

sub-title, who shall after June 1, 1939, engage in the business or act in the capacity of a real estate broker or real estate salesman within this State, without a license or shall carry on or continue such business or employment after the suspension or revocation of any such license to him or it issued, or shall employ any person as a real estate salesman, to whom a license as real estate salesman had not been issued, or whose license as such shall have been revoked or suspended, shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be sentenced for the first offense to pay a fine of not less than fifty dollars (\$50) nor more than one hundred dollars (\$100), and for a second and any subsequent offense shall be sentenced to pay a fine of not less than five hundred dollars (\$500) nor more than one thousand dollars (\$1,000) or undergo imprisonment for a period of not more than one (1) year, or both in the discretion of the court. The following Counties: St. Mary's, Calvert, Dorchester, and Anne Arundel, shall be exempt from all the provisions of this Act.

305. Constitutionality. If any section, sub-section, sentence, clause, phrase or requirement of this sub-title is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions thereof. The Legislature hereby declares that it would have passed this sub-title, each section, sub-section, clause, phrase and requirement thereof, irrespective of the fact that any one or more sections, sub-sections, clauses, phrases or requirements be declared unconstitutional; provided, however, that nothing in this Act shall apply to Harford, Queen Anne's and Worcester Counties.

SEC. 2. *And be it further enacted*, That the provisions of this Act as to license fees shall not become effective until May 1, 1940, as to persons, firms or corporations who have secured licenses prior to June 1, 1939, in accordance with the provisions of the law existing prior to said date.

SEC. 3. *And be it further enacted*, That this Act shall take effect June 1, 1939.

Approved May 24, 1939.

CHAPTER 352.

(House Bill 314)

AN ACT to repeal and re-enact with amendments Sections 106 and 110 of Article 83 of the Annotated Code of Mary-