

mine if such applicant comes within the provisions of this section. The application and the action taken thereon by the police commissioner shall be a public record. When the police commissioner issues said permit, he shall receive a fee of fifty cents (50¢) to cover the cost of the issuance of said permit; provided, however, ISSUES SAID PERMIT, HE SHALL RECEIVE A FEE OF NOT IN EXCESS OF TEN DOLLARS (\$10.00) TO COVER THE COSTS OF ADMINISTRATION OF THIS PROVISION; PROVIDED, HOWEVER, that no such permits shall be issued for the playing of the game of bingo in any regular restaurant or tavern where alcoholic beverages are sold or in any permanent place of amusement or entertainment. Provided, that nothing herein contained shall be construed to permit the playing of said games on Sunday; and provided further that the provisions of this section shall apply only to Baltimore City.

~~Sec. 2. And be it further enacted, That this Act shall take effect July 1, 1971.~~

SEC. 2. AND BE IT FURTHER ENACTED, THAT A NEW SECTION 405 (G) BE AND IT IS HEREBY ADDED TO ARTICLE 81 OF THE ANNOTATED CODE OF MARYLAND (1969 REPLACEMENT VOLUME, 1970 SUPPLEMENT) TITLE "REVENUE AND TAXES," SUBTITLE "ADMISSIONS AND AMUSEMENT TAX" TO FOLLOW IMMEDIATELY AFTER SECTION 405 (F) THEREOF, TO READ AS FOLLOWS:

(G) PROVIDED, HOWEVER, THAT NOTWITHSTANDING THE PROVISIONS OF SUBSECTION (A) OF THIS SECTION 405 THE EXEMPTION FROM THE ADMISSIONS AND AMUSEMENT TAX SHALL NOT APPLY TO GROSS RECEIPTS DERIVED FROM THE AMOUNTS CHARGED FOR ADMISSION AND THE USE OF SPORTING OR RECREATIONAL FACILITIES OR EQUIPMENT COMMONLY DESCRIBED AS "BINGO" WHEN SUCH BINGO GAMES ARE OPERATED PURSUANT TO SECTION 260 OF ARTICLE 27; PROVIDED HOWEVER THAT NO ADMISSIONS AND AMUSEMENT TAX SHALL APPLY TO ANY SUCH GROSS RECEIPTS WHEN THE NET PROCEEDS OF SUCH BINGO GAMES ARE USED EXCLUSIVELY FOR ELEMENTARY OR SECONDARY EDUCATION.

SEC. 3. AND BE IT FURTHER ENACTED, THAT THIS ACT SHALL TAKE EFFECT JULY 1, 1971.

Approved May 24, 1971.

CHAPTER 694

(House Bill 421)

AN ACT to repeal and re-enact, with amendments, Section 95 of Article 21 of the Annotated Code of Maryland (1970 Supplement), title "Conveyancing," subtitle "Express and Implied Warranties," to clarify the definition of "improvements."