

any motor vehicle fuels used in such motor vehicle, and no special tag or marker shall thereafter be issued for such motor vehicle during the current year. Nothing in this section shall be construed to alter or modify the registration fees for motor vehicles prescribed by other provisions of law, but whenever the regular tag or marker required for any vehicle shall be replaced by the special tag or marker provided by this section, or vice versa, the Commissioner of Motor Vehicles shall make a charge of one dollar (\$1.00) for such transfer. In addition to the one-fifth of the net tax produced, less refund exemption, by the additional tax provided by Sections 212B-212D, the Comptroller shall pay to the State Roads Commission, monthly, out of the "Lateral Road Gasoline Tax Fund," one-half of a cent for each gallon of motor vehicle fuel for which the refund provided by this section has been claimed and paid during the preceding month, such monies to be utilized for the construction and maintenance of the streets and highways of the City of Baltimore or of such other incorporated city or town as aforesaid.

1927, ch. 118, sec. 212E.

212D. If any part or parts of Sections 212B-212D, or of any Section thereof, shall be held to be unconstitutional, such unconstitutionality shall not affect the validity of the remaining parts of said sections, or of any section thereof, and the Legislature hereby declares that it would have passed the remaining parts of said sections or of any section thereof, if it had known that such part or parts thereof, or of any section thereof, would be declared unconstitutional.¹

An. Code, 1924, sec. 215. 1922, ch. 522, sec. 5. 1924, ch. 358. 1929, ch. 94.

215. Said license tax in respect to motor vehicle fuel sold or used in any calendar month shall be paid on or before the last day of the next succeeding month to the Comptroller who shall receipt the dealer therefor, and shall forthwith pay over to the State Treasurer all monies thus received. And the State Treasurer shall create a special fund thereof and shall disburse the same in accordance with the appropriations thereof made by the General Assembly, provided, however, that the Comptroller may retain in his hands at all times such sum, as in his judgment shall be sufficient to enable him to pay promptly all claims for refunds.

An. Code, 1924, sec. 219. 1922, ch. 522, sec. 9. 1927, chs. 146 and 236.

219. Any person, firm or corporation who shall buy or use any motor vehicle fuel as defined in this sub-title for the purpose of operating or propelling stationary gas engines, tractors used for agricultural purposes, motor boats used for pleasure only, air planes or air craft, or who shall purchase or use any of such fuel for cleaning or dyeing or other commercial use of the same, except in motor vehicles operated or intended to be operated in whole or in part upon any of the public highways of the State of Maryland, on which motor fuel the tax imposed by this sub-title shall have

¹ Sec. 212D of ch. 118 of the acts of 1927 repealed all acts inconsistent therewith.