

18 U.S.C. §924(c) MANDATORY MINIMUMS

§924(c)—IF, DURING AND IN RELATION TO A CRIME OF VIOLENCE OR DRUG TRAFFICKING CRIME, A PERSON USES OR CARRIES A FIREARM, THE SENTENCES FOR THE GUN ARE:	1ST TIME	2ND AND EACH ADDITIONAL TIME	<p><u>EXAMPLE:</u></p> <p>OFFENDER DEALS MARIJUANA 3 TIMES IN ONE WEEK. EACH TIME, HE CARRIES A HANDGUN WITH HIM. HE IS CONVICTED OF THREE COUNTS OF DRUG TRAFFICKING AND THREE COUNTS OF 924(c).</p> <p>HIS SENTENCE IS:</p> <p>5 YEARS FOR DRUG TRAFFICKING CHARGES</p> <p>+ 5 YEARS FOR 1ST 924(c) CONVICTION</p> <p>+ 25 YEARS FOR 2ND 924(c) CONVICTION</p> <p>+ 25 YEARS FOR 3RD 924(c) CONVICTION</p> <p>TOTAL SENTENCE:</p> <p>60 YEARS</p>
IF GUN IS POSSESSED	5-YEAR MANDATORY MINIMUM	25-YEAR MANDATORY MINIMUM	
AND GUN IS A SHORT-BARRELED RIFLE OR SHORT-BARRELED SHOTGUN	10-YEAR MANDATORY MINIMUM		
AND MACHINE GUN, DESTRUCTIVE DEVICE, OR A SILENCER OR MUFFLER IS USED	30-YEAR MANDATORY MINIMUM	LIFE	
IF GUN IS BRANDISHED (DISPLAYING OR SUGGESTING THE PRESENCE OF A FIREARM TO INTIMIDATE)	7-YEAR MANDATORY MINIMUM	25-YEAR MANDATORY MINIMUM	
AND GUN IS A SHORT-BARRELED RIFLE OR SHORT-BARRELED SHOTGUN	10-YEAR MANDATORY MINIMUM		
AND MACHINE GUN, DESTRUCTIVE DEVICE, OR A SILENCER OR MUFFLER IS USED	30-YEAR MANDATORY MINIMUM	LIFE	
IF GUN IS DISCHARGED (FIRED)	10-YEAR MANDATORY MINIMUM	25-YEAR MANDATORY MINIMUM	
AND GUN IS A SHORT-BARRELED RIFLE OR SHORT-BARRELED SHOTGUN	10-YEAR MANDATORY MINIMUM		
AND MACHINE GUN, DESTRUCTIVE DEVICE, OR A SILENCER OR MUFFLER IS USED	30-YEAR MANDATORY MINIMUM	LIFE	

ADDED TO ALL OTHER SENTENCES FOR DRUG TRAFFICKING, CRIME OF VIOLENCE, OR OTHER 924(c) SENTENCES