

SENATE BILL 344

C2

4r2079
CF HB 344

By: **Senator Middleton**

Introduced and read first time: January 22, 2014

Assigned to: Judicial Proceedings

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: February 25, 2014

CHAPTER _____

1 AN ACT concerning

2 **Charles County – Sunday Car ~~Sales~~ – Sales Blue Law Exemption – Enabling**
3 **Authority**

4 FOR the purpose of authorizing the Charles County Commissioners, after a public
5 hearing, to adopt an ordinance authorizing a new or used car dealer in Charles
6 County to sell, barter, deliver, give away, show, or offer for sale a motor vehicle
7 or certificate of title for a motor vehicle on Sunday; and generally relating to
8 enabling authority for Sunday car sales in Charles County.

9 BY repealing and reenacting, with amendments,
10 Article – Business Regulation
11 Section 18–101
12 Annotated Code of Maryland
13 (2010 Replacement Volume and 2013 Supplement)

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

16 **Article – Business Regulation**

17 18–101.

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

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

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

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

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

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

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

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

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

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

23 (h) In Baltimore City, a used car dealer may sell, barter, deliver, give away,
24 show, or offer for sale a motor vehicle or certificate of title for a motor vehicle on
25 Sunday, instead of Saturday, if the dealer notifies the Motor Vehicle Administration in
26 advance that the dealer intends to conduct business on Sunday, instead of Saturday.

27 (I) IN CHARLES COUNTY, THE COUNTY COMMISSIONERS, AFTER A
28 PUBLIC HEARING, MAY ADOPT AN ORDINANCE AUTHORIZING A NEW OR USED
29 CAR DEALER TO SELL, BARTER, DELIVER, GIVE AWAY, SHOW, OR OFFER FOR
30 SALE A MOTOR VEHICLE OR CERTIFICATE OF TITLE FOR A MOTOR VEHICLE ON
31 SUNDAY.

32 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
33 October 1, 2014.