

103<sup>D</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 3035

To protect the public safety by imposing minimum, mandatory prison sentences for drug crimes involving minors.

---

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 9, 1993

Mr. GALLEGLY introduced the following bill; which was referred jointly to the Committees on Energy and Commerce and the Judiciary

---

## A BILL

To protect the public safety by imposing minimum, mandatory prison sentences for drug crimes involving minors.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Juveniles in Drug  
5 Crime Prevention Act of 1993”.

1 **SEC. 2. LONGER PRISON SENTENCES FOR THOSE WHO**  
2 **SELL ILLEGAL DRUGS TO MINORS OR FOR**  
3 **USE OF MINORS IN DRUG TRAFFICKING AC-**  
4 **TIVITIES.**

5 (a) DISTRIBUTION TO PERSONS UNDER AGE 21.—  
6 Section 418 of the Controlled Substances Act (21 U.S.C.  
7 859) is amended—

8 (1) in subsection (a) by inserting after the sec-  
9 ond sentence “Except to the extent a greater mini-  
10 mum sentence is otherwise provided by section  
11 401(b), a term of imprisonment under this sub-  
12 section in a case involving distribution to a person  
13 under eighteen years of age shall be not less than 10  
14 years without release. Notwithstanding any other  
15 provision of law, the court shall not place on proba-  
16 tion or suspend the sentence of any person sen-  
17 tenced under the preceding sentence and such per-  
18 son shall not be released during the term of such  
19 sentence.”; and

20 (2) in subsection (b) by inserting after the sec-  
21 ond sentence “Except to the extent a greater mini-  
22 mum sentence is otherwise provided by section  
23 401(b), a term of imprisonment under this sub-  
24 section in a case involving distribution to a person  
25 under eighteen years of age shall be a mandatory  
26 term of life imprisonment without release. Notwith-

1 standing any other provision of law, the court shall  
2 not place on probation or suspend the sentence of  
3 any person sentenced under the preceding sentence  
4 and such person shall not be released during the  
5 term of such sentence.”.

6 (b) EMPLOYMENT OF PERSONS UNDER 18 YEARS OF  
7 AGE.—Section 420 of the Controlled Substances Act (21  
8 U.S.C. 861) is amended—

9 (1) in subsection (b) by striking “Except to the  
10 extent a greater minimum sentence is otherwise pro-  
11 vided, a term of imprisonment under this subsection  
12 shall be not less than one year.” and inserting “Ex-  
13 cept to the extent a greater minimum sentence is  
14 otherwise provided by section 401(b), a term of im-  
15 prisonment under this subsection shall be not less  
16 than 10 years without release. Notwithstanding any  
17 other provision of law, the court shall not place on  
18 probation or suspend the sentence of any person  
19 sentenced under the preceding sentence and such  
20 person shall not be released during the term of such  
21 sentence.”; and

22 (2) in subsection (c) by striking “Except to the  
23 extent a greater minimum sentence is otherwise pro-  
24 vided, a term of imprisonment under this subsection  
25 shall be not less than one year.” and inserting “Ex-

1       cept to the extent a greater minimum sentence is  
2       otherwise provided by section 401(b), a term of im-  
3       prisonment under this subsection shall be a manda-  
4       tory term of life imprisonment without release. Not-  
5       withstanding any other provision of law, the court  
6       shall not place on probation or suspend the sentence  
7       of any person sentenced under the preceding sen-  
8       tence and such person shall not be released during  
9       the term of such sentence.”.

®