

**2018-2019**  
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**DAYTONA COLLEGE**  
**Drug Prevention Program in**  
**compliance with The Drug Free**  
**Schools and Communities Act**  
**Amendments of 1989 (P.L. 101-**  
**226)**



**DAYTONA COLLEGE**  
**DRUG AND ALCOHOL ABUSE PREVENTION INFORMATION**  
**FOR STUDENTS AND EMPLOYEES**  
**Updated September 26, 2018**

**I. Prohibited Conduct**

In compliance with the Drug Free Schools and Campuses Act of 1989, Daytona College prohibits the illegal use, purchase, sale, distribution, manufacture, or possession of drugs and alcohol on its campus or at any college-related activities. This policy applies to all employees and students. Employees, students and job applicants are required to receive information on our drug policies from the time of admission to the College.

Drug abuse affects all aspects of American life. It threatens the workplace, our homes, our schools and our community. The U.S. Department of Education requires institutions of higher education to implement a drug prevention and awareness program for their students and employees through the Safe and Drug Free Schools and Communities Act. All students are expected to conduct themselves as mature adults and as members of an academic community. The consumption of alcohol or drugs while attending class or working is prohibited and may be subject to disciplinary action.

**When Daytona College learns or, based on observation or reliable information, suspects that a student or employee has committed a controlled dangerous substance or alcohol offense on school property, school administration shall refer the matter to an appropriate law enforcement authority for further investigation and prosecution. Daytona College is a Drug-Free Workplace.**

Students and employees will not possess, sell, purchase, deliver, use, manufacture or distribute illegal drugs or controlled substances while present on the Daytona College campus or in attendance at any college-sponsored event. Any student receiving financial aid will notify the college within five (5) days of any conviction for offense relating to the possession, sale, purchase, delivery, use, manufacture or distribution of illegal drugs or controlled substances.

An employee who violates the drug-free workplace provisions for the first time will be subject to disciplinary action, up to and including suspension and or termination, commensurate with the nature of the violation. Based on the severity of the violation, an employee may be offered the option of enrolling in a treatment program of their own choosing and expense. If an employee involved in a rehabilitation program fails to respond to resumes the use of illegal drugs during treatment or after completion of treatment, he or she will be subject to termination or whatever administration action is deemed appropriate.

The College community must adhere to a code of conduct that recognizes the unlawful manufacture, sale, delivery, unauthorized possession or use of any illicit drug is prohibited on property owner or otherwise controlled by Daytona College. In an individual associate with the College is apprehended for violating any drug-or alcohol-related law when on College property, or participating in a College activity, the College will fully cooperate with all law enforcement agencies. Underage possession or consumption of alcoholic beverages is not permitted on property owned or controlled by the College and the state laws will be enforced. Intentionally or knowingly selling, or intentionally or knowingly furnishing alcoholic beverages to persons under the age of 21, or to persons obviously inebriated, is not permitted on property owner or controlled by Daytona College.

**Biennial Review of Daytona College Alcohol and Drug Programs**

The Drug Free Schools and Communities Act requires, as a condition of receiving any federal funding or other financial assistance, that an institution of higher education certify it has adopted and implemented a program to prevent the unlawful possession, use or distribution of illicit drugs and alcohol for students and employees on school premises and as part of its activities. Daytona College is in compliance with the Drug Free Schools and Communities Act and continues to conduct a biennial review on the effectiveness of its alcohol and other drug programs and services.

The biennial review determines the effectiveness of the Alcohol and Drug policy and programs at Daytona College. If any changes to the programs, it is documented. Disciplinary sanctions imposed by the institution are analyzed to ensure that they are consistently enforced.

A hard copy of the biennial report is maintained on file in the Compliance office that can be provided, as requested.

### **I. Legal Sanctions Under Federal, State and Local Laws**

Federal, Florida and local law prohibits the possession, use, or distribution of illicit drugs. Strict penalties are provided for drug convictions, including mandatory prison terms for many offenses. Penalties are doubled for any subsequent drug conviction.

A federal drug conviction may result in the loss of federal benefits, including school loans, grants, scholarships, contracts, and licenses. Federal drug trafficking convictions may result in denial of federal benefits for up to 5 years for a first conviction, 10 years for a second conviction. Persons convicted on federal charges of drug trafficking within 1000 feet of a University face penalties of prison terms and fines that are twice as high as the regular penalties for the offense with a mandatory prison sentence of at least 1 year. Persons convicted on federal charges of possessing any controlled substance face penalties of up to 1 year in prison and a mandatory fine of no less than \$1,000 and up to a maximum of \$100,000. Special sentencing provisions for possession of crack cocaine impose a mandatory prison term of not less than 5 years but not more than 20 years and a fine of up to \$250,000 or both.

Florida (Title XLVI, Chapter 893) and local statutes impose penalties for any controlled substance, except as lawfully sold, manufactured, or delivered. Any person who violates this statute must be sentenced to pay a \$500 fine and to serve 100 hours of public service in addition to any other penalty prescribed by law. A person may be charged with a felony of the second degree or third degree, which could result in fines up to \$10,000, and a term of imprisonment of up to 15 years.

Please note: The minimum sentence for a violation after two or more prior convictions for a felony drug offense have become final is a mandatory term of life imprisonment without release and a fine up to \$8 million dollars if an individual and \$20 million dollars if other than an individual.

### **Pell Grant**

Federal guidelines state the grantee must certify that he or she will not engage in unlawful activities related to controlled substances during the period covered by the grant.

### **Federal Financial Aid Penalties for Drug Violations**

Federal guidelines focus strongly on illicit drug use and distribution. The Higher Education Opportunity Act states students convicted of an illicit drug violation can be denied federal financial aid for a specific period, in addition to other legal penalties. The Free Application for Federal Student Aid (FAFSA) asks students if they have been convicted of a drug-related offense: "Have you ever been convicted of possessing or selling illegal drugs?" If you answer "yes," the University will send a worksheet in the mail to determine if your conviction affects your eligibility for aid. Failure to answer the question automatically disqualifies students from receiving federal financial aid. Answering this question falsely could result in fines up to \$20,000, imprisonment or both. More information about federal penalties and sanctions is located at <https://www.dea.gov/>.

### **Penalties for Drug Convictions**

If the student was convicted of both possessing and selling drugs, and the periods of ineligibility are different, the student will be ineligible for the longer period.

### **Possession of Illegal Drugs**

- For a first offense, a student loses eligibility for federal financial aid for one year from the date of conviction.
- For a second offense, a student loses eligibility for federal financial aid for two years from the date of conviction.
- For a third offense and subsequent offenses, a student has indefinite ineligibility for federal financial aid from the date of conviction.

### **Sale of Illegal Drugs**

- For a first offense, a student loses eligibility for federal financial aid for two years from the date of conviction.
- For a second offense and subsequent offenses, a student has indefinite ineligibility from the date of conviction.

### **How to Regain Eligibility**

A student can regain eligibility for federal student aid funds the day after the period of ineligibility ends or upon successful completion of a qualified drug rehabilitation program that must:

- Include at least two unannounced drug tests;

AND

- Have received or be qualified to receive funds directly or indirectly under a federal, state or local government program.

Students denied eligibility for an indefinite period can regain it after successfully completing a rehabilitation program, passing two unannounced drug tests from such a program, or if a conviction is reversed, set aside or removed from the student's record so that fewer than two convictions for sale or three convictions for possession remain on the record.

In such cases, the nature and dates of the remaining convictions will determine when the student regains eligibility. The student is responsible to certify that a rehabilitation program was successfully completed. As with the conviction question on the FAFSA, the College is not required to confirm the reported information unless conflicting information is determined.

### **Convictions During Enrollment**

Federal regulations require enrolled students convicted of a drug offense after receiving federal financial aid to notify Daytona College immediately. The student will then become ineligible for further federal financial aid and must repay federal financial aid received after the conviction.

If the student was convicted of both possessing and selling illegal drugs, and the periods of ineligibility are different, the student will be ineligible for the longer period. Schools must provide each student who becomes ineligible for FSA funds due to a drug conviction a clear and conspicuous written notice of his loss of eligibility and the methods whereby he can become eligible again.

## **II. Drug and Alcohol Counseling**

Early detection can minimize or prevent the devastating consequences of substance abuse. Daytona College maintains a listing of all local agencies that specialize in helping those people with drug and alcohol abuse. A copy is available to students and employees through the administrative office.

## **III. Disciplinary Sanctions**

Daytona College may take appropriate legal action, including but not limited to issuance of no access citations or institution of trespass proceedings against any individual found in violation of this policy. The College will enforce sanctions that are consistent with state, local, and federal laws. These sanctions may include, but are not limited to, expulsion, termination from employment, loss of financial aid and referral to an appropriate counseling program.

Any member of the College community found consuming or selling drugs on Daytona College property shall be subject to discipline on a case-by-case basis.

- Discipline will be based on the seriousness of the situation.
- A case may result in dismissal from the College.
- In all cases, the College will abide by local, state and federal sanctions regarding unlawful possession of drugs and the consumption of alcohol.
- Additional state penalties and sanctions may also apply.
- The College has adopted a zero-tolerance policy regarding underage drinking.

#### **IV. Referrals**

Any student or employee who voluntarily seeks help for an alcohol/drug problem from Daytona College will be referred to the proper agency and will be given, if possible and practical, the option of returning to school upon documented successful completion of treatment. Any re-occurrence after completion of a treatment may result in expulsion or termination. Students and employees can call 211 to receive referrals to local resources and support to individuals who need drug or alcohol counseling.

#### **HEALTH RISKS**

Daytona College is committed to education and informing students, faculty and staff about the dangers and effects of substance abuse. Daytona College recognizes that drug addiction and alcoholism are illnesses that may not be easily resolved and may require professional assistance and treatment.

Abusing alcohol and illegal, prescription and over-the-counter drugs can negatively affect your health in many different ways. Even if it's considered "medicine," drugs can have dangerous side-effects if they are not taken as prescribed. Substance abuse (alcohol and drugs) is now recognized as the number one public health problem in the United States. Approximately 30% of all admissions to general hospitals and 50% to psychiatric hospitals have detectable substance abuse. Substance abuse accounts for approximately 150,000 deaths annually. This includes deaths from stroke, diseases of the heart and liver, and all alcohol and drug related suicides, homicides, and accidents.

#### **SUICIDE PREVENTION:**

There is a linkage between suicide, substance abuse and other mental health issues. Daytona College can provide referrals to suicide prevention services. In the event of an emergency please dial 911 or notify an administrator on campus immediately.

#### **ALCOHOL EFFECTS:**

Alcohol consumption causes a number of marked changes in behavior. Even low doses significantly impair the judgment and coordination required to drive a car safely, increasing the likelihood that the driver will be involved in an accident. Low to moderate doses of alcohol also increase the incidence of a variety of aggressive acts, including spousal and child abuse. Moderate to high doses of alcohol cause marked impairments in higher mental functions, severely altering a person's ability to learn and remember information. Very high doses cause respiratory depression and death. If combined with other depressants of the central nervous system, much lower doses of alcohol will produce the effects just described.

Repeated use of alcohol can lead to dependence. Sudden cessation of alcohol intake is likely to produce withdrawal symptoms, including severe anxiety, tremors, hallucinations, and convulsions. Alcohol withdrawal can be life threatening. Long-term consumption of large quantities of alcohol, particularly when combined with poor nutrition, can also lead to permanent damage to vital organs such as the brain and the liver.

Mothers who drink alcohol during pregnancy may give birth to infants with fetal alcohol syndrome. These infants have irreversible physical abnormalities and mental retardation. In addition, research indicates that children of alcoholic parents are at greater risk than other youngsters of becoming alcoholics.

#### **DRUG EFFECTS:**

Drugs are chemicals. Different drugs, because of their chemical structures, can affect the body in different ways. In fact, some drugs can even change a person's body and brain in ways that last long after the person has stopped taking drugs, maybe even permanently.

Depending on the drug, it can enter the human body in a number of ways, including injection, inhalation, and ingestion. The method of how it enters the body impacts on how the drug affects the person. For example: injection

takes the drug directly into the blood stream, providing more immediate effects; while ingestion requires the drug to pass through the digestive system, delaying the effects.

Most abused drugs directly or indirectly target the brain's reward system by flooding the circuit with dopamine. Dopamine is a neurotransmitter present in regions of the brain that regulate movement, emotion, cognition, motivation, and feelings of pleasure. When drugs enter the brain, they can actually change how the brain performs its jobs. These changes are what lead to compulsive drug use, the hallmark of addiction.

The impact of drug abuse and dependence can be far-reaching, affecting almost every organ in the human body. Drug use can:

- Weaken the immune system, increasing susceptibility to infections.
- Cause cardiovascular conditions ranging from abnormal heart rate to heart attacks. Injected drugs can also lead to collapsed veins and infections of the blood vessels and heart valves.
- Cause nausea, vomiting and abdominal pain.
- Cause the liver to have to work harder, possibly causing significant damage or liver failure.
- Cause seizures, stroke and widespread brain damage that can impact all aspects of daily life by causing problems with memory, attention and decision-making, including sustained mental confusion and permanent brain damage.
- Produce global body changes such as breast development in men, dramatic fluctuations in appetite and increases in body temperature, which may impact a variety of health conditions.

Although initial drug use may be voluntary, drugs have been shown to alter brain chemistry, which interferes with an individual's ability to make decisions and can lead to compulsive craving, seeking and use. This then becomes a substance dependency.

- All drugs of abuse - nicotine, cocaine, marijuana, and others - effect the brain's "reward" circuit, which is part of the limbic system.
- Drugs hijack this "reward" system, causing unusually large amounts of dopamine to flood the system.
- This flood of dopamine is what causes the "high" or euphoria associated with drug abuse.

Behavioral problems may consist of paranoia, aggressiveness, hallucinations, addiction, impaired judgement, impulsiveness, and loss of self-control.

Nearly 4 percent of pregnant women in the United States use illicit drugs such as marijuana, cocaine, Ecstasy and other amphetamines, and heroin<sup>1</sup>. These and other illicit drugs may pose various risks for pregnant women and their babies. Some of these drugs can cause a baby to be born too small or too soon, or to have withdrawal symptoms, birth defects or learning and behavioral problems. Additionally, illicit drugs may be prepared with impurities that may be harmful to a pregnancy.

Finally, pregnant women who use illicit drugs may engage in other unhealthy behaviors that place their pregnancy at risk, such as having extremely poor nutrition or developing sexually transmitted infections.

The use of alcohol is a common social custom in many cultures and many people experience no ill-effects from an occasional social drink. Unfortunately, studies indicate that one in every 10 people who drink will find it difficult to control consumption. They are at risk of becoming alcoholics.

Women are even more vulnerable to the effects of alcohol than men. According to research conducted at the University School of Medicine in Trieste, Italy, women have significantly lower amounts of a stomach enzyme that breaks down some of the intoxicant in alcohol before it circulates through the body. Alcohol use also can have a detrimental effect on a women and her fetus during pregnancy. Research indicates that children of alcoholic parents are at greater risk than other youngsters of becoming alcoholics.

#### Physiological Effects

- Alcohol affects all systems in the body.

- Skeletal system: Skeletal muscular coordination decreases.
- Muscular system: Normal muscular coordination decrease.
- Circulatory system: The pulse rate increases and blood vessels dilate, causing increased heat loss from the body.
- Respiratory system: Small doses initially stimulate the respiratory rate, but increased doses cause a dramatic decrease.
- Nervous system: An initial relaxation at low doses is followed by mental confusion and uncontrolled mood swings at higher doses.
- Digestive system: Secretions increase, causing irritation of the stomach and a greater accumulation of fat deposits in the liver.
- Excretory system: Depression of small and larger intestinal functions can cause constipation and diarrhea. Urine production and urination increase.
- Hormone system: Increased secretions of various hormones can increase urination, raise and lower blood sugar levels, dilate pupils and raise blood pressure.
- Reproductive system: Using too much alcohol during pregnancy causes miscarriages, infant deaths, smaller, weaker newborns, and more problem pregnancies. Alcohol can have a toxic effect, Fetal Alcohol Syndrome, on a developing fetus.

## **Tobacco**

Although many of us don't think of tobacco as a drug, the nicotine in tobacco smoke is a highly addictive substance. Fewer than 20 percent of all smokers succeed in stopping on the first attempt. In addition to its addictive nature, nicotine has been implicated in the onset of heart attacks and cancer.

But nicotine is not the only dangerous substance in tobacco smoke. Cigarette smoke contains approximately 4,000 chemicals, several of which are known to cause cancer. Eye, nose and throat irritations have been linked to toxins and irritants found in cigarette smoke. Cigarette smoke contains carbon monoxide, which combines with hemoglobin in the blood stream to form carboxyhemoglobin, a substance that interferes with the body's ability to obtain and use oxygen.

Pregnant women who smoke are increasing the risk of spontaneous abortion, preterm birth, and low birth weight. Medical research also indicates that infant deaths are more likely to occur when the mother is a smoker.

Both men and women who smoke are more likely than non-smokers to contract heart disease. Approximately 170,000 people die each year from smoking-related coronary heart disease. Smokers are at greater risk of contracting lung, larynx, esophageal, bladder, pancreatic and kidney cancers. Chronic obstructive lung diseases such as emphysema and chronic bronchitis are 10 times more likely to occur among smokers than non-smokers.

## **Marijuana**

Marijuana produced today is five to 20 times stronger than that available as recently as 10 years ago. Research has shown that severe psychological damage, including paranoia and psychosis, can occur when marijuana contains 2 percent THC, its major psychoactive ingredient. Since the early 1980s, most marijuana has contained from 4 to 6 percent THC.

Commonly observed physical affects of cannabis include a substantial increase in heart rate, bloodshot eyes, a dry mouth and throat, and increased appetite.

Use of cannabis can impair or reduce short-term memory and comprehension, alter sense of time, and reduce the ability to perform tasks that require concentration and coordination, such as driving a car. Research also indicates that students do not retain knowledge when they are using marijuana.

As with tobacco, smoking marijuana is damaging to the lungs and pulmonary system. Marijuana smoke also contains more cancer-causing agents than tobacco smoke.

Although there is no evidence that marijuana is physically addictive, there is evidence that long-term use is psychologically addictive.

### **Cocaine**

Cocaine, which can be inhaled through the nose, injected or smoked, stimulates the central nervous system. Its effects include dilated pupils, elevated blood pressure, heart rate, respiratory rate and body temperature. But that's only the beginning. Occasional "snorting" cocaine can cause a stuffy or runny nose. Chronic use can ulcerate the mucous membrane in the nose.

Crack is one of the most popular and most addictive forms of cocaine. Smoked in a pipe, the effects of crack cocaine can be felt within 10 seconds. Repeated use can lead to addiction within a few days. Continued use can produce violent behavior and psychotic states similar to schizophrenia. Crack also has been linked to sudden deaths from cardiac arrest or respiratory failure. Crack addicted mothers have passed their addictions on to their babies, many of which are born with severe health problems.

Injecting cocaine poses a whole new set of health risks in addition to the ones already mentioned. The use of contaminated needles and other "shooting" equipment can result in the spread of HIV/AIDS, hepatitis, and other diseases.

No matter what form you choose, cocaine is an extremely dangerous substance. All forms of cocaine can produce psychological and physical dependency in a relatively short amount of time. Furthermore, it takes greater and greater amounts to produce the same "high."

### **Stimulants**

Stimulants produce many of the same effects as cocaine; increased heart and respiratory rates, elevated blood pressure, dilated pupils and decreased appetite. Users of various amphetamines also may experience sweating, headaches, blurred vision, dizziness, sleeplessness, and anxiety. Long term use of high doses can cause hallucinations, delusions and paranoia.

### **Depressants**

Smaller doses of depressants cause effects similar to alcohol, including calmness, relaxed muscles, slurred speech, poor physical coordination, and altered perception. Larger doses can cause respiratory depression, coma and death. The combination of depressants and alcohol is extremely dangerous because it multiplies the effects of both drugs.

Like many other drugs, the use of depressants can become psychologically and physically addictive. Regular users also develop tolerances and require larger and larger doses. Withdrawal symptoms range from restlessness, insomnia and anxiety to convulsions and death.

### **Hallucinogens**

These drugs, the most common of which are PCP and LSD, have extremely unpredictable effects on users. They have been known to cause violent mood swings, anxiety attacks, confusion, disorientation, panic, severe paranoia, and hallucinations.

### **Narcotics**

Use of narcotics such as heroin initially produce a feeling of euphoria, followed by drowsiness, nausea and sometimes vomiting. An overdose may produce slow and shallow breathing, clammy skin, convulsions, coma and even death.

Tolerance to heroin and other narcotics develops rapidly. These drugs also are highly addictive. Injecting heroin with contaminated equipment can spread HIV/AIDS and other diseases. Addition in pregnant women can lead to stillborn babies, or addicted infants who experience severe withdrawal symptoms.

### **Anabolic Steroids**

Developed in the 1930s, steroids have enjoyed an unfortunate resurgence among today's athletes. But the short term gains in muscle bulk and performance are far outweighed by the serious physical and psychological risks associated with steroid use.

Side-effects range from acne to liver cancer. In males, steroid use can result in withered testicles, sterility and impotence. Female users can experience breast reduction and sterility. Heart attacks and strokes are health risks facing both male and female steroid users. Psychological effects in both sexes include aggressive behavior known as "roid rage" and depression

### **WEBSITE RESOURCES:**

#### **Florida State Substantive Laws (Chapter 893)**

[http://archive.flsenate.gov/statutes/index.cfm?App\\_mode=Display\\_Statute&URL=0800-0899/0893/0893ContentsIndex.html&StatuteYear=2012&Title=%2D%3E2012%2D%3EChapter%20893](http://archive.flsenate.gov/statutes/index.cfm?App_mode=Display_Statute&URL=0800-0899/0893/0893ContentsIndex.html&StatuteYear=2012&Title=%2D%3E2012%2D%3EChapter%20893)

#### **Foundation for a Drug-Free World**

The foundation for a Drug-Free World is a nonprofit benefit corporation that empowers youth and adults with factual information about drugs so they can make informed decision and live drug-free.

<http://www.drugfreeworld.org/#/interactive>

#### **United States Department of Justice**

Drug Enforcement Administration

Drugs of Abuse Uses & Effects

Here you will find a list of drugs and there affects

<http://www.justice.gov/dea/index.shtml>

### **LOCAL TREATMENT CENTERS:**

This link will direct you a list of drug treatment centers in the Greater Daytona Beach Area. All other locations should provide their zip code or city and state:

<http://www.treatment-centers.net/directory/florida/daytona-beach.html>

If you would like assistance in finding various treatment centers, please tell a school administrator.

#### **Alcoholics Anonymous**

<http://www.aa.org/>

#### **Stewart-Marchman-Act Behavioral Healthcare**

- (800) 539-4228
- <http://www.smabehavioral.org/>

#### **Haven Recovery Center**

- (386) 258-5050 Extension 1
- 540 N. Ridgewood Ave. Daytona Beach, FL
- <http://www.havenrecoverycenter.org/>

#### **Haven Recovery DeLand Treatment Center at Amelia**

- (386) 736-0420
- 245 South Amelia Ave. DeLand FL

- <http://www.havenrecoverycenter.org/>

### **Volusia County Intergroup (AA)**

- (888) 756-2930
- 1635 Ridgewood Ave. Suite 107 South Daytona, FL
- <http://www.aadaytona.org/>

### **Substance Abuse Mental Health Services**

- (800) 662-4357

### **Methadone Treatment Center**

- (386) 254-1931
- 1823 Business Park Blvd. Daytona Beach, FL

### **Club Yana**

- (386) 761-3533
- 11 Howes St. Port Orange, FL

### **Hearthstone Foundation**

- (386) 238-1348
- 814 N. Beach St. Daytona Beach, FL

### **Daytona Beach Alcoholics Anonymous**

- (886) 756-2930

### **Al-Anon**

- **East Volusia**
  - 800-508-2512
- **West Volusia**
  - 800-292-6489

### **Almous Club**

- (386) 255-8536
- 569 Foote Court Daytona Beach, FL

### **Silver Dollar Club**

- (386) 253-9996

## **Penalties**

### **Florida DUI laws and Penalties**

[http://www.leg.state.fl.us/Statutes/index.cfm?App\\_mode=Display\\_Statute&URL=0300-0399/0316/Sections/0316.193.html](http://www.leg.state.fl.us/Statutes/index.cfm?App_mode=Display_Statute&URL=0300-0399/0316/Sections/0316.193.html)

### **Federal Trafficking Penalties; Controlled Substances**

The link provides you with the standard penalties that are placed to those people that are involved in some form of Drug Trafficking.

[http://www.iecc.edu/files\\_user/CONS/Files/Federal\\_Trafficking\\_Penalties.pdf](http://www.iecc.edu/files_user/CONS/Files/Federal_Trafficking_Penalties.pdf)

**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><b>First Offense:</b> 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><b>Second Offense:</b> 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><b>First Offense:</b> 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><b>Second Offense:</b> 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><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.</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><b>First Offense:</b> 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><b>Second Offense:</b> 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	
Any Amount Of Other Schedule III Drugs	<p><b>First Offense:</b> 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><b>Second Offense:</b> 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 All Other Schedule IV Drugs (other than one gram or more of Flunitrazepam)	<p><b>First Offense:</b> Not more than 5 yrs. Fine not more than \$250,000 if an individual, \$1 million if not an individual.</p> <p><b>Second Offense:</b> 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 Schedule V Drugs	<p><b>First Offense:</b> Not more than 1 yr. Fine not more than \$100,000 if an individual, \$250,000 if not an individual.</p> <p><b>Second Offense:</b> Not more than 4 yrs. Fine not more than \$200,000 if an individual, \$500,000 if not an individual.</p>

<b>Federal Trafficking Penalties for Marijuana, Hashish and Hashish Oil, Schedule I Substances</b>	
Marijuana 1,000 kilograms or more marijuana mixture or 1,000 or more marijuana plants	<p><b>First Offense:</b> 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><b>Second Offense:</b> 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>
Marijuana 100 to 999 kilograms marijuana mixture or 100 to 999 marijuana plants	<p><b>First Offense:</b> 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><b>Second Offense:</b> 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>
Marijuana 50 to 99 kilograms marijuana mixture, 50 to 99 marijuana plants	<p><b>First Offense:</b> 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><b>Second Offense:</b> 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>
Hashish More than 10 kilograms	
Hashish Oil More than 1 kilogram	
Marijuana less than 50 kilograms marijuana (but does not include 50 or more marijuana plants regardless of weight)  1 to 49 marijuana plants	<p><b>First Offense:</b> Not more than 5 yrs. Fine not more than \$250,000, \$1 million if other than an individual.</p> <p><b>Second Offense:</b> Not more than 10 yrs. Fine \$500,000 if an individual, \$2 million if other than individual.</p>
Hashish	

10 kilograms or less	
Hashish Oil 1 kilogram or less	

## Florida Drunk Driving Fines and Penalties

	1 <sup>st</sup> Offense	2 <sup>nd</sup> Offense	3 <sup>rd</sup> Offense
<b>Jail</b>	Up to six months	Up to 9 months	30 days to 5 years
<b>Fines and Penalties</b>	\$500 to \$2,000	\$1,000 to \$4,000	\$2,000 to \$5,000
<b>License Suspension</b>	180 days to 1 year	5 years (which can be reduced to 1)	10 years (which can be reduced to 2)
<b>IID** Required</b>	Yes	Yes	Yes

How much do you have to drink (BAC\*) for a DUI in Florida?

<b>Under 21</b>	.02%
<b>21 or older</b>	.08%
<b>Commercial</b>	.04%

What if you refuse to take a chemical test in Florida?

Florida has an implied consent law. That means that if you refuse to submit to a chemical test you will be subject to a fine and automatic license suspension.

	1 <sup>st</sup> Offense	2 <sup>nd</sup> Offense	3 <sup>rd</sup> Offense
<b>Refusal to take test</b>	1 year license suspension	18 month license suspension	18 month license suspension

The State of Florida has strict laws for drunk driving, and when you drink and drive in Florida, you risk your freedom, finances and your future.

A first time conviction of drunk driving in Florida will result in up to 6 months in jail. If a minor was in the vehicle at the time of the arrest, or if the driver had a BAC of .15 percent or higher, a sentence of no more than 9 months in jail will be issued. Unless the family of the DUI has no other means of transportation the vehicle will be impounded for 10 days. The convicted driver will also receive a fine of no less than \$500 and no more than \$1,000. If the driver's BAC was .15 percent or higher or there was a minor in the vehicle the fine will be no less than \$1000 and no more than \$2,000. A driver's license suspension of 6 months. You will also need to do 50 hours of community

service or pay \$10 for every hour of community service given. You must also complete DUI school as directed by the court.

A second drunk driving conviction in Florida will result in up to 9 months in jail. If a minor was in the vehicle at the time of the arrest, or the driver had a BAC of .15 percent or higher, a sentence of no more than 12 months in jail will be issued. If the second conviction of drunk driving is within 5 years of the first, the driver must be imprisoned for 10 days mandatory, 48 hours of the confinement must be consecutive. Unless the family of the convicted driver has no other means of transportation the vehicle will be impounded for 30 days. The convicted driver will also receive a fine of no less than \$1,000 and no more than \$2,000. If the driver's BAC was .15 percent or higher or there was a minor in the vehicle the fine will be no less than \$2,000 and no more than \$4,000. If within 5 years, a minimum drivers license suspension of 5 years. If eligible, a hardship reinstatement will may be issued after 1 year. You must also complete DUI school as directed by the court.

A third drunk driving conviction in Florida will result in up to 12 months in jail, 30 days of the jail sentence is mandatory and 48 hours must be served consecutively. Unless the family of the convicted driver has no other means of transportation, the vehicle will be impounded for 90 days. The convicted driver will also receive a fine of no less than \$2,000 and no more than \$5,000. If the driver's BAC was .15 percent or higher, or a minor was in the vehicle during the DUI, the fine will be no less than \$4,000. A minimum drivers license suspension of 10 years. If eligible, a hardship reinstatement will may be issued after 2 years.

A fourth drunk driving conviction will result in up to 5 years in jail as provided in the State of Florida statutes as a habitual offender. On your fourth drunk driving conviction, your license will be revoked for life, without any possibility of receiving a hardship reinstatement. The fine will be no less than \$2,000.