

2015 -- H 5608

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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2015

A N A C T

RELATING TO BUSINESSES AND PROFESSIONS -- AUCTIONEERS

Introduced By: Representatives Costantino, Marshall, Lima, Winfield, and Trillo

Date Introduced: February 25, 2015

Referred To: House Corporations

It is enacted by the General Assembly as follows:

1 SECTION 1. Chapter 5-58 of the General Laws entitled "Auctioneers" is hereby amended
2 by adding thereto the following section:

3 **5-58-12. Auctioneer license required to conduct an estate sale. -- No person shall**
4 conduct the sale of the property of a decedent's estate wherein such person is to receive
5 compensation for his or her services in conducting the sale, unless said person is an auctioneer or
6 apprentice auctioneer licensed pursuant to the provisions of this chapter. This license requirement
7 shall not apply to heirs, legatees, devisees, and heirs-at-law of the decedent when such persons
8 are directly conducting such sale without employing the services of a professional to operate such
9 sale. Provided further, that heirs, legatees, devisees, and heirs-at-law of the decedent who obtain
10 an appraisal from a professional appraiser may directly conduct such a sale without the use of a
11 licensed auctioneer or apprentice auctioneer.

12 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
A N A C T
RELATING TO BUSINESSES AND PROFESSIONS -- AUCTIONEERS

1 This act would provide that no person would conduct the sale of the property of a
2 decedent's estate wherein such person would receive compensation for his or her services in
3 conducting the sale, unless said person was a licensed auctioneer. This requirement would not
4 apply to heirs of the decedent directly conducting such sales.

5 This act would take effect upon passage.

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