

HOUSE BILL 393

C2

0lr1391
CF SB 251

By: **Delegates Love, Barnes, Costa, Dwyer, Frush, George, King, Kipke, McConkey, Pena–Melnyk, and Schuh**
Introduced and read first time: January 29, 2010
Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Anne Arundel County – Motorcycle Dealers – Sunday Operations**

3 FOR the purpose of authorizing in Anne Arundel County a motorcycle dealer to sell,
4 barter, deliver, give away, show, or offer for sale a motorcycle or a certificate of
5 title for a motorcycle on Sunday; and generally relating to motorcycle dealers in
6 Anne Arundel County.

7 BY repealing and reenacting, with amendments,
8 Article – Business Regulation
9 Section 18–101
10 Annotated Code of Maryland
11 (2004 Replacement Volume and 2009 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:

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 Howard, Montgomery, and Prince George's counties, and
7 except as provided in subsection (g) of this section, a new or used car dealer may not
8 sell, barter, deliver, give away, show, or offer for sale a motor vehicle or certificate of
9 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,
16 barter, deliver, give away, show, or offer for sale a motorcycle, as defined in § 11-136
17 of the 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 June 1, 2010.