

SENATE BILL 324

M1

9lr0335

By: **Senator Colburn**

Introduced and read first time: January 28, 2009

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Department of Natural Resources – State Boat Act – Auctioneers**

3 FOR the purpose of exempting certain auctioneers from the State Boat Act; and
4 generally relating to the State Boat Act.

5 BY repealing and reenacting, without amendments,
6 Article – Natural Resources
7 Section 8–701(a)
8 Annotated Code of Maryland
9 (2007 Replacement Volume and 2008 Supplement)

10 BY repealing and reenacting, with amendments,
11 Article – Natural Resources
12 Section 8–701(c)
13 Annotated Code of Maryland
14 (2007 Replacement Volume and 2008 Supplement)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
16 MARYLAND, That the Laws of Maryland read as follows:

17 **Article – Natural Resources**

18 8–701.

19 (a) In this subtitle the following words have the meanings indicated.

20 (c) (1) “Dealer” means any person who:

21 (i) Engages in whole or in part in the business of buying,
22 selling, or exchanging new and unused vessels or used vessels, or both, either outright
23 or on conditional sale, bailment, lease, chattel mortgage, or otherwise; and

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (ii) Has an established place of business for sale, trade, and
2 display of vessels.

3 (2) "Dealer" includes:

4 (i) A yacht broker; and

5 (ii) A holder of a lien created under Title 16, Subtitle 2 of the
6 Commercial Law Article who sells the vessel pursuant to that title, including [an
7 auctioneer and] a company commonly known as a lien and recovery company.

8 (3) **"DEALER" DOES NOT INCLUDE AN AUCTIONEER WHOSE**
9 **PRIMARY BUSINESS IS NOT THE SALE OF VESSELS.**

10 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
11 October 1, 2009.