2023 Regular Session

ACT No. 151

SENATE	BILL	NO	182
SENATE	DILL	INO.	102

BY SENATOR CONNICK AND REPRESENTATIVES KNOX AND GAROFALO

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

1	AN ACT
2	To amend and reenact R.S. 37:1869(A) and (B), 1870, 1974(A), and 1975(A), relative to
3	penalties; to provide relative to secondhand dealers and scrap metal recyclers; to
4	increase penalties for secondhand dealers and scrap metal recyclers; and to provide
5	for related matters.
6	Be it enacted by the Legislature of Louisiana:
7	Section 1. R.S. 37:1869(A) and (B), 1870, 1974(A), and 1975(A), are hereby
8	amended and reenacted to read as follows:
9	§1869. Violations; penalty
10	A. Any licensed secondhand dealer who violates, neglects, or refuses to
11	comply with any provision of this Part , shall be fined not less than two thousand
12	five hundred fifty dollars, nor more than five hundred thousand dollars or be
13	imprisoned for not less than thirty days nor more than sixty days, or both.
14	B. For the second offense, his occupational license shall be suspended for a
15	thirty-day period, and he shall be fined not less than two thousand five hundred
16	dollars nor more than five thousand dollars or be imprisoned with or without
17	hard labor for not less than two years nor more than five years, or both. For a
18	third offense, his occupational license shall be revoked and he shall not thereafter
19	be permitted to engage in the business of secondhand dealer in the state of Louisiana
20	<u>this state</u> .
21	* * *
22	§1870. Failure to comply; penalty
23	A. Anyone acting as an unlicensed secondhand dealer without complying
24	with the provisions of this Part shall be fined not less than two thousand five
25	hundred fifty dollars nor more than five thousand dollars or be imprisoned not less
26	than thirty days nor more than sixty days with or without hard labor for not more
27	<u>than two years</u> , or both.

Page 1 of 2 Coding: Words which are struck through are deletions from existing law; words in **boldface type and underscored** are additions.

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ENROLLED

1	B. For a second offense, the offender shall be fined not more <u>less</u> than two
2	thousand five hundred dollars nor more than five thousand dollars or be
3	imprisoned with or without hard labor for not $\frac{1}{10000000000000000000000000000000000$
4	<u>than five years,</u> or both.
5	C. For a third or subsequent offense, the offender shall be fined not more less
6	than five thousand dollars nor more than ten thousand dollars, or be imprisoned
7	with or without hard labor for not more less than five years nor more than ten
8	<u>years</u> , or both.
9	* * *
10	§1974. Violations; penalty
11	A. Any licensed operator who violates, neglects, or refuses to comply with
12	any provision of this Chapter, shall be fined not less than one two thousand five
13	hundred dollars, nor more than ten thousand dollars, or be imprisoned for not less
14	than thirty days nor more than sixty days, or both.
15	* * *
16	§1975. Failure to comply; penalty
17	A. Anyone acting as an unlicensed operator without complying with the
18	provisions of this Chapter shall be fined not less than one two thousand five
19	hundred dollars, nor more than five thousand dollars, or be imprisoned not less
20	than thirty days nor more than sixty days, or both.
21	* * *

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____