

R. JOHN LEE  
CHAIRMAN OF THE BOARD  
DISTRICT III  
P.O. BOX 428, St. Johns, AZ 85936

JIM, CLAW  
VICE CHAIR OF THE BOARD  
DISTRICT I  
P.O. BOX 1952, Chinle, AZ 86503

TOM M. WHITE, JR.  
MEMBER OF THE BOARD  
DISTRICT II  
P.O. BOX 994, Ganado, AZ 86505

BOARD OF SUPERVISORS  
OF APACHE COUNTY

P.O. BOX 428  
ST. JOHNS, ARIZONA 85936

TELEPHONE: (928) 337-7503  
FACSIMILE: (928) 337-2003



DELWIN P. WENGERT, MANAGER-CLERK  
ST. JOHNS, AZ 85936

ORDINANCE NO. 2011-13  
AN ORDINANCE OF THE APACHE COUNTY BOARD OF  
SUPERVISORS, ESTABLISHING THE REQUIREMENTS FOR  
REPORTABLE PAWN TRANSACTIONS AND PAYMENT OF  
RELATED FEES PURSUANT TO SECTION 44-1625  
OF THE ARIZONA REVISED STATUTES

**WHEREAS**, A.R.S. 44-1625 requires a pawnbroker to make to the Sheriff of the county in which the pawnbroker is licensed a true, complete and accurate report each day of each article the pawnbroker receives through a reportable transaction; and

**WHEREAS**, A.R.S. 44-1625 provides that the report shall be on a form provided or approved by the Sheriff; and

**WHEREAS**, A.R.S. 44-1625 further provides that the report shall be delivered to the Sheriff within two business days by mail, hand delivery or electronic means as approved by the Sheriff; and

**WHEREAS**, the Board of Supervisors desires to establish a reportable transaction fee to be paid by the pawnbroker on each initial reportable transaction (i.e., not on extensions); and

**WHEREAS**, THE PURPOSE OF THE ORDINANCE IS TO ESTABLISH THE Sheriff's requirements for reportable pawn transactions pursuant to A.R.S. 44-1625 and for payment of the reportable transaction fee.

**NOW, THEREFORE, BE IT ORDAINED** by the Board of Supervisors of Apache County as follows:

**Section 1:     NAME**

This ordinance may be cited as the "Apache County Pawn Reporting Ordinance."

**Section 2:     APPLICABILITY**

This ordinance shall apply to all pawnbrokers within the geographic boundaries of Apache County licensed by the Apache County Sheriff pursuant to Title 44, Chapter 11, Article 3 of the Arizona Revised Statutes.

**Section 3:     TRANSACTIONS SHALL BE REPORTED ELECTRONICALLY**

All transactions that must be reported pursuant to A.R.S. 44-1625 shall be reported electronically using the "LeadsOnLine" or equivalent service as specified by the Sheriff. In addition to the information required by A.R.S. 44-1625, each report shall include a digital photograph of the pawn customer, a digital photograph of the pawned article, and electronic fingerprints of the pawn customer.

**Section 4: THE FOLLOWING FEES SHALL BE ESTABLISHED**

A \$5.00 fee for each initial reportable transaction required to be reported to the Apache County Sheriff's Office for pawned items, pursuant to A.R.S. 44-1625 a reportable transaction fee in the amount of \$5.00, payable in such manner and frequency as the Sheriff may specify in writing; said fee shall not apply to an extension of the initial reportable transaction involving no additional pawned items but shall apply to a subsequent re-paw (new reportable transaction) of the same items or any of them.

Furthermore, the \$5.00 reportable transaction fee imposed herein shall not be payable in connection with transactions in which the pawn customer receives \$10.00 or less for the item(s) pawned; provided, however, that the pawn transaction shall not be reported as multiple individual transactions of \$10.00 or less for the purpose avoiding payment of the \$5.00 fee and provided further that all reportable pawn transactions by the same customer on the same business day shall be deemed a single transaction for purposes of determining whether the \$5.00 fee is payable.

**Section 5: FEES SHALL BE PAID MONTHLY**

Fees payable pursuant to this ordinance for initial reportable transactions during a calendar month shall be paid to the Sheriff no later than 5 p.m. on the fifth day of the succeeding calendar month. Payment of all fees payable for the calendar month shall be made by a single check or money order payable to the order of the Apache County Sheriff's Office. The fees shall be deemed paid when deposited in the mail, postage prepaid, and addressed to:

Apache County Sheriff's Office  
P.O. Box 518  
St. Johns, Arizona 85936

**Section 6: VIOLATION OF ORDINANCE**

In addition to any penalties specified in Title 44, Chapter 11, Article 3 of the Arizona Revised Statutes, a violation of any provision of this ordinance (including without limitation a failure to report or to timely report a reportable transaction, a failure to report information required by A.R.S. 44-1625 or this ordinance, or a failure to pay or to timely pay fees payable under this ordinance shall be grounds for suspension of the pawnbroker's license pursuant to A.R.S. 44-1628.

**SO ORDAINED** by the Apache County Board of Supervisors at St. Johns, Arizona, on 9/20/11, by a vote of 3 ayes and 0 nays.

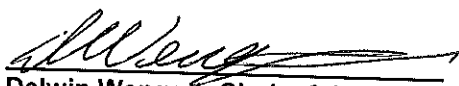
**Apache County Board of Supervisors**

By \_\_\_\_\_

  
R. John Lee

Chairman of the Board

**Attest:**

  
Delwin Wengert, Clerk of the Board