

***Effective 5/10/2016***

**13-32a-116.5 Contested disposition of articles - Procedure.**

- (1) If a pawn or secondhand business has received notice from a law enforcement agency under Section 13-32a-109 that an article which was the subject of a hold or seizure shall be returned to an identified original victim, the pawn or secondhand business may contest the determination and seek a specific alternative disposition if within 15 days:
  - (a) the pawn or secondhand business gives notice to the identified original victim, by certified mail, that the pawn or secondhand business contests the determination to return the article to the original victim; and
  - (b) files a petition to determine rightful ownership of the article as provided in Section 24-3-104.
- (2) A pawn or secondhand business is guilty of a class B misdemeanor if the pawn or secondhand business:
  - (a) holds or sells an article in violation of a notification from a law enforcement agency that the item is to be returned to an original victim; and
  - (b) the pawn or secondhand business does not comply with the requirements of this section within the time periods specified.

Enacted by Chapter 421, 2016 General Session