

- (5) N-ethyl-1-phenylcyclohexylamine;
- (6) 1-(1-phenylcyclohexyl)-pyrrolidine;
- (7) 1-(1-(2-thienyl)-cyclohexyl)-piperidine;
- (8) lysergic acid diethylamide; or
- (9) 750 grams or more of 3, 4-methylenedioxyamphetamine (MDMA).

(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 if the person previously has been convicted once:

- (i) under subsection (a) of this section or § 5-608 of this subtitle;
- (ii) of conspiracy to commit a crime included in subsection (a) of this section or § 5-608 of this subtitle; or
- (iii) 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 § 5-608 of this subtitle if committed in this State; or
- (iv) of any combination of these crimes.

(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.

(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.

Article - Criminal Procedure

6-229.

(A) THIS SECTION DOES NOT APPLY TO A PERSON:

(1) CHARGED WITH A ~~VIOLENT~~ CRIME OF VIOLENCE AS DEFINED UNDER § 7-101 § 14-101 OF THE CORRECTIONAL SERVICES CRIMINAL LAW ARTICLE OR WITH A VIOLATION OF TITLE 3, SUBTITLE 6 OR SUBTITLE 8, OR § 3-203, § 3-204, § 5-612, § 5-613, § 5-614, § 5-621, § 5-622, OR § 5-628 OF THE CRIMINAL LAW ARTICLE; OR

(2) WHO HAS BEEN CONVICTED OF A CRIME OF VIOLENCE, AS DEFINED UNDER § 14-101 OF THE CRIMINAL LAW ARTICLE, WITHIN THE PREVIOUS 5 YEARS.

(B) EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION: