

Florida Penalties for Common Substance Abuse, Drug Trafficking, and Other Offenses

Florida Statute Title XXXIV Alcoholic Beverages and Tobacco

[Chapter 561 – Beverage Law: Administration](#)

[Chapter 562 – Beverage Law: Enforcement](#)

Florida Statute Title XLVI Crimes

[Chapter 775 – Definitions; General Penalties; Registration of Criminals](#)

[Chapter 893 – Drug Abuse Prevention and Control](#)

Possession of Marijuana (20 grams or less)

First Degree Misdemeanor

A 1st degree misdemeanor has a maximum penalty of 1 year in jail and a \$1000 fine

[Florida Criminal Statute –§893.13\(6\) \(b\)](#)

Possession of Marijuana (more than 20 grams)

Third Degree Felony

A 3rd degree felony has a maximum penalty of 5 year in jail and a \$5000 fine.

[Florida Criminal Statute –§893.13\(6\) \(a\)](#)

Possession of a Controlled Substance (Heroin, Cocaine, Ecstasy)

Third Degree Felony

A 3rd degree penalty carries a maximum penalty of 5 years in jail and up to a \$5000 fine.

[Florida Criminal Statute –§893.13\(6\) \(a\)](#)

Possession of More than 10 grams of Heroin

and/or most Schedule I drugs and related opiate substances as listed in §893.03(1) (a) or (1) (b)

First Degree Felony

A 1st degree felony has a maximum penalty of 30 years in prison and fines of up to \$10,000.

[Florida Criminal Statute – §893.13\(6\) \(c\)](#)

Possession of an Unlawful Chemical

Possession of a listed chemical with the intent to unlawfully manufacture a controlled substance is a 2nd Degree Felony. These chemicals may include ingredients to make methamphetamines, ecstasy, GHB, or other drugs. A second degree felony has a maximum penalty of 15 years in jail and a \$10,000 fine.

[Florida Criminal Statute –§893.149](#)

Possession of Drug Paraphernalia

The use, possession, manufacture, delivery or advertisement of drug paraphernalia is a 1st Degree Misdemeanor. Drug paraphernalia as defined under Florida law may include pipes, bongs, other smoking devices, spoons, needles, syringes, scales, measuring or preparation devices, containers, bags, and other items. A first degree misdemeanor has a maximum penalty of 1 year in jail and a \$1000 fine

[Florida Criminal Statute - §893.147](#)