

MANAGEMENT OF THE ENTERPRISE IN WHICH HE IS EMPLOYED OR OF A CUSTOMARILY RECOGNIZED DEPARTMENT OR SUBDIVISION OF THAT ENTERPRISE; AND

(B) WHO CUSTOMARILY AND REGULARLY DIRECTS THE WORK OF TWO OR MORE OTHER EMPLOYEES IN THAT ENTERPRISE, DEPARTMENT OR SUBDIVISION OF THAT ENTERPRISE; AND

(C) WHO EITHER HAS THE AUTHORITY TO HIRE OR FIRE OTHER EMPLOYEES OR WHOSE SUGGESTIONS AND RECOMMENDATIONS AS TO THE HIRING AND FIRING AND AS TO THE ADVANCEMENT AND PROMOTION OR ANY OTHER CHANGE OF STATUS OF OTHER EMPLOYEES WILL BE GIVEN PARTICULAR WEIGHT; AND

(D) WHO CUSTOMARILY AND REGULARLY EXERCISES DISCRETIONARY POWERS.

6. FOR THE PURPOSES OF THIS SECTION, A PROFESSIONAL EMPLOYEE SHALL MEAN ANY EMPLOYEE WHOSE PRIMARY DUTIES CONSIST OF THE PERFORMANCE OF WORK REQUIRING KNOWLEDGE OF AN ADVANCED TYPE IN A FIELD OF SCIENCE OR LEARNING CUSTOMARILY ACQUIRED BY A PROLONGED COURSE OF SPECIALIZED INTELLECTUAL INSTRUCTION AND STUDY.

7. NOTWITHSTANDING ANY AGREEMENT TO THE CONTRARY BETWEEN A MERCHANT AND HIS LANDLORD, NO MERCHANT MAY BE REQUIRED TO OPEN HIS PLACE OF BUSINESS ON SUNDAY.

[[SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1975. ]]

SECTION 2. AND BE IT FURTHER ENACTED, That before this Act becomes effective it shall first be submitted to a referendum of the legally qualified voters of Prince George's County at the general election to be held in November of 1976. The County Council and the Board of Supervisors of Elections of Prince George's County shall do those things necessary and proper to provide for and hold the referendum here required. There shall be printed on the ballots or ballot labels to be used at this election the title of this Act and underneath the title, on separate lines, a square or box to the right of and opposite the words: "For Business on Sundays" and a corresponding square or box to the right of and opposite the words "Against Business on Sundays" so that each voter of the county may designate his or her decision for or against the provisions of this Act. If a majority of the votes cast in the election are "For business on Sundays" the provisions of this Act shall become effective on the 30th day following the official canvass of votes for the referendum, but if a majority of the votes cast in the election are "Against Business on