



## Tennessee Laws & Penalties

- [Hemp](#)
- [Medical CBD](#)
- [Tax Stamps](#)

Offense	Penalty	Incarceration	Max. Fine
<b>Possession</b>			
1/2 oz or less (first offense)	Misdemeanor	1 year	\$ 250
1/2 oz or less (second offense)	Misdemeanor	1 year	\$ 500
1/2 oz or less (third offense)	Felony	1 - 6 years	\$ 1,000
Fines for possession are mandatory.			
<b>Sale</b>			
1/2 oz - 10 lbs	Felony	1 - 6 years	\$ 5,000
10 - 70 lbs	Felony	2 - 12 years	\$ 50,000
70 - 300 lbs	Felony	8 - 30 years	\$ 10,000
More than 300 lbs	Felony	15 - 60 years	\$ 200,000
Includes possession with intent to distribute.			

Subsequent offense carries higher penalty.

## Cultivation

10 plants or less	Felony	1 - 6 years	\$ 5,000
10 - 19 plants	Felony	2 - 12 years	\$ 50,000
20 - 99 plants	Felony	3 - 15 years	\$ 100,000
100 - 499 plants	Felony	8 - 30 years	\$ 200,000
More than 500 plants	Felony	15 - 60 years	\$ 500,000

Subsequent offense carries higher penalty.

## Hash & Concentrates

Possession	Misdemeanor	11 months	\$ 2,500
Manufacture, deliver, or sell less than 2 lbs	Felony	6 years	\$ 5,000
Manufacture, deliver, or sell 2 - 4 lbs	Felony	12 years	\$ 50,000
Manufacture, deliver, or sell 4 - 8 lbs	Felony	15 years	\$ 100,000
Manufacture, deliver, or sell 8 - 15 lbs	Felony	30 years	\$ 200,000
Manufacture, deliver, or sell more than 15 lbs	Felony	60 years	\$ 500,000

## Paraphernalia

Possession of paraphernalia	Misdemeanor	1 year	\$ 2,500
Sale of paraphernalia	Felony	1 - 6 years	\$ 3,000

## Miscellaneous (license suspensions, civil damages, etc...)

Falsification of drug tests	Misdemeanor	1 year	\$ 2,500
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## Penalty Details

Marijuana is a Schedule VI drug in TN.500,000200,000

*See*

- Tenn. Code Ann. § 39-17-415 (2015) [Web Search](#)

### Possession

Possession of a half ounce of marijuana or less is a misdemeanor punishable by up to one year in jail and maximum fine of \$2,500. A \$250 fine is required for all first time convictions. A second offense brings a \$500 mandatory minimum fine. Third time offenders are charged with a Class E felony, punishable by between 1 and 6 years in prison and a mandatory minimum fine of \$1,000.

*See*

- Tenn. Code Ann. §39-17-418 (2015) [Web Search](#)
- Tenn. Code Ann. §39-17-428 (2015) [Web Search](#)

### Sale

The sale or possession with the intent to distribute between a half ounce of marijuana and 10 lbs. is a Class E felony punishable with between 1-6 years of incarceration and a fine of no more than \$5,000.

The sale or possession with the intent to distribute between 10lbs. -70 lbs. of marijuana is a Class D felony punishable with between 2-12 years of incarceration and a fine of no more than \$50,000.

The sale or possession with the intent to distribute between 70-300 lbs. of marijuana is a Class B felony punishable with between 8-30 years of incarceration and a fine of no more than \$100,000.

The sale or possession with the intent to distribute more than 300 lbs. of marijuana is a Class A felony punishable with between 15-60 years of incarceration and a fine of no more than \$500,000.

A first-time felony conviction will receive a minimum fine of at least \$2,000.

A second felony conviction will bring a minimum fine of at least \$3,000. The third and all subsequent felony convictions will bring a fine of at least \$5,000, and will be punished at one grade higher.

*See*

- Tenn. Code Ann. § 39-17-417 [Web Search](#)
- Tenn. Code Ann. § 40-35-111 [Web Search](#)

Sale to a minor is a felony, which results in an increased penalty (determined by amount of marijuana present) by one sentencing grade.

*See*

- Tenn. Code Ann §39-17-417(k) [Web Search](#)

Sale to a minor within 1,000 ft. of a school is an unclassified felony which results in a increase in the grade of the offense (determined by amount of marijuana present) by one sentencing grade.

*See*

- Tenn. Code Ann. §39-17-432(b) [Web Search](#)

## **Cultivation**

Cultivation of 10 plants or less is a Class E felony and can lead to incarceration of between 1 and 6 years, and will bring a maximum fine of \$3,000.

Cultivation of between 10 and 19 plants is a Class D felony and can lead to incarceration of between 2 and 12 years, and will bring a maximum fine of \$50,000.

Cultivation of between 20 and 99 plants is a Class C felony and can lead to incarceration of between 3 and 15 years, and will bring a maximum fine of \$100,000.

Cultivation of between 100 and 499 plants is a Class B felony and can lead to incarceration of between 8 and 30 years, and will bring a maximum fine of \$200,000.

Cultivation of 500 or more plants is a Class A felony and can lead to incarceration of between 15 and 60 years, and will bring a maximum fine of \$500,000.

First-time felony convictions will receive a mandatory minimum fine of at least \$2,000.

Second-time felony convictions will receive a mandatory minimum fine of at least \$3,000.

Any repeat felony conviction after the second will receive a mandatory minimum fine of at least \$5,000.

*See*

- Tenn. Code Ann. §39-17-417 [Web Search](#)

### **Hash & Concentrates**

Possession of hashish or concentrates is a crime. If the amount of hashish or concentrates is less than 14.75 grams the offense is a Class A misdemeanor punishable by a fine no greater than \$2,500 and a term of imprisonment no greater than 11 months and 29 days. A second or subsequent conviction is punishable as a Class E felony punishable by a fine no greater than \$3,000 and a term of imprisonment no less than 1 year and no greater than 6 years.

*See*

- Tenn. Code Ann. § 39-17-418 [Web Search](#)
- Tenn. Code Ann. § 40-35-111 [Web Search](#)

It is a crime to manufacture, deliver, sell, or possess hashish or concentrates. If the amount of hashish or concentrates is less than 2 pounds, the offense is a Class E felony punishable by a fine no greater than \$5,000 and a term of imprisonment between 1-6 years.

If the amount of hashish or concentrates is greater than 2lbs. but less than 4lbs. , the offense is a Class D felony punishable by a fine no greater than \$50,000 and a term of imprisonment between 1-12 years.

If the amount of hashish or concentrates is greater than 4lbs but less than 8 lbs, the offense is a Class C felony punishable by a fine no greater than \$100,000 and a term of imprisonment between 3-15 years.

If the amount of hashish or concentrates is greater than 8 pounds but less than 15 pounds, the offense is a Class B felony punishable by a fine no greater than \$200,000 and a term of imprisonment between 8- 30 years.

If the amount of hashish or concentrates is greater than 15lbs., the offense is a Class A felony punishable by a fine no greater than \$500,000 and a term of imprisonment between 15-60 years.

If the offense occurred within 1,000 feet of a school, recreation center, public library, child day care facility, or park , the penalty is increased by one class, i.e. a Class D felony becomes a Class C felony, a Class B felony becomes a Class A felony, etc.

*See*

- Tenn. Code Ann. § 39-17-417(g),(h),(i) [Web Search](#)
- Tenn. Code Ann. § 40-35-111(b) [Web Search](#)
- Tenn. Code Ann. § 39-17-432 [Web Search](#)

Any device or equipment used to make or create hashish is considered drug paraphernalia. Using paraphernalia or possessing paraphernalia with the intent to use is a Class A misdemeanor punishable by a fine no greater than \$2,500 and a term of imprisonment no greater than 11 months and 29 days. Possessing or manufacturing with intent to deliver drug paraphernalia is a Class E felony punishable by a fine no greater than \$3,000 and a term of imprisonment no less than 1 year and no greater than 6 years.

*See*

- Tenn. Code Ann. § 39-17-402(12) [Web Search](#)
- Tenn. Code Ann. § 39-17-425 [Web Search](#)
- Tenn. Code Ann. § 40-35-111 [Web Search](#)

## Paraphernalia

Possession of paraphernalia is a Class A misdemeanor and is punishable with up to 1 year of incarceration and a fine of between \$150 and \$2,500. For a second or subsequent violation, the mandatory minimum fine increases to \$250.

*See*

- Tenn. Code Ann. §39-17-424 [Web Search](#)
- Tenn. Code Ann. §39-17-428 [Web Search](#)

Sale of paraphernalia is a Class E felony, punishable with 1-6 years of incarceration and a maximum fine of \$5,000.

*See*

- Tenn. Code Ann. §39-17-425 [Web Search](#)

## Miscellaneous

### Falsification of Drug Tests

Falsifying a drug test is a Class A misdemeanor and is punishable with up to 1 year of incarceration and a fine not to exceed \$2,500.

*See*

- Tenn. Code Ann. §39-17-425 [Web Search](#)

### **HEMP**

This state has an active [hemp industry or has authorized research](#). Hemp is a distinct variety of the plant species *cannabis sativa* L. that contains minimal (less than 1%) amounts of tetrahydrocannabinol (THC), the primary psychoactive ingredient in marijuana. Various parts of the plant can be utilized in the making of textiles, paper, paints, clothing, plastics, cosmetics, foodstuffs, insulation, animal feed, and other products. For more information see NORML's Industrial Use section.

### **MEDICAL CBD**

This state has passed a [medical CBD](#) law allowing for the use of cannabis extracts that are high in CBD and low in THC to treat severe, debilitating epileptic conditions.

### **TAX STAMPS**

This state has a marijuana [tax stamp](#) law enacted. This law mandates that those who possess marijuana are legally required to purchase and affix state-issued stamps onto his or her contraband. Failure to do so may result in a fine and/or criminal sanction. For more information, see NORML's report Marijuana Tax Stamp Laws And Penalties.

# Tennessee CBD-Specific Marijuana Law

Status

2014

## QUALIFYING CONDITIONS

- Intractable seizures

## PATIENT POSSESSION LIMITS

Cannabis oil containing no more than nine-tenths of one percent or less THC

## HOME CULTIVATION

No

## STATE-LICENSED DISPENSARIES

No

## CAREGIVERS

No

## RECIPROCITY

No

## CONTACT INFORMATION

N/A