

FILE SUCH A BOND, HE SHALL GIVE NOTICE TO SUCH TAXPAYER TO THAT EFFECT, SPECIFYING THE AMOUNT OF THE BOND REQUIRED. THE TAXPAYER SHALL FILE SUCH BOND WITHIN FIVE (5) DAYS AFTER THE GIVING OF SUCH NOTICE UNLESS WITHIN SUCH FIVE (5) DAYS THE TAXPAYER SHALL REQUEST IN WRITING A HEARING BEFORE THE COMPTROLLER, AT WHICH HEARING THE NECESSITY, PROPRIETY AND AMOUNT OF THE BOND SHALL BE DETERMINED BY THE COMPTROLLER. SUCH DETERMINATION BY THE COMPTROLLER SHALL BE FINAL AND SHALL BE COMPLIED WITH WITHIN FIFTEEN (15) DAYS AFTER THE TAXPAYER IS GIVEN NOTICE THEREOF.

IN LIEU OF THE BOND REQUIRED BY THIS SECTION, SECURITIES APPROVED BY THE COMPTROLLER OR CASH IN SUCH AMOUNT AS HE MAY PRESCRIBE MAY BE DEPOSITED, WHICH SHALL BE KEPT IN THE CUSTODY OF THE COMPTROLLER, WHO MAY AT ANY TIME, WITHOUT NOTICE TO THE DEPOSITOR, APPLY THEM TO ANY TAX AND/OR INTEREST OR PENALTIES DUE, AND FOR THAT PURPOSE THE SECURITIES MAY BE SOLD BY THE COMPTROLLER AT PUBLIC OR PRIVATE SALE WITHOUT NOTICE TO THE DEPOSITOR.

STAMPS

420. THE TAX SHALL BE PAID AND THE STAMPS SHALL BE AFFIXED BY THE FIRST VENDOR OR USER WHO HAS POSSESSION OF CIGARETTES IN THIS STATE FOR SALE OR USE IN THIS STATE.

421. (A) BEFORE ANY PERSON SHALL SELL, OFFER OR DISPLAY FOR SALE IN THIS STATE ANY CIGARETTES, HE SHALL PURCHASE THE PROPER STAMP OR STAMPS FROM THE COMPTROLLER, AND AFFIX IT OR THEM TO THE SMALLEST CONTAINER OF SUCH CIGARETTES, TO BE SOLD TO THE CONSUMER THEREOF, IN SUCH MANNER AS MAY BE PRESCRIBED BY THE COMPTROLLER. SUCH STAMPS, WHEN AFFIXED AS AFORESAID, SHALL EVIDENCE THE PAYMENT OF THE TAX IMPOSED BY OR COLLECTED UNDER THIS SUB-TITLE.

(B) EVERY RETAIL DEALER HAVING IN HIS POSSESSION FOR SALE ON OR AFTER JULY 1, 1957, UNSTAMPED CIGARETTES SHALL PURCHASE, ATTACH AND CANCEL THE STAMPS AS REQUIRED BY THIS SUB-TITLE.

422. IT SHALL BE PRESUMED THAT ALL CIGARETTES POSSESSED OR HELD IN THE STATE OF MARYLAND AFTER JULY 1, 1957 ARE SUBJECT TO THE TAX HEREIN LEVIED AND IMPOSED UNLESS AND UNTIL THE CONTRARY IS ESTABLISHED, AND THE BURDEN OF PROOF THAT SUCH CIGARETTES ARE NOT TAXABLE HEREUNDER SHALL BE UPON THE POSSESSOR THEREOF.

423. EACH DISTRIBUTOR SHALL AFFIX, WITHIN THE TIME HEREINAFTER PRESCRIBED, TO EACH CONTAINER OF CIGARETTES, STAMPS FURNISHED BY AND PURCHASED FROM THE COMPTROLLER EVIDENCING THE PAY-