

~~(c) (1) NOTWITHSTANDING ANY OTHER PROVISION OF LAW AND SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, A PERSON WHO IS SERVING A TERM OF CONFINEMENT THAT INCLUDES A MANDATORY MINIMUM SENTENCE IMPOSED ON OR BEFORE SEPTEMBER 30, 2007, FOR A VIOLATION OF §§ 5-602 THROUGH 5-606 OF THIS SUBTITLE IS ELIGIBLE TO BE GRANTED:~~

~~(i) ONE HEARING BEFORE THE COURT TO MODIFY OR REDUCE THE MANDATORY MINIMUM SENTENCE AS PROVIDED IN MARYLAND RULE 4-345, EVEN IF THE DEFENDANT DID NOT TIMELY FILE A MOTION FOR RECONSIDERATION OR A MOTION FOR RECONSIDERATION WAS DENIED BY THE COURT; AND~~

~~(ii) ONE SENTENCE REVIEW OF THE MANDATORY MINIMUM SENTENCE BY A REVIEW PANEL AS PROVIDED IN § 8-102 OF THE CRIMINAL PROCEDURE ARTICLE.~~

~~(2) THE COURT OR THE REVIEW PANEL MAY STRIKE THE RESTRICTION AGAINST PAROLE OR REDUCE THE LENGTH OF THE SENTENCE.~~

~~(3) TO BE GRANTED A HEARING OR SENTENCE REVIEW UNDER PARAGRAPH (1) OF THIS SUBSECTION, A PERSON SHALL SUBMIT AN APPLICATION TO THE COURT OR REVIEW PANEL ON OR BEFORE SEPTEMBER 30, 2010.~~

5-608.

(a) Except as otherwise provided in this section, a person who violates a provision of §§ 5-602 through 5-606 of this subtitle with respect to a Schedule I or Schedule II narcotic drug is guilty of a felony and on conviction is subject to imprisonment not exceeding 20 years or a fine not exceeding \$25,000 or both.

(b) ~~[(1)]~~ A person who is convicted under subsection (a) of this section or of conspiracy to commit a crime included in subsection (a) of this section ~~{shall be sentenced to imprisonment for not less than 10 years and is subject to a fine not exceeding \$100,000}~~ IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 20 YEARS OR A FINE NOT EXCEEDING \$100,000 OR BOTH if the person previously has been convicted once:

~~[(i)] (1)~~ under subsection (a) of this section or § 5-609 of this subtitle;