



## Select Maine Mandatory Minimum Laws

**IMPORTANT NOTE: This is not necessarily a complete list. Laws frequently change, and these sentences may no longer be accurate or up to date. Talk with a lawyer in your state if you have questions.**

### Drug Offenses

Code Section	Offense	Mandatory Minimum Sentence
17-A MRS § 1105-A(1)(A)(1)/ 17-A MRS § 1105-A(1)(F)(1)	Trafficking a Schedule W* drug with a child under the age of 18 or with the aid or conspiring of a child under the age of 18	4 Years**
17-A MRS § 1105-A(1)(B)(1)	Trafficking a Schedule W* drug with a prior conviction for a Class A, B, or C drug offense	4 Years**
17-A MRS § 1105-A(1)(C-1)(1)	Trafficking a Schedule W* drug with a firearm	4 Years**
17-A MRS § 1105-A(1)(E)(1)	Trafficking a Schedule W* drug on a school bus or within 1,000 feet of a school zone	4 Years**
17-A MRS § 1105-A(1)(A)(2)/17-A MRS § 1105-A(1)(F)(2)	Trafficking 20 pounds or more of marijuana with a child under the age of 18 or with the aid or conspiring of a child under the age of 18	4 Years**
17-A MRS § 1105-A(1)(B)(2)	Trafficking 20 pounds or more of marijuana with a prior conviction for a Class A, B, or C drug offense	4 Years**
17-A MRS § 1105-A(1)(C-1)(2)	Trafficking 20 pounds or more of marijuana with a firearm	4 Years**
17-A MRS § 1105-A(1)(E)(2)	Trafficking 20 pounds or more of marijuana on a school bus or within 1,000 feet of a school zone	4 Years**
17-A MRS § 1105-A(1)(A)(3)/17-A MRS § 1105-A(1)(F)(3)	Trafficking a Schedule X* drug with a child under the age of 18 or with the aid or conspiring of a child under the age of 18	2 Years**
17-A MRS § 1105-A(1)(B)(3)	Trafficking a Schedule X* drug with a prior conviction for a Class A, B, or C drug offense	2 Years**
17-A MRS § 1105-A(1)(C-1)(3)	Trafficking a Schedule X* drug with a firearm	2 Years**
17-A MRS § 1105-A(1)(E)(3)	Trafficking a Schedule X* drug on a school bus or within 1,000 feet of a school zone	2 Years**



**Drug Offenses, cont.**

<b>Code Section</b>	<b>Offense</b>	<b>Mandatory Minimum Sentence</b>
17-A MRS § 1105-A(1)(A)(4)/ 17-A MRS § 1105-A(1)(F)(4)	Trafficking more than 1 pound of marijuana with a child under the age of 18 or with the aid or conspiring of a child under the age of 18	2 Years**
17-A MRS § 1105-A(1)(B)(4)	Trafficking more than 1 pound of marijuana with a prior conviction for a Class A, B, or C drug offense	2 Years**
17-A MRS § 1105-A(1)(C-1)(4)	Trafficking more than 1 pound of marijuana with a firearm	2 Years**
17-A MRS § 1105-A(1)(E)(4)	Trafficking more than 1 pound of marijuana on a school bus or within 1,000 feet of a school zone	2 Years**
17-A MRS § 1105-A(1)(A)(5)/ 17-A MRS § 1105-A(1)(F)(5)	Trafficking a Schedule Y* drug with a child under the age of 18 or with the aid or conspiring of a child under the age of 18	1 Year**
17-A MRS § 1105-A(1)(B)(5)	Trafficking a Schedule Y* drug with a prior conviction for a Class A, B, or C drug offense	1 Year**
17-A MRS § 1105-A(C-1)(5)	Trafficking a Schedule Y* drug with a firearm	1 Year**
17-A MRS § 1105-A(1)(E)(5)	Trafficking a Schedule Y* drug on a school bus or within 1,000 feet of a school zone	1 Year**
17-A MRS § 1105-A(1)(A)(6)/ 17-A MRS § 1105-A(1)(F)(6)	Trafficking a Schedule Z* drug (except marijuana) with a child under the age of 18 or with the aid or conspiring of a child under the age of 18	1 Year**
17-A MRS § 1105-A(1)(B)(6)	Trafficking a Schedule Z* drug (except marijuana) with a prior conviction for a Class A, B, or C drug offense	1 Year**
17-A MRS § 1105-A(1)(C-1)(6)	Trafficking a Schedule Z* drug (except marijuana) with a firearm	1 Year**
17-A MRS § 1105-A(1)(E)(6)	Trafficking a Schedule Z* drug (except marijuana) on a school bus or within 1,000 feet of a school zone	1 Year**
17-A MRS § 1105-A(1)(D)	Trafficking 112 grams or more of cocaine, or 32 grams or more of cocaine in the form of cocaine base (crack)	4 Years**
17-A MRS § 1105-A(1)(G)	Trafficking 100 grams or more of methamphetamine	4 Years**
17-A MRS § 1105-A(1)(H)	Trafficking 6 grams or more, or 270 bags or more, of heroin	4 Years**



**Drug Offenses, cont.**

<b>Code Section</b>	<b>Offense</b>	<b>Mandatory Minimum Sentence</b>
17-A MRS § 1105-A(1)(I)	Trafficking 300 or more pills or other units containing any narcotic drug other than heroin	4 Years**
17-A MRS § 1105-A(1)(I)	Trafficking substances that contain, in the aggregate, 8,000 mg or more of oxycodone, or 1,000 mg or more of hydromorphone	4 Years**
17-A MRS § 1105-A(1)(J)	Trafficking 300 or more pills or other units containing 3,4-methylenedioxymethamphetamine, MDMA, or any other drug listed in 17-A MRS § 1102(1)(O)	4 Years**
17-A MRS § 1105-A(1)(K)	Trafficking of a Schedule W* drug, and death is caused by the use of the drug	4 Years**
17-A MRS § 1105-A(1)(L)	Trafficking of a Schedule W* drug, and serious bodily injured is caused by the use of the drug	2 Years**
17-A MRS § 1105-B(1)(A)	Trafficking or furnishing a counterfeit drug to a child under the age of 18	2 Years**
17-A MRS § 1105-B(1)(B)	Trafficking or furnishing a counterfeit drug with a prior conviction for a Class A, B, or C drug offense	2 Years**
17-A MRS § 1105-B(1)(C)	Trafficking or furnishing a counterfeit drug with a firearm	2 Years**
17-A MRS § 1105-B(1)(D)	Trafficking or furnishing a counterfeit drug, and death or serious bodily injury is caused by the use of the drug	2 Years**
17-A MRS § 1105-C(1)(A)(1)/ 17-A MRS § 1105-C(1)(F)(1)	Furnishing a Schedule W* drug to a child under the age of 18 or with the aid or conspiring of a child under the age of 18	2 Years**
17-A MRS § 1105-C(1)(B)(1)	Furnishing a Schedule W* drug with a prior conviction for a Class A, B, or C drug offense	2 Years**
17-A MRS § 1105-C(1)(C-1)(1)	Furnishing a Schedule W* drug with a firearm	2 Years**
17-A MRS § 1105-C(1)(E)(1)	Furnishing a Schedule W* drug on a school bus or within 1,000 feet of a school zone	2 Years**
17-A MRS § 1105-C(1)(A)(2)-(4)/ 17-A MRS § 1105-C(1)(F)(2)-(4)	Furnishing a Schedule X, Y, or Z* drug (except marijuana) to a child under the age of 18 or with the aid or conspiring of a child under the age of 18	1 Year**
17-A MRS § 1105-C(1)(B)(2)-(4)	Furnishing a Schedule X, Y, or Z* drug (except marijuana) with a prior conviction for a Class A, B, or C drug offense	1 Year**
17-A MRS § 1105-C(1)(C-1)(2)-(4)	Furnishing a Schedule X, Y, or Z* drug (except marijuana) with a firearm	1 Year**



**Drug Offenses, cont.**

<b>Code Section</b>	<b>Offense</b>	<b>Mandatory Minimum Sentence</b>
17-A MRS § 1105-C(1)(E)(2)-(4)	Furnishing a Schedule X, Y, or Z* drug (except marijuana) on a school bus or within 1,000 feet of a school zone	1 Year**
17-A MRS § 1105-C(1)(D)	Furnishing 112 grams or more of cocaine, or 32 grams or more of cocaine in the form of cocaine base (crack)	2 Years**
17-A MRS § 1105-C(1)(G)	Furnishing 100 grams or more of methamphetamine	2 Years**
17-A MRS § 1105-C(1)(H)	Furnishing 6 grams or more, or 270 bags or more, of heroin	2 Years**
17-A MRS § 1105-C(1)(I)	Furnishing 300 or more pills or other units containing any narcotic drug other than heroin	2 Years**
17-A MRS § 1105-C(1)(I)	Furnishing substances that contain, in the aggregate, 8,000 mg or more of oxycodone, or 1,000 mg or more of hydromorphone	2 Years**
17-A MRS § 1105-C(1)(J)	Furnishing 300 or more pills or other units containing 3,4-methylenedioxymethamphetamine, MDMA, or any other drug listed in 17-A MRS § 1102(1)(O)	2 Years**
17-A MRS § 1105-C(1)(K)	Furnishing a Schedule W* drug, and death is caused by the use of the drug	2 Years**
17-A MRS § 1105-C(1)(L)	Furnishing a Schedule W* drug, and serious bodily injury is caused by the use of the drug	1 Year**
17-A MRS § 1105-D(1)(A)(1)	Cultivation of 500 or more marijuana plants with a prior conviction for a Class A, B, or C drug offense	4 Years**
17-A MRS § 1105-D(1)(B-1)(1)	Cultivation of 500 or more marijuana plants with a firearm	4 Years**
17-A MRS § 1105-D(1)(C)(1)	Cultivation of 500 or more marijuana plants with the aid or conspiring of a child	4 Years**
17-A MRS § 1105-D(1)(D)(1)	Cultivation of 500 or more marijuana plants within 1,000 feet of a school zone	4 Years**
17-A MRS § 1105-D(1)(A)(2)	Cultivation of 100 – 500 marijuana plants with a prior conviction for a Class A, B, or C drug offense	2 Years**
17-A MRS § 1105-D(1)(B-1)(2)	Cultivation of 100 – 500 marijuana plants with a firearm	2 Years**
17-A MRS § 1105-D(1)(C)(2)	Cultivation of 100 – 500 marijuana plants with the aid or conspiring of a child	2 Years**
17-A MRS § 1105-D(1)(D)(2)	Cultivation of 100 – 500 marijuana plants within 1,000 feet of a school zone	2 Years**
17-A MRS § 1105-D(1)(A)(3)	Cultivation of 5 – 100 marijuana plants with a prior conviction for a Class A, B, or C drug offense	1 Year**



### Drug Offenses, cont.

Code Section	Offense	Mandatory Minimum Sentence
17-A MRS § 1105-D(1)(B-1)(3)	Cultivation of 5 – 100 marijuana plants with a firearm	1 Year**
17-A MRS § 1105-D(1)(C)(3)	Cultivation of 5 – 100 marijuana plants with the aid or conspiring of a child	1 Year**
17-A MRS § 1105-D(1)(D)(3)	Cultivation of 5 – 100 marijuana plants within 1,000 feet of a school zone	1 Year**

\*For a complete list of the substances in Schedules W-Z, please see 17-A MRS § 1102, available at <http://www.mainelegislature.org/legis/statutes/17-A/title17-Asec1102.html>.

\*\*These mandatory sentences can be avoided through a safety valve provision, 17-A MRS § 1252(5-A)(B)-(C).

This safety valve is available at <http://www.mainelegislature.org/legis/statutes/17-A/title17-Asec1252.html>, or view Maine Safety Valves at FAMM's website, [www.famm.org](http://www.famm.org).

### Weapons Offenses

Code Section	Offense	Mandatory Minimum Sentence
17-A MRS § 1252(5)	Committing a Class A crime with the use of a firearm against a person	4 Years
17-A MRS § 1252(5)	Committing a Class B crime with the use of a firearm against a person	2 Years
17-A MRS § 1252(5)	Committing a Class C crime with the use of a firearm against a person	1 Year