

WILLIAM DONALD SCHAEFER, Governor

(F) (1) IF A PERSON VIOLATES SUBSECTION (A)(1) OF THIS SECTION AND THE VIOLATION INVOLVES ANY OF THE FOLLOWING CONTROLLED DANGEROUS SUBSTANCES, IN THE AMOUNTS INDICATED, THE PERSON IS SUBJECT TO THE PENALTIES PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION UPON CONVICTION:

(I) 50 POUNDS OR MORE OF MARIJUANA;

(II) 448 GRAMS OR MORE OF COCAINE OR ANY MIXTURE--CONTAINING 448 GRAMS OR MORE OF ANY MIXTURE CONTAINING A DETECTABLE AMOUNT OF COCAINE;

(III) 28 GRAMS OR MORE OF MORPHINE OR OPIUM OR ANY DERIVATIVE, SALT, ISOMER, OR SALT OF AN ISOMER OF MORPHINE OR OPIUM OR ANY MIXTURE CONTAINING 28 GRAMS OR MORE OF MORPHINE OR OPIUM OR ANY DERIVATIVE, SALT, ISOMER, OR SALT OF AN ISOMER OF MORPHINE OR OPIUM;

(IV) 1000, DOSAGE UNITS OF LYSERGIC ACID DIETHYLAMIDE OR ANY MIXTURE CONTAINING THE EQUIVALENT OF 1,000 DOSAGE UNITS OF LYSERGIC ACID DIETHYLAMIDE;

(V) 16 LIQUID OUNCES OR MORE OF PHENCYCLIDINE IN LIQUID FORM OR 448 GRAMS OR MORE OF ANY MIXTURE CONTAINING PHENCYCLIDINE; OR

(VI) 448 GRAMS OR MORE OF METHAMPHETAMINE OR ANY MIXTURE CONTAINING 448 GRAMS OR MORE OF METHAMPHETAMINE.

(2) FOR PURPOSES OF DETERMINING THE QUANTITY OF A CONTROLLED DANGEROUS SUBSTANCE UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE QUANTITY OF CONTROLLED DANGEROUS SUBSTANCES INVOLVED IN INDIVIDUAL ACTS OF MANUFACTURING, DISTRIBUTION, DISPENSING, OR POSSESSING WITH INTENT TO DISTRIBUTE MAY BE AGGREGATED IF EACH AGGREGATE ACT OF MANUFACTURING, DISTRIBUTION, DISPENSING, OR POSSESSING WITH THE INTENT TO DISTRIBUTE OCCURRED WITHIN A PERIOD OF 90 DAYS.

(3) (1) ~~(1)~~ A PERSON CONVICTED OF VIOLATING PARAGRAPH (1) OF THIS SUBSECTION IS GUILTY OF A FELONY AND SHALL BE SENTENCED AS OTHERWISE PROVIDED FOR IN THIS SECTION, EXCEPT THAT IT IS MANDATORY UPON THE COURT TO IMPOSE NO LESS THAN 5 YEARS' IMPRISONMENT, AND NEITHER THAT TERM OF IMPRISONMENT NOR ANY PART OF IT MAY BE SUSPENDED.

(II) THE PERSON MAY NOT BE ELIGIBLE FOR PAROLE EXCEPT IN ACCORDANCE WITH ARTICLE 31B, SECTION 11 OF THE CODE.

~~(II)--THE--PERSON--MAY--NOT--BE--ELIGIBLE--FOR--PAROLE EXCEPT--IN--ACCORDANCE--WITH--ARTICLE--31B--SECTION--11--OF--THE--CODE.~~