



House  
Legislative  
Analysis  
Section  
Olds Plaza Building, 10th Floor  
Lansing, Michigan 48909  
Phone: 517/373-6466

## REVISE AUCTIONS, SALES ACTS

House Bills 4067 and 4068  
Sponsor: Rep. John Jamian  
Committee: Commerce

Complete to 5-9-95

### A SUMMARY OF HOUSE BILLS 4067 AND 4068 AS INTRODUCED 1-11-95

Public Act 224 of 1955 and Public Act 39 of 1961 regulate sales at public auction and various forms of going-out-of-business sales, respectively. House Bill 4067 would amend Public Act 224 of 1955 (MCL 446.52 et al.) to raise the license fee for holding an auction from \$25 for each day an auction is held to \$100 per day. The act's licensing requirements currently apply only to persons who hold auctions in townships. The bill also would require persons who conduct auctions in a city or village to be licensed under the act. House Bill 4068 would amend Public Act 39 of 1961 (MCL 442.216 et al.) to increase the license fee for conducting a going-out-of-business sale under the act from \$50 to \$100. Currently, someone who advertises or conducts a going-out-of-business sale without a license or otherwise in violation of the act is guilty of a misdemeanor and must be fined at least \$100 (up to \$500), imprisoned for at least 10 days (up to 6 months), or both. The bill would replace these penalty provisions with the following penalties: someone who advertised such a sale without having first obtained licensure under the act could be imprisoned for up to one year, fined up to \$1,000, or both; and someone who conducted a sale in violation of the act would be guilty of a misdemeanor and could be imprisoned for up to two years, fined up to \$5,000, or both.

House Bills 4067 and 4068 (5-9-95)