

WEST VIRGINIA LEGISLATURE

2016 REGULAR SESSION

Originating

House Bill 4736

(BY DELEGATES SOBONYA, DEEM, KESSINGER,
ZATEZALO, SHOTT, MARCUM, FLEISCHAUER, SHAFFER
AND FLUHARTY)

[Originating in the Committee on the Judiciary;

Reported on February 27, 2016.]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section,
 2 designated §47-26-2a, relating to the pawn of gift cards; defining gift card; and limiting the
 3 purchase pawn, receipt, sale or exchange of a gift card with a pawnbroker.

Be it enacted by the Legislature of West Virginia:

1 That the Code of West Virginia, 1931, as amended, be amended by adding thereto a new
 2 section, designated §47-26-2a, to read as follows:

ARTICLE 26. PAWNBROKERS.

§47-26-2a. Pawn or purchase of gift cards prohibited.

3 (a) As used in this section, "gift card" means a card, voucher, or certificate that contains
 4 or represents a specific amount of money issued by a retailer or bank to be used as an alternative
 5 to cash purchases.

6 (b) During the course of business, a pawnbroker may not purchase, pawn, receive, sell or
 7 exchange a gift card with a balance that exceeds \$100, or is in the aggregate of \$300 in a thirty
 8 day time frame, from any individual.

NOTE: The purpose of this bill is to limit pawnbrokers from purchasing or receiving gift cards as a pawn.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.