

## STATE OF MAINE

—

IN THE YEAR OF OUR LORD

TWO THOUSAND AND SEVENTEEN

—

S.P. 354 - L.D. 1072

**An Act To Amend the Laws Regarding Dealers in Secondhand Precious Metals**

**Be it enacted by the People of the State of Maine as follows:**

**Sec. 1. 30-A MRSA §3972, sub-§1, ¶B**, as enacted by PL 2013, c. 398, §1, is amended to read:

B. "Precious metals" means any item composed in whole or in part of gold, palladium, platinum or silver, but does not include dental gold, unrefined metal ore, an electronic product, any part of a mechanical system on a motor vehicle or gold or silver coins or bullion.

**Sec. 2. 30-A MRSA §3972, sub-§2, ¶C**, as enacted by PL 2013, c. 398, §1, is amended to read:

C. A digital photograph of each item of precious metals that is the subject of the transaction, ~~as well as a complete description of the item purchased or acquired from the seller, including the weight of the item and any identification numbers, names, initials, serial numbers or identifying marks on the item.~~ A dealer may satisfy the requirements of this paragraph by taking digital photographs of groups of 5 or fewer substantially similar items, as long as the quality of each digital photograph is sufficient to allow the item to be identified by the owner; and

**Sec. 3. 30-A MRSA §3972, sub-§2, ¶D**, as enacted by PL 2013, c. 398, §1, is repealed.

**Sec. 4. 30-A MRSA §3972, sub-§6**, as enacted by PL 2013, c. 398, §1, is amended to read:

**6. Municipal registration or permit.** A person may not act as a dealer without a ~~permit issued by the~~ registering as a dealer in secondhand precious metals with or, if required by the municipality, obtaining a permit issued by the municipal officers of the municipality in which the person intends to maintain a permanent place or places of business. A dealer shall provide the address of the permanent place of business at which

the dealer will do business to the municipality and shall notify the municipality if the location changes. ~~The municipal officers may require other reasonable information as to the identity of the persons managing, supervising or conducting the business as necessary in order to fulfill the purposes of this section. The municipal officers may not issue a permit to act as a dealer to a person if they find that issuance of the permit would be detrimental to the public health, safety or welfare. Without a municipal permit, a person may not engage in the business of dealing in secondhand precious metals.~~