

DEPARTMENT OF PUBLIC SAFETY

BOROUGH OF ETNA



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21 United States Code-856

856. Maintaining drug-involved premises.

(a) Unlawful acts:

Except as authorized by this subchapter. It shall be unlawful to—

- (1) knowingly open, lease, rent, use or maintain any place, whether permanently or temporarily, for the purpose of manufacturing, distributing, or using any controlled substance;
- (2) manage or control any place, whether permanently or temporarily, either as an owner, lessee, agent, employee, occupant, or mortgagee, and knowingly and intentionally rent, lease, profit from, or make available for use, with or without compensation, the place for the purpose of unlawfully manufacturing, storing, distributing, or using a controlled substance.

(b) Penalties:

Any person who violates subsection (a) of this section shall be sentenced to a term of imprisonment of not more than 20 years or a fine of not more than 500,000, or both, or a fine of 2,000,000 for a person other than an individual.

(c) Violation as offense against property:

A violation of subsection (a) of this section shall be considered an offense against property for purpose of section 3663A(c)(1)(A)(ii) of Title 18.

(d) (1) Any person who violates subsection (a) of this section shall be subject to a civil penalty of not more than the greater of—

(A) \$250,000; or

(B) 2 times the gross receipts, either known or estimated, that were derived from each violation that is attributable to the person.

(2) If a civil penalty is calculated under paragraph (1)(B), and there is more than 1 defendant, the court may apportion the penalty between multiple violators, but each violator shall be jointly and severally liable for the civil penalty under this subsection.

(e) Any person who violates subsection (a) of this section shall be subject to declaratory and injunctive remedies as set forth in section 843(f) of this title.