

in Section 276 [herein], *excluding the product generally known as marihuana, otherwise known as cannabis sativa L.*, shall be guilty of a felony, and upon conviction shall be fined not more than one thousand dollars (\$1,000) and shall be imprisoned for not less than two or more than five years. For a second offense, or if, in case of a first conviction of violation of the aforesaid sections, the offender shall previously have been convicted of any violation of the laws of the United States or of any other state, territory, or district relating to narcotic drugs [or] *excluding marihuana*, the offender shall be fined not more than two thousand dollars (\$2,000) and be imprisoned not less than five or more than ten years. For a third or subsequent offense, or if the offender shall have been convicted previously two or more times in the aggregate of any violation of the laws of the United States or of any other state, territory or district relating to narcotic drugs [or] *excluding marihuana*, the offender shall be fined not more than three thousand dollars (\$3,000) and be imprisoned not less than ten or more than twenty years. Except in the case of a conviction for a first offense the imposition or execution of sentence shall not be suspended and probation or parole shall not be granted until the minimum imprisonment provided herein shall have been served.

(b) *Any person who violates the provisions of Section 277 of this subtitle with regard to the possession and OR use of any product known as cannabis sativa L. or more generally known as marihuana shall be guilty of a misdemeanor, and upon conviction shall be fined two hundred and fifty dollars (\$250.00) NOT MORE THAN TWO HUNDRED FIFTY DOLLARS (\$250.00) OR IMPRISONED FOR NOT MORE THAN SIX MONTHS, OR BOTH PUNISHED BY A PERIOD OF IMPRISONMENT NOT TO EXCEED ONE (1) YEAR, OR BY A FINE NOT TO EXCEED \$1,000.00, OR BOTH. For a second offense, or if, in case of a first conviction of a violation of the aforesaid section OFFENSE, the offender shall previously have been convicted of any violation of the laws of the United States or any other state, territory or district relating to the possession and use of marihuana POSSESSION, USE OR SALE OF NARCOTIC DRUGS OR MARIHUANA, the offender shall be fined not more than five hundred dollars (\$500.00) and be imprisoned not more than thirty days OR IMPRISONED FOR NOT MORE THAN ONE YEAR, OR BOTH. PUNISHABLE BY A TERM OF IMPRISONMENT TWICE THAT AUTHORIZED FOR A FIRST OFFENSE, BY TWICE THE FINE AUTHORIZED FOR A FIRST OFFENSE, OR BY BOTH. For a third or subsequent offense, or if the offender shall have been convicted previously two or more times in the aggregate of any violation of the laws of the United States or any other state, territory or district relating to the possession and use of marihuana POSSESSION, USE OR SALE OF NARCOTIC DRUGS OR MARIHUANA, the offender shall be fined not more than one thousand dollars (\$1,000) and imprisoned not more than two years OR IMPRISONED FOR NOT MORE THAN TWO YEARS, OR BOTH. PUNISHABLE BY A TERM OF IMPRISONMENT TWICE THAT AUTHORIZED FOR A FIRST OFFENSE, BY TWICE THE FINE AUTHORIZED FOR A FIRST OFFENSE, OR BY BOTH.*

(c) *Any person who violates the provisions of Section 277 of this subtitle with regard to the sale, DISPENSING GIVING AWAY, OR OTHERWISE DISPOSING of any product known as cannabis*