

By: Senator(s) Harden

To: Business and  
Financial  
Institutions

SENATE BILL NO. 2774

1 AN ACT TO AMEND SECTION 75-67-315, MISSISSIPPI CODE OF 1972,  
2 TO PROHIBIT PAWNSHOPS FROM SALE OR TRADE OF HANDGUNS; AND FOR  
3 RELATED PURPOSES. BE IT ENACTED BY THE LEGISLATURE OF THE STATE  
4 OF MISSISSIPPI:

5  
6 SECTION 1. Section 75-67-315, Mississippi Code of 1972, is  
7 amended as follows:

8 75-67-315. A pawnbroker and any clerk, agent or employee of  
9 such pawnbroker shall not:

10 (a) Fail to make an entry of any material matter in his  
11 record book;

12 (b) Make any false entry therein;

13 (c) Falsify, obliterate, destroy or remove from his  
14 place of business such records, books or accounts relating to the  
15 licensee's pawn transaction;

16 (d) Refuse to allow the commissioner, the appropriate  
17 law enforcement agency, the Attorney General or any other duly  
18 authorized state or federal law enforcement officer to inspect his  
19 pawn records or any pawn goods in his possession during the  
20 ordinary hours of business or other acceptable time to both  
21 parties;

22 (e) Fail to maintain a record of each pawn transaction  
23 for four (4) years;

24 (f) Accept a pledge or purchase property from a person  
25 under the age of eighteen (18) years;

26 (g) Accept a pledge of or purchase any handgun;

27 (h) Make any agreement requiring the personal liability

28 of a pledgor or seller, or waiving any of the provisions of this  
29 act or providing for a maturity date less than thirty (30) days  
30 after the date of the pawn transaction;

31 (i) Fail to return or replace pledged goods to a  
32 pledgor or seller upon payment of the full amount due the  
33 pawnbroker unless the pledged goods have been taken into custody  
34 by a court or a law enforcement officer or agency;

35 (j) Sell or lease, or agree to sell or lease, pledged  
36 or purchased goods back to the pledgor or back to the seller in  
37 the same or related transaction;

38 (k) Sell or otherwise charge for insurance in  
39 connection with a pawn transaction;

40 (l) Remove pledged goods from the premises within  
41 thirty (30) days following the originally fixed maturity date.

42 SECTION 2. This act shall take effect and be in force from  
43 and after July 1, 1999.