

# HOUSE BILL 1116

C2  
HB 1217/10 – ECM

11r0733

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By: **Prince George's County Delegation**  
Introduced and read first time: February 11, 2011  
Assigned to: Economic Matters

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## A BILL ENTITLED

1 AN ACT concerning

2 **Prince George's County – Secondhand Precious Metal Object Dealers –**  
3 **Precious Metal Objects – Holding Period**

4 **PG 416–11**

5 FOR the purpose of altering the period of time during which certain secondhand  
6 precious metal object dealers in Prince George's County must hold certain  
7 precious metal objects; and generally relating to the holding period for precious  
8 metal objects in Prince George's County.

9 BY repealing and reenacting, with amendments,  
10 Article – Business Regulation  
11 Section 12–305  
12 Annotated Code of Maryland  
13 (2010 Replacement Volume and 2010 Supplement)

14 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
15 MARYLAND, That the Laws of Maryland read as follows:

16 **Article – Business Regulation**

17 12–305.

18 (a) (1) **(I)** Except as otherwise provided in this section, a dealer who  
19 acquires a precious metal object shall keep it in the county where the dealer holds a  
20 license from the time of acquisition until at least 18 days after submitting a copy of a  
21 record of its acquisition under § 12–304 of this subtitle.

22 **(II) A DEALER WHO HOLDS A LICENSE IN PRINCE GEORGE'S**  
23 **COUNTY AND WHO ACQUIRES A PRECIOUS METAL OBJECT SHALL KEEP IT IN**  
24 **PRINCE GEORGE'S COUNTY FROM THE TIME OF ACQUISITION UNTIL AT LEAST**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.  
[Brackets] indicate matter deleted from existing law.



1 **30 DAYS AFTER SUBMITTING A COPY OF A RECORD OF ITS ACQUISITION UNDER §**  
2 **12-304 OF THIS SUBTITLE.**

3 (2) A dealer who acquires a precious metal object at an event which  
4 takes place at a location other than the dealer's fixed business address shall place the  
5 object and a record of its acquisition at a location in accordance with subsection (d)(1)  
6 or (2) of this section by the next business day after acquiring the object.

7 (3) In partial compliance with the 18-day holding requirement under  
8 this subsection, a dealer may maintain an object and the record of its acquisition at a  
9 location other than the dealer's fixed business address, if the local law enforcement  
10 unit in the jurisdiction where the item was acquired provides written approval.

11 (b) (1) A dealer may submit to the primary law enforcement unit a  
12 written request for a shorter holding period for a specific precious metal object.

13 (2) Within 48 hours after the primary law enforcement unit receives a  
14 request, the primary law enforcement unit shall approve or deny the request.

15 (3) After inspecting the precious metal object, the primary law  
16 enforcement unit may authorize in writing a shorter holding period.

17 (4) If the primary law enforcement unit denies the request, the  
18 primary law enforcement unit shall state the reasons in writing.

19 (c) (1) Except as provided in paragraph (2) of this subsection, a dealer  
20 may not alter a precious metal object before or during the holding period.

21 (2) During the holding period, a dealer may chemically test a precious  
22 metal object to determine its metal content or value if the dealer does not alter the  
23 precious metal object so as to affect its identification or value.

24 (d) During the holding period for a precious metal object, a dealer shall keep  
25 the precious metal object and the record of its acquisition in:

26 (1) the place of business of the dealer; or

27 (2) a storage facility specified in the license application of the dealer.

28 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
29 October 1, 2011.