

SENATE BILL NO. 182

BY SENATOR CONNICK AND REPRESENTATIVES KNOX AND GAROFALO

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

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AN ACT

To amend and reenact R.S. 37:1869(A) and (B), 1870, 1974(A), and 1975(A), relative to penalties; to provide relative to secondhand dealers and scrap metal recyclers; to increase penalties for secondhand dealers and scrap metal recyclers; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 37:1869(A) and (B), 1870, 1974(A), and 1975(A), are hereby amended and reenacted to read as follows:

§1869. Violations; penalty

A. Any licensed secondhand dealer who violates, neglects, or refuses to comply with any provision of this Part; shall be fined not less than two **thousand five** hundred ~~ffty~~ dollars; nor more than five ~~hundred~~ **thousand** dollars or be imprisoned for not less than thirty days nor more than sixty days, or both.

B. For the second offense, his occupational license shall be suspended for a thirty-day period, **and he shall be fined not less than two thousand five hundred dollars nor more than five thousand dollars or be imprisoned with or without hard labor for not less than two years nor more than five years, or both.** For a third offense, his **occupational** license shall be revoked and he shall not thereafter be permitted to engage in the business of secondhand dealer in ~~the state of Louisiana~~ **this state.**

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§1870. Failure to comply; penalty

A. Anyone acting as an unlicensed secondhand dealer without complying with the provisions of this Part shall be fined not less than two **thousand five** hundred ~~ffty~~ dollars **nor more than five thousand dollars** or be imprisoned ~~not less than thirty days nor more than sixty days~~ **with or without hard labor for not more than two years,** or both.

1 B. For a second offense, the offender shall be fined not ~~more~~ less than two
2 thousand five hundred dollars nor more than five thousand dollars or be
3 imprisoned with or without hard labor for not ~~more~~ less than two years nor more
4 than five years, or both.

5 C. For a third or subsequent offense, the offender shall be fined not ~~more~~ less
6 than five thousand dollars nor more than ten thousand dollars; or be imprisoned
7 with or without hard labor for not ~~more~~ less than five years nor more than ten
8 years, or both.

9 * * *

10 §1974. Violations; penalty

11 A. Any licensed operator who violates, neglects, or refuses to comply with
12 any provision of this Chapter, shall be fined not less than ~~one~~ two thousand five
13 hundred dollars, nor more than ten thousand dollars, or be imprisoned for not less
14 than thirty days nor more than sixty days, or both.

15 * * *

16 §1975. Failure to comply; penalty

17 A. Anyone acting as an unlicensed operator without complying with the
18 provisions of this Chapter shall be fined not less than ~~one~~ two thousand five
19 hundred dollars, nor more than five thousand dollars, or be imprisoned not less
20 than thirty days nor more than sixty days, or both.

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PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____