Agency Name: Department of Labor, Licensing and Regulation

Statutory Authority: 40-1-50, 40-1-70, 40-6-50 and 40-6-60

Document Number: 4820

Proposed in State Register Volume and Issue: 42/9

House Committee: Regulations and Administrative Procedures Committee

Senate Committee: Labor, Commerce and Industry Committee

Status: Withdrawn

Subject: Auctioneers' Commission

History: 4820

By Date Action Description Jt. Res. No. Expiration Date

- 09/28/2018 Proposed Reg Published in SR

- 01/08/2019 Received by Lt. Gov & Speaker 05/08/2019

H 01/08/2019 Referred to Committee

S 01/08/2019 Referred to Committee

- 01/22/2019 Agency Withdrawal

 120 Day Period Tolled

- 01/22/2019 Permanently Withdrawn

Document No. 4820

**DEPARTMENT OF LABOR, LICENSING AND REGULATION**

Chapter 10

Statutory Authority: 1976 Code Sections 40-1-50, 40-1-70, 40-6-50, and 40-6-60

10-5. Auctioneers’ Commission.

**Synopsis:**

 The South Carolina Department of Labor, Licensing and Regulation, on behalf of the Auctioneers’ Commission, proposes to amend its regulations to delete pro-rated fees.

 A Notice of Drafting was published in the *State Register* on July 27, 2018.

**Instructions:**

 Replace regulation as shown below. All other items and sections remain unchanged.

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Indicates New Matter

**Text:**

10-5. Auctioneers’ Commission.

The Board shall charge the following fees:

 A. Auctioneers

 1. New License: $435 (total)

 a. Two-year License: $300

 b. Recovery Fund: $100

 c. Examination Fee: $25

 d. Credit Report: $10

 ~~e. Pro-rated amount:~~ ~~$235~~

 2. Applicants for Licensure by Reciprocity: $410 (total)

 a. Two-year License: $300

 b. Recovery Fund: $100

 c. Credit Report: $10

 ~~d. Pro-rated amount:~~ ~~$210~~

 3. Biennial Renewal: $300

 a. Late fee – on or before July 31 $25

 b. Late Fee – ~~A~~after July 31 and on or before September 30 $100

 B. Auction Firm

 1. New License: $410 (total)

 a. Two-Year License: $300

 b. Recovery Fund: $100

 c. Credit Report: $10

 ~~d. Pro-rated amount:~~ ~~$210~~

 2. Biennial Renewal: $300

 a. Late fee – on or before July 31 $25

 b. Late Fee – ~~A~~after July 31 and on or before September 30 $100

 C. Apprentice Auctioneer:

 1. New License: $235 (total)

 a. One-year license: $150

 b. Recovery Fund fee: $50

 c. Examination Fee: $25

 d. Credit Report: $10

 2. Renewal: $200 (may be renewed one time)

 a. License Fee: $150

 b. Late fee – on or before July 31 $25

 c. Late Fee – ~~A~~after July 31 and on or before September 30 $100

 d. Recovery Fund Fee: $50

 D. Miscellaneous Fees:

 1. Licensee List Request: $10

 2. Duplicate license (wallet card): $10

 3. License verification: $5

 4. New license card for change of name or address: $10

**Fiscal Impact Statement:**

 There will be no cost incurred by the State or any of its political subdivisions for these regulations.

**Statement of Rationale:**

 The Auctioneers’ Commission reviewed its regulations in conjunction with the Governor’s Executive Order 2017-09 and concluded there is no authority in the Code of Laws that authorizes the Commission to charge a licensure fee in an amount different from the amount established in regulation.