

SB0281/783626/1

BY: Senator Shank

AMENDMENTS TO SENATE BILL 281, AS AMENDED  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “weapon” insert “; altering a certain minimum sentence; clarifying that a sentence for a certain offense is mandatory”.

On page 2, in line 24, after “4-203(b)” insert “and (c)(3)”.

AMENDMENT NO. 2

On page 4, in line 34, after “station” insert “.

(c) (3) (i) If the person has previously been convicted once under this section, § 4–204 of this subtitle, or § 4–101 or § 4–102 of this title:

1. except as provided in item 2 of this subparagraph, the person is subject to imprisonment for not less than [1 year] 18 MONTHS and not exceeding 10 years; or

2. if the person violates subsection (a)(1)(iii) of this section, the person is subject to imprisonment for not less than 3 years and not exceeding 10 years.

(ii) 1. The court may not impose less than the applicable minimum sentence provided under subparagraph (i) of this paragraph.

2. THE COURT MAY NOT SUSPEND ANY PART OF THE MANDATORY MINIMUM SENTENCE OF 18 MONTHS UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH.

(Over)

**3. EXCEPT AS OTHERWISE PROVIDED IN § 4-305 OF THE CORRECTIONAL SERVICES ARTICLE, THE PERSON IS NOT ELIGIBLE FOR PAROLE DURING THE MANDATORY MINIMUM SENTENCE.**

**4. THE COURT MAY NOT ORDER PROBATION BEFORE JUDGMENT IN A CASE ARISING UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH**".