

House Engrossed

**FILED**  
**KEN BENNETT**  
**SECRETARY OF STATE**

State of Arizona  
House of Representatives  
Fifty-first Legislature  
Second Regular Session  
2014

CHAPTER 98

## **HOUSE BILL 2537**

AN ACT

AMENDING SECTIONS 44-1626 AND 44-1631, ARIZONA REVISED STATUTES; RELATING TO  
PAWNBROKERS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 44-1626, Arizona Revised Statutes, is amended to  
3 read:

4 44-1626. Interest; fees; payment; military members

5 A. A pawnbroker may charge or receive interest at a rate not exceeding  
6 ~~eight~~ THIRTEEN per cent per month for the first two months and at a rate not  
7 exceeding ~~six~~ ELEVEN per cent per month thereafter. A pawnbroker shall  
8 prorate interest on a daily basis and shall not impose an additional charge  
9 if the pledgor agrees to pay a loan in monthly installments, except that  
10 interest for two months may be charged or received if the pledged goods are  
11 redeemed within two months of the pawn transaction.

12 B. In addition to interest charged pursuant to subsection A of this  
13 section, a pawnbroker may charge and collect at redemption or renewal the  
14 following fees:

15 1. A fee that does not exceed five dollars for handling each firearm.

16 2. If the pledgor loses the pledgor's claim ticket, a fee that does  
17 not exceed seven dollars fifty cents.

18 3. An initial setup fee of not more than five dollars.

19 4. A storage fee that does not exceed five dollars per month or a  
20 portion of a month for each item of pledged goods, other than a vehicle as  
21 defined in section 28-101, that exceeds one cubic foot in volume.

22 5. A vehicle storage fee that does not exceed five dollars per day for  
23 each item of pledged goods that is a vehicle as defined in section 28-101.

24 6. A fee or charge equal to the amount of any fee, tax, imposition or  
25 assessment levied or imposed by any governmental agency in connection with or  
26 as a result of any reportable transaction. The pawnbroker may collect at the  
27 time of any reportable transaction any fee, tax, imposition or assessment  
28 that relates to a reportable transaction and that is imposed by a  
29 governmental agency.

30 C. A pawnbroker shall not demand or require payment of a pawn ticket  
31 before the maturity date.

32 D. IF A PAWNBROKER RECEIVES A COPY OF MILITARY ORDERS THAT INDICATES  
33 THAT A PLEDGOR HAS BEEN DEPLOYED AS A MEMBER OF THE ARIZONA NATIONAL GUARD,  
34 THE UNITED STATES ARMED FORCES RESERVES OR THE REGULAR COMPONENT OF THE  
35 UNITED STATES ARMED FORCES AND THE MEMBER IS SERVING ON FEDERAL ACTIVE DUTY,  
36 THE PAWNBROKER MUST WAIVE ANY UNPAID INTEREST CHARGES AND HOLD THE PLEDGED  
37 GOODS UNTIL SIXTY DAYS AFTER THE MILITARY MEMBER RETURNS FROM DEPLOYMENT.

38 Sec. 2. Section 44-1631, Arizona Revised Statutes, is amended to read:

39 44-1631. Violations; classification

40 A. A person who knowingly violates section 44-1622 is guilty of a  
41 class 1 misdemeanor.

42 B. A person who violates section 44-1623, 44-1624 or 44-1625, section  
43 44-1626, subsection B, ~~or~~ C OR D or section 44-1630 is guilty of a class 1  
44 misdemeanor.

1           C. A person who knowingly charges and collects interest at a rate that  
2 is greater than permitted under section 44-1626, subsection A is guilty of a  
3 class 6 felony.

4           D. A person who violates section 44-1627 is guilty of a class 6  
5 felony.

APPROVED BY THE GOVERNOR APRIL 17, 2014.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 18, 2014.

Passed the House February 18, 2014

Passed the Senate April 15, 2014

by the following vote: 38 Ayes,

by the following vote: 22 Ayes,

22 Nays, 0 Not Voting

8 Nays, 0 Not Voting

[Signature]

Speaker of the House

[Signature]

President of the Senate

[Signature]

Chief Clerk of the House

[Signature]

Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill received by the Governor this

16 day of April, 2014

at 11:50 o'clock A M.

[Signature]  
Secretary to the Governor

Approved this 17<sup>th</sup> day of

April

at 11:50 o'clock A M.

[Signature]  
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 18<sup>th</sup> day of April, 2014

at 8:10 o'clock a M.

[Signature]  
Secretary of State

H.B. 2537