

HOUSE BILL 191

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1998 Regular Session
8r0865

By: **Delegate Bissett**

Introduced and read first time: January 22, 1998

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Sunday Blue Laws - Car Dealers**

3 FOR the purpose of allowing certain car dealers to sell, barter, deliver, give away,
4 show, or offer for sale certain motor vehicles or certificates of title on Sunday;
5 and generally relating to the sale, barter, delivery, gift, showing, or offering of
6 motor vehicles or certificates of title on Sundays.

7 BY repealing and reenacting, with amendments,
8 Article - Business Regulation
9 Section 18-101 and 18-202
10 Annotated Code of Maryland
11 (1992 Volume and 1997 Supplement)

12 BY repealing and reenacting, without amendments,
13 Article - Business Regulation
14 Section 18-201
15 Annotated Code of Maryland
16 (1992 Volume and 1997 Supplement)

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

19 **Article - Business Regulation**

20 18-101.

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

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

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

1 (c) Notwithstanding an agreement to the contrary between a merchant and
2 landlord:

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

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

8 [(d) Except in Howard, Montgomery, and Prince George's Counties, a new or
9 used car dealer may not sell, barter, deliver, give away, show, or offer for sale a motor
10 vehicle or certificate of title for a motor vehicle on Sunday.

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

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

16 18-201.

17 This subtitle applies only in Wicomico County.

18 18-202.

19 (a) This section does not apply to the laws that relate to the sale of alcoholic
20 beverages.

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

23 (c) Notwithstanding an agreement to the contrary between a merchant and
24 landlord:

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

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

30 [(d) A new or used car dealer may not sell, barter, deliver, give away, show, or
31 offer for sale a motor vehicle or certificate of title for a motor vehicle on Sunday.]

32 [(e)] (D) The State's Attorney of Wicomico County may sue in the circuit court
33 for Wicomico County to enjoin a violation of this section.

34 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
35 October 1, 1998.

