GENERAL ASSEMBLY OF NORTH CAROLINA SESSION 2017

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"(d)

do not comply with this subsection."

SENATE BILL DRS35010-SA-1 (11/22)

Chart Title Charteni's Danie 9 Marsh Database
Short Title: Electronic Pawn & Metals Database. (Public)
Sponsors: Senator Randleman (Primary Sponsor).
Referred to:
A BILL TO BE ENTITLED
AN ACT TO REQUIRE THAT PAWNBROKERS, CURRENCY CONVERTERS, PRECIOU
METALS DEALERS, AND SECONDARY METALS RECYCLERS REPORT
INFORMATION ABOUT PAWN TRANSACTIONS AND PURCHASES TO A
ELECTRONIC DATABASE THAT IS ACCESSIBLE TO LAW ENFORCEMEN
OFFICERS AND AGENCIES. The General Assembly of North Carolina enacts:
SECTION 1. Article 3D of Chapter 147 of the General Statutes is amended by additional statutes are supported by additional statutes are supported by additional statutes are supported by a support of the General Statutes are supported by additional statutes are supported by a support of the General Statutes are supported by the General Statutes are suppo
a new section to read:
"§ 147-33.124. Contract for electronic pawn and metals database.
(a) Contract for Database Required. – The Office of Information Technology Service
shall contract with a third party for the operation of an electronic database that can be used to sto
and access information reported to it pursuant to G.S. 66-391(f), 66-392(d), 66-410(f), and
66-421(c). The database shall do all of the following:
(1) Allow pawnbrokers, currency converters, precious metals dealers, as
secondary metals recyclers to submit information to the database pursuant
G.S. 66-391(f), 66-392(d), 66-410(f), and 66-421(c) at no cost to the reporting
entity.
(2) Allow North Carolina law enforcement officers and agencies to access to database via the Internet.
(3) Ensure that the information contained in the database is secure and accessib
only by law enforcement officers and agencies.
(4) Ensure that the State maintains ownership and control of the data that is enter-
into the database.
(b) Information in Database is Not Public. – The information contained in the databa
shall not be a public record under Chapter 132 of the General Statutes."
SECTION 2. G.S. 66-391 is amended by adding a new subsection to read:
"(f) A pawnbroker shall enter the information recorded on each pawn ticket pursuant
subsection (b) of this section into the electronic database contracted for pursuant
G.S. 147-33.124 within 12 hours of the pawn transaction or purchase. Submissions containing incomplete information do not comply with this subsection."
incomplete information do not comply with this subsection." SECTION 3. G.S. 66-392 is amended by adding a new subsection to read:



subsection (a) of this section into the electronic database contracted for pursuant to

G.S. 147-33.124 within 12 hours of the purchase. Submissions containing incomplete information

A currency converter shall enter the information recorded for each purchase pursuant to

SECTION 4. G.S. 66-410 is amended by adding a new subsection to read:

"(f) A dealer shall enter the information recorded for each precious metals transaction pursuant to subsection (a) of this section into the electronic database contracted for pursuant to G.S. 147-33.124 within 12 hours of the precious metals transaction. Submissions containing incomplete information do not comply with this subsection."

SECTION 5. G.S. 66-421 is amended by adding a new subsection to read:

"(c) A secondary metals recycler shall enter the information recorded for each purchase transaction pursuant to subsection (b) of this section into the electronic database contracted for pursuant to G.S. 147-33.124 within 12 hours of the purchase transaction. Submissions containing incomplete information do not comply with this subsection."

SECTION 6. Article 45 of Chapter 66 of the General Statutes is amended by adding a new Part to read:

"Part 4. Miscellaneous Provisions.

"§ 66-432. Use of database not required under certain circumstances.

Nothing in this Article shall be construed to require that information be entered into the electronic database contracted for pursuant to G.S. 147-33.124 when any of the following apply:

- (1) The database is offline or otherwise inaccessible. When this occurs, an entity that would otherwise be required under this Article to enter information into the database within 12 hours of a transaction shall have 36 hours from the time that the database becomes accessible again to enter the information into the database.
- (2) An entity that would otherwise be required under this Article to enter information into the database lacks the technological means to access the database."

SECTION 7. This act becomes effective October 1, 2017.