

(b) The Secretary-Treasurer shall provide for the keeping of accurate books of account showing all receipts and all expenditures, and immediately after the end of each fiscal year of the State shall file with the State Treasurer a detailed account of all such receipts and expenditures showing all cash balances on hand, which account shall be accompanied by remittance of all surplus funds on hand. The books of account shall be audited regularly by the State Auditor.

362. *Penalties.* Any person, acting for himself or herself or for or on behalf of any co-partnership, association or corporation, not specifically excepted from this provision of this 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estate salesman, to whom a license as real estate salesman had not been issued, or whose license as such shall have been revoked or suspended, shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be sentenced for the first offense to pay a fine of not less than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: Anne Arundel, St. Mary's, Calvert, Dorchester, Harford, Queen Anne's and Worcester shall be exempt from all the provisions of this sub-title.

363. *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.

SEC. 2. *And be it further enacted,* That this Act shall take effect June 1, 1941.

Approved May 26, 1941.