
HOUSE BILL 2309

State of Washington

66th Legislature

2020 Regular Session

By Representative MacEwen

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1 AN ACT Relating to pawnbroker and secondhand dealer transactions;
2 amending RCW 19.60.020; reenacting and amending RCW 19.60.066; adding
3 a new section to chapter 19.60 RCW; and prescribing penalties.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 **Sec. 1.** RCW 19.60.020 and 2017 c 169 s 2 are each amended to
6 read as follows:

7 (1) Every pawnbroker and secondhand dealer doing business in this
8 state shall maintain wherever that business is conducted a record in
9 which shall be legibly written in the English language, at the time
10 of each transaction the following information:

11 (a) The signature of the person with whom the transaction is
12 made;

13 (b) The date of the transaction;

14 (c) The name of the person or employee or the identification
15 number of the person or employee conducting the transaction, as
16 required by the applicable chief of police or the county's chief law
17 enforcement officer;

18 (d) The name, date of birth, sex, height, weight, race, ~~(and)~~
19 address, and telephone number of the person with whom the transaction
20 is made;

1 (e) A complete description of the property pledged, bought, or
2 consigned, including the brand name, serial number, model number or
3 name, any initials or engraving, size, pattern, and color or stone or
4 stones, and in the case of firearms, the caliber, barrel length, type
5 of action, and whether it is a pistol, rifle, or shotgun;

6 (f) A copy of the valid sales receipt for any new property in its
7 original packaging involved in a transaction;

8 (g) The price paid or the amount loaned;

9 ((~~g~~)) (h) The type and identifying number of identification
10 used by the person with whom the transaction was made, which shall
11 consist of a valid driver's license or identification card issued by
12 any state or two pieces of identification issued by a governmental
13 agency, one of which shall be descriptive of the person identified.
14 At all times, one piece of current government-issued picture
15 identification will be required; (~~and~~

16 (~~h~~)) (i) The state business license number of the person with
17 whom the transaction was made if the total value of property pledged
18 or consigned by the person with the pawnbroker or secondhand dealer
19 exceeds two hundred fifty dollars in any calendar year; and

20 (j) The nature of the transaction, a number identifying the
21 transaction, the store identification as designated by the applicable
22 law enforcement agency, or the name and address of the business and
23 the name of the person or employee(~~r~~) conducting the transaction,
24 and the location of the property.

25 (2) This record shall at all times during the ordinary hours of
26 business, or at reasonable times if ordinary hours of business are
27 not kept, be open to the inspection of any commissioned law
28 enforcement officer of the state or any of its political
29 subdivisions, and shall be maintained wherever that business is
30 conducted, or at the secondhand dealer's principal place of business
31 if the transaction took place through the use of an automated kiosk,
32 for three years following the date of the transaction.

33 **Sec. 2.** RCW 19.60.066 and 1991 c 355 s 21 and 1991 c 323 s 10
34 are each reenacted and amended to read as follows:

35 It is a gross misdemeanor under chapter 9A.20 RCW for:

36 (1) Any person to remove, alter, or obliterate any manufacturer's
37 make, model, or serial number, personal identification number, or
38 identifying marks engraved or etched upon an item of personal
39 property that was purchased, consigned, or received in pledge. In

1 addition, an item shall not be accepted for pledge or a secondhand
2 purchase where the manufacturer's make, model, or serial number,
3 personal identification number, or identifying marks engraved or
4 etched upon an item of personal property has been removed, altered,
5 or obliterated;

6 (2) Any person to knowingly make, cause, or allow to be made any
7 false entry or misstatement of any material matter in any book,
8 record, or writing required to be kept under this chapter;

9 (3) Any pawnbroker or secondhand dealer to receive any property
10 from any person under the age of eighteen years, any person under the
11 influence of intoxicating liquor or drugs, or any person known to the
12 pawnbroker or secondhand dealer as having been convicted of burglary,
13 robbery, theft, or possession of or receiving stolen property within
14 the past ten years whether the person is acting in his or her own
15 behalf or as the agent of another;

16 (4) Any pawnbroker to engage in the business of cashing or
17 selling checks, drafts, money orders, or other commercial paper
18 serving the same purpose unless the pawnbroker complies with the
19 provisions of chapter 31.45 RCW; ((~~or~~))

20 (5) Any pawnbroker or secondhand dealer to purchase a gift card
21 or store credit unless purchased at face value from an individual
22 named on the gift card or store credit;

23 (6) Any pawnbroker or secondhand dealer to purchase any item of
24 new property in its original packaging unless accompanied by a copy
25 of a valid sales receipt; or

26 (7) Any person to violate knowingly any other provision of this
27 chapter.

28 NEW SECTION. **Sec. 3.** A new section is added to chapter 19.60
29 RCW to read as follows:

30 Any person who sells to a pawnbroker or secondhand dealer
31 property with a value in excess of two hundred fifty dollars during
32 any calendar year must:

33 (1) Obtain a state business license; and

34 (2) Present a valid state business license to a pawnbroker or
35 secondhand dealer during each transaction.

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