

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1734 Session of
1983

INTRODUCED BY DeWEESE, MARKOSEK, MAYERNIK, OLASZ, DeLUCA AND
PISTELLA, NOVEMBER 30, 1983

REFERRED TO COMMITTEE ON JUDICIARY, NOVEMBER 30, 1983

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, requiring records of purchases of
3 certain precious materials.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Title 18 of Pennsylvania Consolidated Statutes is
7 amended by adding a section to read:

8 § 7508. Required records of purchasers of precious metals.

9 (a) General rule.--Any person, sole proprietorship,
10 partnership, corporation or other entity who or which is
11 engaged, in whole or in part, in the business of purchasing
12 precious materials in this Commonwealth shall be subject to this
13 section with the exception of the purchase of precious materials
14 from a wholesaler by a manufacturer or retail seller whose
15 primary place of business is located in this Commonwealth.

16 (b) Requirements.--Any person or entity shall, prior to
17 engaging in such business, register with the police department
18 of the municipality in which the place of business is located,

1 the following:

2 (1) The address at which it intends to do or is doing
3 business within the municipality.

4 (2) The length of time it intends to do business at that
5 address.

6 (3) The names and business addresses of any parent or
7 subsidiary entities engaged in the same type of business.

8 (4) The names and business addresses of other branches
9 of the same entity engaged in the same business.

10 (c) Identification.--Prior to purchasing any precious
11 materials, the person or entity subject to this section shall
12 inquire as to the identity of the person selling the precious
13 materials and shall require proof of identity, containing an
14 address for the seller, in a form sufficient to insure the
15 accuracy of the represented identity of the seller.

16 (d) Contents of record.--In connection with the purchase of
17 precious materials, any person or entity subject to this section
18 shall prepare a written record of the transaction which shall
19 contain the following information:

20 (1) The date of the transaction.

21 (2) The identity and address of the seller.

22 (3) The nature of the proof of identity submitted by the
23 seller.

24 (4) A brief description of the item or items purchased
25 including any outstanding characteristic markings thereon.

26 (5) The price paid for the precious materials.

27 The written records shall be maintained by the person or entity
28 making the purchase for a period of two years from the date of
29 the transaction and shall be available for inspection by any law
30 enforcement official of the Federal Government, the Commonwealth

1 or any of its political subdivisions.

2 (e) Restrictions on removal of materials.--Any person or
3 entity subject to this section who purchases precious materials
4 shall be required to hold the precious materials at the
5 registered place of business of the person or entity for a
6 minimum of ten days from the time of the purchase, during which
7 period of time the items shall be available for inspection by
8 any law enforcement official of the Federal Government, the
9 Commonwealth or any of its political subdivisions.

10 (f) Penalty.--Any person or entity who violates this section
11 commits a misdemeanor of the third degree.

12 (g) Definition.--As used in this section the term "precious
13 materials" means items consisting of ten carat or finer gold,
14 coin or sterling silver with a fineness of .910 or better,
15 precious and semiprecious gold gems and gold or silver coins, or
16 any combination thereof.

17 Section 2. This act shall take effect immediately.