

RÉSUMÉ DIGEST

ACT 137 (SB 30)

2015 Regular Session

Kostelka

Prior law provided that every secondhand dealer must obtain a signed statement from the seller that the junk or used or secondhand property has been paid for or is owned by the seller. Prior law further provided that a secondhand dealer who obtains the required statement from the seller is exonerated from any fraudulent, willful, or criminal knowledge within the meaning of prior law relative to secondhand dealers. New law retains prior law.

Prior law provided that a scrap metal recycler must obtain a signed statement from the seller of scrap metal that the scrap metal has been paid for or is owned by the seller. Prior law further provided that a scrap metal recycler who obtains the required statement from the seller is exonerated from any fraudulent, willful, or criminal knowledge within the meaning of prior law relative to scrap metal recyclers. New law retains prior law.

Prior law defined the crime of illegal possession of stolen things as the intentional possessing, procuring, receiving, or concealing of any thing of value that has been the subject of any robbery or theft, under circumstances indicating that the offender knew or had good reason to believe that the thing was the subject of one of these offenses.

New law retains prior law and adds that no person is exempt from prosecution for the prior law crime of illegal possession of stolen things for any act committed with fraudulent, willful, or criminal knowledge regardless of any other presumption or exemption provided by prior law, including but not limited to any signed statement of ownership executed by a purported owner of property conveyed.

Effective upon signature of the governor (June 19, 2015).

(Adds R.S. 14:69(E))