

to indicate that it is kept for any barter, or any sale, or gift to a [minor or minors] PERSON UNDER 21 YEARS OF AGE, [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 § 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] NOT DESIGNATED UNDER § 2(T)(2) OF THIS ARTICLE.

Article 27 - Crimes and Punishments

400.

Any person under the age of [twenty-one] 21 years, except where beer or light wine is involved, OR any person [under the age of eighteen years] NOT DESIGNATED UNDER ARTICLE 2B, § 2(T)(2) OF THE CODE, who knowingly and wilfully makes any misrepresentation or false statement as to his age, and by reason of [such] THE misrepresentation or false statement obtains any spirituous or fermented liquors from any other person licensed to sell spirituous or fermented liquors under the laws of this State, [shall be deemed] IS guilty of a misdemeanor, and upon conviction [thereof shall] MAY be fined not [less than one dollar nor] more than [twenty dollars] \$20, or imprisoned in jail for not [less than five days nor] more than [thirty] 30 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]. HOWEVER, THE TESTIMONY GIVEN BY A PERSON UNDER 21 YEARS OF AGE IN THE PROSECUTION OF ANY PERSON FOR UNLAWFULLY SELLING SPIRITUOUS OR FERMENTED LIQUORS TO PERSONS UNDER 21 YEARS OF AGE MAY NOT BE USED AGAINST THE PERSON GIVING THE TESTIMONY IN PROSECUTING THAT PERSON FOR VIOLATIONS OF THIS SECTION. NEITHER MAY THE TESTIMONY GIVEN BY A PERSON NOT DESIGNATED UNDER ARTICLE 2B, § 2(T)(2) OF THE CODE IN THE PROSECUTION OF ANY PERSON FOR UNLAWFULLY SELLING BEER OR LIGHT WINE TO PERSONS NOT DESIGNATED UNDER ARTICLE 2B, § 2(T)(2) OF THE CODE BE USED AGAINST THE PERSON GIVING THE TESTIMONY IN PROSECUTING THAT PERSON FOR VIOLATIONS OF THIS SECTION.

400A.