

shall have made any payment on account, shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not more than one hundred dollars or by imprisonment in jail for a term of not less than one month nor more than six months, or by both such fine and imprisonment, in the discretion of the court. And in determination of any question arising under this section the fact that any such person so obtaining food or beverage, accommodation or credit, upon request or demand for payment of any amount then due therefor failed or neglected to comply in full with such demand shall be treated as presumptive evidence that such failure or neglect to make such payment was fraudulent even though payment of a portion of the amount then due shall have been made or a payment on account for the food or beverage, accommodation or credit so obtained had theretofore been made, and similarly the fact that the departure of any such person or removal of his baggage without first paying or discharging in full his debts as aforesaid, even though a payment on account of such debt may have been made, was without the knowledge or consent of the proprietor or manager of such restaurant, tavern or the like, or hotel, inn, boardinghouse, hospital or sanitarium, or the representative or agent of such proprietor or manager, shall be treated as presumptive evidence that such departure or removal was fraudulent. Nothing in this section shall apply to or affect the prosecution of any offense which may have been committed prior to June 1, 1939, or the punishment provided for such offense.

SEC. 2. *And be it further enacted,* That this Act shall take effect July 1, 1970.

Approved April 28, 1970

CHAPTER 480
(House Bill 551)

AN ACT to add new Section 641A to Article 27 of the Annotated Code of Maryland (1967 Replacement Volume), title "Crimes and Punishments," subtitle "Venue, Procedure and Sentence," SUBHEADING "SENTENCE AND PUNISHMENT," to follow immediately after Section 641 thereof, to provide for ~~alternatives in sentencing whereby a part of the sentence may be served in confinement and the remainder as a period of probation upon terms and conditions as the courts deem proper~~ PERIODS OF PROBATION UNDER CERTAIN CONDITIONS AND GENERALLY RELATING TO PROBATION.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That new Section 641A be and it is hereby added to Article 27 of the Annotated Code of Maryland (1967 Replacement Volume), title "Crimes and Punishments," subtitle "Venue, ~~Procedure~~ PROCEDURE and Sentence," SUBHEADING "SENTENCE AND PUNISHMENT," to follow immediately after Section 641 thereof, and to read as follows: