

Section 8: PAWNSHOPS

8.1 Definitions

(1) **PAWNBROKER.** A pawnbroker is anyone who as a regular course of business loans money on the deposit of personal property or who deals in the purchase, exchange, or possession of personal property on the condition of reselling the personal property back to the pledger or depositor, or who loans or advances money on personal property by taking such property into his or her possession as security, and who sells the unredeemed pledges together with such new merchandise as will facilitate the sale of the same.

(2) **SECONDHAND DEALER.** A secondhand dealer means any person who in the regular course of business purchases, trades, exchanges, or sells any secondhand merchandise for value.

8.2 Duty of pawnbrokers and secondhand dealers to abide by this ordinance.

(1) All pawnbrokers and dealers in secondhand goods are specifically bound by this ordinance. Any violations shall be a Class B Misdemeanor.

(2) In addition to any penalties set forth in (1) dealing with pawn shops, any pawnbroker or dealer in secondhand goods who violates the provisions of this ordinance shall have his or her license suspended or revoked.

8.3 Records to be kept

(1) Pawnbrokers and dealers in second hand goods shall keep records containing:

- a. a description of all articles received by them,
- b. the amounts paid therefore or thereon for articles received,
- c. a description of the person from whom articles were received,
- d. the name and address of person from whom articles were received, and
- e. the date of the transaction

(2) All such records shall at all reasonable times be accessible to any peace officer who demands an inspection thereof, and any further information regarding such transaction that they may require shall be given by pawnbrokers and secondhand dealers to the best of their ability.

8.4 Duty to retain goods

(1) All goods received for sell, trade, or pawn by a pawnbroker or secondhand dealer of goods shall be retained by the pawnbroker or dealer in secondhand goods for a time period not less than 30 (thirty) days from the date of receiving such items unless expressly permitted to do so by an authorized peace officer prior to the expiration of the 30 day period.

(2) The 30 day retention period shall not apply to pawn items redeemed by the person identified on the pawn shop records as the original pledger or depositor of the item.