

Regular Session, 2011

SENATE BILL NO. 130

BY SENATOR DONAHUE

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

PAWNBROKERS. Provides for the transmission of transactional information by pawnbrokers and secondhand dealers to law enforcement. (8/15/11)

1 AN ACT

2 To amend and reenact R.S. 37:1798(A)(1)(a) and 1866(A)(1)(a), relative to pawnbrokers
3 and secondhand dealers; to provide for means of reporting; and to provide for related
4 matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 37:1798(A)(1)(a) and 1866(A)(1)(a) are hereby amended and
7 reenacted to read as follows:

8 §1798. Information furnished to police or sheriff

9 A. (1) Every pawnbroker shall provide all transactional information obtained
10 pursuant to R.S. 37:1796 to the chief of police of the city or town in which he is
11 doing business or to the sheriff of the parish in which he is doing business, on a daily
12 basis by the end of the next business day or on such less frequent basis as is required
13 by the chief of police or sheriff. The means for providing the transactional
14 information required under this Section shall be selected by the chief of police or
15 sheriff and shall be one of the following:

16 (a) By electronic transmission, ~~if the pawnbroker has the means available to~~
17 ~~make transmissions in electronic form.~~

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2 §1866. Daily report of entries

3 A.(1) Every secondhand dealer licensed under the provisions of this Part shall
4 make out and deliver to the chief of police of the city or town or to the sheriff of the
5 parish in which he is doing business, every day before the hour of twelve noon, a
6 legible and correct copy of the entries in the book mentioned in R.S. 37:1864 during
7 the previous day. The means for providing the transactional information required
8 under this Section shall be one of the following:

9 (a) By electronic transmission, ~~if the secondhand dealer has the means~~
10 ~~available to make transmissions in electronic form.~~

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The original instrument and the following digest, which constitutes no part
of the legislative instrument, were prepared by Michelle Ducharme.

DIGEST

Present law provides that pawnbrokers and secondhand dealers shall deliver to the chief of police of the city or town or the sheriff of the parish in which he is doing business, a report of transactional information as required by law. The means for providing the transactional information shall be selected by the chief of police or the sheriff and it shall be one of the following:

- (1) By electronic transmission if the pawnbroker or the secondhand dealers has the means available to make transmissions in electronic form.
- (2) By United States mail.
- (3) By facsimile.

Proposed law removes consideration for pawnbrokers or secondhand dealers who do not have the means available to make transmissions in electronic form when chiefs of police or sheriffs elect to receive transactional information by electronic transmission.

Effective August 15, 2011.

(Amends R.S. 37:1798(A)(1)(a) and 1866(A)(1)(a))