



General Assembly

Amendment

February Session, 2012

LCO No. 4331

SB0019504331SD0

Offered by:

SEN. HARTLEY, 15th Dist.

REP. DARGAN, 115th Dist.

To: Senate Bill No. 195

File No. 32

Cal. No. 73

"AN ACT CONCERNING THE STORAGE OF STOLEN PROPERTY."

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. Section 21-100 of the 2012 supplement to the general
4 statutes is repealed and the following is substituted in lieu thereof
5 (*Effective October 1, 2012*):

6 (a) No person may engage in or carry on the business of purchasing
7 gold or gold-plated ware, silver or silver-plated ware, platinum ware,
8 watches, jewelry, precious stones, bullion or coins unless such person
9 is licensed as a precious metals or stones dealer by the licensing
10 authority of the municipality in which such person intends to carry on
11 such business; except that the provisions of this subsection shall not
12 apply to the purchase of such items from a wholesaler by a
13 manufacturer or retail seller whose primary place of business is located
14 in this state. Such person shall pay an annual fee of ten dollars for such
15 license. The license may be revocable for cause, which shall include,

16 but not be limited to, failure to comply with any requirements for
17 licensure specified by the licensing authority at the time of issuance.
18 The licensing authority shall refuse to issue a license under this
19 subsection to a person who has been convicted of a felony and may
20 require any applicant for a license to submit to state and national
21 criminal history records checks. If the licensing authority requires such
22 criminal history records checks, such checks shall be conducted in
23 accordance with section 29-17a. For the purposes of this subsection
24 "wholesaler" means a person in the business of selling tangible
25 personal property to be resold at retail or raw materials to be
26 manufactured into suitable forms for use by consumers.

27 (b) Any person who wilfully engages in the business of a precious
28 metals or stones dealer [] unless licensed in accordance with this
29 section or after notice that such person's license has been suspended or
30 revoked [] shall be guilty of a class D felony.

31 (c) Each such licensee shall keep a record in which such licensee
32 shall note at the time of each transaction a description of the property
33 purchased and the price paid for them, the name and address of the
34 person selling the goods and the date and hour any such property was
35 received. Each such licensee shall demand positive identification from
36 the person selling the article and the type or form of identification
37 received shall be noted in the record. Any state police officer or
38 municipal police officer shall have access to the record required to be
39 kept under this section and may inspect the place where the business is
40 carried on as well as any goods purchased or received. The licensee
41 shall maintain a place of business within this state, at which the goods
42 purchased or received and the required records shall be available for
43 such inspection.

44 (d) No licensee may purchase any property from a minor unless
45 such minor is accompanied by a parent or guardian.

46 (e) Each such licensee may only pay for property received by check
47 or money order and no cash shall be transferred to either party in the

48 course of a transaction subject to the provisions of this section. Any
49 licensee who pays cash or cashes a check or money order shall be
50 guilty of a class A misdemeanor. No licensee may advertise that he or
51 she will pay for property received with cash.

52 (f) Any precious metals or stones dealer who was licensed in any
53 city or town as a pawnbroker pursuant to section 21-40 on March 31,
54 2011, and who continues to hold such license, may pay for property
55 received pursuant to a precious metals or stones dealer license issued
56 in accordance with this section in the manner authorized under section
57 21-42 until July 1, 2021, provided such precious metals or stones dealer
58 complies with all other provisions of this section relating to precious
59 metals or stones dealers.

60 [(f)] (g) At the time of making any purchase each licensee shall
61 deliver to the person selling property a receipt containing the
62 information required to be recorded in subsection (c) of this section,
63 the amount paid for any property sold and the name and address of
64 the purchaser.

65 [(g)] (h) Upon request of the licensing authority each such licensee
66 shall make a weekly sworn statement, describing the goods received
67 and setting forth the name and address of each person from whom
68 goods were purchased, to the licensing authority of each municipality
69 in which the licensee transacted business that week. Such sworn
70 statement shall not be deemed a public [records] record for the
71 purposes of the Freedom of Information Act, as defined in section 1-
72 200.

73 [(h)] (i) Any person who violates any provision of this section, for
74 which no other penalty is provided, shall be fined not more than one
75 thousand dollars."

This act shall take effect as follows and shall amend the following sections:		
Sec. 501	October 1, 2012	21-100