

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

2  
4  
6  
8  
10  
12  
14  
16  
18  
20  
22  
24  
26  
28  
30  
32  
34  
36  
38  
40  
42  
44

STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
115TH LEGISLATURE  
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 440, L.D. 623, Bill, "An Act to Improve the Regulatory Operations of the Board of Licensing of Auctioneers"

Amend the bill by inserting after section 1 the following:

'Sec. 2. 32 MRSA §272, as amended by PL 1983, c. 413, §14, is repealed and the following enacted in its place:

§272. Prohibition

A person in this State who engages in the business of auctioneering, professes to be an auctioneer or advertises the sale of real, personal or mixed property by auction must hold a valid auctioneer's license. A person does not require a license in order to auction personal property that the person has maintained for that person's use or that the person's parents, spouse or children have maintained for their use.'

Further amend the bill by striking out all of sections 8 and 9.

Further amend the bill by inserting before the emergency clause the following:

'Sec. 13. Allocation. The following funds are allocated from Other Special Revenue to carry out the purposes of this Act.

1991-92                      1992-93

PROFESSIONAL AND FINANCIAL  
REGULATION, DEPARTMENT OF

2 Board of Licensing of Auctioneers

4	Personal Services	\$600	\$600
	All Other	3,000	3,000

6

8 Provides funds for additional  
 10 per diems and expenses  
 12 related to 2 additional board  
 members and for rule-making  
 and administrative expenses.

14 DEPARTMENT OF PROFESSIONAL AND  
15 FINANCIAL REGULATION

16	TOTAL	<u>\$3,600</u>	<u>\$3,600'</u>
----	-------	----------------	-----------------

18 Further amend the bill by renumbering the sections to read  
19 consecutively.

20 Further amend the bill by inserting before the statement of  
22 fact the following:

24 FISCAL NOTE

26

28 This bill makes changes to the law concerning the Board of  
 30 Licensing of Auctioneers. Included in those changes are the  
 32 addition of 2 board members, more rule-making authority and a  
 34 revised, higher cap for licensing fees. Allocations from Other  
 Special Revenue funds of \$3,600 in fiscal year 1991-92 and \$3,600  
 36 in fiscal year 1992-93 to the Department of Professional and  
 Financial Regulation, Board of Licensing of Auctioneers, are  
 required to cover increased per diem and expense costs,  
 rule-making costs and other administrative costs. The licensing  
 cap revision will generate \$7,000 in additional dedicated  
 revenues in both fiscal year 1991-92 and fiscal year 1992-93.

38

40 This bill also establishes a new Class E crime. There may  
 42 be a minimal number of new cases filed in District Court as a  
 result of this violation. The additional work load and  
 44 administrative costs associated with these few cases will be  
 absorbed within the budgeted resources of the Judicial  
 Department.'

46 STATEMENT OF FACT

48

50 This amendment removes the provisions of the bill that  
 require auctions of pedigreed animals and foreclosure auctions be  
 conducted by licensed auctioneers.

