

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.<sup>1</sup>

1922, ch. 522, sec. 3. 1933, ch. 218, sec. 213.

**213.** It shall be unlawful for any dealer to receive, sell, use, or distribute any motor vehicle fuel or to engage in business within this State unless such dealer is the holder of an uncancelled license issued by the Comptroller to engage in said business. To procure such license every dealer shall file with the Comptroller an application upon oath and in such form as the Comptroller may prescribe, setting forth the name under which such dealer is transacting business within the State of Maryland, the names and addresses of the several persons constituting the firm or partnership, and, if a corporation, the corporate name under which it is authorized to transact business, and the names and addresses of its principal officers, resident general agent and attorney in fact. If such dealer is an association of persons, firm, partnership or corporation organized under the laws of another State, territory or county, if it has not already done so, it must first comply with the laws of Maryland relating to the transaction of its appropriate business therein.

Upon the filing of an application for a license, and concurrently therewith, a bond of the character stipulated and in the amount provided for in Section 213A of this sub-title shall be filed with the Comptroller. No license shall issue upon any application unless accompanied by such a bond.

In the event that any application for a license certificate to transact business as a dealer in the State of Maryland shall be filed by any person whose license shall at any time theretofore have been cancelled for cause by the Comptroller, or in case said Comptroller shall be of the opinion that such application is not filed in good faith, or that such application is filed by some person as a subterfuge for the real person in interest whose license or registration shall theretofore have been cancelled for cause by said Comptroller, then and in any of said events the Comptroller, after a hearing, of which the applicant shall have been given five (5) days' notice in writing and in which said applicant shall have the right to appear in person or by counsel and present testimony, shall have and is hereby given the right and authority to refuse to issue to such a person a license certificate to transact business as a dealer in the State of Maryland.

Upon the filing of the application for a license, a filing fee of one dollar (\$1.00) shall be paid to the Comptroller.

The application in proper form having been accepted for filing, the

<sup>1</sup> Sec. 212D of ch. 118 of Acts of 1927 repealed all laws inconsistent therewith.