

SENTENCE OF A PERSON SENTENCED UNDER THIS PARAGRAPH AS A REPEAT OFFENDER MAY NOT BE SUSPENDED TO LESS THAN 10 YEARS, AND THE PERSON MAY BE PAROLED DURING THAT PERIOD ONLY IN ACCORDANCE WITH ARTICLE 31B, § 11 OF THE CODE. This subsection does not prevent, prohibit or make ineligible any convicted defendant from participating in the rehabilitation program under Title 9, Subtitle 6 of the Health - General Article, because of the length of sentence.

(2) Phencyclidine, 1-(1-phenylcyclohexyl) piperidine, 1-phenylcyclohexylamine, or 1-piperidinocyclohexanecarbonitrile, classified in Schedule II, or n-ethyl-1-phenylcyclohexylamine, 1-(1-phenylcyclohexyl)-pyrrolidine, or 1-(1-(2-thienyl)-cyclohexyl)-piperidine, classified in Schedule I, is guilty of a felony and is subject to imprisonment for not more than 20 years, or a fine of not more than \$20,000, or both. Any person who has previously been convicted under this paragraph shall be sentenced to imprisonment for not less than 10 years. [Neither the sentence nor any part of it may be suspended, and the person shall not be eligible for parole except in accordance with Article 31B, § 11] THE PRISON SENTENCE OF A PERSON SENTENCED UNDER THIS PARAGRAPH AS A REPEAT OFFENDER MAY NOT BE SUSPENDED TO LESS THAN 10 YEARS, AND THE PERSON MAY BE PAROLED DURING THAT PERIOD ONLY IN ACCORDANCE WITH ARTICLE 31B, § 11 OF THE CODE.

(3) Any other controlled dangerous substance classified in Schedule I, II, III, IV, or V shall, upon conviction, be deemed guilty of a felony and sentenced to a term of imprisonment for not more than 5 years or a fine of not more than \$15,000, or both. Any person who has previously been convicted under this paragraph shall be sentenced to imprisonment for not less than 2 years. [Neither the sentence nor any part of it may be suspended, and the person shall not be eligible for parole except in accordance with Article 31B, § 11] THE PRISON SENTENCE OF A PERSON SENTENCED UNDER THIS PARAGRAPH AS A REPEAT OFFENDER MAY NOT BE SUSPENDED TO LESS THAN 2 YEARS, AND THE PERSON MAY BE PAROLED DURING THAT PERIOD ONLY IN ACCORDANCE WITH ARTICLE 31B, § 11 OF THE CODE.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1986.

Approved May 27, 1986.
