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**BUSINESS AND PROFESSIONS CODE - BPC**

**DIVISION 8. SPECIAL BUSINESS REGULATIONS [18400 - 22949.92.2]** ( *Division 8 added by Stats. 1941, Ch. 44.*  )

**CHAPTER 12. Precious Metal Marking [22100 - 22181]** ( *Chapter 12 added by Stats. 1941, Ch. 316.*  )

**ARTICLE 3. Gold [22175 - 22181]** ( *Article 3 added by Stats. 1941, Ch. 319.*  )

[22175.](#) The provisions of this article shall apply exclusively to gold and to its alloys.

(*Added by Stats. 1941, Ch. 319.*)

[22176.](#) As used in this article "quality mark" means any mark indicating or purporting to indicate that any article is composed of gold or of any of its alloys or indicating or purporting to indicate the quality, fineness, quantity, weight or kind of gold or its alloys in an article.

(*Added by Stats. 1941, Ch. 319.*)

[22177.](#) A quality mark need not be applied to any article, but if a quality mark is applied to any article it shall be applied in accordance with the provisions of this article.

(*Added by Stats. 1941, Ch. 319.*)

[22178.](#) A quality mark applied to any article shall indicate the number of twenty-fourth parts by weight of pure gold or its alloy contained in the article.

(*Added by Stats. 1941, Ch. 319.*)

[22179.](#) The variation between the actual fineness of the gold or its alloy contained in any article and that indicated by the quality mark applied to such article shall not exceed the tolerances for fineness prescribed for articles made of gold and its alloys which are to be moved in interstate commerce by that act of the United States Government entitled "An act forbidding the importation, exportation or carriage in interstate commerce of falsely or spuriously stamped articles of merchandise made of gold or silver or their alloys, or for other purposes," approved June 13, 1906 (34 Stats. 260; 15 U.S.C. Secs. 294-300, inclusive).

(*Added by Stats. 1941, Ch. 319.*)

[22180.](#) Any person who applies or causes any quality mark to be applied to any article which is made in whole or in part of gold or of any of its alloys shall also apply a trade-mark duly applied for or registered to him under the laws of the United States or of this State to such article.

If the person so applying such mark is the manufacturer of the article and has sold or contracted to sell such article to a jobber, wholesale or retail dealer regularly engaged in the business of buying and selling similar articles, this section shall be deemed to be complied with if a trade-mark duly registered under the laws of the United States or of this State to such jobber, wholesale or retail dealer is applied to such article.

(*Added by Stats. 1941, Ch. 319.*)

[22181.](#) Any person or any officer, director, employee or agent of any person who makes, sells or offers to sell or dispose of, or has in his possession with intent to sell or dispose of, any article to which is applied any quality mark which does not conform to all the provisions of this article or from which is omitted any mark required by the provisions of this article is guilty of a misdemeanor.

(*Added by Stats. 1941, Ch. 319.*)

