

FIRST REGULAR SESSION

# SENATE BILL NO. 263

96TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR GREEN.

Read 1st time February 10, 2011, and ordered printed.

TERRY L. SPIELER, Secretary.

1005S.02I

## AN ACT

To amend chapter 367, RSMo, by adding thereto one new section relating to pawnbrokers, with penalty provisions.

*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Chapter 367, RSMo, is amended by adding thereto one new section, to be known as section 367.054, to read as follows:

**367.054. 1. In addition to the requirements of subsection 3 of section 367.044, when the pledged or sold property is jewelry of any kind or any article of gold or silver, the pawnbroker shall photograph the pledgor or seller and complete a transaction form at the time of the transaction.**

**2. The transaction form shall be supplied by the law enforcement agency of the municipality or county that licenses and regulates the pawnbroker.**

**3. The completed transaction form shall contain the following information:**

**(1) The date, place, and time of the sale;**

**(2) The name, address, home and business telephone numbers, date of birth, social security number, and driver's license number of the pledgor or seller;**

**(3) A description of the pledgor or seller;**

**(4) A description of the property pledged or sold;**

**(5) The name of the employee handling the transaction; and**

**(6) The right thumb print of the seller or, if right thumb print cannot be obtained, the left thumb print and the reason why the right thumb print was not available.**

**4. Every pawnbroker shall display, in a prominent place, a notice**

22 that state law requires a photograph and fingerprint from every  
23 pledgor or seller of jewelry, gold, or silver.

24         5. A pawnbroker shall hold each photograph and completed  
25 transaction form for a period of one year from the date of the  
26 transaction. Sixty days prior to destroying a photograph or transaction  
27 form, the pawnbroker shall provide written notice to the law  
28 enforcement agency of the municipality or county that licenses and  
29 regulates the pawnbroker of the intent to destroy such  
30 documents. Upon request by the law enforcement agency, the  
31 pawnbroker shall not destroy the documents and shall provide them to  
32 the law enforcement agency.

33         6. Upon the request of a law enforcement officer in connection  
34 with the investigation of a crime specifically involving an item of  
35 jewelry, gold, or silver, the pawnbroker shall provide the photograph  
36 and transaction form relating to the item even if the officer does not  
37 provide prior notice or a search warrant.

38         7. A pawnbroker shall not sell, trade, melt, or in any way dispose  
39 of, alter, or destroy any item of pledged or sold jewelry, gold, or silver  
40 until seven calendar days after the date of the transaction. The  
41 pawnbroker shall not sell, trade, melt, or in any way dispose of, alter,  
42 or destroy any item of pledged or sold jewelry, gold, or silver that is  
43 subject to a hold order pursuant to section 367.047 and section 367.055,  
44 or is needed as evidence pursuant to section 367.048.

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