

ORDINANCE NO. 4722

AN ORDINANCE ADDING ALBANY MUNICIPAL CODE CHAPTER 7.90, BUYING AND SELLING USED JEWELRY, GEM STONES, AND SILVERWARE. THIS CHAPTER REQUIRES PERSONS ENGAGED IN THE BUSINESS OF BUYING AND SELLING USED JEWELRY, GEM STONES, AND SILVERWARE TO MAINTAIN RECORDS OF PURCHASES AND TO PRESERVE ITEMS PURCHASED IN AN UNALTERED STATE.

WHEREAS, the City of Albany desires to make it more difficult for criminals to sell stolen jewelry and silver by requiring persons in the business of buying such items to maintain records of their purchases and to preserve all items purchased for a reasonable period of time to aid law enforcement in the identification and recovery of stolen goods, NOW, THEREFORE,

THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Chapter 7.90

BUYING AND SELLING USED JEWELRY, GEM STONES, AND SILVERWARE

Sections:

- 7.90.010 Definitions.
- 7.90.020 General record keeping requirement.
- 7.90.030 Items purchased to be held for ten (10) days.

7.90.010. Definitions. For the purposes of this Chapter the following definitions apply:

(1) A "person engaged in the business of buying or selling used jewelry, gem stones, or silverware" shall be defined as any corporation, business, partnership, or person who commercially trades in used jewelry, gem stones, or silver or silver-plated holloware or flatware having an aggregate value of more than \$500.00 in any calendar year. This definition does not include natural persons whose purchases are for his or her personal use or for the purpose of making gifts to others.

(2) "Used" means any item that has been sold, bargained, exchanged, given away, or has had its ownership transferred from the person who first acquired the item from the manufacturer or a wholesaler, and so used to have become what is commonly known as "secondhand" within the ordinary meaning of that term.

(3) "Jewelry" means any object made of precious metal and/or gem stones or artificial substitutes therefor which are customarily worn on the human body for personal adornment.

7.90.020. General Record Keeping Requirement. Any person engaged in the business of buying or selling used jewelry, gem stones, or silverware shall keep and maintain for a period of one (1) year a written record of the purchase of any such items on a form to be supplied for such purpose by the City of Albany and shall make that record available for inspection and copying upon the demand, during regular business hours, of any law enforcement officer. The written record shall require an answer to all questions posed on the form and shall be signed by the seller or his or her agent and shall be complete in all respects.

7.90.030. Items Purchased to be Held for Ten (10) Days. No person engaged in the business of buying or selling used jewelry, gem stones, or silverware shall sell, trade, alter, destroy, or in any manner fail to maintain possession of any of the above-described property for a period of ten (10) days following receipt thereof.

Passed by the Council: June 11, 1986

Approved by the Mayor: June 12, 1986

Effective Date: July 11, 1986

Tom Holman
Mayor

ATTEST:

[Signature]
City Recorder