

making such affidavit believes that any of his liquefied petroleum gas containers marked with the name, initials, mark or other device of owner, are in the possession of or being used by or being filled or refilled by any person whose name, initials, mark or other device does not appear on the containers, and who is in the possession of filling or refilling, or using any such containers without the written consent of the owner of the name, initials or trademark, the [magistrate] *judge*, when satisfied that there is reasonable cause, may issue a warrant and cause the person designated to be brought into court for the purpose of discovering and obtaining the container, and if the [magistrate] *judge* finds that the person has been guilty of a violation of § 355B of this subtitle, he may impose the punishment herein prescribed, and he shall also award the possession of property acquired by such warrant to the owner thereof.

§ 366. Second offense.

If any person shall be a second time convicted of any of the offenses mentioned in any of the sections of this article relating to lotteries, he shall, upon conviction, be fined not more than five thousand dollars or shall be imprisoned for not more than five years, or both. Any recovery of a penalty for violating any of the provisions of this article relating to lotteries, whether by indictment or action of debt, or before a justice of the peace *prior to the first Monday of July, 1971, or before any court of competent jurisdiction*, shall be regarded as a first conviction under this section.

§ 370. Penalty for violations of §§ 369 and 369A.

Any person or body corporate violating any of the provisions of § 369 or 369A of this article shall be deemed guilty of a misdemeanor, and upon conviction thereof before any [justice of the peace or] court of competent jurisdiction in this State, shall be fined not less than fifty dollars for any such offense.

§ 388. Manslaughter by automobile, motorboat, etc.; indictment or warrant.

Every person causing the death of another as the result of the driving, operation or control of an automobile, motor vehicle, motorboat, locomotive, engine, car, streetcar, train or other vehicle in a grossly negligent manner, shall be guilty of a misdemeanor to be known as "manslaughter by automobile, motor vehicle, motorboat, locomotive, engine, car, streetcar, train or other vehicle," and the person so convicted shall be sentenced to jail or the house of correction for not more than three years, or be fined not more than \$1,000.00 or be both fined and imprisoned. [The police magistrates of the City of Baltimore shall have the power to accept bail for persons charged with the offense created by this section.]

In any indictment or warrant for manslaughter by automobile, motor vehicle, motorboat, locomotive, engine, car, streetcar, train or other vehicle, it shall not be necessary to set forth the manner and means of death. It shall be sufficient to use a formula substantially to the following effect: "That A-B on the ..... day of ....., nineteen hundred and ..... at the County (City) aforesaid, unlawfully, in a grossly negligent manner did kill and slay C-D."