ORDINANCE AMENDING AND RE-ENACTING SECTION 16-10-7 OF THE CODE OF ORDINANCES CITY OF HARRISONBURG, VIRGINIA

Be it ordained by the Council of the City of Harrisonburg, Virginia:

That Section 16-7-10 Pawnbrokers, junk dealers, etc. be modified by amending subsections as shown:

(a) All pawnbrokers, junk dealers, scrap metal brokers, dealers in precious metals or gems, shall keep at his or her place of business an accurate and legible record of every article taken in by pawn or brought by such dealers. The record of each such purchase shall be retained by the dealer for not less than 24 months. These records shall set forth the following:

1. A complete description of all precious metals or gems purchased from each seller. The description shall include all names, initials, serial numbers or other identifying marks or monograms on each item purchased the true weight or carat of any gem and the price paid for each item.
2. The date and time of receiving the item purchased.
3. The full name, residence address, phone number, date of birth, sex, race, height, weight, hair and eye color and any other identifying marks, driver's license number or social security number and signature of the seller.
4. Verification of the identification by the exhibition of a government issued identification card such as a driver's license or military identification card The record shall contain the type of identification exhibited the issuing agency and the number thereon.
5. A statement of ownership from the seller.
6. A digital photograph of all precious metals or gems, coins, firearms and scrap metals received which shall be labeled with a date and the time of the transaction.

(b) The information required by subsection (a) of this section shall appear on each bill of sale and a copy shall be filed electronically within 24 hours of the time of purchase to the Chief of Police, or his/her designee, as set forth in subsection (d) of this Section.

(c) Every dealer or his or her employee shall admit to his or her place of business during regular business hours the Chief of Police or sworn designee or any law enforcement officer of the state or federal government. The dealer or his or her employee shall permit the officer to examine all records required by this article and any article listed in a record which is believed by the officer to be missing or stolen and search for and take into possession any article known to him or her to be missing or known or believed by him or her to have been stolen.

(d) All daily records required to be submitted pursuant to this Article shall be filed electronically to the law enforcement web site designated by the Harrisonburg Police Department or in such other form as may be expressly permitted by the Chief of Police. In the event that temporary technological problems prevent the posting of daily reports electronically; a printed, typed, or legibly handwritten report shall be delivered daily to the Harrisonburg Police Department in lieu of the electronic filing copies. All transactions that occurred during the time that electronic reporting was temporarily out of service shall be resubmitted in electronic format as soon as possible after such problem has been corrected.

(e) At times, the Harrisonburg Police Department, or other law enforcement agency, may require a hold to be placed on items brought in by said dealers. If a hold is requested by the Harrisonburg Police Department, or other law enforcement agency, the pawnbrokers, junk dealers, scrap metal brokers, dealers in precious metals or gems, shall place a hold on that item for fourteen (14) days so that a proper law enforcement investigation can be conducted.

(f) A conviction of any such pawnbrokers, junk dealers, scrap metal brokers, dealers in precious metals or gems, of a violation of this section may, in the discretion of the district court, work an immediate revocation of the pawn license of such offender. A violation of this order may also result in a revocation of the business license by the City of Harrisonburg for such business.

This ordinance shall be effective from the 8 day of July, 2014. Adopted and approved this 8 day of July, 2014.

Reed Byrd

MAYOR

ATTESTE:

Erin S. Kanu

CITY CLERK