

~~IMPRISONMENT DURING WHICH THE PERSON MUST SERVE 25 YEARS BEFORE BEING ELIGIBLE FOR PAROLE, AND BE SUBJECT TO A FINE NOT TO EXCEED \$500,000 OR 5 TIMES THE STREET VALUE OF THE CONTROLLED DANGEROUS SUBSTANCE, WHICHEVER IS GREATER \$1,000,000, OR BOTH. NEITHER THE SENTENCE NOR ANY PART OF IT MAY BE SUSPENDED.~~

(G) (1) IN THIS SUBSECTION, "DRUG KINGPIN" MEANS A PERSON WHO OCCUPIES A POSITION OF AN ORGANIZER, SUPERVISOR, FINANCIER, OR MANAGER AS A COCONSPIRATOR IN A CONSPIRACY TO MANUFACTURE, DISTRIBUTE, DISPENSE, BRING INTO, OR TRANSPORT IN THE STATE CONTROLLED DANGEROUS SUBSTANCES.

(2) A DRUG KINGPIN WHO CONSPIRES TO MANUFACTURE, DISTRIBUTE, DISPENSE, BRING INTO, OR TRANSPORT IN THE STATE CONTROLLED DANGEROUS SUBSTANCES IN ONE OR MORE OF THE AMOUNTS DESCRIBED UNDER SUBSECTION (F) OF THIS SECTION IS GUILTY OF A FELONY AND ON CONVICTION IS SUBJECT TO:

(I) IMPRISONMENT FOR NOT LESS THAN 20 NOR MORE THAN 40 YEARS WITHOUT THE POSSIBILITY OF PAROLE, AND IT IS MANDATORY ON THE COURT TO IMPOSE NO LESS THAN 20 YEARS' IMPRISONMENT, NO PART OF WHICH MAY BE SUSPENDED; AND

(II) A FINE OF NOT MORE THAN \$1,000,000.

(2) (3) THE PROVISIONS OF §§ 292 AND 641 OF THIS ARTICLE ARE NOT APPLICABLE TO A CONVICTION UNDER THIS SECTION SUBSECTION.

(3) (4) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SUBHEADING, A CONVICTION OF A LEADER OF A DRUG TRAFFICKING NETWORK UNDER THIS SUBSECTION DOES NOT MERGE WITH THE CONVICTION FOR ANY OFFENSE WHICH IS THE OBJECT OF THE CONSPIRACY.

(4) (5) NOTHING CONTAINED IN THIS SECTION SUBSECTION PROHIBITS THE COURT FROM IMPOSING AN ENHANCED PENALTY UNDER § 293 OF THIS ARTICLE. THIS SECTION SUBSECTION MAY NOT BE CONSTRUED TO PRECLUDE OR LIMIT ANY PROSECUTION FOR ANY OTHER CRIMINAL OFFENSE.

~~(D) (1) IT IS NOT NECESSARY IN ANY PROSECUTION UNDER THIS SECTION FOR THE STATE TO PROVE THAT ANY INTENDED PROFIT WAS ACTUALLY REALIZED.~~

~~(2) THE TRIER OF FACT MAY INFER THAT A PARTICULAR SCHEME OR COURSE OF CONDUCT WAS UNDERTAKEN FOR PROFIT FROM ALL OF THE ATTENDING CIRCUMSTANCES, INCLUDING THE NUMBER OF PERSONS INVOLVED IN THE SCHEME OR COURSE OF CONDUCT, THE ACTOR'S NET WORTH AND EXPENDITURES IN RELATION TO THE ACTOR'S LEGITIMATE SOURCES OF INCOME, THE AMOUNT OR PURITY OF THE SPECIFIED CONTROLLED DANGEROUS SUBSTANCES INVOLVED, OR THE AMOUNT OF CASH OR CURRENCY INVOLVED.~~