

materials for said town; and any person violating the provisions of this section shall be proceeded against by indictment in the Circuit Court for Washington County, and, upon conviction, be fined and imprisoned, or both, in the discretion of the court.

44. The citizens of Boonsboro of the age of twenty-one years and upwards, who shall have resided in the State of Maryland and in said town for twelve months next preceding the election, shall, on the second Monday in May in the year 1940, and not before, and upon the same day every two years thereafter, elect by ballot a person, not under twenty-five years of age, a citizen of the United States and a registered voter of the State of Maryland and three years a resident of said town next preceding the election, to be Mayor of said town. He shall take the oath of office as hereinafter prescribed for town officers, and remain in office until his successor is elected and qualified. At the same time and in the same manner there shall also be elected five persons having the same qualifications herein prescribed for the office of Mayor to be Councilmen of Boonsboro, and also one person of like qualification to be Assistant Mayor. The present Burgess, Assistant Burgess and Councilmen of Boonsboro shall be respectively the Mayor, Assistant Mayor, and Councilmen of Boonsboro until the next regular town election in the year 1940 as herein provided, and shall exercise all the powers and perform all the functions upon them, respectively, by the Charter of Boonsboro conferred.

44A. Wherever in the Code of Public Local Laws of Maryland, title "Washington County", sub-title "Boonsboro", or the ordinances passed in pursuance thereof, the words "Burgess", "Assistant Burgess", "Burgess and Council of Boonsboro" appear, said words shall mean and be read "Mayor", "Assistant Mayor", "Mayor and Council of Boonsboro."

SEC. 2. *And be it further enacted*, That should any part or parts of this Act be declared invalid for any reason, it shall not be construed as affecting the validity of any remaining part or parts hereof.

SEC. 3. *And be it further enacted*, That this Act is hereby declared to be an emergency law and necessary for the immediate preservation of the public health and safety, and being passed upon a yea and nay vote, supported by three-fifths of all members elected to each of the two Houses of the General Assembly, the same shall take effect from the date of its passage.

Approved May 17, 1939.