

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL NO. 986

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “altering” in line 5 down through “licensed;” in line 9; in line 9, after “dealer” insert “or pawnbroker”; strike beginning with “altering” in line 10 down through “license;” in line 15 and substitute “clarifying that certain theft charges may be heard in a joint trial; requiring a certain person that sells an item to a certain dealer to sign a certain statement under the penalties of perjury;”; in line 20, strike “12-401.1” and substitute “12-402”; and in line 25, strike “, 12-304, 12-305(a), 12-401, and 12-502” and substitute “and 12-401”.

AMENDMENT NO. 2

On page 2, in lines 5 and 6, strike “FILES WITH THE SECRETARY A WRITTEN NOTICE OF THE PROPOSED CHANGE” and substitute “SUBMITS TO THE SECRETARY AN APPLICATION TO TRANSFER THE LICENSE TO A NEW BUSINESS LOCATION ON A FORM THAT THE SECRETARY PROVIDES”; in line 9, strike the colon and substitute “APPROVE OR DISAPPROVE THE APPLICATION AND NOTIFY THE LICENSEE OF THE APPROVAL OR DISAPPROVAL, IN WRITING.”; and strike in their entirety lines 10 through 13, inclusive.

AMENDMENT NO. 3

On pages 2 and 3, strike in their entirety the lines beginning with line 24 on page 2 through line 19 on page 3, inclusive.

AMENDMENT NO. 4

On page 3, in lines 21, 24, and 26, in each instance, strike the brackets; strike beginning with “FOR” in line 22 down through “OBJECT” in line 23; in line 28, strike the colon; in line 29, strike “(i)”; in the same line, strike “or”; strike in its entirety line 30 and substitute:

“(3) THE OWNER OF THE ITEM OR THE AGENT OR DESIGNEE OF THE”

(Over)

OWNER HAS PROVIDED AN AFFIDAVIT OF OWNERSHIP.”;

and in line 31, strike “(3)” and substitute “(4)”.

On page 4, in line 7, strike the period and substitute “; AND

(5) THE PRIMARY LAW ENFORCEMENT UNIT PROVIDES TO THE DEALER OR PAWNBROKER A RECEIPT THAT DESCRIBES THE ITEM AND THAT NOTIFIES THE DEALER OR PAWNBROKER OF THE DEALER’S OR PAWNBROKER’S RIGHT TO FILE AN APPLICATION FOR A STATEMENT OF CHARGES AGAINST THE INDIVIDUAL WHO SOLD THE ITEM TO THE DEALER OR PAWNBROKER, OR OTHER ALLEGED THIEF FOR THEFT UNDER ARTICLE 27, § 342 OF THE CODE.”;

in lines 8, 11, 18, and 21, in each instance, strike the brackets; in lines 8, 12, and 21, in each instance, strike “PAWNBROKER”; in line 8, strike “PAWNBROKER’S”; and after line 24, insert:

“(F) IF THE OWNER OF THE ITEM OR THE VICTIM OF THE THEFT CHOOSES TO PARTICIPATE IN THE PROSECUTION OF THE ALLEGED IDENTIFIED THIEF, THEN THE CHARGES OF THEFT FROM THE OWNER OR THE VICTIM OF THE THEFT AND THE CHARGES OF THEFT FROM THE DEALER OR PAWNBROKER MAY BE HEARD IN A JOINT TRIAL.”.

AMENDMENT NO. 5

On pages 4 through 8, strike in their entirety the lines beginning with line 25 on page 4 through line 6 on page 8, inclusive, and substitute:

“12-402.

A PERSON THAT SELLS AN ITEM TO A DEALER SHALL SIGN A STATEMENT, UNDER THE PENALTIES OF PERJURY, THAT THE PERSON IS THE OWNER OF THE ITEM.”.