

(c) (1) [Any person who has previously been convicted under subsection (b)(1) or subsection (b)(2) of this section or of conspiracy to violate subsection (b)(1) or subsection (b)(2) of this section shall be sentenced, on being convicted a second time under either] **A PERSON WHO IS CONVICTED UNDER subsection (b)(1) or subsection (b)(2) of this section, or of conspiracy to violate subsection (b)(1) or (b)(2) of this section SHALL BE SENTENCED to imprisonment for not less than 10 years IF THE PERSON PREVIOUSLY HAS BEEN CONVICTED:**

(I) **UNDER SUBSECTION (B)(1) OR SUBSECTION (B)(2) OF THIS SECTION;**

(II) **OF CONSPIRACY TO VIOLATE SUBSECTION (B)(1) OR SUBSECTION (B)(2) OF THIS SECTION; OR**

(III) **OF AN OFFENSE UNDER THE LAWS OF ANOTHER STATE, THE DISTRICT OF COLUMBIA, OR THE UNITED STATES THAT WOULD BE A VIOLATION OF SUBSECTION (B)(1) OR SUBSECTION (B)(2) OF THIS SECTION IF COMMITTED IN THIS STATE.**

(2) The prison sentence of a person sentenced under subsection (b)(1) or subsection (b)(2) of this section, or of conspiracy to violate subsection (b)(1) or subsection (b)(2) of this section or any combination of these offenses, as a second offender may not be suspended to less than 10 years, and the person may be paroled during that period only in accordance with Article 31B, § 11 of the Code.

(3) This subsection does not prevent, prohibit, or make ineligible a convicted defendant from participating in the rehabilitation program under Title 8, Subtitle 6 of the Health - General Article, because of the length of sentence, if imposed under subsection (b)(1) of this section.

(d) (1) [Any person who has been convicted on 2 separate occasions under subsection (b)(1) or subsection (b)(2) of this section or of conspiracy to violate subsection (b)(1) or subsection (b)(2) of this section or any combination of these offenses, where the convictions do not arise from a single incident, and who has served at least 1 term of confinement of at least 180 days in a correctional institution as a result of a conviction of a previous violation of this section or § 286A of this article, shall be sentenced, on being convicted a third time] **A PERSON WHO IS CONVICTED under subsection (b)(1) or subsection (b)(2) of this section or of conspiracy to violate subsection (b)(1) or subsection (b)(2) of this section [or any combination of these offenses,] SHALL BE SENTENCED to imprisonment for the term allowed by law, but, in any event, not less than 25 years IF THE PERSON PREVIOUSLY:**

(I) **HAS SERVED AT LEAST 1 TERM OF CONFINEMENT OF AT LEAST 180 DAYS IN A CORRECTIONAL INSTITUTION AS A RESULT OF A CONVICTION OF A PREVIOUS VIOLATION OF THIS SECTION OR § 286A OF THIS ARTICLE; AND**

(II) **HAS BEEN CONVICTED TWICE, WHERE THE CONVICTIONS DO NOT ARISE FROM A SINGLE INCIDENT:**