

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

**The Commonwealth of Massachusetts**

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

AN ACT PROVIDING FOR MANDATORY MINIMUM TERMS OF IMPRISONMENT FOR CERTAIN DRUG 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 SECTION 1. Section 32E of chapter 94C of the General Laws,  
2 as appearing in the 1988 Official Edition, is hereby amended by  
3 striking out in lines 86 and 88 the word "twenty-eight" and  
4 inserting in place thereof the word: — fourteen.

1 SECTION 2. Paragraph (c) of said section 32E of said chap-  
2 ter 94C, as so appearing, is hereby amended by striking out  
3 clauses 1, 2 and 3 and inserting in place thereof the following five  
4 clauses: —

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

13 (2) Fourteen grams but less than twenty-eight grams shall be  
14 punished by a term of imprisonment in the state prison for not  
15 less than five nor more than twenty years. No sentence imposed  
16 under the provisions of this clause shall be for less than a  
17 mandatory minimum term of imprisonment of five years and a

18 fine of not less than five thousand nor more than fifty thousand  
19 dollars may be imposed but not in lieu of the mandatory minimum  
20 term of imprisonment, as established herein.

21 (3) twenty-eight grams or more, but less than one hundred  
22 grams, be punished by a term of imprisonment in the state prison  
23 for not less than ten nor more than twenty years. No sentence  
24 imposed under the provisions of this clause shall be for less than  
25 a mandatory minimum term of imprisonment of ten years and  
26 a fine of not less than five thousand nor more than fifty thousand  
27 dollars may be imposed but not in lieu of the mandatory minimum  
28 terms of imprisonment, as established herein.

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

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