

By: Representative Zuber

To: Judiciary B

HOUSE BILL NO. 1158

1 AN ACT TO AMEND SECTION 75-67-329, MISSISSIPPI CODE OF 1972,  
2 TO REVISE THE PROCEDURE FOR THE CONFISCATION OF PLEDGED OR  
3 PURCHASED GOODS FROM A PAWNSHOP; AND FOR RELATED PURPOSES.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

5 **SECTION 1.** Section 75-67-329, Mississippi Code of 1972, is  
6 amended as follows:

7 75-67-329. (1) No pledged or purchased goods can be  
8 confiscated without specifically accomplishing the following  
9 actions:

10 (a) A police report being made in a timely manner;

11 (b) A warrant sworn out for the person who pledged or  
12 sold the goods to the pawnbroker and based on an affidavit signed  
13 by the victim of theft; and

14 (c) A theft report, or a National Crime Information  
15 Center (NCIC) report, identifying the merchandise to be  
16 confiscated along with a request for restitution, pursuant to law.

17 (2) Pledged or purchased goods can be put on a one-time  
18 seven-day hold by the authorized law enforcement authorities, and



19 if the pledged or purchased goods are determined to be stolen,  
20 those pledged or purchased goods shall remain on the licensee's  
21 premises until restitution is made to the licensee.

22 (3) Confiscated merchandise shall be returned to the  
23 pawnbroker by the law enforcement authorities as soon as possible  
24 when determined that the merchandise has no rightful owner, or  
25 when the rightful owner fails to prosecute or cooperate in the  
26 criminal prosecution related to such pawn transaction.

27 **SECTION 2.** This act shall take effect and be in force from  
28 and after July 1, 2018.

