GENERAL ASSEMBLY OF NORTH CAROLINA SESSION 2015

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SENATE DRS15132-MD-20 (02/03)

Short Title:	Electronic Pawn & Metals Database. ((Public)
Sponsors:	Senator Randleman (Primary Sponsor).	
Referred to:		
	A BILL TO BE ENTITLED	
	TO REQUIRE THAT PAWNBROKERS, CURRENCY CONVER	
	OUS METALS DEALERS, AND SECONDARY METALS RECYC	
	T INFORMATION ABOUT PAWN TRANSACTIONS AND PURCHAS	
	ECTRONIC DATABASE THAT IS ACCESSIBLE TO LAW ENFORCE	MENT
	RS AND AGENCIES.	
	Assembly of North Carolina enacts:	المالما
	SECTION 1. Article 3D of Chapter 147 of the General Statutes is amend	aea by
_	w section to read: 24. Contract for electronic pawn and metals database.	
	Contract for Database Required. – The Office of Information Technology S	ervices
	et with a third party for the operation of an electronic database that can be	
	expected to it pursuant to G.S. 66-391(f), 66-392(d), 66-	
	c). The database shall do all of the following:	
	1) Allow pawnbrokers, currency converters, precious metals dealer	s, and
	secondary metals recyclers to submit information to the database purs	uant to
	G.S. 66-391(f), 66-392(d), 66-410(f), and 66-421(c) at no cost	to the
	reporting entity.	
<u>(2</u>	2) Allow North Carolina law enforcement officers and agencies to acc	ess the
	database via the Internet.	
<u>(.</u>	Ensure that the information contained in the database is secur	re and
(accessible only by law enforcement officers and agencies.	41- 04 - 10
<u>(</u> 4	Ensure that the State maintains ownership and control of the data	tnat 1s
(b) I	entered into the database. nformation in Database is Not Public. – The information contained in the database.	ntoboso
	a public record under Chapter 132 of the General Statutes."	<u>itabase</u>
•	SECTION 2. G.S. 66-391 is amended by adding a new subsection to read:	
	A pawnbroker shall enter the information recorded on each pawn ticket purs	nant to
	(b) of this section into the electronic database contracted for pursu	
	.124 within 12 hours of the pawn transaction or purchase. Submissions con	
	nformation do not comply with this subsection."	
$\overline{\mathbf{S}}$	SECTION 3. G.S. 66-392 is amended by adding a new subsection to read:	
" <u>(d)</u> <u>A</u>	A currency converter shall enter the information recorded for each pu	ırchase
pursuant to s	subsection (a) of this section into the electronic database contracted for purs	uant to
G.S. 147-33.124 within 12 hours of the purchase. Submissions containing incomplete		
information do not comply with this subsection."		



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SECTION 4. G.S. 66-410 is amended by adding a new subsection to read:

"(f) A dealer shall enter the information recorded for each precious metals transaction pursuant to subsection (a) of this section into the electronic database contracted for pursuant to G.S. 147-33.124 within 12 hours of the precious metals transaction. Submissions containing incomplete information do not comply with this subsection."

SECTION 5. G.S. 66-421 is amended by adding a new subsection to read:

"(c) A secondary metals recycler shall enter the information recorded for each purchase transaction pursuant to subsection (b) of this section into the electronic database contracted for pursuant to G.S. 147-33.124 within 12 hours of the purchase transaction. Submissions containing incomplete information do not comply with this subsection."

SECTION 6. Article 45 of Chapter 66 of the General Statutes is amended by adding a new Part to read:

"Part 4. Miscellaneous Provisions.

"§ 66-432. Use of database not required under certain circumstances.

Nothing in this Article shall be construed to require that information be entered into the electronic database contracted for pursuant to G.S. 147-33.124 when any of the following apply:

- (1) The database is offline or otherwise inaccessible. When this occurs, an entity that would otherwise be required under this Article to enter information into the database within 12 hours of a transaction shall have 36 hours from the time that the database becomes accessible again to enter the information into the database.
- (2) An entity that would otherwise be required under this Article to enter information into the database lacks the technological means to access the database."

SECTION 7. This act becomes effective October 1, 2015.