

RECODIFICATION PROPOSED DRUG THRESHOLDS¹

Aggravated Trafficking in Drugs

DRUG	RECOD THRESHOLD	LEVEL	CURRENT THRESHOLD
Schedule I or II	$\geq 50 \rightarrow < 100$ x bulk	F-2 (mandatory within the range)	$\geq 5 \rightarrow < 50$ x bulk
	≥ 100 x bulk	F-1 (mandatory within the range)	$\geq 50 \rightarrow < 100$ x bulk ≥ 100 x bulk (MDO)
Marijuana	≥ 40 kg	F-2 (mandatory within the range)	
Cocaine	≥ 50 g \rightarrow < 100 g	F-2 (mandatory within the range)	≥ 20 g \rightarrow < 27 g
	≥ 100 g \rightarrow < 250 g	F-1 (mandatory within the range)	≥ 27 g \rightarrow < 100 g
	≥ 250 g	F-1 (MDO – 10 or 11 year mandatory)	≥ 100 g
LSD: Solid	≥ 500 UD \rightarrow < 5000 UD	F-2 (mandatory within the range)	≥ 250 UD \rightarrow < 1000 UD
	≥ 5000 UD	F-1 (mandatory within the range)	≥ 1000 UD \rightarrow < 5000 UD ≥ 5000 UD (MDO)
LSD: Liquid	≥ 50 g \rightarrow < 500 g	F-2 (mandatory within the range)	≥ 25 g \rightarrow < 100 g
	≥ 500 g	F-1 (mandatory within the range)	≥ 100 g \rightarrow < 500 g ≥ 500 g (MDO)
Heroin	≥ 30 g \rightarrow < 50 g; ≥ 300 UD \rightarrow < 500 UD	F-2 (mandatory within the range)	≥ 10 g \rightarrow < 50 g; ≥ 100 UD \rightarrow < 500 UD
	≥ 50 g \rightarrow < 100 g; ≥ 500 UD \rightarrow < 1000 UD	F-1 (mandatory within the range)	≥ 50 g \rightarrow < 100 g; ≥ 500 UD \rightarrow < 1000 UD
	≥ 100 g; ≥ 1000 UD	F-1 (MDO – 10 or 11 year mandatory)	≥ 100 g; ≥ 1000 UD
Hashish	≥ 2 kg	F-2 (mandatory within the range)	≥ 2 kg (solid) ≥ 400 g (liquid)
Controlled Substance Analog	≥ 30 g \rightarrow < 40 g	F-2 (mandatory within the range)	Same
	≥ 40 g \rightarrow < 50 g	F-1 (mandatory within the range)	Same
	≥ 50 g	F-1 (MDO – 10 or 11 year mandatory minimum)	Same

¹ Chart does not include fentanyl-related compounds. Under the proposed draft, those amounts are taken straight from SB1.

Trafficking in Drugs

DRUG	RECOD THRESHOLD	LEVEL	CURRENT THRESHOLD
Schedule I or II	$\geq 5 \text{ x bulk} \rightarrow < 50 \text{ x bulk}$	F-3	$\geq \text{bulk} \rightarrow < 5 \text{ x bulk}$
Schedule III, IV, or V	$\geq 50 \text{ x bulk}$	F-3	$\geq 5 \text{ x bulk} \rightarrow < 50 \text{ x bulk}$
Marijuana	$\geq 5 \text{ kg} \rightarrow < 40 \text{ kg}$	F-3	$\geq 1 \text{ kg} \rightarrow < 5 \text{ kg}$
Cocaine: Powder or Crack	$\geq 27 \text{ g} \rightarrow < 50 \text{ g}$	F-3	$\geq 10 \text{ g} \rightarrow < 20 \text{ g}$
LSD: Solid	$\geq 200 \text{ UD} \rightarrow < 500 \text{ UD}$	F-3	$\geq 50 \text{ UD} \rightarrow < 250 \text{ UD}$
LSD: Liquid	$\geq 20 \text{ g} \rightarrow < 50 \text{ g}$	F-3	$\geq 5 \text{ g} \rightarrow < 25 \text{ g}$
Heroin	$\geq 10 \text{ g} \rightarrow < 30 \text{ g};$ $\geq 100 \text{ UD} \rightarrow < 300 \text{ UD}$	F-3	$\geq 5 \text{ g} \rightarrow < 10 \text{ g};$ $\geq 50 \text{ UD} \rightarrow < 100 \text{ UD}$
Hashish	$\geq 200 \text{ g} \rightarrow < 2 \text{ kg}$	F-3	$\geq 250 \text{ g} \rightarrow < 1 \text{ kg (solid)}$ $\geq 50 \text{ g} \rightarrow < 200 \text{ g}$
Controlled Substance Analog	$\geq 20 \text{ g} \rightarrow < 30 \text{ g}$	F-3	$\geq 20 \text{ g} \rightarrow < 30 \text{ g}$

Petty Trafficking in Drugs

DRUG	RECOD THRESHOLD	LEVEL	CURRENT THRESHOLD
Schedule I or II	$\geq 0.025\text{g} \rightarrow < \text{bulk}$	F-5	n/a
	$\geq x \text{ bulk} \rightarrow < 5 x \text{ bulk}$	F-4	< bulk
Schedule III, IV, or V	$\geq 0.025\text{g} \rightarrow < \text{bulk}$	F-5	< bulk
	$\geq \text{bulk} \rightarrow < 50 x \text{ bulk}$	F-4	$\geq \text{bulk} \rightarrow < 5 x \text{ bulk}$
Marijuana	Gift $\leq 20\text{g}$	Minor Misdemeanor	same
	$\geq 0.025\text{g} \rightarrow < 1 \text{ kg}$	F-5	< 200 g
	$\geq 1 \text{ kg} \rightarrow < 5 \text{ kg}$	F-4	$\geq 200 \text{ g} \rightarrow < 1 \text{ kg}$
Cocaine: Powder or Crack	$\geq 0.025\text{g} \rightarrow < 10 \text{ g}$	F-5	< 5 g
	$\geq 10 \text{ g} \rightarrow < 27 \text{ g}$	F-4	$\geq 5 \text{ g} \rightarrow < 10 \text{ g}$
LSD: Solid	$\geq 0.25 \text{ UD} \rightarrow < 50 \text{ UD}$	F-5	< 10 UD
	$\geq 50 \text{ UD} \rightarrow < 200 \text{ UD}$	F-4	$\geq 10 \text{ UD} \rightarrow < 50 \text{ UD}$
LSD: Liquid	$\geq 0.025\text{g} \rightarrow < 5 \text{ g}$	F-5	< 2 g
	$\geq 5 \text{ g} \rightarrow < 20 \text{ g}$	F-4	$\geq 2 \text{ g} \rightarrow < 10 \text{ g}$
Heroin	$\geq 0.025\text{g} \rightarrow < 1 \text{ g};$ $\geq 0.25 \text{ UD} \rightarrow < 10 \text{ UD}$	F-5	< 1 g; < 10 UD
	$\geq 1 \text{ g} \rightarrow < 10 \text{ g};$ $\geq 10 \text{ UD}$ $\rightarrow < 100 \text{ UD}$	F-4	$\geq 1 \text{ g} \rightarrow < 5 \text{ g};$ $\geq 10 \text{ UD} \rightarrow < 50 \text{ UD}$
Hashish	$\geq 0.025\text{g} \rightarrow < 50 \text{ g}$	F-5	< 10 g (solid) < 2 g (liquid)
	$\geq 50 \text{ g} \rightarrow < 200 \text{ g}$	F-4	$\geq 10 \text{ g} \rightarrow < 50 \text{ g}$ (solid) $\geq 2 \text{ g} \rightarrow < 10 \text{ g}$ (liquid)
Controlled Substance Analog	$\geq 0.025\text{g} \rightarrow < 10\text{g}$	F-5	< 10 g
	$\geq 10 \text{ g} \rightarrow < 20 \text{ g}$	F-4	$\geq 10 \text{ g} \rightarrow < 20 \text{ g}$

Unlawful Possession of Drugs

DRUG	RECOD THRESHOLD	LEVEL	CURRENT THRESHOLD
Schedule I or II²	$\geq 0.025\text{g} \rightarrow < \text{bulk}$	F-5 (proposed UM)	< bulk
	$\geq x \text{ bulk} \rightarrow < 5 x \text{ bulk}$	F-4 (proposed UM)	n/a
Schedule III, IV, or V	$\geq 0.025\text{g} \rightarrow < 5 x \text{ bulk}$	F-5 (proposed UM)	n/a
	$\geq 5 x \text{ bulk} \rightarrow < 50 x \text{ bulk}$	F-4 (proposed UM)	$\geq x \text{ bulk} \rightarrow < 5 x \text{ bulk}$
Cocaine: Powder or Crack	$\geq 0.025\text{g} \rightarrow < 10 \text{ g}$	F-5 (proposed UM)	< 5 g
	$\geq 10 \text{ g} \rightarrow < 27 \text{ g}$	F-4 (proposed UM)	$\geq 5 \text{ g} \rightarrow < 10 \text{ g}$
LSD: Solid	$\geq 0.25 \text{ UD} \rightarrow < 50 \text{ UD}$	F-5 (proposed UM)	< 10 UD
	$\geq 50 \text{ UD} \rightarrow < 200 \text{ UD}$	F-4 (proposed UM)	$\geq 10 \text{ UD} \rightarrow < 50 \text{ UD}$
LSD: Liquid	$\geq 0.025\text{g} \rightarrow < 5 \text{ g}$	F-5 (proposed UM)	< 1 g
	$\geq 5 \text{ g} \rightarrow < 20 \text{ g}$	F-4 (proposed UM)	$\geq 1 \text{ g} \rightarrow < 5 \text{ g}$
Heroin	$\geq 0.025\text{g} \rightarrow < 1 \text{ g}; \geq 0.25 \text{ UD} \rightarrow < 10 \text{ UD}$	F-5 (proposed UM)	< 1 g; < 10 UD
	$\geq 1 \text{ g} \rightarrow < 10 \text{ g}; \geq 10 \text{ UD} \rightarrow < 100 \text{ UD}$	F-4 (proposed UM)	$\geq 1\text{g} \rightarrow < 5 \text{ g};$ $\geq 10 \text{ UD} \rightarrow < 50 \text{ UD}$
Controlled Substance Analog	$\geq 0.025\text{g} \rightarrow < 10\text{g}$	F-5 (proposed UM)	< 10g
	$\geq 10 \text{ g} \rightarrow < 20 \text{ g}$	F-4 (proposed UM)	$\geq 10 \text{ g} \rightarrow < 20 \text{ g}$

² Exception created for the date rape drug GHB in proposed draft

Possession of Marijuana

DRUG	RECOD THRESHOLD	LEVEL	CURRENT THRESHOLD
Marijuana	$\geq 0.025\text{g} \rightarrow < 200\text{ g}$	Minor Misdemeanor	$< 100\text{ g}$
	$200\text{ g} < 400\text{ g}$	M-4	$\geq 100\text{ g} \rightarrow < 200\text{ g}$
	$400\text{ g} < 1\text{ kg}$	F-5 (proposed M1)	$\geq 200\text{ g} < 1\text{ kg}$
	$1\text{ kg} < 5\text{ kg}$	F-4	N/A
Hashish	$\geq 0.025\text{g} \rightarrow < 10\text{ g}$	Minor Misdemeanor	$< 5\text{ g}$ (solid) $< 1\text{ g}$ (liquid)
	$10\text{ g} < 20\text{ g}$	M-4	$\geq 5\text{ g} < 10\text{ g}$ (solid) $\geq 1\text{ g} < 2\text{ g}$ (liquid)
	$20\text{ g} < 50\text{ g}$	F-5 (proposed M1)	$\geq 10\text{ g} < 50\text{ g}$ (solid) $\geq 2\text{ g} < 10\text{ g}$ (liquid)
	$50\text{ g} < 250\text{ g}$	F-4	n/a