

**Hall of the House of Representatives**  
93rd General Assembly - Regular Session, 2021  
**Amendment Form**

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**Subtitle of House Bill No. 1012**

TO AMEND THE ARKANSAS PAWNBROKER ACT; TO REGULATE THE SALE OF CATALYTIC CONVERTERS TO PAWNBROKERS; AND TO REQUIRE ADDITIONS TO REPORTS MAINTAINED BY AUTO PART DEALERS.

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**Amendment No. 1 to House Bill 1012**

Amend House Bill No. 1012 as originally introduced:

Add Representative Beck as a cosponsor of the bill

AND

Delete the title in its entirety and substitute the following:  
"AN ACT TO AMEND ARKANSAS LAW CONCERNING SCRAP METAL DEALERS; TO REQUIRE BUYERS OF USED CATALYTIC CONVERTERS TO MAINTAIN RECORDS; AND FOR OTHER PURPOSES."

AND

Delete the subtitle in its entirety and substitute:

"TO AMEND ARKANSAS LAW CONCERNING SCRAP METAL DEALERS; AND TO REQUIRE BUYERS OF USED CATALYTIC CONVERTERS TO MAINTAIN RECORDS."

AND

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 17-44-101, concerning definitions used in the chapter concerning scrap metal dealers, is amended to add an additional subdivision to read as follows:

(10) "Catalytic converter" means an exhaust emission control device that reduces toxic gases and pollutants from internal combustion engines.

SECTION 2. Arkansas Code § 17-44-102(d)(10)(A), concerning records required by scrap metal dealers, is amended to read as follows:



(10)(A) A clearly identifiable date-and-time-stamped digital photograph of ~~the~~:

- (i) ~~Seller; and~~ The seller;
- (ii) ~~Scrap~~ The scrap metal in the form in which it was purchased; and
- (iii) A catalytic converter, if any.

SECTION 3. Arkansas Code Title 17, Chapter 44, Subchapter 1, is amended to add an additional section to read as follows:

17-44-109. Buyer of used catalytic converter.

(a)(1) A buyer of a used catalytic converter other than a scrap metal recycler shall file an electronic record of the used catalytic converter purchase.

(2) The electronic record shall be entered into the database established under § 17-44-102 within twenty-four (24) hours of a purchase of a used catalytic converter.

(3) The electronic record shall contain the following information:

- (A) The name and home address of the buyer;
- (B) The name and home address of the seller;
- (C) The license plate of the seller's vehicle;
- (D) The seller's driver's license number or number from a different form of government-issued photo identification;
- (E) The number of used catalytic converters purchased; and
- (F) A photo of the used catalytic converter or used catalytic converters purchased.

(b) The buyer of a used catalytic converter:

(1) Shall maintain a receipt of the electronic record entry as a record of the purchase of a used catalytic converter; and

(2) Is subject to the penalties under § 17-44-102(f)(2)(B) for failure to file an electronic report of the purchase of a used catalytic converter.

(c) The records required under this section shall be:

- (1) Kept for a period of one (1) year;
- (2) Made available to any law enforcement agency of the State of Arkansas or Arkansas municipality or county; and
- (3) Available for use in any legal proceeding.

(d) The database used to file and store the electronic records under this section shall be the same database established under § 17-44-102 and provide a public portal to enter the electronic record in the database used by scrap metal recyclers."

The Amendment was read

By: Representative Rye

MLD/MLD - 03-25-2021 12:26:00

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Chief Clerk