

Bill No. 40-18
Concerning: Secondhand Personal
Property – Dealers – License
Revised: 2/5/2019 Draft No. 4
Introduced: December 11, 2018
Enacted: February 5, 2019
Executive: _____
Effective: _____
Sunset Date: None
Ch. _____, Laws of Mont. Co. _____

COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

Lead Sponsors: Councilmember Friedson and Council Vice-President Katz
Co-Sponsors: Councilmember Alborno, Council President Navarro, and Councilmember Riemer

AN ACT to:

- (1) exclude certain personal property from the definition of secondhand personal property;
- (2) provide that a secondhand personal property dealer license expires one year from the date of issuance; and
- (3) generally amend County laws related to secondhand personal property.

By amending

Montgomery County Code
Chapter 44A, Secondhand Personal Property
Sections 44A-1, ~~[[and]]~~ 44A-11, and 44A-18

Boldface	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
[Single boldface brackets]	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

The County Council for Montgomery County, Maryland approves the following Act:

28 (3) items of personal property that have a resale value below a dollar
29 threshold specified for that type of personal property in a
30 regulation adopted under method (3).

31 * * *

32 **44A-11. Expiration and renewal of license; prohibition on transfer**

- 33 (a) Each license issued under this Chapter expires [July 30 of each year]
34 one year from the date of issuance.
- 35 (b) A license issued under this Chapter may be renewed on application and
36 payment of a fee established by regulation under method (3).
- 37 (c) A license must not be transferred or assigned.

38 **44A-18. Penalties.**

- 39 (a) Any person who violates this Chapter is subject to punishment for a
40 class A violation. Each day that a violation continues is a separate
41 offense.
- 42 (b) The Director of the Office of Consumer Protection may file an action
43 in any court with jurisdiction to enjoin any violation of this Chapter or
44 to enforce any order or decision issued under this Chapter.
- 45 (c) A citation for a violation of this law may be issued by the:
- 46 (1) Chief of Police or the Chief's designee; or
- 47 (2) Director of the Office of Consumer Protection or the Director's
48 designee.

Approved:



Nancy Navarro, President, County Council

2/7/19

Date

Approved:

Marc Elrich, County Executive

Date

This is a correct copy of Council action.

Megan Davey Limarzi, Esq., Clerk of the Council

Date