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## Ordinances on Pawnbrokers

1 message

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**Keith King** <kking@gordoncounty.org>

Wed, Jan 22, 2020 at 10:22 AM

To: Jim Ledbetter <jledbetter@gordoncounty.org>

Cc: Carrie Smith <csmith@gordoncounty.org>, Steven Yancey <syancey@gordoncounty.org>

Jim,

Carrie Smith with the Sheriff's Office called. They are looking at becoming more active in Pawnbroker issues and would like to have the Code of Ordinances corrected in a few sections pertaining to Pawnbrokers. I have lighted the areas of interest in yellow. They would like these words to be changed to **Gordon County Sheriff**.

Thanks,

- Keith

# GORDON COUNTY CODE OF ORDINANCES

## Chapter 7 - LICENSES AND BUSINESS REGULATIONS

### ARTICLE VIII. - PAWNBROKERS

#### Sec. 7-254. - Record of transactions.

- a. Every pawnbroker shall maintain a permanent electronic record of its pawn transactions in which an accurate description of all property pledged, traded or sold to the pawnshop can be transmitted to the sheriff's department via an electronic automated reporting system. Each of these transactions shall contain an accurate description of all property pledged, traded or sold to the pawnshop and shall be made at the time of each transaction, provided that the following information is included:
  1. The date and time of the purchase, pawn or sale of property;
  2. The name, address and telephone number of the customer making the pledge, trade or sale;
  3. A description of the customer in terms or sex, race, date of birth, height and weight, as well as the driver's license number of the customer or some other identification card that contains a photograph of the customer;
  4. A description of the pledged or purchased property by serial, model or other number, if available, and by any identifying marks (e.g., brand name, color, style, etc.);
  5. The number of the receipt or pawn transaction issued for the property pawned or bought;
  6. The price paid or the amount loaned;
  7. The maturity date of the transaction, if a pawn;

8. A photograph of the customer and of the item pawned or bought which will be taken with the electronic automated reporting system at the time of the transaction; and
  9. The signature of the customer.
- b. Every pawnshop shall enter each transaction as it occurs in the automated reporting system or may elect to upload electronically via the internet a batch file of all transactions for each business day to the administrator of the electronic automated reporting system immediately at the conclusion of each business day.
  - c. In the even that the electronic automated reporting system becomes temporarily or permanently disabled, pawnbrokers and pawnshops will be required to make records of transactions in paper form. Such paper forms must include all information as enumerated in paragraph (a) of this Code section. Pawnbrokers shall maintain a three-day supply of paper forms.
  - d. Any duly-authorized law enforcement officer may, during the ordinary hours of business days or any other reasonable time, inspect any pawnbroker's electronic records at the pawnbroker's place of business to ensure compliance with this section.
  - e. The Gordon County Sheriff or his designee shall select and designate the required automated reporting system. There will be a fee assessed to the pawnshop for each reported transaction. This fee will be invoiced to the pawnshop brokers and collected by the **chief of police or his designee**, which may be a third-party administrator of the automated reporting system.

#### Sec. 7-257. - Lost or stolen items.

- a. It shall be the duty of every person operating or employed by a pawnbroker to report to the sheriff or his duly-authorized agent any article or goods sold or pawned to him if he shall have reason to believe that the article or goods were lost or stolen when presented by the seller or customer.
- b. With respect to any items which would normally have a serial number or other means of identification, if any pawnbroker or employee of a pawnshop becomes aware of such items have had the identification removed such fact shall be immediately reported to the **chief of police or his duly authorized agent**.
- c. If it is determined that an item bought, sold, traded or pawned by a seller or customer to the pawnbroker or his employee is the subject of any reported theft, then the surrender of said item to the **chief of police or his duly authorized agent** shall be done upon demand.



**Keith King, Executive Assistant**  
Gordon County Government  
200 South Wall Street Calhoun, Georgia 30701