

# SENATE BILL 274

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1lr1045

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By: **Senator Zirkin**

Introduced and read first time: January 31, 2011

Assigned to: Judicial Proceedings

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## A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore County – Car Dealers – Sunday Operations**

3 FOR the purpose of authorizing, in Baltimore County, a new or used car dealer to sell,  
4 barter, deliver, give away, show, or offer for sale a motor vehicle or a certificate  
5 of title for a motor vehicle on Sunday; and generally relating to car dealers in  
6 Baltimore County.

7 BY repealing and reenacting, with amendments,  
8 Article – Business Regulation  
9 Section 18–101  
10 Annotated Code of Maryland  
11 (2010 Replacement Volume and 2010 Supplement)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
13 MARYLAND, That the Laws of Maryland read as follows:

14 **Article – Business Regulation**

15 18–101.

16 (a) (1) This section does not apply to the laws that relate to the sale of  
17 alcoholic beverages.

18 (2) This section does not apply in Wicomico County.

19 (b) Subject to this section and § 3–704 of the Labor and Employment Article,  
20 a retail or wholesale establishment may do business on Sunday.

21 (c) Notwithstanding an agreement to the contrary between a merchant and  
22 landlord:

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           (1)     the landlord may not directly or indirectly require the merchant to  
2 open the merchant's place of business on Sunday; and

3           (2)     a landlord may not directly or indirectly cancel or refuse to renew  
4 the merchant's lease because the merchant refuses to open the merchant's place of  
5 business on Sunday.

6           (d)     Except in **BALTIMORE**, Howard, Montgomery, and Prince George's  
7 counties, and except as provided in subsection (g) of this section, a new or used car  
8 dealer may not sell, barter, deliver, give away, show, or offer for sale a motor vehicle or  
9 certificate of title for a motor vehicle on Sunday.

10          (e)     In Anne Arundel County, a dealer may sell, barter, deliver, give away,  
11 show, or offer for sale on Sunday a new or used camping trailer, mobile home, or travel  
12 trailer, as those terms are defined in Title 11 of the Transportation Article.

13          (f)     A new or used car dealer who violates subsection (d) of this section is  
14 guilty of a misdemeanor and, on conviction, is subject to a fine not exceeding \$10,000.

15          (g)     In Anne Arundel County and Worcester County, a dealer may sell, barter,  
16 deliver, give away, show, or offer for sale a motorcycle, as defined in § 11-136 of the  
17 Transportation Article, or certificate of title for a motorcycle on Sunday.

18          SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
19 October 1, 2011.