

(VI) DEALERS IN BOATS AND BOATING EQUIPMENT, AND DEALERS IN FISHING EQUIPMENT AND SUPPLIES.

(B) THE PROVISIONS OF SECTION 534N DO NOT APPLY ON THE 4 CONSECUTIVE SUNDAYS THAT IMMEDIATELY PRECEDE DECEMBER 25.

~~(B)~~ (C) THIS SECTION MAY NOT BE CONSTRUED TO PERMIT ANY NEW OR USED CAR DEALER TO SELL, DISPOSE, BARTER, DEAL IN, DELIVER, GIVE AWAY, SHOW, OR OFFER FOR SALE ANY MOTOR VEHICLE OR ANY CERTIFICATE OF TITLE FOR ANY MOTOR VEHICLE ON SUNDAY.

534N-3.

(A) THE PROVISIONS OF THIS SECTION APPLY TO ANY RETAIL AND ESTABLISHMENT OR WHOLESALE ESTABLISHMENT THAT OPERATES IN ANNE ARUNDEL COUNTY ON ANY SUNDAY.

(B) AS USED IN THIS SECTION:

(1) A MANAGERIAL EMPLOYEE IS AN EMPLOYEE WHO IS NOT COVERED BY A COLLECTIVE BARGAINING AGREEMENT AND:

(I) WHOSE PRIMARY DUTIES CONSIST OF THE MANAGEMENT OF THE ENTERPRISE IN WHICH HE IS EMPLOYED OR OF A CUSTOMARILY RECOGNIZED DEPARTMENT OR SUBDIVISION THEREOF;

(II) WHO CUSTOMARILY AND REGULARLY DIRECTS THE WORK OF TWO OR MORE OTHER EMPLOYEES;

(III) 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

(IV) WHO CUSTOMARILY AND REGULARLY EXERCISES DISCRETIONARY POWERS.

(2) A PROFESSIONAL EMPLOYEE IS AN 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.

(C) (1) EXCEPT IN CASES OF AN EMERGENCY DECLARED BY THE FEDERAL, STATE, OR COUNTY GOVERNMENT, EVERY NONMANAGERIAL OR NONPROFESSIONAL PERSON EMPLOYED IN ANY RETAIL OR WHOLESALE ESTABLISHMENT MAY CHOOSE SUNDAY OR HIS SABBATH AS A DAY OF REST AND, UPON THE FILING OF WRITTEN NOTICE BY THE EMPLOYEE WITH THE EMPLOYER THAT THE EMPLOYEE CHOOSES THIS DAY AS A DAY OF REST, NO EMPLOYER MAY DISCHARGE, DISCIPLINE, DISCRIMINATE AGAINST, OR PENALIZE THE EMPLOYEE IN ANY MANNER FOR EXERCISING HIS RIGHTS UNDER THIS SUBSECTION.