

**CHART 3
SANCTIONS UNDER NEBRASKA LAW FOR UNLAWFUL POSSESSION OR DISTRIBUTION OF ILLEGAL DRUGS**

Drug¹	Quantity	Penalty for "simple" possession
Methamphetamine "Meth" or "Speed" Schedule II(c)(3)	Any detectable amount up to 10 grams	Up to 2 years imprisonment and 9-12 months post-release supervision or \$10,000 fine or both. Class II felony.
	At least 10 grams but less than 28 grams	Class IV felony.
	At least 28 grams but less than 140 grams	Not less than 3 years imprisonment and not more than 50 years imprisonment. Class ID felony.
	140 grams	Not less than 5 years imprisonment and not more than 50 years imprisonment. Class IC felony.
	140 grams or more	Not less than 20 years imprisonment and not more than life imprisonment. Class IB felony.
Heroin Schedule I(b)(1)	Any detectable amount up to 10 grams	Up to 2 years imprisonment and 9-12 months post-release supervision or \$10,000 fine or both. Class II felony.
	At least 10 grams but less than 28 grams	Class IV felony.
	At least 28 grams but less than 140 grams	Not less than 3 years imprisonment and not more than 50 years imprisonment. Class ID felony.
	140 grams	Not less than 5 years imprisonment and not more than 50 years imprisonment. Class IC felony.
	140 grams or more	Not less than 20 years imprisonment and not more than life imprisonment. Class IB felony.
Cocaine or Base Cocaine "Crack Cocaine" Schedule II(a)(4)	Any detectable amount up to 10 grams	Up to 2 years imprisonment and 9-12 months post-release supervision or \$10,000 fine or both. Class II felony.
	At least 10 grams but less than 28 grams	Class IV felony.
	At least 28 grams but less than 140 grams	Not less than 3 years imprisonment and not more than 50 years imprisonment. Class ID felony.
	140 grams	Not less than 5 years imprisonment and not more than 50 years imprisonment. Class IC felony.
	140 grams or more	Not less than 20 years imprisonment and not more than life imprisonment. Class IB felony.
Phencyclidine "PCP" or "Angel Dust" Schedule II(d)(4)	Any detectable amount	Up to 2 years imprisonment and 9-12 months post-release supervision or \$10,000 fine or both. Class II felony.
	Any detectable amount	Class IV felony.
	Any detectable amount	Up to 2 years imprisonment and 9-12 months post-release supervision or \$10,000 fine or both. Class II felony.
	Any detectable amount	Up to 2 years imprisonment and 9-12 months post-release supervision or \$10,000 fine or both. Class IV felony.
	Any detectable amount	Up to 2 years imprisonment and 9-12 months post-release supervision or \$10,000 fine or both. Class II felony.
Lysergic Acid Diethylamide "LSD" Schedule I(c)(6)	Any detectable amount	Up to 2 years imprisonment and 9-12 months post-release supervision or \$10,000 fine or both. Class IV felony.
	Any detectable amount	Up to 2 years imprisonment and 9-12 months post-release supervision or \$10,000 fine or both. Class II felony.
	Any detectable amount	Up to 2 years imprisonment and 9-12 months post-release supervision or \$10,000 fine or both. Class IV felony.
	Any detectable amount	Up to 2 years imprisonment and 9-12 months post-release supervision or \$10,000 fine or both. Class II felony.
	Any detectable amount	Up to 2 years imprisonment and 9-12 months post-release supervision or \$10,000 fine or both. Class IV felony.
Fentanyl "China White" Schedule II(b)(5)	Any detectable amount	Up to 2 years imprisonment and 9-12 months post-release supervision or \$10,000 fine or both. Class IV felony.
	Any detectable amount	Up to 2 years imprisonment and 9-12 months post-release supervision or \$10,000 fine or both. Class II felony.
	Any detectable amount	Up to 2 years imprisonment and 9-12 months post-release supervision or \$10,000 fine or both. Class IV felony.
	Any detectable amount	Up to 2 years imprisonment and 9-12 months post-release supervision or \$10,000 fine or both. Class II felony.
	Any detectable amount	Up to 2 years imprisonment and 9-12 months post-release supervision or \$10,000 fine or both. Class IV felony.
Any Controlled Substances classified in Schedule IV or V	Any detectable amount	Up to 2 years imprisonment and 9-12 months post-release supervision or \$10,000 fine or both. Class IV felony.
Any Controlled Substances classified in Schedule I/II/III drugs not classified as "Exceptionally Hazardous Drugs"	Any detectable amount	Up to 2 years imprisonment and 9-12 months post-release supervision or \$10,000 fine or both. Class IV felony.
Any Controlled Substances classified in Schedule I/II/III drugs not classified as "Exceptionally Hazardous Drugs" ³	Any detectable amount	Up to 2 years imprisonment and 9-12 months post-release supervision or \$10,000 fine or both. Class II felony.
Up to 3 years imprisonment and 9-18 months post-release supervision or \$10,000 or both. Class IIIA felony.	Up to 20 years imprisonment. Class IIA felony.	Up to 3 years imprisonment and 9-18 months post-release supervision or \$10,000 or both. Class IIIA felony.

¹ Outlined in Neb. Rev. Stat. § 28-416 (Reissue 2016).

² All references are to the controlled substances schedules enumerated in Neb. Rev. Stat. § 28-405 (Reissue 2016).

³ "Exceptionally Hazardous Drug" is defined in the Uniform Controlled Substances Act, Neb. Rev. Stat. § 28-401 (28) (Reissue 2016).