

into his possession and safely keep, to be provided as evidence when required, all [intoxicating liquors] ALCOHOLIC BEVERAGES OTHER THAN BEER AND LIGHT WINE, if the same shall be found in quantities and under conditions to indicate that it is kept for any barter, or any sale, or gift to a minor or minors, as aforesaid, and all the means, materials and instrumentalities for manufacturing, dispensing, otherwise disposing of, or transporting the same, and all the paraphernalia or part of the paraphernalia of a barroom or drinking saloon, and forthwith report in writing the facts to the State's Attorney for Montgomery County, and any such intoxicating liquors or the means, materials and instrumentalities for manufacturing, transporting, dispensing, or otherwise disposing of the same or the paraphernalia or part of the paraphernalia of a barroom or drinking saloon shall constitute prima facie evidence of the violation of the provisions of Section 118 or subsection (a) of this section, as charged or presented. THIS SUBSECTION ALSO APPLIES TO BEER AND LIGHT WINE WITH RESPECT TO THE SALE OR GIFT TO A PERSON UNDER EIGHTEEN YEARS.

SECTION 2. AND BE IT FURTHER ENACTED, That Sections 400, 400A, 401, 402, 403, 406A, 406C, and 534B of Article 27 - Crimes and Punishments, of the Annotated Code of Maryland (1971 Replacement Volume and 1973 Supplement) be and they are hereby repealed and re-enacted, with amendments, to read as follows:

Article 27 - Crimes and Punishments

400.

Any person under the age of twenty-one years, except [that in Montgomery and Prince George's counties,] where beer or light wine is involved, any person under the age of eighteen years, who knowingly and wilfully makes any misrepresentation or false statement as to his age, and by reason of such misrepresentation or false statement obtains any spirituous or fermented liquors from any other person licensed to sell such spirituous or fermented liquors under the laws of this State, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined not less than one dollar nor more than twenty dollars, or imprisoned in jail for not less than five days nor more than thirty days, or be both fined and imprisoned in the discretion of the court; provided, that the testimony given by any minor or person under twenty-one years of age in the prosecution of any person for selling liquor to minors under the laws of this State shall not be used against such minor in prosecution under this section.