

show to the satisfaction of the Comptroller that the total number of bushels of oysters shucked during the season was less than the number given in the application for license of the person, firm or corporation making such report or return, the Comptroller shall draw his warrant in favor of such person, firm or corporation for the amount overpaid by such licensee calculated at the rate named hereinbefore.

1900, ch. 380.

**67.** If any person, firm or corporation shall engage or attempt to engage in the business of packing or canning oysters without first obtaining a license, as provided in the foregoing section, or who shall fail to pay the tax of one dollar per thousand bushels for each thousand bushels shucked by himself, his firm or corporation in excess of the amount named in the license issued to him or his firm or the corporation which he represents, he shall be deemed guilty of a misdemeanor, and shall be fined not less than two hundred and fifty dollars nor more than one thousand dollars for each offense, and if any person shall knowingly make any false statement in the application for license, or in any report or return required to be made under this article, he shall be deemed guilty of perjury, and shall be fined not less than one hundred dollars nor more than five hundred dollars, or shall be imprisoned not less than one month nor more than six months, or both fined and imprisoned at the discretion of the court; provided, that if any person so applying for license shall prefer to do so, he may obtain the same for himself, firm or body corporate by paying therefor the sum of three hundred dollars, and shall not be required to report, under oath, the number of bushels handled by him, his firm or corporation, or otherwise disclose the operations of his business.

**Past Offenses.**

1900, ch. 380.

**68.** Nothing in these sections 1, 2, 3, 4, 8, 10 A, 11, 14, 15, 19, 22, 34, 36, 40, 46 A, 57, 58, 59, 60, 62, 63, 66 and 67 to affect offenses committed in whole or in part before their enactment.