

ORDINANCE NO. 188976

Revise Secondhand Dealer regulations to accept Consular ID cards as identification, add Gift Cards as regulated property and other housekeeping changes (Ordinance; amend Code Chapter 14B.90)

The City of Portland Ordains:

Section 1. The Council finds:

1. Ordinance 151449, passed by the Council on April 23, 1981, authorized the regulation of Secondhand Dealers to control the flow of stolen property in the City.
2. Chapter 14.37 established guidelines for the way in which Secondhand Dealers would acquire, hold and sell items that were frequently the subject of theft, and defined the items of concern (Regulated Property).
3. The Revenue Division administers Secondhand Dealer regulations for the City in partnership with the Portland Police Bureau.
4. The Chapter, now 14B.90, has been amended by Ordinance several times since 1981, and should be amended again to address the current secondhand business environment.
5. Administrative Rules have been adopted. Integrating them into Chapter 14B.90 where feasible will organize the requirements for Dealers and for other jurisdictions.
6. In November 2014, Mexican consulates began issuing Consular ID cards that incorporated additional security measures. The Revenue Division adopted an Administrative Rule to approve Consular ID cards as Acceptable Identification in June 2017. A Consular ID card should be defined in the Chapter and listed as Acceptable Identification to avoid defining acceptable forms of identification in two separate places.
7. Secondhand Dealers use an electronic reporting system, the Regional Automated Property Information Database (RAPID), to report all acquisitions of Regulated Property to the Police Bureau. References to the paper forms need to be updated throughout the Chapter.
8. Valuable Information for law enforcement is lost because Dealers are prohibited from purchasing gift cards, in-store credit cards and activated phone cards ("gift cards"). A new market has evolved around purchasing unwanted gift cards. These cards are not regulated, but are often the result of theft, either of property or the cards themselves. Regulating the purchase in this new, secondary market is desired to help the Police Bureau identify people involved in that criminal activity.
9. Other housekeeping changes should be made, including bringing Chapter 14B.90 into compliance with the current preferred format for City Code, and updating

references to Portland Police Bureau procedures.

188976

NOW, THEREFORE, The Council directs:

- a. City Code Chapter 14B.90 Secondhand Dealers is hereby amended as shown in Exhibit A.

Passed by the Council, MAY 30 2018
Mayor Wheeler
AHolm
April 25, 2018

Mary Hull Caballero
Auditor of the City of Portland

By 
Deputy

Agenda No.
ORDINANCE NO. 188976
Title

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INTRODUCED BY Commissioner/Auditor: Mayor Wheeler	CLERK USE: DATE FILED <u>MAY 15 2018</u>
COMMISSIONER APPROVAL Mayor—Finance & Administration - Wheeler Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Eudaly	Mary Hull Caballero Auditor of the City of Portland By: <u>Susan Parsons</u> Deputy
BUREAU APPROVAL Bureau: OMF/BRFS, Revenue CAO: Tom Rinehart CFO: Jennifer Cooperman Division Head: Thomas W. Lannom	ACTION TAKEN: <i>IM for JC</i> <i>WZ</i>
Prepared by: Anne Holm Date Prepared: March 19, 2018	MAY 23 2018 PASSED TO SECOND READING MAY 30 2018 9:30 A.M.
Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/>	
Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
City Auditor Office Approval: required for Code Ordinances	<i>DEsp</i>
City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter	<i>KAM</i>
Council Meeting Date May 23, 2018	

AGENDA
TIME CERTAIN <input type="checkbox"/> Start time: Total amount of time needed: (for presentation, testimony and discussion)
CONSENT <input type="checkbox"/>
REGULAR <input checked="" type="checkbox"/> Total amount of time needed: 20 minutes (for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz	✓	
2. Fish	2. Fish	✓	
3. Saltzman	3. Saltzman	✓	
4. Eudaly	4. Eudaly	_____	
Wheeler	Wheeler	✓	