



Reprinted
February 1, 2013

SENATE BILL No. 10

DIGEST OF SB 10 (Updated January 31, 2013 2:10 pm - DI 69)

Citations Affected: IC 24-4; IC 25-37.5.

Synopsis: Valuable metal dealers and used jewelry sales. Provides that a jeweler regulated under the law concerning used jewelry sales is not subject to regulation as a valuable metal dealer. Provides that the law concerning used jewelry sales does not apply to a person who purchases or resells an article of used jewelry if the person: (1) purchases or resells the article of used jewelry through the Internet; and (2) sold less than \$5,000 of jewelry during the 12 month period preceding the date the person purchases or resells the article of used jewelry through the Internet.

Effective: July 1, 2013.

Steele, Taylor

January 7, 2013, read first time and referred to Committee on Commerce, Economic Development & Technology.
January 28, 2013, reported favorably — Do Pass.
January 31, 2013, read second time, amended, ordered engrossed.

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SB 10—LS 6043/DI 69+



First Regular Session 118th General Assembly (2013)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2012 Regular Session of the General Assembly.

SENATE BILL No. 10

A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 24-4-13-2 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 2. A jeweler who
3 purchases or resells used jewelry must comply with this chapter.
4 However, this chapter does not apply to **any of the following:**
5 (1) Jewelry used by a customer as a trade-in toward the purchase
6 of a new piece of jewelry.
7 (2) **A person who purchases or resells an article of used**
8 **jewelry if the person:**
9 (A) **purchases or resells the article of used jewelry through**
10 **the Internet; and**
11 (B) **sold less than five thousand dollars (\$5,000) of jewelry**
12 **during the twelve (12) month period preceding the date the**
13 **person purchases or resells the article of used jewelry**
14 **through the Internet.**
15 SECTION 2. IC 25-37.5-1-1, AS AMENDED BY P.L.158-2009,
16 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
17 JULY 1, 2013]: Sec. 1. (a) When used in this chapter, "valuable metal"

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1 means any product made of metal that readily may be resold. The term
2 includes metal bosses and small component motor vehicle parts. The
3 term does not include a beverage can.

4 (b) As used in this chapter, "valuable metal dealer" means any
5 individual, firm, corporation, limited liability company, or partnership
6 engaged in the business of purchasing and reselling valuable metal
7 either at a permanently established place of business or in connection
8 with a business of an itinerant nature, including junk shops, junk yards,
9 junk stores, auto wreckers, scrap metal dealers or processors, salvage
10 yards, collectors of or dealers in junk, and junk cars or trucks. The term
11 includes a core buyer. The term does not include **the following:**

12 (1) A person who purchases a vehicle and obtains title to the
13 vehicle.

14 (2) **A jeweler who is subject to regulation under IC 24-4-13**
15 **concerning used jewelry sales.**

16 (c) As used in this chapter, "purchase" means acquiring a valuable
17 metal product for a consideration, but does not include purchases
18 between scrap metal processing facilities (as defined in IC 8-23-1-36).

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COMMITTEE REPORT

Madam President: The Senate Committee on Commerce, Economic Development and Technology, to which was referred Senate Bill No. 10, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to Senate Bill 10 as introduced.)

BUCK, Chairperson

Committee Vote: Yeas 6, Nays 0.

 SENATE MOTION

Madam President: I move that Senate Bill 10 be amended to read as follows:

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 24-4-13-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 2. A jeweler who purchases or resells used jewelry must comply with this chapter. However, this chapter does not apply to **any of the following:**

(1) Jewelry used by a customer as a trade-in toward the purchase of a new piece of jewelry.

(2) **A person who purchases or resells an article of used jewelry if the person:**

(A) purchases or resells the article of used jewelry through the Internet; and

(B) sold less than five thousand dollars (\$5,000) of jewelry during the twelve (12) month period preceding the date the person purchases or resells the article of used jewelry through the Internet."

Renumber all SECTIONS consecutively.

(Reference is to SB 10 as printed January 29, 2013.)

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