

534J.

(c) Nothing in this section applies to:

1. Farmers
2. Nurserymen
3. ~~[[Small]]~~ ANY business with not more than six ~~[[(6)]]~~ persons on any one shift ON SUNDAY with the exception of persons or retailers engaged in the sale of motor vehicles.

SECTION 2. AND BE IT FURTHER ENACTED, That new Sections 534H(k) and 534J(k) be and they are hereby added to Article 27 - Crimes and Punishments, of the Annotated Code of Maryland (1971 Replacement Volume and 1973 Supplement), to read as follows:

534H.

(K) RETAIL ESTABLISHMENTS OPERATING ON SUNDAY SHALL OPERATE SUBJECT TO THE FOLLOWING:

1. EXCEPT IN CASES OF DEMONSTRABLE EMERGENCY, EVERY NON-MANAGERIAL PERSON EMPLOYED BY ANY EMPLOYER IN A RETAIL ESTABLISHMENT, AS A MATTER OF RIGHT, SHALL BE ENTITLED TO CHOOSE AS A DAY OF REST HIS SABBATH, AND UPON THE FILING OF WRITTEN NOTICE BY THE EMPLOYEE WITH THE EMPLOYER THAT THE EMPLOYEE CHOOSES HIS SABBATH AS A DAY OF REST, NO EMPLOYER MAY DISCHARGE, DISCIPLINE OR PENALIZE THE EMPLOYEE IN ANY MANNER FOR EXERCISING HIS RIGHTS UNDER THIS SUBSECTION.

2. ANY EMPLOYER MAY REQUIRE ALL NON-MANAGERIAL PERSONS EMPLOYED IN A RETAIL ESTABLISHMENT, AS A CONDITION OF EMPLOYMENT, TO DESIGNATE IN WRITING WITHIN 30 DAYS FOLLOWING THE DATE OF EMPLOYMENT, OR IN THE CASE OF EMPLOYEES PRESENTLY EMPLOYED, WITHIN 30 DAYS FOLLOWING THE EFFECTIVE DATE OF THIS SUBSECTION, WHETHER THE EMPLOYEE CHOOSES AS A DAY OF REST HIS SABBATH. IN THE EVENT THE EMPLOYEE DESIRES TO CHANGE HIS WRITTEN DESIGNATION DURING THE COURSE OF HIS EMPLOYMENT, HE MAY DO SO PROVIDED THAT HE FIRST FILES WITH HIS EMPLOYER WRITTEN NOTICE OF THAT CHANGE NO LATER THAN 30 DAYS PRIOR TO ITS EFFECTIVE DATE.

534J.

(K) RETAIL ESTABLISHMENTS OPERATING ON SUNDAY SHALL OPERATE SUBJECT TO THE FOLLOWING:

1. EXCEPT IN CASES OF DEMONSTRABLE EMERGENCY, EVERY