

SENATE BILL 950

C2

11r3037
CF HB 1116

By: **Senator Ramirez**

Introduced and read first time: March 2, 2011

Assigned to: Rules

A BILL ENTITLED

1 AN ACT concerning

2 **Prince George's County – Secondhand Precious Metal Object Dealers –**
3 **Precious Metal Objects – Holding Period**

4 FOR the purpose of altering the period of time during which certain secondhand
5 precious metal object dealers in Prince George's County must hold certain
6 precious metal objects; and generally relating to the holding period for precious
7 metal objects in Prince George's County.

8 BY repealing and reenacting, with amendments,
9 Article – Business Regulation
10 Section 12–305
11 Annotated Code of Maryland
12 (2010 Replacement Volume and 2010 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 12–305.

17 (a) (1) **(I)** Except as otherwise provided in this section, a dealer who
18 acquires a precious metal object shall keep it in the county where the dealer holds a
19 license from the time of acquisition until at least 18 days after submitting a copy of a
20 record of its acquisition under § 12–304 of this subtitle.

21 **(II) A DEALER WHO HOLDS A LICENSE IN PRINCE GEORGE'S**
22 **COUNTY AND WHO ACQUIRES A PRECIOUS METAL OBJECT SHALL KEEP IT IN**
23 **PRINCE GEORGE'S COUNTY FROM THE TIME OF ACQUISITION UNTIL AT LEAST**
24 **30 DAYS AFTER SUBMITTING A COPY OF A RECORD OF ITS ACQUISITION UNDER §**
25 **12–304 OF THIS SUBTITLE.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (2) A dealer who acquires a precious metal object at an event which
2 takes place at a location other than the dealer's fixed business address shall place the
3 object and a record of its acquisition at a location in accordance with subsection (d)(1)
4 or (2) of this section by the next business day after acquiring the object.

5 (3) In partial compliance with the 18-day holding requirement under
6 this subsection, a dealer may maintain an object and the record of its acquisition at a
7 location other than the dealer's fixed business address, if the local law enforcement
8 unit in the jurisdiction where the item was acquired provides written approval.

9 (b) (1) A dealer may submit to the primary law enforcement unit a
10 written request for a shorter holding period for a specific precious metal object.

11 (2) Within 48 hours after the primary law enforcement unit receives a
12 request, the primary law enforcement unit shall approve or deny the request.

13 (3) After inspecting the precious metal object, the primary law
14 enforcement unit may authorize in writing a shorter holding period.

15 (4) If the primary law enforcement unit denies the request, the
16 primary law enforcement unit shall state the reasons in writing.

17 (c) (1) Except as provided in paragraph (2) of this subsection, a dealer
18 may not alter a precious metal object before or during the holding period.

19 (2) During the holding period, a dealer may chemically test a precious
20 metal object to determine its metal content or value if the dealer does not alter the
21 precious metal object so as to affect its identification or value.

22 (d) During the holding period for a precious metal object, a dealer shall keep
23 the precious metal object and the record of its acquisition in:

24 (1) the place of business of the dealer; or

25 (2) a storage facility specified in the license application of the dealer.

26 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
27 October 1, 2011.