

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 87th General Assembly
3 Regular Session, 2009

A Bill

HOUSE BILL 1160

4
5 By: Representative Overbey

For An Act To Be Entitled

6
7
8 AN ACT TO AMEND THE LAW CONCERNING AUCTIONEERS;
9 AND FOR OTHER PURPOSES.
10

Subtitle

11
12 TO AMEND THE LAW CONCERNING AUCTIONEERS.
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16 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
17

18 SECTION 1. Arkansas Code § 17-17-302 is amended to read as follows:
19 17-17-302. Issuance and renewal - Change of location.

20 (a)(1) ~~No~~ An examination shall not be required for the renewal of any
21 present or future license unless the license has been revoked. In this case,
22 the applicant shall take and pass the written examination offered by the
23 Auctioneer's Licensing Board before a new license may be issued.

24 (2) A license shall not be revoked for non-renewal of a license.

25 ~~(2)(3)~~ Licensed auctioneers have a ~~ninety-day~~ one hundred
26 twenty-day grace period beyond a renewal date to renew a license.

27 ~~(3)(4)(A)~~ Penalty for late renewals beyond the one hundred
28 twenty-day grace period ~~will~~ shall be two (2) times the sum of a normal
29 license renewal fee.

30 (B)(i) The board shall notify a licensee of the penalty in
31 subdivision (a)(4)(A) of this section by first class mail.

32 (ii) If a licensee does not renew his or her license
33 within thirty (30) days after the notice in subdivision (a)(4)(B)(i) of this
34 section is mailed, the board shall send a second notice by certified mail.

35 (b)(1)(A) The issuance fee for each auctioneer's license shall be one
36 hundred dollars (\$100).



1 (B)(i) The annual renewal fee for each license shall be
2 one hundred dollars (\$100) for a full-time auctioneer.

3 (ii) The annual renewal fee for an auctioneer who
4 does not derive his or her primary income from auctioneering shall be twenty-
5 five dollars (\$25.00).

6 (C) All licenses shall expire on June 30 of each year.

7 (2) In the absence of ~~any~~ a reason or condition that might
8 warrant the refusal of the renewing of the license and upon receipt of the
9 written request of the applicant and the applicant's annual fee, the board
10 shall issue a new license each ensuing year.

11 (c) The board shall prepare and deliver to each licensee a license
12 certificate and pocket card.

13 (d)(1) Notice in writing shall be given to the board by each licensee
14 of any change of business location within thirty (30) days after any change
15 in location, ~~whereupon~~ and at that time the board shall issue a new license
16 for the unexpired period.

17 (2) A change of business location shall automatically cancel the
18 license previously issued.

19 (3) Changing a business location and issuance of a new license
20 shall entitle the board to collect five dollars (\$5.00).

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22 SECTION 2. Arkansas Code § 17-17-311, concerning continuing education,
23 is amended to add an additional subsection to read as follows:

24 (d) If a licensed auctioneer derives his or her primary income by
25 conducting auctions that involve real property, the auctioneer shall be
26 exempt from the requirement of continuing education hours under this chapter.

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28 SECTION 3. Arkansas Code § 17-17-401, concerning the Auctioneer
29 Education and Recovery Fund, is amended to add an additional subsection to
30 read as follows:

31 (c) The fund shall have a limit of twenty-five thousand dollars
32 (\$25,000).