

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND TENTH LEGISLATURE

Legislative Document

No. 471

H. P. 424

House of Representatives, January 28, 1981

Speaker laid before the House and on Motion of Representative Brannigan of Portland, referred to the Committee on Business Legislation. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Representative Nelson of Portland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY-ONE

**AN ACT to Exempt Auctioneers From Certain Tax and Bonding Requirements
when provided by an Employer.**

Be it enacted by the People of the State of Maine, as follows:

32 MRSA § 273-A is enacted to read:

§ 273-A. Employee auctioneer

An applicant who desires to do business as an auctioneer solely for the benefit of an employer maintaining a place of business within this State, when auctions are to be conducted only at that place of business, may apply for an employee auctioneer license. No bond under section 273 is required if the employer has otherwise provided a surety bond payable to the Treasurer of State in the amount of \$10,000 issued by a surety company approved by the Bureau of Insurance and licensed to do business in this State. All other provisions of this chapter apply to a person licensed under this section and that person may only conduct auctions on the business premises of, and for the benefit of, the employer. A person licensed as an employee auctioneer is not required to be registered with the State Tax Assessor under Title 36, section 1754, if the employer is registered under that section.

STATEMENT OF FACT

This bill eliminates the bonding requirement for an auctioneer who is an employee of a business otherwise bonded to the State if the person is only conducting auctions for that employer on the employer's premises. It also eliminates any requirement that the auctioneer be registered with the State Tax Assessor for sales tax purposes if the employer is registered.