

(1939 Edition), title "Crimes and Punishments," sub-title "Health—Narcotic Drugs," said section having been amended by Chapter 24 of the Acts of 1951, increasing penalties for the sale, other disposition or possession of narcotic drugs.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Section 352 of Article 27 of the Annotated Code of Maryland (1939 Edition), title "Crimes and Punishments," sub-title "Health—Narcotic Drugs," said section having been amended by Chapter 24 of the Acts of 1951, be and it is hereby repealed and re-enacted, with amendments, to read as follows:

352. **¶** Any person violating any provision of this sub-title shall, upon conviction, be punished for the first offense by a fine not exceeding one thousand dollars (\$1,000.00) or by imprisonment for not exceeding three years, or both; and for any subsequent offense by a fine not exceeding three thousand dollars (\$3,000.00) or by imprisonment for not exceeding five years, or both. *Whoever violates any provision of this sub-title shall upon conviction be fined not more than one thousand dollars (\$1,000.00) and be imprisoned not less than two or more than five years. For a second offense, or if, in case of a first conviction of violation of any provision of this sub-title, the offender shall previously have been convicted of any violation of the laws of the United States or of any other state, territory or district relating to narcotic drugs or marihuana, the offender shall be fined not more than two thousand dollars (\$2,000.00) and be imprisoned not less than five or more than ten years. For a third or subsequent offense, or if the offender shall previously have been convicted two or more times in the aggregate of any violation of the law of the United States or of any other state, territory or district relating to narcotic drugs or marihuana, the offender shall be fined not more than three thousand dollars (\$3,000.00) and be imprisoned not less than ten or more than twenty years. And except in the case of conviction for a first offense for violation of the provisions of this sub-title, the imposition or execution of sentence shall not be suspended and probation or parole shall not be granted until the minimum imprisonment herein provided for the offense shall have been served. Provided, that if any such offense shall consist of the sale, barter, peddling, exchange, dispensing or supplying of a narcotic drug to a minor, in violation of any provision of this sub-title, said offense shall be deemed a felony, and any person found*