

SENATE BILL 35

M1
SB 324/09 – EHE

(PRE-FILED)

0lr0851
CF HB 46

By: **Senator Colburn**

Requested: October 27, 2009

Introduced and read first time: January 13, 2010

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 2009 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 2009 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:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

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

6 (2) "Dealer" includes:

7 (i) A yacht broker; and

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

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

13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
14 October 1, 2010.