

Chapter 13  
ITINERANT DEALERS AND SALESMEN

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Chapter 13  
ITINERANT DEALERS AND SALESMEN

**Article 1. Dealers in Precious Metals and Gems.<sup>1</sup>**

**Sec. 13-1-1. "Itinerant dealer" defined.**

"Itinerant dealer" within the meaning of this article is a person who shall engage in any temporary or transient business in the county for the purchase of gold, silver, platinum, gems or semi-precious stones. (Comp. 1974, ch. 15; Ord. 12-3-80)

**Sec. 13-1-2. License - - Required.**

No itinerant dealer may purchase gold, silver, platinum, gems or semi-precious stones without a license as provided by this article. (Comp. 1974, ch. 15; Ord. 12-3-80)

**Sec. 13-1-2.1. Same - - Issuance; contents; fee generally.**

Licenses required by this article shall be issued by the commissioner of revenue to any person, which license shall designate the premises on which the licensee shall conduct his business and specify the dates upon which the business may be conducted. A fee of twenty-five dollars per day shall be charged. (Comp. 1974, ch. 15; Ord. 12-3-80)

**Sec. 13-1-2.2. Same - - Nontransferable; fee not to be prorated; posting of license.**

A license issued under this article shall be a personal privilege and shall not be transferable nor shall there be any abatement of the fee for such license by reason of the fact that the licensee shall have exercised the privilege for any period of less than that for which it was granted. The license shall be placed or posted so as to be visible to the public at the principal entrance of the place of business. (Comp. 1974, ch. 15; Ord. 12-3-80)

**Sec. 13-1-2.3. Same - - False statement on application voids license.**

Any false statement made on the application form for a license under this article voids the license *ab initio*. (Comp. 1974, ch. 15; Ord. 12-3-80)

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<sup>1</sup>For state law as to precious metals dealers, see Code of Va., § 54.1-4100 et seq.

**Sec. 13-1-3. Seller's identification to be ascertained; records required.**

The licensee shall ascertain the name, address and age of the sellers by requiring an identifier issued by a governmental agency with a picture of the subject and one other corroborating means of identification. The licensee shall record a description of the items purchased, the price paid, and the seller's identity. Such records shall be kept on a daily basis and delivered to the sheriff of the county on the day of purchase. (Comp. 1974, ch. 15; Ord. 12-3-80)

**Sec. 13-1-4. Hours of operation; inspection by authorized officials; melting, defacing, etc., precious metals; certain local businesses exempt from article.**

No purchase of such items or articles of precious metals shall be made by any person except between the hours of 9 A.M. and 5 P.M. and such business shall be open at all times to inspection by any revenue or police officer of the federal, state or county governments. No articles consisting of such precious metals shall be melted down, defaced or changed in composition until five days after purchase or until the same has been inspected by the county sheriff's department and written consent obtained therefrom. Banking institutions, jewelry stores, antique shops, or auctions located or held in the county are excluded from the operation of this article. (Comp. 1974, ch. 15; Ord. 12-3-80)

**Sec. 13-1-5. Information required on bills of sale; disposition of copies thereof.**

Every person licensed under this article shall maintain adequate records to reflect the following information to appear on bills of sale, one copy of which is to be retained by the person so licensed, one copy to be delivered daily to the sheriff's department before 6 P.M., and one copy to be delivered to the seller of such precious metals and articles made thereof. The required information to be furnished is as follows:

- (1) The name, address, sex and phone number of the licensee and his employer;
- (2) A complete description of the articles or precious metal purchased by the licensee to include the name and initials thereon;
- (3) The make, model number and license number of the motor vehicles owned or used by the licensee and his employer; and
- (4) The troy weight or carat of such items made of precious metals, the unit, as well as the total price paid, and the basis of such price paid the seller. (Comp. 1974, ch. 15; Ord. 12-3-80)

**Sec. 13-1-6. Purchases from minors and non-owners.**

No purchase of any article made of precious metals shall be made in this county from any person under the age of eighteen years and no purchase shall be made from anyone other than the owner of such article made of precious metals, unless the seller has written authority from the owner permitting and directing such sale, duly authenticated. (Comp. 1974, ch. 15; Ord. 12-3-80)

***Article 2. Book, Magazine, Etc., Sales People.***<sup>2</sup>**Sec. 13-2-1. Registration and permit - - Required.**

It shall be unlawful for any person to sell books, magazines, periodicals, tracts and similar publications, or solicit subscriptions to the same, within the county, without first registering with the sheriff's office of this county, furnishing the information required by this article and obtaining the permit hereby required. (Min. Bk. 5, p. 453; Comp. 1974, ch. 15)

**Sec. 13-2-1.1. Same - - Information to be furnished; issuance and duration of permit; to be exhibited on request.**

Every person referred to in section 13-2-1 shall furnish to the sheriff's office his name, temporary address, permanent address, the name of the firm or company, if any, which he represents, the address of such firm or company and the credentials furnished such person by such firm or company. Upon receiving such information the sheriff's office shall provide such person with a written permit showing that such person has duly registered, which permit shall be valid for a period of twelve months from the date thereof, and which permit shall be exhibited by such person upon request by any person solicited. (Min. Bk. 5, p. 453; Comp. 1974, ch. 15)

**Sec. 13-2-2. Exemptions from article.**

School children of the county shall be exempt from the requirements of this article. (Min. Bk. 5, p. 453; Comp. 1974, ch. 15)

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<sup>2</sup>For state law as to solicitation generally in connection with child labor laws, see Code of Va., § 40.1-112.