

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2001**

**SESSION LAW 2001-198
HOUSE BILL 1341**

AN ACT AMENDING THE LAWS RELATING TO AUCTIONS AND AUCTIONEERS AND AUTHORIZING THE NORTH CAROLINA AUCTIONEERS COMMISSION TO ADOPT RULES RELATING TO CONTINUING EDUCATION REQUIREMENTS, TO ACQUIRE REAL PROPERTY, AND TO PURCHASE EQUIPMENT AND LIABILITY INSURANCE.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 85B-3.2 is amended by adding a new subsection to read:

"(g) The Commission shall collect any fees required by the Department of Justice and shall remit the fees to the Department of Justice for expenses associated with conducting the criminal history record check."

SECTION 2. G.S. 85B-4(e1) reads as rewritten:

"(e1) The Commission may require licensees to complete annually not more than six hours of Commission-approved continuing education courses prior to license renewal. The Commission may impose different continuing education requirements, including no such requirements, upon the classes of licensees under this Chapter. The Commission may waive any or all continuing education requirements in cases of hardship, disability, or illness, or under other circumstances as the Commission deems appropriate. The Commission may adopt rules not inconsistent with the provisions of this Chapter to establish continuing education requirements, including rules that govern any of the following:

- (1) The content and subject matter of continuing education courses.
- (2) The curriculum of required continuing education courses.
- (3) The criteria, standards, and procedures for the approval of courses, course sponsors, and course instructors.
- (4) The methods of instruction for continuing education courses.
- (5) The computation of course credit.
- (6) The number of credit hours needed annually.
- (7) The ability to carry forward course credit from one year to another.
- (8) The waiver of the continuing education requirement for hardship or other reasons to be determined by the Commission.
- (9) The procedures for compliance and noncompliance with continuing education requirements."

SECTION 3. G.S. 85B-3.1 is amended by adding the following new subsections to read:

"(c) The Commission shall have the power to acquire, hold, rent, encumber, alienate, and otherwise deal with real property in the same manner as a private person or corporation, subject only to approval of the Governor and the Council of State. Collateral pledged by the Commission for an encumbrance is limited to the assets, income, and revenues of the Commission.

(d) The Commission may purchase, rent, or lease equipment and supplies and purchase liability insurance or other insurance to cover the activities of the Commission, its operations, or its employees."

SECTION 4. This act is effective when it becomes law.
In the General Assembly read three times and ratified this the 4th day of June,
2001.

s/ Beverly E. Perdue
President of the Senate

s/ James B. Black
Speaker of the House of Representatives

s/ Michael F. Easley
Governor

Approved 3:24 p.m. this 13th day of June, 2001