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By: **Delegates Petzold, Barkley, Heller, Lee, Mandel, and Murray**  
Introduced and read first time: January 30, 2004  
Assigned to: Economic Matters

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Committee Report: Favorable with amendments  
House action: Adopted  
Read second time: March 16, 2004

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Dealers - Precious Metal Objects - Transfer of Records**

3 FOR the purpose of requiring a dealer to submit certain records by one of two  
4 methods, including by electronic ~~computer entry~~ transmittal, in a format  
5 acceptable to the receiving law enforcement unit, by a certain time each day, ~~if~~  
6 ~~required by the law enforcement unit~~; and generally relating to the transfer of  
7 records of dealers of precious metal objects.

8 BY repealing and reenacting, with amendments,  
9 Article - Business Regulation  
10 Section 12-304  
11 Annotated Code of Maryland  
12 (1998 Replacement Volume and 2003 Supplement)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
14 MARYLAND, That the Laws of Maryland read as follows:

15 **Article - Business Regulation**

16 12-304.

17 (a) (1) A dealer shall submit a copy of each record to the primary law  
18 enforcement unit in accordance with subsection (b) of this section.

19 (2) If the dealer transacts business in accordance with § 12-206(b) of this  
20 title, the dealer also shall submit a copy of the records to the local law enforcement  
21 unit in accordance with subsection (b) of this section.

1 (3) On the request of a dealer, the Secretary shall provide to the dealer a  
2 list of local law enforcement units.

3 (b) The dealer shall submit the records by ONE OF THE FOLLOWING  
4 METHODS, AS REQUIRED BY THE LAW ENFORCEMENT UNIT:

5 (1) BY delivering or mailing a copy of the records by the end of the next  
6 business day after the day on which the item was acquired; OR

7 (2) ~~BY ELECTRONIC COMPUTER ENTRY~~ TRANSMITTING A COPY OF THE  
8 RECORDS ELECTRONICALLY, IN A FORMAT ACCEPTABLE TO THE RECEIVING LAW  
9 ENFORCEMENT UNIT, BY THE END OF EACH BUSINESS DAY.

10 (c) Each copy of a record, submitted to the primary law enforcement unit and,  
11 if applicable, local law enforcement unit, shall include:

12 (1) the license number of the dealer;

13 (2) the location of each item listed in the record; and

14 (3) the information required under § 12-302 of this subtitle.

15 (d) A copy of a record submitted under this section:

16 (1) shall be kept confidential;

17 (2) is not a public record; and

18 (3) is not subject to Title 10, Subtitle 6 of the State Government Article.

19 (e) A law enforcement unit may destroy the copy of a record submitted under  
20 this section after 1 year from the date the law enforcement unit receives the copy.

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
22 October 1, 2004.