

invoices or delivery tickets for such cigarettes, which shall show the true name and address of the consignor or seller, the true name of the consignee or purchaser, and the quantity and brands of the cigarettes so transported. If the cigarettes are consigned to or purchased by any person in Maryland such purchaser or consignee must be a person who is authorized by the State Tobacco Tax Act to possess unstamped cigarettes in this State; *if the invoice or delivery ticket specifies that the cigarettes are to be delivered to any person in any other state or jurisdiction such person must be authorized by the laws of such other state or jurisdiction to receive or possess cigarettes on which the taxes imposed by such other state or jurisdiction have not been paid.* In the absence of such invoices or delivery tickets, or, if the name or address of the consignee or purchaser is falsified or if the purchaser or consignee [in this State] is not authorized to possess unstamped cigarettes, the cigarettes so transported shall be deemed contraband and shall be subject to confiscation. Any transporter who violates the provisions of this section shall be guilty of a ~~misdemeanor~~ FELONY and subject to a fine of not more than twenty-five dollars (\$25.) for each individual carton of cigarettes so transported by him, or imprisonment for not more than one year, or both, and in addition shall be liable for the tax, interest and penalty as provided in Section 453.

[Transportation of cigarettes from a point outside this State to a point in some other state will not be considered a violation of this section provided that the person so transporting such cigarettes has in his possession adequate invoices, bills of lading or delivery tickets which give the true name and true address of such out-of-State seller or consignor and such out-of-State purchaser or consignee.]

IN ANY CASE WHERE THE COMPTROLLER OR HIS DULY AUTHORIZED AGENT, OR ANY PEACE OFFICER OF THE STATE, HAS KNOWLEDGE OR REASON TO SUSPECT THAT ANY VEHICLE IS CARRYING FIVE OR MORE CARTONS OF CIGARETTES, THE COMPTROLLER, SUCH AGENT, OR SUCH PEACE OFFICER, IS AUTHORIZED TO STOP SUCH VEHICLE AND TO INSPECT THE SAME FOR CONTRABAND CIGARETTES. IF SUCH VEHICLE IS CARRYING CIGARETTES IN VIOLATION OF ANY PROVISIONS OF THIS SUBTITLE, THE CIGARETTES AND THE VEHICLE SHALL BE CONFISCATED AND DELIVERED TO THE COMPTROLLER.

In any case where the Comptroller or his duly authorized agent, or any peace officer of the State, has knowledge that any vehicle is carrying five or more cartons of cigarettes, the Comptroller, [or] such agent, or such peace officer, is authorized to stop such vehicle and to inspect the same for contraband cigarettes. [All unstamped or improperly stamped cigarettes found in such vehicle shall be confiscated.] If such vehicle is carrying cigarettes in violation of any provisions of this subtitle, the cigarettes and the vehicle shall be confiscated and delivered to the Comptroller.

455½. NOTWITHSTANDING THAT VIOLATIONS OF THIS SUBTITLE ARE MISDEMEANORS UNDER THE PROVISIONS OF SECTION 455 AND SECTION 463, AND NOTWITHSTANDING THE PROVISIONS OF SECTION 5 OF ARTICLE 35 OF THIS CODE, IF THE COMPTROLLER OR HIS DULY AUTHORIZED AGENT OR ANY PEACE OFFICER OF THIS STATE HAS