

SENATE BILL NO. 2114

Introduced by

Industry, Business and Labor Committee

(At the request of the Public Service Commission)

1 A BILL for an Act to amend and reenact section 51-05.1-01.1 of the North Dakota Century
2 Code, relating to auctioneer and auction clerk license fees.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. AMENDMENT.** Section 51-05.1-01.1 of the North Dakota Century Code
5 is amended and reenacted as follows:

6 **51-05.1-01.1. Auctioneer's license - Clerk's license - Fees - Bonds.** ~~Application~~ The
7 initial application for an annual auctioneer's or clerk's license must be in writing, verified, and
8 must show the name, residence, and address of the applicant. An application must be filed at
9 least ten days prior to the first auction sale the applicant is to conduct or clerk. Application for
10 renewal of an annual license must be on forms designated by the commission. The fee for the
11 annual license or renewal is ~~thirty-five~~ sixty dollars and must accompany the application. The
12 name and license number must appear on all advertising of sales conducted by an auctioneer
13 or clerk. Renewals that are not ~~submitted~~ received by January thirty-first must be assessed an
14 additional twenty-five dollar fee.

15 Before a license is issued to an auctioneer or auction clerk, the applicant must file a
16 corporate surety bond with the commission. This bond must provide annual coverage of not
17 less than five thousand dollars for an auctioneer or ten thousand dollars for an auction clerk,
18 must run to the state of North Dakota, and must be for the benefit of any person injured by the
19 licensee's improper conduct. Bonds may not be canceled on less than sixty days' written notice
20 to the commission. ~~When a licensee states that it is bonded, the~~ The size of the licensee's
21 bond must be clearly and prominently stated in all contracts with sellers.