



WISCONSIN LEGISLATIVE COUNCIL ACT MEMO

2005 Wisconsin Act 58
[2005 Assembly Bill 113]

**Pawnbrokers and Secondhand
Article and Jewelry Dealers**

2005 Wisconsin Act 58 makes the following changes to the statutes relating to pawnbrokers and secondhand article and jewelry dealers:

- Under current law, only transactions relating to certain articles require a pawnbroker or secondhand article dealer license. Under the Act, transactions involving prerecorded video games or discs, audio tapes or discs, or other optical media require a pawnbroker or secondhand article dealer license.
- An application for a pawnbroker or secondhand article dealer license must include the applicant's name, place and date of birth, and residence address. The Act requires the applicant to also include all states where the applicant has previously resided.
- Under the Act, a person may not receive a pawnbroker or secondhand article dealer license if the person has been convicted of a misdemeanor within the preceding 10 years. Under prior law, an applicant could not receive a license if he or she had been convicted of a misdemeanor within the preceding five years.
- Under current law, a secondhand article dealer must maintain an inventory of every secondhand article purchased, received, or exchanged. The inventory must include the name and address of each customer, the date, time, and place of the transaction, and a detailed description of the article. Under the Act, the inventory must also include the article's serial number and model number, if any.
- Under the Act, any secondhand article or jewelry purchased or received by a secondhand article or jewelry dealer must be kept on the dealer's premises or other place of safekeeping for not less than 21 days after the date of purchase or receipt. Under prior law, secondhand articles were to be kept for 10 days after the date of purchase or receipt and secondhand jewelry was to be kept for 15 days after the date of purchase or receipt.

This memo provides a brief description of the Act. For more detailed information, consult the text of the law and related legislative documents at the Legislature's Web site at: <http://www.legis.state.wi.us/>.

- Under the Act, every secondhand article dealer must on a weekly basis prepare a list that contains the name and address of each customer during the week for which the list was prepared, the date, time, and place of each transaction with each of those customers, and a detailed description of the secondhand article, including the secondhand article's serial number and model number, if any. The secondhand dealer must retain the list for not less than one year after the date on which the list was prepared. The secondhand article dealer must make the list available to any law enforcement officer for inspection at any time that the secondhand article dealer's principal place of business is open to the public or at any other reasonable time.

Effective Date: Act 58 took effect on December 31, 2005.

Prepared by: Anne Sappenfield, Senior Staff Attorney

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