul style="list-style-type: none"> <li>– Manufacture, deliver, possess with the intent to deliver a controlled substance</li> <li>– Possess a Tier 3 quantity</li> <li>– Possess a Tier 1 quantity with an aggravating factor</li> </ul>	<b>Class D Felony:</b> up to 8 years at Level V
Aggravated Possession - Class E Felony <ul style="list-style-type: none"> <li>– Possess a Tier 2 quantity</li> </ul>	<b>Class E Felony:</b> up to 5 years at Level V
Aggravated Possession - Class F Felony <ul style="list-style-type: none"> <li>– Possess a Tier 1 quantity</li> </ul>	<b>Class F Felony:</b> up to 3 years at Level V
Unlawful Dealing in a Counterfeit or Controlled Substance – Class E Felony <ul style="list-style-type: none"> <li>– Manufacture, deliver, attempt to manufacture or deliver or possess with the intent to manufacture a counterfeit or purported controlled substance</li> </ul>	<b>Class E Felony:</b> up to 5 years at Level V
Maintaining a Drug Property – Class F Felony <ul style="list-style-type: none"> <li>– Owner, landlord or tenant who knowingly consents to the use of the property to manufacture, delivery or possess a controlled substance</li> </ul>	<b>Class F Felony:</b> up to 3 years at Level V

<b>Motor Vehicle Offenses (21 Del. C. §4177)</b>	<b>Penalties</b>	
Driving Under the Influence	<p><b>First Offense</b></p> <ul style="list-style-type: none"> <li>- up to 12 months at Level V</li> <li>- fine of \$500 to \$1500</li> <li>- 1 to 2 years loss of license</li> </ul> <p><b>Second Offense (occurring within 10 years of prior offense)</b></p> <ul style="list-style-type: none"> <li>- 60 days up to 18 months at Level V</li> <li>- fine of \$750 to \$2500</li> <li>- 18 months to 2 years loss of license</li> </ul> <p><b>Third Offense (Class G Felony)</b></p> <ul style="list-style-type: none"> <li>- 1 year up to 2 years at Level V ( first 3 months cannot be suspended)</li> <li>- fine not more than \$5,000</li> <li>- 2 years to 30 months of loss of license</li> </ul> <p><b>Fourth Offense (Class E Felony)</b></p> <ul style="list-style-type: none"> <li>- 2 years up to 5 years at Level V(first 6 months cannot be suspended)</li> <li>- Fine not more than \$7,000</li> <li>- 5 year loss of license</li> </ul>	<p><b>Fifth Offense (Class E Felony)</b></p> <ul style="list-style-type: none"> <li>- 3 years up to 5 years at Level V (no early release)</li> <li>- Fine no more than \$10,000</li> <li>- 5 yea loss of license</li> </ul> <p><b>Sixth Offense (Class D Felony)</b></p> <ul style="list-style-type: none"> <li>- 4 years up to 8 years at Level V (no early release)</li> <li>- Fine not more than \$10,000</li> <li>- 5 year loss of license</li> </ul> <p><b>Seventh and any further offense (Class C Felony)</b></p> <ul style="list-style-type: none"> <li>- 5 years up to 15 years at Level V (no early release)</li> <li>- Fine not more than \$15,000</li> <li>- 5 year loss of license</li> </ul>

<b>Alcoholic Beverages (Delaware Code Title 4)</b>	<b>Penalties</b>
Manufactures, sells, barter, offers for sale or peddles alcoholic liquor without license or permit	Imprisoned not less than 3 months to not more than 6 months
Holding a license or permit and operating outside of the bounds of the license (i.e. selling alcohol to a person that the license does not allow)	Imprisoned not less than 3 months to not more than 6 months Fine \$500 to \$1,000
Sells or provides liquor to someone who is less than 21 years old	Imprisoned up to 30 days Fine \$250 - \$500
Under 21 years old and knowingly lies about his/her age to obtain alcohol	First Offense: Imprisoned up to 30 days; Fine of \$100 to \$500 Subsequent Offenses: Imprisoned up to 60 days; Fine of \$500 to \$1000
Under 21 years old and has alcohol in his or her possession	License revoked for 30 day for first offense; 90 days for all subsequent offenses If underage person does not have a driver's license, person shall be fined \$100 for the first offense and not less than \$200 and not more than \$500 for each subsequent offense

