

securities: Provided, That such loan shall not be granted in excess of three hundred dollars (\$300).

Section headings shall not be taken to govern or limit the scope of the sections of this act. The singular shall include the plural and the masculine shall include the feminine or neuter.

APPROVED—The 31st day of July, A. D. 1963.

WILLIAM W. SCRANTON

No. 220

AN ACT

Amending the act of April 6, 1937 (P. L. 200), entitled "An act licensing and regulating the business of pawnbrokers; providing for the issuance of licenses by the Secretary of Banking; authorizing the Secretary of Banking to make examinations and issue regulations; limiting the interest and charges on loans; and prescribing penalties for the violation of this act," increasing the minimum on certain interest and charges, further providing for lost tickets, removing certain limitations of renewals of loans, requiring notice of sale when the loan is seven dollars or more, and requiring notice of surplus when the surplus is fifty cents or more.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Pawnbrokers
License Act.

Section 1. Subsection (C) of section 12, act of April 6, 1937 (P. L. 200), known as the "Pawnbrokers License Act," amended July 25, 1953 (P. L. 586), is amended to read:

Subsection (C),
section 12, act of
April 6, 1937,
P. L. 200,
amended July 25,
1953, P. L. 586,
further amended.

Section 12. Interest and Charges.—

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(C) A minimum of twenty-five cents (\$.25) on loans of three dollars and ninety-nine cents (\$3.99), or less, a minimum of fifty cents (\$.50) on loans of more than three dollars and ninety-nine cents (\$3.99) and not in excess of six dollars and ninety-nine cents (\$6.99), a minimum of seventy-five cents (\$.75) on loans of more than six dollars and ninety-nine cents (\$6.99) and not in excess of [eleven dollars and ninety-nine cents (\$11.99)] *nine dollars and ninety-nine cents (\$9.99)*, and a minimum of one dollar (\$1.00) on loans in excess of [eleven dollars and ninety-nine cents (\$11.99)] *ten dollars (\$10) and not exceeding fourteen dollars and ninety-nine cents (\$14.99)*, and a minimum of one dollar and fifty cents (\$1.50) on loans in excess of *fifteen dollars (\$15)*, may be collected on any loan for interest and charges.

Sections 16, 19,
24 and 26 of the
act, amended.

Section 2. Sections 16, 19, 24 and 26 of the act are amended to read:

Section 16. Loss of Ticket; Seizure of Ticket or of Property Offered as Pledge.—Notice of a pawn ticket which has been lost, destroyed or stolen shall be furnished to the pawnbroker by the pledger in person or by registered mail. The receipt of notice by registered mail of a lost, destroyed or stolen ticket or the issuance of a stop ticket by the pawnbroker after personal notice by the pledger of a lost, destroyed or stolen ticket shall be treated by the pawnbroker as a stop against the loan. The pawnbroker shall require the alleged pledger to furnish an affidavit or *written statement* as to the loss, destruction or theft of the pawn ticket [if the loan is in excess of five dollars (\$5.00), and a statement in writing if the loan is five dollars (\$5.00), or less]. The pawnbroker, upon receipt of such affidavit or written statement, shall permit the pledger to redeem the loan or shall furnish the pledger with a duplicate pawn ticket, and the pawnbroker shall not be liable for any pledge released on such affidavit or written statement, unless previous written notice by registered mail of an adverse claim was received by the pawnbroker or a stop ticket was issued by the pawnbroker.

Whenever a pawn ticket is presented to a pawnbroker, which pawn ticket has previously been reported to such pawnbroker as lost or stolen, the pawnbroker may seize and retain such pawn ticket on behalf of the rightful owner without incurring any liability whatsoever to the person presenting such pawn ticket.

Whenever any property is offered to a pawnbroker as a pledge which is stolen property or which the pawnbroker has reason to believe is stolen property, he may seize such property without incurring any liability whatsoever, either civil or criminal. Upon such seizure of property, a seizure receipt therefor shall be issued by the pawnbroker to the person from whom the property was seized. Such property and a copy of the seizure receipt shall be delivered immediately by the pawnbroker to the police authorities.

Section 19. Payment or Renewal.—A loan granted under the provisions of this act shall not be repayable in installments.

A pledge taken as security on a loan granted under the provisions of this act may be retained by the pawnbroker until a period of forty-eight (48) hours has elapsed since such pledge was received by the pawnbroker.

A pawnbroker shall, upon receipt of interest and charges, renew a loan for the original amount for a

period of eight (8) months after the date of the original loan [; a pawnbroker shall not grant any loan, or renew any loan with or without a reduction of the principal balance, for a period in excess of twenty (20) months from the date when the loan was originally granted on loans originally made in amounts of fifty (\$50.00) dollars, or less, or for a period in excess of thirty (30) months from the date when the loan was originally granted on loans originally made in amounts in excess of fifty (\$50.00) dollars]. Interest and charges on a loan shall not be compounded, nor may the interest or charges be added to the principal balance, when a loan is renewed for an amount greater than the principal amount due at the time of renewal. The pledger shall, however, have the privilege of paying the loan in full at any time subsequent to forty-eight hours after the granting of the loan by payment of principal, interest, and charges authorized under the provisions of this act.

Whenever a loan is renewed, a new pawn ticket shall be furnished to the pledger as required under this act.

Section 24. Notice of Sale.—A pawnbroker shall not sell any pledge *where the loan is seven dollars (\$7) or more* unless due notice of such contemplated sale has been forwarded to the pledger by mail to the address given by the pledger at the time of obtaining the loan or to such new address of the pledger, as shown on the pawnbroker's record. Notice of the contemplated sale of a pledge shall be mailed to the pledger not less than thirty (30) days prior to the date of sale. Such notice shall state total amount of principal, interest, and charges due on the loan as of the date of the notice.

Section 26. Notice of Surplus.—Notice of any surplus of *fifty cents (\$.50) or more resulting* from the sale of a pledge shall be forwarded to the pledger within ten days of the date of sale by mail to the address given by the pledger at the time of obtaining the loan or to such new address of the pledger, of which the pawnbroker has received notice.

APPROVED—The 31st day of July, A. D. 1963.

WILLIAM W. SCRANTON

No. 221

AN ACT

Amending the act of June 4, 1945 (P. L. 1388), entitled "An act relating to the practice, procedure, regulations and adjudications of departments, departmental administrative boards and commissions, independent administrative boards and commissions, officers and other administrative agencies of this Common-