

By Mr. Antonioni of Leominster, petition of Robert A. Antonioni for legislation to provide for mandatory minimum sentences for certain drug trafficking offenses. Criminal Justice.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety-Two.

AN ACT PROVIDING FOR MANDATORY MINIMUM SENTENCES FOR CERTAIN DRUG TRAFFICKING OFFENSES.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Paragraph (c) of section 32E of chapter 94C of the General Laws
2 is hereby amended by striking out subsections (1) through (3) and
3 inserting in place thereof the following subsections: —

4 (1) Six grams or more, but less than fourteen grams, be
5 punished by a term of imprisonment in the state prison for not
6 less than three nor more than twenty years. No sentence imposed
7 under the provisions of this section shall be for less than a
8 mandatory minimum term of imprisonment of three years and a
9 fine of not less than two thousand nor more than twenty thousand
10 dollars may be imposed but not in lieu of the mandatory minimum
11 term of imprisonment, as established herein.

12 (2) Fourteen grams or more, but less than twenty-eight grams,
13 be punished by a term of imprisonment in the state prison for not
14 less than five nor more than twenty years. No sentence imposed
15 under the provisions of this section shall be for less than a
16 mandatory minimum term of imprisonment of five years and a
17 fine of not less than five thousand nor more than fifty thousand
18 dollars may be imposed but not in lieu of the mandatory minimum
19 term of imprisonment, as established herein.

20 (3) Twenty-eight grams or more, but less than one hundred
21 grams, be punished by a term of imprisonment in the state prison
22 for not less than seven nor more than twenty years. No sentence

23 imposed under the provisions of this section shall be for less than
24 a mandatory minimum term of imprisonment of seven years and
25 a fine of not less than ten thousand nor more than one hundred
26 thousand dollars may be imposed but not in lieu of the mandatory
27 minimum term of imprisonment, as established herein.

28 (4) One hundred grams or more, but less than two hundred
29 grams, be punished by a term of imprisonment in the state prison
30 for not less than ten nor more than twenty years. No sentence
31 imposed under the provisions of this section shall be for less than
32 a mandatory minimum term of imprisonment of ten years and
33 a fine of not less than twenty thousand nor more than two hundred
34 thousand dollars may be imposed but not in lieu of the mandatory
35 minimum term of imprisonment, as established herein.

36 (5) Two hundred grams or more, be punished by a term of
37 imprisonment in the state prison for not less than fifteen nor more
38 than twenty years. No sentence imposed under the provisions of
39 this section shall be for less than a mandatory minimum term of
40 imprisonment of fifteen years and a fine of not less than fifty
41 thousand nor more than five hundred thousand dollars may be
42 imposed but not in lieu of the mandatory minimum term of
43 imprisonment, as established herein.