



General Assembly

January Session, 2007

Amendment

LCO No. 7708

HB0723907708SRO

Offered by:
SEN. FASANO, 34th Dist.

To: House Bill No. 7239

File No. 260

Cal. No. 603

"AN ACT PREVENTING THE THEFT OF COPPER."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. (NEW) (*Effective October 1, 2007*) (a) No scrap metal
4 dealer shall purchase scrap metal unless such dealer (1) requests proof
5 of identity of the person selling such scrap metal and makes a copy of
6 the seller's government-issued identification, including identification
7 that contains a photograph of the seller, (2) records the seller's name, a
8 description of the seller's motor vehicle, the number plate of such
9 motor vehicle, a list of the materials purchased, a general description
10 of the material purchased and the weight of the material purchased,
11 and (3) takes a photograph of the motor vehicle delivering the scrap
12 metal including the number plate of such motor vehicle.

13 (b) The scrap metal dealer shall maintain the documents,
14 photographs and other records required under subsection (a) of this
15 section in good condition and shall retain such records for a period of

16 not less than two years. Such records shall be open for inspection by
17 law enforcement officials upon request during normal business hours.

18 (c) If a scrap metal dealer violates the provisions of this section: (1)
19 For a first violation, a law enforcement official shall send a letter to
20 such dealer notifying such dealer of such violation, (2) for a second
21 violation within two years of a prior violation, a law enforcement
22 official shall notify the local zoning board of appeals and such board
23 shall hold a hearing within ten days to ascertain such violation, and (3)
24 for a third violation within two years of a prior violation, the dealer's
25 permit to engage in the scrap metal business shall be suspended for
26 thirty days if, after notice and hearing, such dealer is found to have
27 violated the provisions of this section."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2007</i>	New section