

SENATE AMENDMENTS TO HOUSE BILL 2220

By COMMITTEE ON COMMERCE

May 15

- 1 On page 1 of the printed bill, line 2, after “726.250” insert “, 726.280 and 726.340.”
- 2 Delete line 3.
- 3 On page 4, after line 9, insert:
- 4 “**SECTION 8.** ORS 726.340 is amended to read:
- 5 “726.340. If the pawn ticket or memorandum is lost, destroyed or stolen, the pledgor shall so
- 6 notify the pawnbroker in writing. The **pawnbroker shall treat** receipt of such notice [*shall be*
- 7 *treated by the pawnbroker*] as a stop against the pledge loan, and thereafter the provisions of ORS
- 8 726.310 and 726.320 shall not apply to such pledge loan. Before delivering the pledge or issuing a
- 9 new pawn ticket in such event, the pawnbroker may require the pledgor to make an affidavit of the
- 10 alleged loss, destruction or theft of the ticket. [*Upon receipt of the affidavit, or in case no affidavit*
- 11 *is required, then within not less than three nor more than five days from receipt of*] **Not more than**
- 12 **five days after receiving** notice of the loss of the ticket, the pawnbroker shall permit the pledgor
- 13 either to redeem the pledge or to receive a new ticket upon the payment of accrued interest, and
- 14 the pawnbroker shall incur no liability for so doing unless the pawnbroker has previously received
- 15 written notice of an adverse claim. This section [*shall not be construed as in any manner limiting*
- 16 *or affecting*] **does not limit or affect** the pawnbroker’s legal liability in cases where goods are
- 17 stolen or other legal defects of title exist in the pledgor.”
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