

Stricken language would be deleted from and underlined language would be added to present law.

1 State of Arkansas
2 93rd General Assembly
3 Regular Session, 2021
4

As Engrossed: H3/30/21

A Bill

HOUSE BILL 1012

5 By: Representatives Rye, Beck
6

For An Act To Be Entitled

8 AN ACT TO AMEND ARKANSAS LAW CONCERNING SCRAP METAL
9 DEALERS; TO REQUIRE BUYERS OF USED CATALYTIC
10 CONVERTERS TO MAINTAIN RECORDS; AND FOR OTHER
11 PURPOSES.
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Subtitle

14 TO AMEND ARKANSAS LAW CONCERNING SCRAP
15 METAL DEALERS; AND TO REQUIRE BUYERS OF
16 USED CATALYTIC CONVERTERS TO MAINTAIN
17 RECORDS.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. Arkansas Code § 17-44-101, concerning definitions used in
24 the chapter concerning scrap metal dealers, is amended to add an additional
25 subdivision to read as follows:

26 (10) "Catalytic converter" means an exhaust emission control
27 device that reduces toxic gases and pollutants from internal combustion
28 engines.
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30 SECTION 2. Arkansas Code § 17-44-102(d)(10)(A), concerning records
31 required by scrap metal dealers, is amended to read as follows:

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

34 (i) ~~Seller;~~ and The seller;

35 (ii) ~~Scrap~~ The scrap metal in the form in which it
36 was purchased; and



1 (iii) A catalytic converter, if any.

2
3 SECTION 3. Arkansas Code Title 17, Chapter 44, Subchapter 1, is
4 amended to add an additional section to read as follows:

5 17-44-109. Buyer of used catalytic converter.

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

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

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

14 (A) The name and home address of the buyer;

15 (B) The name and home address of the seller;

16 (C) The license plate of the seller's vehicle;

17 (D) The seller's driver's license number or number from a
18 different form of government-issued photo identification;

19 (E) The number of used catalytic converters purchased; and

20 (F) A photo of the used catalytic converter or used
21 catalytic converters purchased.

22 (b) The buyer of a used catalytic converter:

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

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

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

29 (1) Kept for a period of one (1) year;

30 (2) Made available to any law enforcement agency of the State of
31 Arkansas or Arkansas municipality or county; and

32 (3) Available for use in any legal proceeding.

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

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/s/Rye