

444½. All vending machines from which cigarettes are sold or offered for sale shall be labeled in such manner as to clearly identify the owners thereof, showing the name, address and telephone number of the owner. Any vending machine found to contain more than ten unstamped or improperly stamped packs of cigarettes shall be confiscated by the Comptroller or any of his duly authorized agents.

459½. The auditors and other duly authorized agents of the Cigarette Tax Unit shall be sworn police officers and shall have all the powers, duties and responsibilities of peace officers for the enforcement of the provisions of this sub-title.

The Comptroller, his agents, employees, and any peace officer of this State, shall not in any way be held responsible in any court for the seizure or the confiscation of any unstamped or improperly stamped cigarettes or for the seizure of any other property under and provision of the sub-title.

462½. Cigarettes, vending machines, vehicles and other property confiscated by the Comptroller or by his authority shall be disposed of by the Comptroller in the following manner:

(1) Cigarettes shall be sold to State hospitals and to non-profit charitable institutions at a price and in a manner within the Comptroller's discretion.

~~(2) Vending machines, vehicles and other property shall be sold by the Comptroller at public auction.~~

~~(3) (2) The proceeds from all such sales shall be handled in the same manner as tax collected under this sub-title.~~

SEC. 2. And be it further enacted, That Sections 438 (a), 442, 443, 448, 449, 455, 457, 462 and 463 (a) of said Article (1960 Supplement), title "Revenue and Taxes", sub-title "State Tobacco Tax Act", be and they are hereby repealed and re-enacted, with amendments, to read as follows:

438.

(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.]

No distributor shall sell, offer or display for sale in this State any cigarettes until he shall have purchased the proper stamp or stamps from the Comptroller, and affixed it or them to the smallest container of such cigarettes in such manner as may be prescribed by the Comptroller.

No other person shall possess, sell, offer or display for sale in this State any unstamped or improperly stamped cigarettes except as provided in Sections 432 (a), (b), (c), 455, 456 and 456A of this sub-title.

No person shall purchase cigarette stamps from any person other than the Comptroller unless the purchaser has obtained written permission from the Comptroller to do so, or except in accordance