



ARIZONA STATE SENATE

Fifty-First Legislature, Second Regular Session

FACT SHEET FOR S.B. 1460

used catalytic converter; purchase; sale

Purpose

Resolves a conflict in statute by allowing scrap metal dealers to purchase and sell used catalytic converters in certain circumstances.

Background

A scrap metal dealer is a person or business entity, except an automotive recycler, that is engaged in the business of purchasing, trading, bartering or receiving secondhand material that is commonly known as scrap metal. Dealers are prohibited from purchasing certain types of scrap metal, such as municipal sewer or storm drain manhole covers, water meters, kegs and catalytic converters except in certain circumstances (A.R.S §§ 44-1642 and 44-1642.01).

Laws 2012, Chapter 196 amended A.R.S. § 13-3728 to prohibit a scrap metal dealer from purchasing or selling a used catalytic converter. However, A.R.S. § 44-1642.01, subsection B, allows a scrap metal dealer to purchase a catalytic converter if it was acquired: 1) through a transaction with an industrial account; 2) through another scrap metal dealer; or 3) after the catalytic converter is authorized for release by a peace officer. SB 1460 resolves this conflict by amending A.R.S. § 13-3728 to allow a scrap metal dealer to purchase and sell used catalytic converters under the circumstances listed in A.R.S. § 44-1642.01. Anyone who violates scrap metal requirements is guilty of a class 1 misdemeanor.

There is no anticipated fiscal impact to the state General Fund associated with this legislation.

Provisions

1. Resolves a statutory conflict by allowing scrap metal dealers to purchase and sell used catalytic converters as long as they are acquired:
 - a) through a transaction with an industrial account;
 - b) through another scrap metal dealer; or
 - c) after authorized for release by a peace officer.
2. Makes a conforming change.
3. Becomes effective on the general effective date.

Prepared by Senate Research

February 7, 2014

AW/RC/lS