

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Section 25 of the Code of Public Local Laws of Garrett County (1957 Edition, being Article 12 of the Code of Public Local Laws of Maryland), title "Garrett County", sub-title "Auctions", as last amended by Chapter 162 of 1959, be and it is hereby repealed and re-enacted, with amendments, to read as follows :

25.

Any person, firm or corporation which shall hold or conduct regular weekly or monthly public auctions in Garrett County for the purpose of holding or offering for sale any livestock, farm products or other items of personal property shall furnish a bond with cash [, personal] or corporate surety as provided by this section. Such bond shall be in an amount which is not less than ninety per cent (90%) of the average weekly total sales by such person, firm or corporation at such auctions in the previous year, the exact amount of which shall be approved in each instance by the Board of County Commissioners after studying a financial report submitted to the County Commissioners by the operating auction after the completion of each year of business. Any person, firm or corporation which did not conduct regular auctions during the previous year shall furnish a bond in the amount of \$2,000.00. Provided, however, that any person, firm or corporation which desires to conduct a livestock auction, and who did not conduct regular livestock auctions during the previous year shall furnish a bond in the amount of \$15,000.00. The bond shall be made payable to the County Commissioners of Garrett County, conditioned upon saving harmless any consignors, who shall send any such goods for sale at the auction, from any failure or delay of more than three days or if the payment by check said check post-marked not later than three days from the date of sale in making payment in full for any goods sold at the auction. Nothing in this section shall be construed to apply to or affect any private sale of any such goods. Any person, firm or corporation violating the provisions of this section shall, upon conviction thereof, be subject to a fine of not less than \$500.00, or shall be subject to imprisonment for not exceeding one year, or, in the discretion of the court, to both such fine and imprisonment.

SEC. 2. *And be it further enacted,* That this Act is hereby declared to be an emergency measure and necessary for the immediate preservation of the public health and safety, and having been passed by a ye and nay vote supported by three-fifths of the members elected to each of the two houses of the General Assembly, the same shall take effect from the date of its passage.

Approved March 23, 1961.

CHAPTER 141

(Senate Bill 256)

AN ACT to repeal and re-enact, with amendments, Section 3 (s) of Article 25 of the Annotated Code of Maryland (1960 Supplement), title "County Commissioners", sub-title "General Provisions", authorizing the County Commissioners of Harford County to adopt