

## State of Minnesota

## HOUSE OF REPRESENTATIVES

EIGHTY-NINTH SESSION

H. F. No. **1947**

03/17/2015 Authored by Atkins and Hoppe  
The bill was read for the first time and referred to the Committee on Commerce and Regulatory Reform

03/19/2015 Adoption of Report: Re-referred to the Committee on Public Safety and Crime Prevention Policy and Finance

04/07/2015 Adoption of Report: Placed on the General Register as Amended  
Read Second Time

04/24/2015 By motion, re-referred to the Committee on Civil Law and Data Practices

04/29/2015 Adoption of Report: Amended and re-referred to the Committee on Rules and Legislative Administration

05/06/2015 Adoption of Report: Placed on the General Register  
Read Second Time

05/12/2015 Calendar for the Day, Amended  
Read Third Time as Amended  
Passed by the House as Amended and transmitted to the Senate to include Floor Amendments

1.1 A bill for an act

1.2 relating to commerce; permitting payment in cash for used wireless

1.3 communications devices in certain circumstances; modifying effect of

1.4 nonredemption; amending Minnesota Statutes 2014, sections 325E.319,

1.5 subdivision 4; 325J.06.

1.6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.7 Section 1. Minnesota Statutes 2014, section 325E.319, subdivision 4, is amended to

1.8 read:

1.9 Subd. 4. **Payment for used wireless communications devices.** (a) A wireless

1.10 communications device dealer shall pay for purchases of all used wireless communications

1.11 devices by check mailed to a specific address or by electronic transfer.

1.12 (b) The purchase price may be paid in cash at a kiosk if (1) the transaction is

1.13 reported to the law enforcement authority with jurisdiction where the purchase was made;

1.14 (2) a thumbprint is obtained from the seller in the transaction; (3) the seller is provided a

1.15 disclosure that the seller's transactional information is shared with law enforcement; (4)

1.16 multiple high resolution photographs of the seller are obtained at the kiosk; and (5) the

1.17 placement of the kiosk has been approved by the municipality in which it is located.

1.18 **EFFECTIVE DATE.** This section is effective the day following final enactment.

1.19 Sec. 2. Minnesota Statutes 2014, section 325J.06, is amended to read:

1.20 **325J.06 EFFECT OF NONREDEMPTION.**

1.21 (a) A pledgor shall have no obligation to redeem pledged goods or make any

1.22 payment on a pawn transaction. Pledged goods not redeemed within at least 60 days of the

1.23 date of the pawn transaction, ~~renewal, or extension~~ shall automatically be forfeited to the

2.1 pawnbroker, and qualified right, title, and interest in and to the goods shall automatically  
2.2 vest in the pawnbroker.

2.3 (b) The pawnbroker's right, title, and interest in the pledged goods under paragraph  
2.4 (a) is qualified only by the pledgor's right, while the pledged goods remain in possession  
2.5 of the pawnbroker and not sold to a third party, to redeem the goods by paying the loan  
2.6 plus fees and/or interest accrued up to the date of redemption.

2.7 (c) A pawn transaction that involves holding only the title to property is subject  
2.8 to chapter 168A or 336.