

victed of a violation of provisions of this section is the owner or tenant of the building, place or Club in which such violation occurred, the Circuit Court for Prince George's County, on petition of the State's Attorney for said County setting forth the facts supported by a certified copy of the record of such conviction, may after issuance of process or such notice as the Court may prescribe and hearing, preliminary or final as in equity without a jury, pass an Order or Decree directing such owner or tenant, his agents, servants and employees, and all persons claiming under him, to close and cease the use of such building or place or Club, or the portion thereof under the control of such tenant if his right to possession is less than the right to use all of such premises, for business purposes or public use for such period of time as may be specified by the Court and directing that for such specified time such building or place or Club, or the portion thereof under the control of such tenant if his right to possession is less than the right to use all of such premises, be closed and be not used for business purposes or public use, and, said Court is empowered to enforce and implement such Order or Decree by injunctive process or contempt proceedings, as may be requisite. For the purposes [of provisions] of this section and prosecution for violation thereof, payment of the Federal tax specified in [Section 3267 (a) (2) or (3)] Sections 4461, 4462 and 4463 of the United States Internal Revenue Code of [1939] 1954, as amended, [26 USCA (IRC 1939) 3267 (a) (2) or (3),] for any such mechanical or electrical coin, or otherwise operated device or machine shall constitute prima facie evidence of a violation of the provisions of this section by the person so paying such tax or in whose possession or under whose charge such device or machine is found, maintained, operated or managed, when satisfactory proof thereof has been made to the Court or jury as the case may be. For purposes of this section, the word "person" as used herein shall be construed to include a partnership or corporation, as the same may be applicable and the context permits. The provisions of this section, with respect to prima facie evidence of a violation hereof as hereinabove set forth, shall not apply to music machines operated by means of the insertion of a coin, token or similar object; and, the provisions of this section shall not apply to "claw machines" operated by insertion of a coin where the only item dispensed is merchandise, and not cash or token, by virtue of the skill of the operator in engaging an article of merchandise through operation of devices or controls; and, the provisions of this section shall not apply to bona fide vending machines, in which are not incorporated gaming or amusement features, where the only item dispensed is merchandise, and not cash or tokens, equivalent in value to the coin inserted for operation of such machine.

SEC. 2. *And be it further enacted*, That if any provision, sentence, clause, word or portion of this Act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Act which can be given effect without the invalid provision or application, and to this end the provisions of this Act are declared to be severable.

SEC. 3. *And be it further enacted*, That all Acts or parts of Acts, whether public general or public local laws, whether enacted prior to this session of the General Assembly or enacted at this session of the General Assembly, inconsistent with the provisions of this Act are hereby repealed to the extent of such inconsistency.