

CHAPTER 15

(HB 74)

AN ACT relating to pawnbrokers.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

➔Section 1. KRS 226.040 is amended to read as follows:

(1) Every pawnbroker shall keep a register of all loans and purchases of all articles *by the pawnbroker from the general public*~~effected or made by him~~. The register shall:

(a) *Be reported to an online, Internet-based transaction recording service accessible to law enforcement agencies;*

(b) Show the dates *and the amounts* of all loans or purchases *by the pawnbroker from the general public*, and the names *and*:

1. *A driver's license number;*

2. *Another state or federally issued picture identification card number; or*

3. *If the identification specified in subparagraph 1. or 2. of this paragraph is not available, a Social Security number may be accepted;*

of all persons who have left any property *that has been pawned or sold*~~on deposit as collateral security, or as a delivery or sale. Opposite the names and dates shall be written in plain hand a full description of all property purchased or received on deposit as collateral security, the time when the loan falls due, the amount of purchase money, the amount loaned and the interest charged.~~

(c) ~~The register shall~~At all times be *available*~~open~~ to the inspection of any *law enforcement* officer of this state when in the discharge of his *or her* official duty; ~~and~~

(d) *Contain a full description of all property purchased by the pawnbroker from the general public or received on deposit as collateral or security. When requested by law enforcement and pertaining to an investigation, a photograph of the merchandise shall be made available to law enforcement if the property is still in the possession of the pawnbroker. For purposes of this paragraph, "full description" includes but is not limited to:*

1. *Make;*

2. *Model;*

3. *Color;*

4. *Size;*

5. *Manufacturer;*

6. *Vintage; and*

7. *Distinguishing marks or characteristics.*

(2) *When secondhand merchandise is sold to a pawnbroker, the merchandise shall be held for a minimum of twelve (12) days before being resold.*

(3) *Prior to the release of property to a representative of law enforcement, the law enforcement representative shall provide to the pawnbroker a case report or other documentation that the item has been reported as stolen.*

Signed by Governor March 13, 2018.