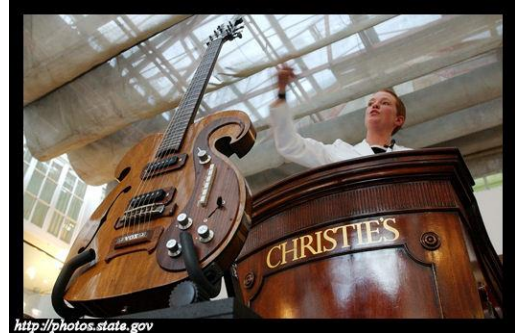


Rules of the Tennessee Auctioneer Commission

The following is a partial inclusion of information directly from Rules of The Tennessee Auctioneer Commission including updates effective April, 2008.

0160-1-.01 Duties of Auctioneer.

The Auctioneer shall be responsible for the advertising and management of the sale and account for all proceeds. There from and shall, over his signature, issue a closing statement to the seller or sellers.



***Authority:** T.C.A. §62-1906. **Administrative History:** Original rule certified June 7, 1974.*

0160-1-.02 Unlawful Rebates.

It shall be unlawful for any person licensed under the provision of this act to rebate any part of his commission to any person or persons not holding real estate license or apprentice auctioneer license or auctioneer license.

***Authority:** T.C.A. §62-1906. **Administrative History:** Original rule certified June 7, 1974.*

0160-1-.05 Publication of Name.

(1) All advertising of an auction sale must be made in the name of the licensee who shall bear responsibility of the sale to the seller, general public and auctioneer commission.

(2) All advertising of an auction sale by an auction firm not owned by a licensed auctioneer shall include the name of its sponsoring auctioneer, and the auctioneer shall attend all auction sales.

Authority: T.C.A. §62-19-106. Administrative History: Original rule certified June 7, 1974. Amendment filed August 18, 1976; effective September 17, 1976. Amendment filed March 15, 1993; effective April 29, 1993.

0160-1-.06 Dates of Examinations.

The Commission shall, in conjunction with the current contractor, administer the examination on the dates provided by the contractor five (5) days a week with the exception of holidays.

Authority: T.C.A. §62-19-06. Administrative History: Original rule certified June 7, 1974. Amendment filed August 18, 1976; effective September 17, 1976. Amendment filed March 1, 1978; effective March 31, 1978. Repeal and new rule filed January 30, 2008; effective April 14, 2008.

0160-1-.08 REPEALED

Authority: T.C.A. §61-19-06 and 62-19-106(b). Administrative History: Original rule certified June 7, 1974. Repeal file January 30, 2008; effective April 14, 2008.

0160-1-.09 Assistants.

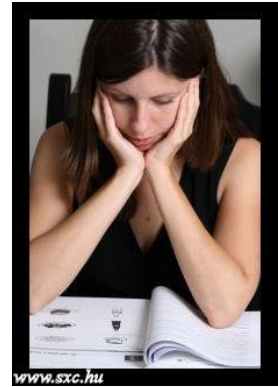
Any person acting as ringman, or bid spotter, at personal property sales, such as cattle sales, auction houses, auto sales, and real estate sales shall not be required to be licensed under this act and shall be directly responsible to the auctioneer in charge. The principal auctioneer shall be responsible for that person's conduct and representation.

Authority: T.C.A. §61-1906 and 61-19-106(b). **Administrative History:** Original rule certified June 7, 1974. Repeal and new rule filed January 30, 2008; effective April 14, 2008.

0160-1-.10 Auction Schools.

(1) In order to be approved by the Auctioneer Commission (for the purpose of T.C.A. §62-19-111), an auction school must:

- (a) execute an application on the form prescribed by the Commission, accompanied by a description of the school's curriculum;
- (b) have a permanent business location;
- (c) conduct a minimum of 80 hours of instruction, including at least 40 hours under the supervision of a licensed auctioneer with at least 5 years of experience;
- (d) for applicants applying for upgrade from apprentice to auctioneer, conduct a minimum of thirty (30) hours of instruction, including at least fifteen (15) hours instruction given by a licensed auctioneer with at least five (5) years of experience;
- (e) maintain a pass/fail grading system, with a supplementary "good/fair/poor" designation;



- (f) provide instruction in public speaking, bid calling, sales management, advertisements, contracts, closing statements, license law, uniform commercial codes, bulk sales and firearms;
- (g) demonstrate every two (2) years that it has met the requirements of the Tennessee Higher Education Commission (or the equivalent thereof in another state).

Authority: T.C.A. §§62-1906(b) and 62-19-111. Administrative History: Original rule filed May 12, 1982; effective June 28, 1982. Amendment filed November 23, 1988; effective January 7, 1989. Repeal and new rule filed January 30, 2008; effective April 14, 2008.

0160-1-.12 Apprentices - Sponsors - Supervision.

- (1) In order to be permitted to sponsor an apprentice auctioneer, an auctioneer must have been licensed for at least two (2) years and be in good standing with the Commission.
- (2) Any apprentice auctioneer so sponsored shall be under the direct supervision of his/her sponsor or under the direct supervision of his/her non-sponsoring employer auctioneer if acting pursuant to paragraph (8).
- (3) The number of apprentice auctioneers that an auctioneer may sponsor at any one time shall be limited to three.
- (4) A sponsoring auctioneer is to be responsible and accountable for the auctioneering activities of any apprentice auctioneer associated with such auctioneer.

(5) All sponsoring auctioneers shall reside in the same state as his/her apprentice auctioneer(s). However, in appropriate cases, upon good cause being shown, the Commission may waive this rule.

(6) Any legal document relative to conducting, or offering to conduct, any auction shall be executed by an auctioneer, or by an apprentice auctioneer with the approval of his/her sponsor so noted on the document.

(7) Any advertisement placed by an apprentice auctioneer must clearly and conspicuously identify the apprentice auctioneer as such, contain his/her license number, and the name and license number of his/her sponsor's firm.



(8) An apprentice auctioneer may be employed by a licensed auctioneer who is not designated as the apprentice's sponsor if the following terms and conditions are met:

(a) The apprentice auctioneer must first notify the commission of such employment on a form approved by the Commission. The form shall include the written permission of the apprentice's sponsor and shall contain the notarized signatures of the apprentice auctioneer, the sponsoring auctioneer and the non-sponsoring employer auctioneer;

(b) The non-sponsoring employer auctioneer must be currently licensed as an auctioneer in the State of Tennessee and must be in good standing with the Commission;

- (c) All non-sponsoring employer auctioneers shall reside in the same state as the apprentice auctioneer(s). However, in appropriate cases, upon good cause being shown, the Commission may waive this rule; and
- (d) Any violation of this rule shall subject the apprentice auctioneer, the sponsoring auctioneer and/or the nonsponsoring employer auctioneer to disciplinary action by the Commission.

(9) An apprentice:

- (a) may not execute a contract to conduct an auction without the approval of his/her sponsor noted on the document, but he/she may sign a contract in order to indicate he/she procured the client and the auction.
- (b) may not sign a closing statement or have an escrow or trust account in his/her name as a depository for auction proceeds, but he/she may take part in the closing and settlement proceedings of an auction. An apprentice's sponsoring auctioneer is responsible for keeping the account of and dispersing money received at an auction
- (c) may not call bids at an auction without the presence of his/her sponsor. An apprentice's sponsor is responsible for all auctioning activities of the apprentice and must be physically present to monitor those activities.

(10) An apprentice shall provide the Tennessee Auctioneer Commission with sufficient proof that he/she has been active during his/her apprenticeship. Each apprentice shall use a log as a means to keep track of his/her experience during the two (2) year apprenticeship period. The log shall be completed and submitted with his/her application for an auctioneer license, at the conclusion of the apprenticeship.

(a) Points. An auction is divided into eight (8) parts. Each part has a point value assigned to it. Performance of any of the activities listed on the Point System Chart earns the apprentice the corresponding points. The details of these activities and their point values shall be included in an apprentice's log. During the two (2) year apprenticeship period, an apprentice shall obtain a minimum of 1,000 points in order to be eligible for an auctioneer license. This is the substantial equivalent of working five (5) auctions from beginning to end.

(b) Sponsor's Signature. A sponsoring auctioneer shall acknowledge each auction activity recorded in his/her apprentice's log, by signing and dating in the appropriate space after each entry of activity.



(c) Accumulating Points. An apprentice should make every effort to obtain and log experience in all phases of the auction business. An apprentice shall not submit a log with all of his/her experience concentrated in fewer than four (4) auction activities. The purpose of the log is to indicate to the Commission that the apprentice has been fully exposed to the auction business and has participated in as many areas of the auction process as possible.

(11) Point System Chart:

Activity	Description	Points
Contract	Complete and execute a contract with a seller (in accordance with subparagraph	20

	(9)(a) of this rule).	
Advertising	Write inventory/create a newspaper ad/erect signs.	20
Sale Preparation	Prepare inventory for an auction or set up auction equipment.	20
Bid Calling	Call bids at an auction.	60
Bid Assistant/Working Ring	Work the ring at an auction for at least one (1) hour.	40
Clerking/Cashiering	Clear at least 30% of an auction or collect money for at least 30% of an auction.	20
Closing	Participate in balancing auction proceeds and assist in preparation of a closing statement.	20
	Total Points	200

Authority: T.C.A. §§62-19-106, 62-19-106(b), 62-19-111, 62-19-112(b)(7), and Public Acts of 1997 Chapter 91, 5. Administrative History: Original rule filed November 23, 1988; effective January 7, 1989. Amendment filed March 15, 1993; effective April 29, 1993. Amendment filed August 5, 1998; effective October 19, 1998. Amendment filed February 28, 2001; effective May 14, 2001.

0160-1-.14 Fees.

- (1) Each application for licensure shall be accompanied by a non-refundable application fee of fifty dollars (\$50.00).

(2) Fees for the issuance of initial licensure and the renewal thereof shall be as follows:

- Auctioneer License..... (\$175.00)
- Apprentice Auctioneer License..... (\$125.00)
- Principal Office Firm License..... (\$125.00)
- Gallery License..... (\$175.00)
- Auction Firm Branch License..... (\$75.00)
- Gallery Branch License..... (\$75.00)
- Auctioneer Education and Recovery Account Fee..... (\$50.00)



Licenses are valid for two (2) years from the date of their issuance and may be renewed within the sixty (60) days immediately preceding their date of expiration.

- (3) A licensee shall pay a one-time fee of one hundred and fifty dollars (\$150.00) for the retirement of an auctioneer or apprentice auctioneer license. An application for activation of a retired license shall be accompanied by an application fee of one hundred dollars (\$100.00) dollars, the applicable license fee and the Auctioneer Education and Recovery Account fee.
- (4) An applicant who fails a license examination shall pay a fee as set by contract with the Auctioneer Commission license examination administrator for each subsequent re-examination.
- (5) The fee for a replacement license and pocket card is thirty-five dollars (\$35.00).

- (6) Any notification of change of information pursuant to rule 0160-1-.24 made to the Commission more than sixty (60) days after the effective date of the new information shall result in a penalty of one hundred dollars (\$100.00).

Authority: T.C.A. §§62-19-106(b), 62-19-111, and 62-19-116(c). **Administrative History:** Original rule filed July 14, 1989; effective August 28, 1989. Amendment filed March 15, 1993; effective April 29, 1993. Amendment filed August 5, 1998; effective October 19, 1998. Amendment filed February 28, 2001; effective May 14, 2001. Repeal and new rule files January 30, 2008; effective April 14, 2008.

0160-1-.19 Types of Auctions Defined.

- (1) Absolute auction/auction without reserve - An auction at which property put up for sale is sold to the highest bidder, where the seller may not withdraw the property from the auction after the auctioneer calls for bids unless no bid is made in a reasonable time, where the seller may not bid himself or through an agent, and where the seller will deliver marketable title.
- (2) At auction/auction with reserve - An auction at which the seller or his agent reserves the right to establish a minimum bid, to accept or reject any and all bids, and to withdraw the property at any time prior to the completion of the sale by the auctioneer.

Authority: T.C.A. §62-19-106. **Administrative History:** Original rule filed February 28, 2001; effective May 14, 2001.

0160-1-.20 Advertising Guidelines.

- (1) Advertising in any form that is designed to give notice of an upcoming auction must include the name and license number of the auction firm or gallery responsible for holding the sale.
- (2) False, deceptive, misleading and untruthful advertising is expressly prohibited. Any advertisement or advertising shall be deemed to be false, deceptive, misleading or untruthful, if it:

- (a) contains a misrepresentation of fact.
- (b) is misleading or deceptive because in its content or in the context in which it is presented, it makes only a partial disclosure of relevant facts.
- (c) creates a false or unjustified expectation of the services to be performed.
- (d) contains any representation or claim that the advertising licensee in bad faith fails to perform.
- (e) advertises any auction using such descriptive words as “Urgent,” “Emergency,” “Distress,” or any other word which connotes a liquidation of assets or that the buyers will, for some extraordinary reason, be in a position to reap some unusual bargain, without specifically disclosing, the reason that the sale is “urgent,” the nature of the “emergency” or the cause of the “distress.” In a written advertisement, the reason, nature, and cause shall be set forth in a print size equal to the descriptive word used.
- (f) advertises any auction using descriptive words such as “Seized,” “Confiscated,” “Forfeited,” or any other word which connotes a governmental action; the sale of items seized or taken by a government department, agency or commission; or that buyers will for some governmental reason be in a position to reap some unusual



bargain, without specifically disclosing the exact nature of the governmental action.

In a written advertisement, the nature of the governmental action shall be set forth in a print size equal to the descriptive word used.

(g) advertises in bad faith an item for sale that the auctioneer, auction firm or gallery does not intend to offer for sale at the auction being advertised.

(3) Advertising for a sale at which some items will be auctioned with reserve and some items will be auctioned without reserve shall clearly and conspicuously indicate this fact to the public. In written advertisements for such a sale, the font size, style and case of the type used in publicizing the part of the sale is to be held without reserve shall not differ from the font size, style and case used to publicize the part of the sale to be held with reserve.

(4) Any advertising or advertisement purporting or suggesting that an auction sale is being held in conjunction with or as a result of a bankruptcy proceeding, or that items to be sold at auction were previously purchased in connection with a bankruptcy proceeding shall contain the bankruptcy court case number assigned by the court of jurisdiction for such proceeding.

(5) An auctioneer, auction firm or gallery shall not permit its name or license number to appear on any advertisement not in compliance with Tennessee Code Annotated, Title 62, Chapter 19 et seq. (Auctioneer Licensing Law) and the Rules of the Tennessee Auctioneer Commission.

Authority: T.C.A. §§62-19-106 and 62-19-118(c)(2). **Administrative History:** Original rule filed February 28, 2001; effective May 14, 2001.

0160-1-.22 Late Renewal of License.

- (1) A licensee applying to renew a license two (2) months or less after the expiration date thereof shall pay in addition to any fees required for renewal, a penalty of fifty dollars (\$50.00).
- (2) A licensee applying to renew a license more than two (2) months after the expiration date thereof, but less than six months, shall reapply for licensure and pay a penalty of one hundred and fifty dollars (\$150.00).
- (3) A licensee applying to renew a license six months or more after the expiration date thereof, but less than two (2) years, shall reapply for licensure and pay a penalty of two hundred dollars (\$200.00).
- (4) Upon written submission of good cause shown, the Commission may by a majority vote waive any or all of the penalties and requirements in paragraphs 1-3 of this rule, including but not limited to reexamination and additional education requirements; or in lieu thereof impose such other reasonable conditions or requirements as it deems appropriate.
- (5) A licensee delinquent in the renewal of a license for two (2) years or more shall reapply for licensure and satisfy all requirements for obtaining such license.



Authority: T.C.A. §§62-19-106 and 62-19-111. **Administrative History:** Original rule filed February 28, 2001; effective May 14, 2001.

0160-1-.24 Notification of Change of Information.

- (1) Within sixty (60) days of occurrence, a licensee shall notify the Commission in writing of any change in information previously submitted by the licensee to the Commission. Such information includes but is not limited to the licensee's business address, auction escrow account data and the employment, termination or resignation of any apprentice.

Authority: T.C.A. §§62-19-106 and 62-19-111. **Administrative History:** Original rule filed February 28, 2001; effective May 14, 2001.

Chapter 0160-3**Continuing Education**

0160-3-.01 Definitions.

- (1) As used in this chapter, unless the context otherwise requires, the following definitions, are applicable:

Commission: the Tennessee Auctioneer Commission.

License: A license issued by the Tennessee Auctioneer Commission in accordance with T.C.A. §62-19-111.

Licensee: Any auctioneer, apprentice auctioneer or auction firm licensed in accordance with T.C.A. §62-19-111.

Personal identification number: The number assigned to a continuing education program approved by the Commission.

Authority: T.C.A. §62-19-106(b), 62-19-106(e), 62-19-411, 62-19-112(b)(7), and Public Acts of 1997 Chapter 91, §5. *Administrative History:* Original rule filed August 5, 1998; effective October 9, 1998.

0160-3-.02 Purpose.

The purposes of this chapter are to prescribe the basic continuing education requirements of licensees pursuant to T.C.A. §62-19-106(e), to

establish criteria for evaluating whether or not credit shall be awarded and to what extent credit shall be awarded for participation in a continuing education program or other continuing education activity, to establish a method for course providers to report



completion of a program by licensees and to otherwise provide for the effective administration of the continuing education requirements by the Commission.

Authority: T.C.A. §62-19-106(b), 62-19-106(e), 62-19-111, 62-19-112(b)(7), and Public Acts of 1997 Chapter 91, §5. *Administrative History:* Original rule filed August 5, 1998; effective October 19, 1998.

0160-3-.03 Basic Requirements.

- (1) All licensees including auctioneer licensees, apprentice auctioneer licensees, gallery licensees, as well as non-auctioneer firm owners, except as otherwise provided by T.C.A. §62-19-106(e) and these rules, must obtain six (6) hours of continuing education per renewal cycle in order to renew a license, except as provided for in T.C.A. §62-19-106(e)(2).
- (2) A licensee attending a continuing education program shall provide the licensee's name and license number(s) to the sponsor in writing on the sponsor's registration form for any Commission-approved continuing education program. If the licensee fails to follow the aforementioned requirement, the licensee shall not receive credit for attending the program from the Commission.
- (3) A licensee who attends any continuing education program or engages in other continuing education activity which has not been approved by the Commission shall not be awarded credit by the Commission towards the continuing education requirement.
- (4) A licensed auctioneer or apprentice auctioneer who also is the holder of a firm license or gallery license need only obtain the number of hours of continuing education for the renewal of one (1) license in order for the Commission to renew both the auctioneer or apprentice auctioneer license and the firm license or gallery license.
- (5) Non-auctioneer gallery and non-auctioneer firm owners must obtain six (6) hours of continuing education per renewal cycle in order to renew their license, as set forth in Rule 0160-3-.03(1), except as provided for in T.C.A. § 62-19-106(e)(2).

Authority: T.C.A. §62-19-106(b), 62-19-106(e). **Administrative History:** Original rule filed August 5, 1998; effective October 19, 1998. Repeal and new rule filed January 30, 2008; effective April 14, 2008.

0160-3-.04 Qualifying Programs.

(1) In order to qualify for credit toward satisfaction of the continuing education requirements of T.C.A. §62-19-106(e), a continuing education program must be a formal program of learning which contributes directly to the professional competence of the licensee.

(2) A sponsor of a continuing education program shall obtain approval from the Commission as provided in this chapter.

(3) Formal programs requiring attendance may only be considered for approval by the Commission if:



- (a) an outline is prepared by the sponsor and preserved;
- (b) the unit program is at least two (2) hours (1 credit hour = 50 minutes) in length;
- (c) the program is conducted by a instructor, discussion leader or lecturer qualified in the opinion of the Commission by either education or experience or both; and
- (d) a record of registration and attendance is maintained and certified by the signatures of an authorized representative of the organization sponsoring the program.

(4) Subject to compliance with paragraphs one (1) through three (3) of this rule, the following may qualify as acceptable continuing education programs:

- (a) University or college courses, provided that:

1. Successful completion of a semester or quarter length course will satisfy the continuing education requirement for the license renewal for which it is taken; and
 2. The courses are relevant to the auction industry;
- (b) Programs of auctioneer associations and organizations recognized by the Commission; and
- (c) Programs of other organizations and associations recognized by the Commission.
- (5) Formal correspondence and other individual study programs which require registration and provide evidence of satisfactory completion may qualify for continuing education credit in an amount to be determined by the Commission.
 - (6) Continuing education credit will be allowed for service as an instructor, discussion leader or speaker at any program for which participants are eligible to receive continuing education credit. Credit for such service shall be allowed on the first presentation only, unless the program has been substantially revised. One (1) hour of instruction will equal one (1) hour of continuing education.
 - (7) Any program of continuing education not specifically mentioned by this rule may be submitted to the Commission for evaluation and approval.
 - (8) The Commission specifically reserves the right to approve or disapprove credit for continuing education claimed under this rule.

(9) Notwithstanding any provisions of these rules to the contrary, programs sponsored by the Commission qualify as acceptable continuing education programs. The Commission is exempted from all sponsor requirements; however, the Commission shall maintain for each program it sponsors a registration form on which licensees attending a program print and sign their names and license number(s). The Commission need not maintain a signed registration form for courses it sponsors over the Internet.



(10) Notwithstanding any other provisions of these rules to the contrary the requirements of Rule 0160-3-.05, Sponsors, and paragraphs (2) and (3) of this rule shall not apply to sponsors the Commission determines are nationally recognized providers of auctioneer education. Those sponsors shall comply with the provisions of Rule 0160-3-.07, Control and Reporting System. The failure of such a sponsor to report as required shall result in the Commission's refusal to grant credit for attendance at programs of such sponsors and/or the suspension of the sponsor's recognition by the Commission under this paragraph. For purposes of this paragraph, the nationally recognized provider of auctioneer education is the National Auctioneer Association.

Authority: T.C.A. §62-19-106(b), 62-19-106(e), 62-19-111, 62-19-112(b)(7), and Public Acts of 1997 Chapter 91, §5. *Administrative History:* Original rule filed August 5, 1998; effective October 19, 1998. Amendments to rule file January 30, 2007; effective April 14, 2008.

0160-3-.05 Sponsors.

- (1) The sponsor of any continuing education program shall apply for approval of such program by filing the form prescribed by the Commission at least thirty (30) days prior to the program being offered for continuing education credit. Such form shall include certification that the program sponsored will conform to the provisions of this chapter. The criteria the Commission will use to determine whether a program is acceptable and how many hours of credit will be awarded for continuing education activity is established in Rule 0160-3-.04 Qualifying Programs.

- (2) The sponsor of each continuing education program shall keep detailed records including:
 - (a) the date and location of the program presentation;
 - (b) the names and qualifications of each instructor in resume format;
 - (c) a registration form on which licensees attending the program print and sign their names and license number(s); and
 - (d) a written outline of the program agenda.

- (3) The records required by paragraph two (2) of this rule shall be maintained for a period of five (5) years following the date of each program presentation at a location listed on the application form. If the location of said records changes, the sponsor shall notify the Commission in writing of the new location of said records.

- (4) The sponsor of any continuing education program approved by the Commission may advise licensees of such approval and the number of continuing education hours for which the Board approved the course.

- (5) The Commission shall assign a personal identification number to each continuing education program it approves. The sponsor of each program shall keep its personal identification number confidential except that the number shall be disclosed when reporting program attendees to the Commission in accordance with Rule 0160-3-.07 Control and Reporting System.

Authority: T.C.A. §62-19-106(b), 62-19-106(e), 62-19-111, 62-19-112(b)(7), and Public Acts of 1997 Chapter 91, §5. Administrative History: Original rule filed August 5, 1998; effective October 19, 1998. Amendment filed January 30, 2008; effective April 14, 2008.

0160-3-.07 Control and Reporting System.

- (1) Within twenty (20) days of the completion of a sponsors program, the sponsor shall submit to the Commission the original report and any required corrections identifying the program and the licensees who attended by either:



- (a) transmitting the information electronically via computer; or
- (b) supplying the information in any State approved data format with a label identifying the sponsor's name and program name.
- (2) An information data file including the information required by paragraph one (1) of this rule shall be provided in the State approved format.
- (3) The information data file shall include the following data elements:

(a) program name;

(b) sponsor name;

(c) date program was conducted;

(d) number of hours the Commission has determined would be awarded to a person attending the program; and

(e) name and license number of all attending licensees.

(4) Upon receiving a written request from the Commission, a sponsor shall provide the Commission with a copy of the registration form required by paragraph (2)(c) of Rule 0160-3-.05, Sponsors.

(5) Should any continuing education credit hours claimed in a submission by a sponsor be disapproved, the Commission shall cause notification be sent to the sponsor in writing of the reason for disapproval and allow a specified time for correction or explanation of any deficiency.

Authority: T.C.A. §62-19-106(b), and 62-19-106(e). Administrative History: Original rule filed August 5, 1998; effective October 19, 1998. Repeal and new rule filed January 30, 2008; effective April 14, 2008.

0160-3-.10 Failure to Obtain Required Continuing Education.

(1) A licensee who is not granted an extension of time and who fails to obtain the required number of continuing education hours prior to the expiration date appearing on the license(s) shall be denied renewal of his or her license(s) until the Commission receives documentation, as provided in this chapter, indicating that he or she has obtained the required continuing education. Such a licensee shall be subject to the penalties and procedures for late renewal established at T.C.A. §62-19-111.



(2) A licensee who is not granted an extension and who fails to obtain the required number of continuing education hours prior to the expiration date of the licensee's license shall not engage in activity requiring a license under T.C.A., Title 62, Chapter 19 until or unless the Commission renews the relevant license after the licensee demonstrates that all requirements for renewal including the continuing education requirements have been met.

(3) Acting as an auctioneer on an expired license constitutes grounds for the assessment of civil penalties pursuant to Rule 0160-1-.11 Civil Penalties.

Authority: T.C.A. §62-19-106(b), 62-19-106(e), 62-19-111, 62-19-112(b)(7), and Public Acts of 1997 Chapter 91, §5. **Administrative History:** Original rule filed August 5, 1998; effective October 19, 1998.