

board of license commissioners for said city or any county determines that the granting of the license is not necessary for the accommodation of the public or that the applicant is not a fit person to receive the license applied for, or has made a material false statement in his application, or has practiced fraud in connection with said application, or that the operation of the business, if the license is granted, will unduly disturb the peace of the residents of the neighborhood in which the place of business is to be located, or that there are other reasons, in the discretion of the board, why the license should not be issued, then the application shall be disapproved and the license applied for shall be refused. If no such [finds] findings are made by the board, then the application shall be approved and the said board shall issue its certificate of approval for presentation to the clerk of the court of the county in which the place of business is to be located, or to the clerk of the Court of Common Pleas in Baltimore City, as the case may be, and the said clerk shall issue the license applied for upon presentation of said certificate, and the payment of the fee required, except that, in Prince George's County, such certificate of approval shall not be presented to nor payment made to the clerk of the court, rather, if no such findings are made by the board, then the application shall be approved and the said board shall issue the license applied for, after payment of the required fee to the treasurer of Prince George's County, provided that said board shall maintain a record of licenses issued.

SEC. 2. *And be it further enacted*, That this Act shall take effect July 1, 1968.

Approved March 22, 1968.

CHAPTER 7

(Senate Bill 58)

AN ACT to repeal and re-enact, with amendments, Section 638A (a) of Article 27 of the Annotated Code of Maryland (1967 Replacement Volume and 1967 Supplement), title "Crimes and Punishments," subtitle "Sentence and Punishment," amending the penal laws in order to correct an erroneous reference therein.

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That Section 638A (a) of Article 27 of the Annotated Code of Maryland (1967 Replacement Volume and 1967 Supplement), title "Crimes and Punishments," subtitle "Sentence and Punishment," be and it is hereby repealed and re-enacted, with amendments, to read as follows:

638A.

(a) When from all the circumstances the court is of the opinion that any accused person in a criminal case will appear as required for trial either before or after his conviction, the person may be released on his own recognizance. A failure to appear as required by such recognizance shall be subject to the penalty provided in Section [12A] 12B of this article.