

HOUSE BILL 393

C2

0lr1391
CF SB 251

By: ~~Delegates Love, Barnes, Costa, Dwyer, Frush, George, King, Kipke,
McConkey, Pena, Melnyk, and Schuh~~ Anne Arundel County Delegation

Introduced and read first time: January 29, 2010

Assigned to: Economic Matters

Committee Report: Favorable

House action: Adopted with floor amendments

Read second time: February 24, 2010

CHAPTER _____

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.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



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

3 (c) Notwithstanding an agreement to the contrary between a merchant and
4 landlord:

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

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

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

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

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

19 (g) In **ANNE ARUNDEL COUNTY AND** Worcester County, a dealer may sell,
20 barter, deliver, give away, show, or offer for sale a motorcycle, as defined in § 11–136
21 of the Transportation Article, or certificate of title for a motorcycle on Sunday.

22 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
23 June 1, 2010.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.