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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 9. Secondhand Goods [21500 - 21672]** ( *Chapter 9 added by Stats. 1941, Ch. 50.*  )

**ARTICLE 5. Resale of Goods [21650 - 21653]** ( *Article 5 added by Stats. 1967, Ch. 1174.*  )

[21650.](#) As used in this article, "adequate evidence of authority to sell" is evidence from which a reasonable person would conclude that the person presenting the evidence is the owner of the item he is attempting to sell or is the agent of such owner and is authorized by the owner to sell such item.

(*Added by Stats. 1967, Ch. 1174.*)

[21651.](#) As used in this article,

- (a) "Junk dealer" has the meaning defined in Section 21601; and
- (b) "Secondhand dealer" has the meaning defined in Section 21626.

(*Added by Stats. 1967, Ch. 1174.*)

[21652.](#) Every junk dealer or secondhand dealer shall, before accepting for resale from any person any finished product, new item of finished or merchandisable quality, inventory item of new materials or finished quality, or other goods and materials in such a state or condition as to show that they are neither abandoned nor scrapped, shall require that such person present adequate evidence of authority to sell. Violation of this section is a misdemeanor.

(*Added by Stats. 1967, Ch. 1174.*)

[21653.](#) Every junk dealer or secondhand dealer who resells any item acquired in violation of Section 21652 is guilty of a felony, if the value of the item exceeds nine hundred fifty dollars (\$950), and is guilty of a misdemeanor if the value of the item does not exceed nine hundred fifty dollars (\$950).

(*Amended by Stats. 2009, 3rd Ex. Sess., Ch. 28, Sec. 3. (SB 18 3x) Effective January 25, 2010.*)