

IC 25-6.1-9

Chapter 9. Continuing Education

IC 25-6.1-9-1

Continuing education required for license renewal

Sec. 1. (a) Except as provided in sections 7 and 9 of this chapter, an individual who applies for license renewal under IC 25-6.1-3-2 must complete sixteen (16) actual hours of continuing education every four (4) years from course providers that are approved by the commission.

(b) The continuing education requirement is as follows:

(1) At least six (6) actual hours of courses in any of the following core subjects:

- (A) Indiana rules and statutes governing auctioneering.
- (B) Federal statutes governing auctioneering.
- (C) Auctioneering ethics.
- (D) Escrow and trust funds.
- (E) Contracts.
- (F) Any other subject matter approved by the commission.

(2) At least ten (10) actual hours of courses in any of the following elective subjects:

- (A) Agency.
- (B) Business courses related to auctioneering.
- (C) Auction management.
- (D) Bid calling.
- (E) Public speaking.
- (F) Advertising.
- (G) Specialty auction topics.
- (H) Any other subject matter approved by the commission.

As added by P.L.238-1995, SEC.3. Amended by P.L.23-2003, SEC.7.

IC 25-6.1-9-2

Requirements for sponsor approval

Sec. 2. To obtain approval as a continuing education sponsor, a sponsor must do the following:

(1) Provide the commission information on courses, curriculum, and facilities as determined by the commission.

(2) Provide each participant who successfully completes an approved course a certificate that includes the following:

- (A) The name of the participant.
- (B) The name, address, and signature of the sponsor.
- (C) The number of approved actual course hours.
- (D) Any other information required by the commission.

(3) Meet any standard that the commission adopts by rule.

As added by P.L.238-1995, SEC.3.

IC 25-6.1-9-3

Sponsor records

Sec. 3. A continuing education sponsor that has received approval under section 2 of this chapter must maintain records for five (5)

years of the participants who successfully complete and pass each course. If the sponsor ceases operations, the owner shall place the records in the care of a custodian that is approved by the commission.

As added by P.L.238-1995, SEC.3.

IC 25-6.1-9-4

Expiration and renewal of sponsor approval

Sec. 4. (a) The approval for a sponsor expires February 28 each even-numbered year.

(b) A sponsor must submit:

- (1) a letter requesting renewal of approval; and
- (2) the renewal fee;

at least thirty (30) days before the sponsor's approval expires.

As added by P.L.238-1995, SEC.3.

IC 25-6.1-9-5

Inspection of sponsor's records and facilities

Sec. 5. The commission may inspect an approved sponsor's records and facilities.

As added by P.L.238-1995, SEC.3.

IC 25-6.1-9-6

Advertisements related to courses offered

Sec. 6. (a) A person may advertise that the person's course is approved by the commission and fulfills the requirements of the commission.

(b) A person may not advertise that the sponsor or the sponsor's course is required or recommended by the commission.

As added by P.L.238-1995, SEC.3.

IC 25-6.1-9-7

Exemption

Sec. 7. A licensee who is initially licensed in the fourth year of a renewal period is exempt from the continuing education requirement under this chapter for that renewal period.

As added by P.L.238-1995, SEC.3. Amended by P.L.194-2005, SEC.22.

IC 25-6.1-9-8

Application

Sec. 8. An applicant for renewal must certify on the application that the applicant:

- (1) has complied with the continuing education requirement;
- (2) is exempt from the continuing education requirement because the individual has been licensed for less than one (1) year; or
- (3) has not complied with the continuing education requirement but is seeking a waiver under section 9 of this chapter.

As added by P.L.238-1995, SEC.3.

IC 25-6.1-9-9**Waiver**

Sec. 9. The commission may grant an applicant a waiver from all or part of the continuing education requirement for the renewal period if the applicant was not able to fulfill the requirement due to a hardship that resulted from any of the following conditions:

- (1) Service in the armed forces of the United States during a substantial part of the renewal period.
- (2) An incapacitating illness or injury.
- (3) Other circumstances determined by the commission.

As added by P.L.238-1995, SEC.3. Amended by P.L.33-1999, SEC.1.

IC 25-6.1-9-10**Inactive license**

Sec. 10. (a) The commission may grant an applicant an inactive auctioneer license if the auctioneer submits a written application to the commission requesting that the auctioneer license be classified as inactive.

(b) An auctioneer granted an inactive license under this section may not perform an act that requires an auctioneer license.

(c) If a disciplinary or suspension hearing is pending against an auctioneer, the individual may not be granted an inactive license without the approval of the commission.

(d) An individual granted an inactive license must continue to pay the same fees that a licensee is required to pay.

(e) An inactive licensee is not required to complete the continuing education requirement while the license is inactive.

(f) An individual may reinstate an inactive auctioneer license if the individual:

- (1) submits a written application to the commission requesting that the inactive auctioneer license be classified as active; and
- (2) fulfills the applicable continuing education requirement for the licensure period during which the license is reinstated.

As added by P.L.238-1995, SEC.3.