

34E.

D. In any case where a person has been convicted of a violation of Sections 27 and 27A, OR OF A VIOLATION OF SECTIONS 27B AND 27A, and such convictions arise out of the same transaction, the conviction under Section 27 OR 27B shall merge into the conviction under Section 27A. In any case where a person has been convicted of a violation or violations under this subtitle for which penalties and/or fines have been imposed against such person pursuant to two or more of Sections 34, 34A, 34B ~~or 34C~~, 34C OR 34D, any penalty and/or fine imposed pursuant to Section 34A shall preempt the other penalties and/or fines imposed pursuant to any other of such Sections as a result of such violation or violations, and any penalty and/or fine imposed pursuant to Section 34B shall preempt the other penalties and/or fines imposed pursuant to any other of such Sections as a result of such violation or violations except any penalty and/or fine imposed pursuant to Section 34A hereof.

34F.

E. In addition to any other fines or penalties provided for a violation of the provisions of this subtitle, any motor vehicle or other vehicle, vessel or aircraft used or employed in the concealment, conveying or transporting of any explosives during the course of any violation of this subtitle by any person or persons on whom a penalty and/or fine is imposed under the provisions of Section 34A or 34B, shall upon the conviction or convictions be declared by the court to be forfeited to the county or to Baltimore City, as the case may be; provided that no vehicle shall be forfeited hereunder unless the owner thereof authorized or permitted such use or employment, and provided further that the interest thereby transferred to the county or Baltimore City shall be subordinate to the interest of the holder of any perfected security interest in such vehicle, vessel, or aircraft. The county commissioners or the mayor and city council of Baltimore at their discretion, and after discharging any perfected security interest in such vehicle, vessel or aircraft, may use the same for public purposes or may exchange, sell or convey it to another person or persons; and any cash or moneys received therefor shall be added to the general funds of the county or City of Baltimore.

34G.

F. In any complaint, information, or indictment, and in any action or proceeding brought for the enforcement of any provision of this subtitle, it shall not be necessary to negative any exception, excuse, proviso or exemption contained in this subtitle, and the burden of proof of any such exception, excuse, proviso or exemption shall be upon the defendant or upon the holder of any alleged security interest, as the case may be.

35.

The licensing provisions of this subtitle shall not apply to the armed forces of the United States, the National Guard, the State Guard, or to officers or employees of the United States or of this State or of any political subdivision thereof, who are authorized to handle explosives in the performance of their duties.