

1 State of Arkansas *As Engrossed: H3/19/13 H3/20/13 H3/26/13 H3/28/13 H4/2/13*

2 89th General Assembly

# A Bill

3 Regular Session, 2013

HOUSE BILL 1982

5 By: Representative Hillman

6 By: *Senator J. Dismang*

## For An Act To Be Entitled

9 AN ACT REGARDING PROTECTION OF AGRICULTURAL EQUIPMENT  
10 AND IMPLEMENTS; TO REGULATE TRANSACTIONS INVOLVING  
11 CERTAIN METALS ASSOCIATED WITH AGRICULTURAL  
12 PRODUCTION; AND FOR OTHER PURPOSES.

### Subtitle

16 REGARDING PROTECTION OF AGRICULTURAL  
17 EQUIPMENT AND IMPLEMENTS; AND TO REGULATE  
18 TRANSACTIONS INVOLVING CERTAIN METALS  
19 ASSOCIATED WITH AGRICULTURAL PRODUCTION.

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

24 *SECTION 1. DO NOT CODIFY. Legislative intent.*

25 *It is the intent of the General Assembly to protect the state's*  
26 *agricultural producers and farmers from the destruction of their equipment*  
27 *and implements due to purposeful destruction by persons stripping equipment*  
28 *and implements for copper.*

30 *SECTION 2. Arkansas Code Title 17, Chapter 44, is amended to add*  
31 *additional new sections to read as follows:*

32 *17-44-107. Regulation of copper sellers.*

33 *(a)(1) A county quorum court may pass an ordinance that would require*  
34 *a seller of copper to obtain a permit from the county sheriff to sell any*  
35 *amount of copper to a scrap metal recycler.*

36 *(2) The application for the permit shall require the following*



1 information:

2 (A) The person's:

3 (i) Name;

4 (ii) Physical mailing address;

5 (iii) Contact phone number;

6 (iv) Vehicle license plate number; and

7 (v) Driver's license number;

8 (B) The make and model of the person's vehicle;

9 (C) A picture of the copper to be sold; and

10 (D) The name of the county in which the person intends to  
11 sell the copper to a scrap metal recycler.

12 (b) A person who holds a heating, ventilation, and air conditioning  
13 license, a plumber's license, an electrician's license, or a general  
14 contractor's license is exempt from the requirements of this section.

15  
16 17-44-108. Transactions or acquisitions involving copper – Certain  
17 cash sales prohibited.

18 (a)(1) A scrap metal recycler subject to the requirements of this  
19 chapter is prohibited from purchasing or otherwise acquiring more than five  
20 pounds (5 lbs.) of copper from a seller within a twenty-four (24) hour period  
21 by performing a cash in hand transaction.

22 (2) All transactions for the sale or purchase of more than five  
23 pounds (5 lbs.) of copper by a scrap metal recycler shall be paid for by  
24 check.

25 (b) A person who violates this section is upon conviction guilty of a  
26 Class A misdemeanor.

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30 /s/Hillman