

## **BILL ANALYSIS**

Senate Research Center  
78R5522 DWS-F

S.B. 965  
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### **DIGEST AND PURPOSE**

Currently, certain provisions of Texas law do not correspond with the decreased time period a pawnbroker is required to hold pledged goods that was decided by the Texas Sunset Commission during its review of the Office of Consumer Credit Commissioner. On the issue of identification acceptable to a pawnbroker, the border crossing card does not have a readily recognizable unique number, but the Mexican Consulate has begun issuing the matricula, which does. Additionally, the law does not reflect the federal government's restructuring of the previous Immigration and Naturalization Service.

As proposed, S.B. 965 decreases the time period a pawnbroker is required to hold pledged goods from the 61st day after the maturity date to the 31st day. This bill also replaces the nonresident alien crossing card with the certificado de matricula consular or an identification issued by the U.S. agency responsible for citizenship and immigration as acceptable forms of identification for a pledgor to a pawnbroker; and deletes the U.S. Immigration and Naturalization Service identification from that list.

### **RULEMAKING AUTHORITY**

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Section 371.157, Finance Code, to require a pawnbroker, at the time a pawn transaction is entered, to deliver to the pledgor a pawn ticket or other memorandum that clearly shows the authorization for the pledged goods to be forfeited to the pawnbroker on the 31st, rather than the 61st, day after the maturity date.

SECTION 2. Amends Section 371.174(b), Finance Code, to include in the list of acceptable identification, an identification certificate from the Mexican Consulate, certificado de matricula consular, rather than a resident alien boarder crossing card, and identification issued by the agency of the United States responsible for citizenship and immigration. Deletes from the list a United States Immigration and Naturalization Service identification. Makes a conforming change.

SECTION 3. Effective date: September 1, 2003.