

1 **ESB 5374** - H COMM AMD **ADOPTED 4/6/01**

2 By Committee on Commerce & Labor

3 On page 1, beginning on line 9, strike all of subsection (i) and
4 insert the following:

5 "(i) At which two or more persons offer personal property for sale
6 or exchange and at which (A) these persons are charged a fee for sale
7 or exchange of personal property or (B) prospective buyers are charged
8 a fee for admission to the area at which personal property is offered
9 or displayed for sale or exchange; or"

10 On page 2, line 25, after "or" strike "less" and insert "fewer"

11 On page 2, line 31, after "(4)" strike all material through
12 "means" and insert "Nonprescription drug," which may also be referred
13 to as an over-the-counter drug, means"

14 On page 2, line 34, after "and" strike "should" and insert
15 "required to"

EFFECT: The amendment (1) clarifies that a fee must be charged for an event to be considered an unused property market (unless the event occurs more than six times in a year); (2) clarifies that over-the-counter drugs are not being defined but is a term used to reference "nonprescription drugs"; (3) clarifies that a nonprescription drug includes those drugs that are required to comply with federal and state food and drug laws; and (4) makes a grammatical correction.