

By Mr. Turkington of Falmouth (by request), petition of Peter Colt Josephs and another for legislation to establish an art sale commission in the office of the Secretary of the Commonwealth. State Administration.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety-Two.

AN ACT ESTABLISHING AN ART SALE COMMISSION IN THE OFFICE OF THE STATE SECRETARY.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Chapter 9 of the General Laws is hereby amended by adding
2 the following section: —

3 Section 30. There shall be in the department of the secretary
4 of state an art resale royalty commission, to consist of the state
5 secretary, the president of the Massachusetts college of art or his
6 designee, a person who earns his livelihood from selling works
7 of art which he has created as art dealers and five persons to be
8 appointed by the governor.

9 The commission shall adopt rules and regulations establishing
10 a program under which all works of art offered for sale to the
11 general public are registered with the commission and all sales
12 thereof are reported to the commission. The commission shall
13 define the term "work of art".

14 Upon the sale of each work of art by a person other than the
15 original or creating artist for a price exceeding one thousand
16 dollars, a commission or fee of five per cent of the selling price
17 shall be paid by the seller to the original or creating artist, or to
18 his heirs and assigns, and the payment thereof shall be reported
19 to the commission by the seller on forms prescribed by the
20 commission.

