

~~{(ii)}~~ ~~(2)~~ of conspiracy to commit a crime included in subsection (a) of this section or § 5-609 of this subtitle; or

~~{(iii)}~~ ~~(3)~~ of a crime under the laws of another state or the United States that would be a crime included in subsection (a) of this section or § 5-609 of this subtitle if committed in this State.

~~{(2)}~~ The court may not suspend the mandatory minimum sentence to less than 10 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 IF THE PERSON HAS BEEN CONVICTED OF A VIOLATION OF A CRIME OF VIOLENCE, AS DEFINED IN § 14-101 OF THIS ARTICLE, ARISING OUT OF THE INCIDENT THAT RESULTED IN THE IMPOSITION OF THE MANDATORY MINIMUM SENTENCE.

(4) A person convicted under subsection (a) of this section is not prohibited from participating in a drug treatment program under § 8-507 of the Health - General Article because of the length of the sentence.‡

(c) (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 25 years and is subject to a fine not exceeding \$100,000~~ ~~IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 25 YEARS OR A FINE NOT EXCEEDING \$100,000 OR BOTH~~ if the person previously:

(i) has served at least one term of confinement of at least 180 days in a correctional institution as a result of a conviction under subsection (a) of this section, § 5-609 of this subtitle, or § 5-614 of this subtitle; and

(ii) has been convicted twice, if the convictions arise from separate occasions:

1. under subsection (a) of this section or § 5-609 of this subtitle;

2. of conspiracy to commit a crime included in subsection (a) of this section or § 5-609 of this subtitle;

3. of a crime under the laws of another state or the United States that would be a crime included in subsection (a) of this section or § 5-609 of this subtitle if committed in this State; or

4. of any combination of these crimes.