

18-202. RETAIL AND WHOLESALE ESTABLISHMENTS.

(A) SCOPE OF SECTION.

THIS SECTION DOES NOT APPLY TO THE LAWS THAT RELATE TO THE SALE OF ALCOHOLIC BEVERAGES.

(B) BUSINESS ON SUNDAY ALLOWED.

SUBJECT TO THIS SECTION AND § 3-704 OF THE LABOR AND EMPLOYMENT ARTICLE, A RETAIL OR WHOLESALE ESTABLISHMENT MAY DO BUSINESS ON SUNDAY.

(C) MERCHANTS NOT REQUIRED TO OPEN; CANCELLATION OF LEASE PROHIBITED.

NOTWITHSTANDING AN AGREEMENT TO THE CONTRARY BETWEEN A MERCHANT AND LANDLORD:

(1) THE LANDLORD MAY NOT DIRECTLY OR INDIRECTLY REQUIRE THE MERCHANT TO OPEN THE MERCHANT'S PLACE OF BUSINESS ON SUNDAY; AND

(2) A LANDLORD MAY NOT DIRECTLY OR INDIRECTLY CANCEL OR REFUSE TO RENEW THE MERCHANT'S LEASE BECAUSE THE MERCHANT REFUSES TO OPEN THE MERCHANT'S PLACE OF BUSINESS ON SUNDAY.

(D) CAR DEALERS.

A NEW OR USED CAR DEALER MAY NOT SELL, BARTER, DELIVER, GIVE AWAY, SHOW, OR OFFER FOR SALE A MOTOR VEHICLE OR CERTIFICATE OF TITLE FOR A MOTOR VEHICLE ON SUNDAY.

(E) INJUNCTION AUTHORIZED.

THE STATE'S ATTORNEY OF WICOMICO COUNTY MAY SUE IN THE CIRCUIT COURT FOR WICOMICO COUNTY TO ENJOIN A VIOLATION OF THIS SECTION.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 500(a), (b), (c), (e), and (d)(1)(ii) and (2).

In subsection (b) of this section, the former phrase "for labor or profit in the usual manner and location" is deleted as implicit in the words "do business".

In subsection (d) of this section, the former words "dispose of" and "deal in" are deleted as included in the more specific words "sell, barter, deliver, give away, show, or offer for sale".