

CHAPTER 89

(Senate Bill 455)

AN ACT to repeal and re-enact, with amendments, Section 90A of the Code of Public Local Laws of Harford County (1965 Edition, being Article 13 of the Code of Public Local Laws of Maryland), title "Harford County," subtitle "Auctioneers," as added by Chapter 315 of the Acts of 1970; to alter the percentage allowed for minimum auctioneer fees in the absence of an auctioneer fee schedule in Harford County, and to clarify the language therein.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Section 90A of the Code of Public Local Laws of Harford County (1965 Edition, being Article 13 of the Code of Public Local Laws of Maryland), title "Harford County," subtitle "Auctioneers," as added by Chapter 315 of the Acts of 1970, be and the same are hereby repealed and re-enacted, with amendments, to read as follows:

90A.

(a) Notwithstanding Rule B.R. 1 entitled "Auctioneers Commission" of the Rules of the Third Judicial Circuit of Maryland, the judge or judges of the Circuit Court for the Third Judicial Circuit who reside in Harford County may establish a schedule of auctioneer fees to be a part of expenses incurred at a sale under decree of an order of court or other judicial sale of real, leasehold, or personal property. If the aforesaid schedule is not adopted by the judge or judges of the Circuit Court of Harford County, then the [said] judges shall establish for Harford County the schedule of auctioneer fees in subsection (b):

(b) On sales of real or leasehold estate under a decree or an order of court minimum fees shall be allowed an auctioneer for his services as follows: For the sale of real or leasehold estate $\left[\frac{1}{4}\right]$ $\frac{1}{2}$ of 1% provided that the minimum fee shall not be less than \$50 nor the maximum more than \$200.

(c) The Court may, for good cause shown, increase the allowance for fees to an auctioneer.

(d) In event of the withdrawal of a sale of real or leasehold property after the sale has actually begun the auctioneer shall receive the minimum commissions and fees set forth in subsection (b) of this rule.

(e) An auctioneer shall not be required to perform any service prior to the actual sale, to attract bidders. His duties shall consist solely of conducting the bidding at the sale and announcing the purchasers.

SEC. 2. *And be it further enacted,* That this Act shall take effect July 1, 1971.

Approved April 23, 1971.