



General Assembly

January Session, 2009

Committee Bill No. 6173

LCO No. 5015

05015HB06173JUD

Referred to Committee on Judiciary

Introduced by:
(JUD)

AN ACT CONCERNING PAWNBROKERS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 21-41 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2009*):

3 (a) No pawnbroker or person who loans money on the deposit or
4 pledge of wearing apparel, jewelry, ornaments, household goods or
5 other personal property or purchases such property on condition of
6 selling the same back again at a stipulated price or purchases such
7 property from a person who is not a wholesaler shall take, receive or
8 purchase such property without receiving proof of the identity of the
9 person depositing, pledging or selling the property. Such identification
10 shall include a photograph, an address, if available on the
11 identification, and an identifying number. On and after October 1,
12 2009, each such pawnbroker or person shall inspect each article of
13 property prior to taking, receiving or purchasing such article of
14 property and shall not take, receive or purchase such article of
15 property if, upon inspection, it is apparent that the serial number,
16 model number or other distinguishing number, name or identification

17 mark has been intentionally altered, removed or defaced. Any
18 pawnbroker or person who wilfully violates any provision of this
19 subsection shall, for a first violation, have committed an infraction and,
20 for a second or subsequent violation committed within two years of a
21 prior violation, be guilty of a class A misdemeanor.

22 (b) [Each] (1) (A) With respect to property received prior to October
23 1, 2009, each such pawnbroker or person carrying on such business of
24 loaning money on the deposit or pledge of personal property or of
25 purchasing such property on condition of selling the same back again
26 at a stipulated price or of purchasing such property from a person who
27 is not a wholesaler shall maintain a record-keeping system deemed
28 appropriate by the chief of police in cities and by the selectmen in
29 towns, in which shall be entered in English, at the time [he] the
30 pawnbroker or person receives any article of personal property by way
31 of pledge, pawn or purchase, a description of such article, the name,
32 residence, proof of identity as required in subsection (a) of this section
33 and a general description of the person from whom, and the day and
34 hour when, such property was received. [Such]

35 (B) With respect to property received on or after October 1, 2009,
36 such pawnbroker or person shall maintain a record-keeping system, in
37 electronic form, deemed appropriate by the Commissioner of Public
38 Safety, in which shall be entered in English, at the time the
39 pawnbroker or person receives any article of personal property by way
40 of pledge, pawn or purchase, a description of such article, a digital
41 image of such article, the name, residence, digital image of the proof of
42 identity required by subsection (a) of this section and a general
43 description of the person from whom, and the day and hour when,
44 such property was received.

45 (2) With respect to property received on or after October 1, 2009,
46 such pawnbroker or person shall submit to the Division of State Police
47 within the Department of Public Safety a record, in electronic form, of
48 each article of personal property received by the pawnbroker or person

49 by way of pledge, pawn or purchase. Such record shall include the
50 information required to be maintained in a record-keeping system
51 pursuant to subparagraph (B) of subdivision (1) of this subsection and
52 shall be submitted not later than ten calendar days after the property is
53 received.

54 (3) Any record-keeping system required under this subsection and
55 the place where such business is carried on and all articles of property
56 therein may be examined at all times by any state police officer, by any
57 municipal police officer, by the selectmen of the town or any person
58 [by them] designated by the selectmen or, if such business is carried on
59 in a city, by the chief of police of such city or any person [by him]
60 designated by the chief of police. Any state police officer or municipal
61 police officer of the town or city where the business is carried on who
62 performs such an examination may require any employee on the
63 premises to provide proof of [his] the employee's identity.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2009	21-41

Statement of Purpose:

To require pawnbrokers to maintain electronic records of property received and submit such electronic records to the Division of State Police, and prohibit pawnbrokers from accepting property when the serial number, model number or other identification mark appears to have been intentionally altered, removed or defaced.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]

Co-Sponsors: REP. O'NEILL, 69th Dist.

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