



Alabama State Board of Auctioneers

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ACT # 2021-438

Board of Auctioneers Law Changes

Law changes in Act # 2021-438 will become effective August 1, 2021. These changes will need to be added to our rules and regulations and will not become effective until later in the fall of 2021. Please continue to monitor the website to see the proposed rules posted after the July 2021 Board meeting. If you have any questions pertaining to the changes included in this Act, please do not hesitate to contact me at keith@alstateboard.com or 334-420-7235.

- 1) **Board Member Accountability (p. 28) - Holds members accountable to the Governor for their actions, provides for investigations of improper performance and mechanism to remove a member for missing four-consecutive, noticed meetings.**
- 2) **Removes all residency requirements to allow and accommodate more apprentice/auctioneer relationships without state-line boundaries. (p. 11-12)**
- 3) **Updates old language from original statute (1974) regarding licensure requirements. (p. 4-6)**
 - a) **Adds high school education or equivalent for new applicants**
 - b) **One-year apprenticeship and a minimum of 85 classroom hours**
 - c) **Removes felony convictions, misdemeanor convictions involving moral turpitude and updates conviction language to pertain to untrustworthiness relating to the auction business.**
- 4) **Allows the Board to grant a single (one day) auction license per calendar year for auction companies not seeking full licensure in the state. (p. 6)**

- 5) **Adds Inactive License Status for those not currently in the auction business and maintain their license for a smaller fee and no continuing education until full activation of the license is needed. (p. 10)**
- 6) **Changes the definition of Auction from “Public outcry” to “Public Auction.” (p. 14). This will allow the Board to expand public auctions under its jurisdiction to further protect the consumer.**
- 7) **Fees –**
 - a) **Exam Fee Maximum from \$100 to \$150 (p. 3)**
 - b) **Apprentice Fee Maximum from \$100 to \$150 (p. 7-8)**
 - c) **Repeal Change of Address Fee of \$5 (p. 9)**
- 8) **Updates business practices of auctioneers and auction companies to better protect consumers in the state. (p. 14-17)**
- 9) **Updates disciplinary procedures to allow for additional types of discipline (i.e. warning and reprimand letters, probation and suspension periods) and increases the disciplinary fines as follows: (p. 21-22)**
 - a) **Current Fines - \$200 to \$500 per violation, to Proposed Fines - \$500 to \$2,500 per violation**