

HB1177/343798/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1177

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “time;” insert “providing for the construction of this Act; providing for a certain report to certain committees of the General Assembly on or before a certain date;”.

AMENDMENT NO. 2

On page 3, after line 2, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That this Act may not be construed to require a pawnbroker or secondhand precious metal objects dealer to obtain additional computer software at the pawnbroker’s or dealer’s expense or to pay a transaction fee to submit an electronic report as required by this Act.

SECTION 3. AND BE IT FURTHER ENACTED, That, on or before December 1, 2008, the Department of State Police and the Department of Labor, Licensing, and Regulation jointly shall study and report to the House Economic Matters Committee and the Senate Education, Health, and Environmental Affairs Committee, in accordance with § 2-1246 of the State Government Article, regarding the licensing and reporting requirements for the sale of secondhand items in the State.

(a) To prepare the report, the departments shall:

(1) evaluate any gaps in the current licensing and reporting requirements for the sale of secondhand items in the State;

(2) determine the estimated impact of any gaps in the current law on the ability of law enforcement to recover stolen items, as well as any other

(Over)

enforcement issues, including limitations on enforcement related to sales conducted over the Internet; and

(3) develop recommendations regarding the appropriate scope of licensing and reporting requirements for the sale of secondhand items, including electronic sales.

(b) In developing the report, the departments shall solicit public comments from the affected stakeholders, including antique dealers, pawnbrokers, secondhand precious metal objects dealers, secondhand retail shops, and businesses that arrange sales of secondhand items predominantly by electronic commerce.”;

and in line 3, strike “2.” and substitute “4.”.