

## Alcohol and Other Drugs: Penalties Under State and Federal Law

### PENALTIES UNDER TEXAS LAW

OFFENSE	MINIMUM PUNISHMENT	MAXIMUM PUNISHMENTS
Manufacture or delivery of a controlled substance (drugs)	Imprisonment in the Texas Department of Criminal Justice for life or for a term not more than 99 years or less than 10 years, and a fine not to exceed \$100,000.	Imprisonment in the Texas Department of Criminal Justice for life or for a term of not more than 99 years or less than 15 years, and a fine not to exceed \$250,000.
Possession of a controlled substance (drugs)	Confinement in jail for a term not to exceed 1 year and/or a fine not to exceed \$4,000.	Imprisonment in the Texas Department of Criminal Justice for life or for a term of not more than 99 years or less than 15 years, and a fine not to exceed \$250,000.
Delivery of Marijuana	Confinement in a jail for a term not to exceed 180 days and/or a fine not to exceed \$2,000.	Imprisonment in the Texas Department of Criminal Justice for life or for a term of not more than 99 years or less than 10 years, and a fine not to exceed \$100,000.
Possession of Marijuana	Confinement in a jail for a term not to exceed 180 days and/or a fine not to exceed \$2,000.	Imprisonment in the Texas Department of Criminal Justice for life or for a term of not more than 99 years or less than 5 years, and a fine not to exceed \$50,000.
Delivery of a controlled substance or marijuana to a minor		Imprisonment in the Texas Department of Criminal Justice for life or for a term of not more than 20 years or less than 2 years, and a fine not to exceed \$10,000.
Driving While Intoxicated	Confinement in a jail for a term not to exceed 180 days and/or a fine not to exceed \$2,000 with a minimum term of confinement of 72 hours	Confinement in a jail for a term not to exceed 180 days and/or a fine not to exceed \$2,000 with a minimum term of confinement of 6 days.
Public Intoxication		Fine not to exceed \$500.
Intoxication Assault		Imprisonment in the Texas Department of Criminal Justice for a term of not more than 10 years or less than 2 years and a fine not to exceed \$10,000.
Intoxication Manslaughter		Imprisonment in the Texas Department of Criminal Justice for a term of not more than 20 years or less than 2 years and a fine not to exceed \$10,000.
Purchase of alcohol by a minor	Fine not to exceed \$500.	Fine of not less than \$250 nor more than \$2,000, and/or confinement in jail for a term not to exceed 180 days.
Consumption of alcohol by a minor	Fine not to exceed \$500.	Fine of not less than \$250 nor more than \$2,000, and/or confinement in jail for a term not to exceed 180 days.

Consumption or Possession of Alcoholic Beverage in Motor Vehicle		Fine not to exceed \$500.
Possession of alcohol by a minor	Fine not to exceed \$500.	Fine of not less than \$250 nor more than \$2,000 and/or confinement in jail for not more than 180 days.
Purchase of alcohol by a minor	Fine not to exceed \$500.	Fine of not less than \$250 nor more than \$2,000 and/or confinement in jail for not more than 180 days.
Purchase of alcohol for a minor		Fine of not more than \$4,000 and/or confinement in jail for not more than 1 year.
Sale of alcohol to a minor	(minimum omitted)	Fine of not more than \$4,000 and/or confinement in jail for not more than 1 year.
Attempt to purchase alcohol by a minor	Fine not to exceed \$500.	Fine of not less than \$250 nor more than \$2,000 and/or confinement in jail for not more than 180 days.
Misrepresentation of age by a minor	Fine not to exceed \$500.	Fine of not less than \$250 nor more than \$2,000 and/or confinement in jail for not more than 180 days.

<b>PENALTIES UNDER FEDERAL LAW</b>		
Manufacture, distribution, or dispensing drugs (includes marijuana)	A term of imprisonment not less than five years, and a fine of not more than \$250,000 for an individual.	A term of life imprisonment without release (no eligibility for parole) and a fine not to exceed \$8,000,000 (for an individual) or \$20,000,000 (if other than an individual).
Possession of drugs (including marijuana)	Civil penalty in amount not to exceed \$10,000	Imprisonment for not more than 20 years nor less than 5 years, a fine of not less than \$5,000 plus costs of investigation and prosecution.
Operation of a Common Carrier under the influences of alcohol or drugs		Imprisonment for up to 15 years and a fine not to exceed \$250,000.