

1 **SENATE FLOOR VERSION**

2 February 18, 2016

3 COMMITTEE SUBSTITUTE
4 FOR
5 SENATE BILL NO. 1017

By: Sharp of the Senate

and

Cockroft of the House

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9 An Act relating to pawnbrokers; amending 59 O.S.
10 2011, Section 1515, which relates to pawn
11 transactions; changing time to report certain
information; authorizing reports to law enforcement
by electronic means; and providing an effective date.

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14 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

15 SECTION 1. AMENDATORY 59 O.S. 2011, Section 1515, is
16 amended to read as follows:

17 Section 1515. A. Any pawnbroker shall make available a copy or
18 report within ~~three (3)~~ two (2) days of any buy or pawn transaction
19 to the local law enforcement agency of the municipality or other
20 political subdivision in which the pawnshop is located; provided,
21 merchandise bought on invoice from a manufacturer or wholesaler with
22 an established place of business is exempt from this reporting
23 requirement. However, such invoice shall be shown upon request to
24 the Administrator or his duly authorized representative or any

1 authorized peace officer. The pawnbroker may provide the
2 transaction report to the local law enforcement agency by either
3 electronically reporting the information in the transaction report
4 to an electronic database accessible only by law enforcement
5 agencies or by reporting a physical copy of the transaction report
6 directly to the law enforcement agency. The ~~copy of~~ transaction
7 report shall include:

- 8 1. The name and address of the pawnshop;
- 9 2. The name, address, race, sex, weight, height, date of birth
10 and either identification number of the seller or pledger as
11 verified by either a state-issued identification card, driver's
12 license or federal government-issued identification card or by
13 readable fingerprint of right or left index finger on the back of
14 the pawn or buy transaction copy to be retained for the pawnbroker's
15 record;
- 16 3. The ~~buy~~ transaction number for the buy or pawn transaction;
- 17 4. The date and time of the transaction;
- 18 5. The manufacturer of the item;
- 19 6. A description of the item; and
- 20 7. The serial number and model number where available and any
21 other identifying markings.

22 B. Items bought, except on invoice from a manufacturer or
23 wholesaler with an established place of business, shall be held for
24 ten (10) days before being disposed of or sold.

1 ~~C. Any pawnbroker shall make available a copy or report within~~
2 ~~three (3) days of any pawn transaction to the local law enforcement~~
3 ~~agency of the municipality or other political subdivision in which~~
4 ~~the pawnshop is located. The copy or report shall include:~~

5 ~~1. The name and address of the pawnshop;~~

6 ~~2. The name, address, race, sex, weight, height, date of birth~~
7 ~~and either identification number of the person making the pawn~~
8 ~~transaction with the pawnshop as verified by either a state-issued~~
9 ~~identification card, driver's license or federal government-issued~~
10 ~~identification card or by readable fingerprint of right or left~~
11 ~~index finger on the back of the pawn or buy transaction copy to be~~
12 ~~retained for the pawnbroker's record;~~

13 ~~3. The pawn transaction number;~~

14 ~~4. The date and time of the transaction;~~

15 ~~5. The manufacturer of the item;~~

16 ~~6. A description of the item; and~~

17 ~~7. The serial number and model number where available and any~~
18 ~~other identifying markings.~~

19 ~~D. C.~~ C. The pawnbroker shall obtain a written declaration of
20 ownership from the seller or pledgor on all buy and pawn
21 transactions, except refinance pawn transactions or merchandise
22 bought from a manufacturer or wholesaler with an established place
23 of business. The seller or pledgor shall be required to state how
24 long he has owned the property described in the transaction. The

1 declaration of ownership shall appear on the bill of sale or pawn
2 ticket, to be completed by the seller or the pledgor at the time of
3 the transaction.

4 SECTION 2. This act shall become effective November 1, 2016.

5 COMMITTEE REPORT BY: COMMITTEE ON BUSINESS AND COMMERCE
6 February 18, 2016 - DO PASS AS AMENDED
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