

SENATE BILL NO. 413
INTRODUCED BY VAN VALKENBURG

IN THE SENATE

FEBRUARY 13, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON LOCAL GOVERNMENT. FIRST READING.
FEBRUARY 17, 1989	COMMITTEE RECOMMEND BILL DO PASS AS AMENDED. REPORT ADOPTED.
FEBRUARY 20, 1989	PRINTING REPORT. SECOND READING, DO PASS. ENGROSSING REPORT.
FEBRUARY 21, 1989	THIRD READING, PASSED. AYES, 49; NOES, 1. TRANSMITTED TO HOUSE.

IN THE HOUSE

FEBRUARY 21, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON LOCAL GOVERNMENT. FIRST READING.
MARCH 10, 1989	COMMITTEE RECOMMEND BILL BE CONCURRED IN AS AMENDED. REPORT ADOPTED.
MARCH 14, 1989	SECOND READING, CONCURRED IN.
MARCH 16, 1989	THIRD READING, CONCURRED IN. AYES, 74; NOES, 20. RETURNED TO SENATE WITH AMENDMENTS.

IN THE SENATE

APRIL 1, 1989	RECEIVED FROM HOUSE.
---------------	----------------------

APRIL 4, 1989

SECOND READING, AMENDMENTS
CONCURRED IN.

THIRD READING, AMENDMENTS
CONCURRED IN.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

1 Senate BILL NO. 413
2 INTRODUCED BY Van Valkenburg
3
4 A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING A BOARD OF
5 COUNTY COMMISSIONERS TO REGULATE THE ACTIVITIES OF
6 PAWNBROKERS LOCATED OUTSIDE THE BOUNDARIES OF AN
7 INCORPORATED CITY OR TOWN."

8
9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10 NEW SECTION. Section 1. Regulation of pawnbrokers --
11 definition. (1) The board of county commissioners may, by
12 the adoption of an ordinance that substantially complies
13 with the provisions of 7-5-103 through 7-5-107, regulate the
14 activities of pawnbrokers located outside the boundaries of
15 an incorporated city or town. The regulations may include
16 but are not limited to:

17 (a) standards for recordkeeping for all pawns,
18 purchases, and sales;

19 (b) a provision for a waiting period to allow
20 investigators time to examine merchandise;

21 (c) required forms of identification needed by persons
22 pledging or selling articles; and

23 (d) penalty provisions for pawnbrokers who fail to
24 comply with the regulations.

25 (2) For the purpose of this section, "pawnbroker" means

1 a person engaged in conducting or carrying on the business
2 of loaning money for himself or for another, upon personal
3 property, personal security, pawns, or pledges, or engaged
4 in the business of purchasing articles of personal property
5 and reselling or agreeing to resell the articles to the
6 vendors or their assigns at prices agreed on at or before
7 the time of purchase.

8 NEW SECTION. Section 2. Codification instruction.
9 [Section 1] is intended to be codified as an integral part
10 of Title 7, chapter 21, part 22, and the provisions of Title
11 7, chapter 21, part 22, apply to [section 1].

-End-

APPROVED BY COMM.
ON LOCAL GOVERNMENT

SENATE BILL NO. 413

INTRODUCED BY VAN VALKENBURG

A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING A BOARD OF COUNTY COMMISSIONERS TO REGULATE THE ACTIVITIES OF PAWNBROKERS LOCATED OUTSIDE THE BOUNDARIES OF AN INCORPORATED CITY OR TOWN."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

NEW SECTION. **Section 1.** Regulation of pawnbrokers -- definition. (1) The board of county commissioners may, by the adoption of an ordinance that substantially complies with the provisions of 7-5-103 through 7-5-107, regulate the activities of pawnbrokers located outside the boundaries of an incorporated city or town. The regulations may include but are not limited to:

(a) standards for recordkeeping for all pawns, purchases, and sales;

(b) a provision for a waiting period to allow investigators time to examine merchandise;

(c) required forms of identification needed by persons pledging or selling articles; and

(d) penalty provisions for pawnbrokers who fail to comply with the regulations.

(2) For the purpose of this section, "pawnbroker"

means a person engaged in conducting or carrying on the business of loaning money for himself or for another, upon personal property, personal security, pawns, or pledges, ~~or engaged in the business of purchasing articles of personal property and reselling or agreeing to resell the articles to the vendors or their assigns at prices agreed on at or before the time of purchase.~~

NEW SECTION. **Section 2.** Codification instruction. [Section 1] is intended to be codified as an integral part of Title 7, chapter 21, part 22, and the provisions of Title 7, chapter 21, part 22, apply to [section 1].

-End-

SECOND READING

SENATE BILL NO. 413

INTRODUCED BY VAN VALKENBURG

A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING A BOARD OF COUNTY COMMISSIONERS TO REGULATE THE ACTIVITIES OF PAWNBROKERS LOCATED OUTSIDE THE BOUNDARIES OF AN INCORPORATED CITY OR TOWN."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

NEW SECTION. **Section 1.** Regulation of pawnbrokers -- definition. (1) The board of county commissioners may, by the adoption of an ordinance that substantially complies with the provisions of 7-5-103 through 7-5-107, regulate the activities of pawnbrokers located outside the boundaries of an incorporated city or town. The regulations may include but are not limited to:

(a) standards for recordkeeping for all pawns, purchases, and sales;

(b) a provision for a waiting period to allow investigators time to examine merchandise;

(c) required forms of identification needed by persons pledging or selling articles; and

(d) penalty provisions for pawnbrokers who fail to comply with the regulations.

(2) For the purpose of this section, "pawnbroker"

means a person engaged in conducting or carrying on the business of loaning money for himself or for another, upon personal property, personal security, pawns, or pledges, ~~or engaged in the business of purchasing articles of personal property and reselling or agreeing to resell the articles to the vendors or their assigns at prices agreed on at or before the time of purchase.~~

NEW SECTION. **Section 2.** Codification instruction. [Section 1] is intended to be codified as an integral part of Title 7, chapter 21, part 22, and the provisions of Title 7, chapter 21, part 22, apply to [section 1].

-End-

THIRD READING

STANDING COMMITTEE REPORT

March 9, 1989

Page 1 of 1

Mr. Speaker: We, the committee on Local Government report that SENATE BILL 413 (third reading copy -- blue) be concurred in as amended .

Signed: Paula G. Darko
Paula Darko, Chairman

[REP. STELLA JEAN HANSEN WILL CARRY THIS BILL ON THE HOUSE FLOOR]

And, that such amendments read:

1. Page 2, line 7.

Following: "~~purchase~~"

Insert: ", or engaged in the business of purchasing articles of personal property and reselling or agreeing to resell the articles to the vendors or their assigns at prices agreed on at or before the time of purchase"

HOUSE

SB 413

SENATE BILL NO. 413

INTRODUCED BY VAN VALKENBURG

A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING A BOARD OF COUNTY COMMISSIONERS TO REGULATE THE ACTIVITIES OF PAWNBROKERS LOCATED OUTSIDE THE BOUNDARIES OF AN INCORPORATED CITY OR TOWN."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

NEW SECTION. Section 1. Regulation of pawnbrokers --

definition. (1) The board of county commissioners may, by the adoption of an ordinance that substantially complies with the provisions of 7-5-103 through 7-5-107, regulate the activities of pawnbrokers located outside the boundaries of an incorporated city or town. The regulations may include but are not limited to:

(a) standards for recordkeeping for all pawns, purchases, and sales;

(b) a provision for a waiting period to allow investigators time to examine merchandise;

(c) required forms of identification needed by persons pledging or selling articles; and

(d) penalty provisions for pawnbrokers who fail to comply with the regulations.

(2) For the purpose of this section, "pawnbroker"

means a person engaged in conducting or carrying on the business of loaning money for himself or for another, upon personal property, personal security, pawns, or pledges, ~~or engaged in the business of purchasing articles of personal property and reselling or agreeing to resell the articles to the vendors or their assigns at prices agreed on at or before the time of purchase,~~ OR ENGAGED IN THE BUSINESS OF PURCHASING ARTICLES OF PERSONAL PROPERTY AND RESELLING OR AGREEING TO RESELL THE ARTICLES TO THE VENDORS OR THEIR ASSIGNS AT PRICES AGREED ON AT OR BEFORE THE TIME OF PURCHASE.

NEW SECTION. Section 2. Codification instruction.

[Section 1] is intended to be codified as an integral part of Title 7, chapter 21, part 22, and the provisions of Title 7, chapter 21, part 22, apply to [section 1].

-End-