

- (9) 16 OUNCES OR MORE OF PHENCYCLIDINE IN LIQUID FORM;
 - (10) 448 GRAMS OR MORE OF ANY MIXTURE CONTAINING PHENCYCLIDINE;
 - (11) 448 GRAMS OR MORE OF METHAMPHETAMINE; OR
 - (12) ANY MIXTURE CONTAINING 448 GRAMS OR MORE OF METHAMPHETAMINE.
- (B) AGGREGATION OF AMOUNTS.

FOR THE PURPOSE OF DETERMINING THE QUANTITY OF A CONTROLLED DANGEROUS SUBSTANCE INVOLVED IN INDIVIDUAL ACTS OF MANUFACTURING, DISTRIBUTING, DISPENSING, OR POSSESSING WITH INTENT TO MANUFACTURE, DISTRIBUTE, OR DISPENSE UNDER SUBSECTION (A) OF THIS SECTION, THE ACTS MAY BE AGGREGATED IF EACH OF THE ACTS OCCURRED WITHIN A 90-DAY PERIOD.

(C) ENHANCED PENALTY.

(1) A PERSON WHO IS CONVICTED UNDER § 5-602 OF THIS SUBTITLE WITH RESPECT TO A CONTROLLED DANGEROUS SUBSTANCE IN AN AMOUNT INDICATED IN SUBSECTION (A) OF THIS SECTION SHALL BE SENTENCED TO IMPRISONMENT FOR NOT LESS THAN 5 YEARS.

(2) THE COURT MAY NOT SUSPEND ANY PART OF THE MANDATORY MINIMUM SENTENCE OF 5 YEARS.

(3) EXCEPT AS PROVIDED IN § 4-305 OF THE CORRECTIONAL SERVICES ARTICLE, THE PERSON IS NOT ELIGIBLE FOR PAROLE DURING THE MANDATORY MINIMUM SENTENCE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 286(f).

In subsection (a)(7) of this section, the phrase "or more" is added for consistency with the other items in that subsection.

In subsection (b) of this section, the reference to individual acts of possession with intent to "manufacture ... or dispense" is added for clarity because this section provides a penalty for a violation of § 5-601 of this subtitle. Section 5-601 makes it a crime for a person to possess a controlled dangerous substance with intent to manufacture, distribute, or dispense the controlled dangerous substance.

Also in subsection (b) of this section, the former reference to an aggregate act "of manufacturing, distribution, dispensing, or possessing with intent to distribute" is deleted for brevity and as implicit.

In subsection (c)(1) of this section, the reference to the requirement that a person "shall be sentenced to imprisonment for not less than 5 years" is added for clarity and consistency within this subtitle.