

1939, ch. 734, sec. 48P.

**83.** If the Sheriff or Deputy Sheriff of Harford County, or a duly appointed Constable or City or Town Officer, or any other person, has reason to believe that any licensee referred to in the preceding section has in his, their or its possession at the place the business of such licensee is conducted any alcoholic beverage containing more than fourteen percentum (14%) of alcohol by volume, it shall be the duty of said officers or other person to go before a Judge of the Circuit Court for Harford County or a Justice of the Peace of Harford County and make affidavit of such fact; said Judge or Justice will thereupon issue a search warrant against the licensee so complained of, directed to one of the Peace Officers above mentioned, commanding him to proceed at once and search for said alcoholic beverages containing more than fourteen percentum (14%) of alcohol by volume alleged to be on the premises of a licensee as aforesaid, and upon finding the same to seize and take possession thereof and keep it until further order by the Judge or Justice. The said warrant shall be returnable within forty-eight hours from the date of issue; provided, however, that if the said officer has reason to believe that alcoholic beverages containing more than fourteen percentum (14%) of alcohol by volume, is in possession in violation of the provisions of Sections 78-84, and in his opinion it is not possible or practicable to secure a search warrant in time to seize the same so in possession, then he may, without a warrant, examine the premises occupied by said licensee and may seize any of said alcoholic beverages so found in possession of such licensee; and provided that this section shall not authorize entering a dwelling house without first procuring a search warrant, except where a licensee conducts his, her, their or its business in a dwelling house or in a building connected with a dwelling house. Any alcoholic beverage containing more than fourteen percentum (14%) of alcohol by volume found by any of the above mentioned officers as a result of a search as authorized under the provisions of this section may be used as evidence against any licensee referred to in Section 82 of this Article.

1939, ch. 734, sec. 48Q.

**84.** The said Liquor Control Board is hereby vested with all the rights, powers, authority and duties now vested in the County Commissioners of Harford County, conferred by Sections 421A to 421M, inclusive, of Article 13 of the Code of Public Local Laws of Maryland, title "Harford County", sub-title "Liquor and Intoxicating Drinks", and as part of their duties shall issue and revoke licenses thereunder in the same manner as the same are now issued and revoked by the County Commissioners of Harford County, with the additional authority and direction to revoke and refuse to re-issue a license to a licensee on whose premises liquor containing more than fourteen percentum (14%) of alcohol by volume has been found. The attorney for the County Commissioners of Harford County shall also be attorney for the Liquor Control Board.<sup>1</sup>

<sup>1</sup>Sec. 2 of ch. 734 of 1939, repeals the provisions of secs. 414-421 inclusive and secs. 352-380 inclusive, of Art. 13 of the Code of Public Local Laws (1930 Ed.) in so far as they are inconsistent with the provisions of secs. 78-84 and sec. 3 of said Act provides that if any provision of this Act is held invalid, such invalidity shall not affect the other provisions thereof. Sec. 5 of said ch. 734 provides for a referendum in the towns of Aberdeen, Bel Air, Havre de Grace at the election Nov. 1940 to determine whether the Dispensaries in said towns shall be continued after Apr. 1, 1941. Sec. 6 of said ch. 734 provides that a referendum vote may be had in any Election District in Harford County at the election in Nov. 1940 on petition signed by 10 per cent of registered voters in said District to determine whether a Dispensary may be established in said District.