



recycling



SCRAP THEFT COMPLIANCE GUIDE



A reference guide to the materials theft regulations affecting scrap recyclers throughout the United States.







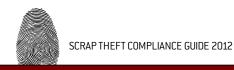






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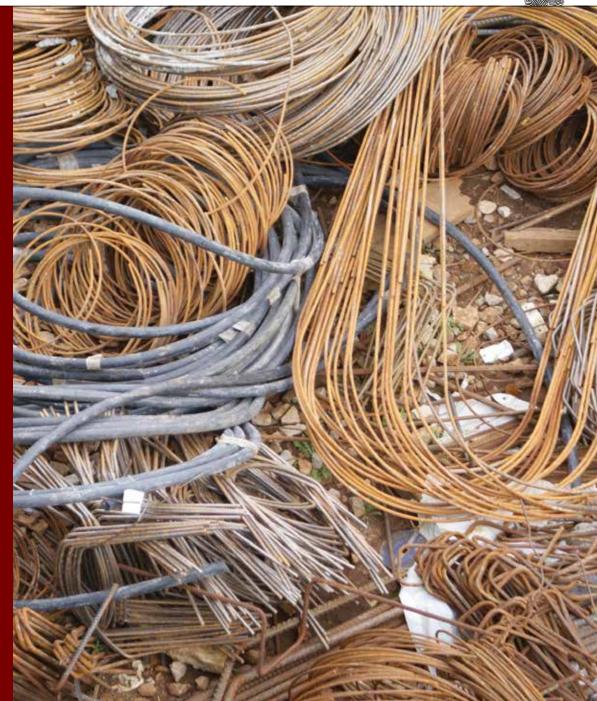


FILLING IN THE HOLES

In 2009, when the *Recycling Today* staff first published the "Scrap Theft Compliance Guide," we observed that federal materials theft legislation had been mostly pushed aside by the U.S. Congress, leaving scrap metal recyclers to face a patchwork of state and local regulations that dictate how they must operate their businesses. While federal materials theft legislation still lags behind other national issues in the eyes of Congress, it would appear scrap dealers continue to work determinedly to keep stolen materials out of the markets. Additionally, the Institute of Scrap Recycling Industries Inc. [ISRI], Washington, D.C., maintains a list of best practices for scrap dealers as well as ScrapTheftAlert.com, a website that allows dealers to alert law enforcement to materials theft. Across the country, task forces have emerged to strengthen the laws in their communities.

The following pages contain a state-by-state regulatory compliance guide to aid scrap dealers in complying with the various requirements contained in state anti-metals-theft legislation as well as a quick-reference chart illustrating the numerous requirements. When we last published this guide, five states had yet to pass some form of anti-metals-theft legislation that affects the record-keeping requirements or overall operations of scrap dealers' businesses. In our research, we found that three of those five states have enacted some form of legislation, leaving Alaska and North Dakota as the last two states yet to enforce requirements that would affect how scrap dealers run their operations. However, authorities in North Dakota have been implementing a sevenday tag-and-hold policy on a case-by-case basis. As well, in the three years since we first published this guide, several states, including Ohio, Florida, Alabama and Georgia, have passed additional legislation. Metals theft and the proliferation of regulations that have arisen as a result remain a frustrating burden on U.S. scrap processors.

To update this guide, *Recycling Today* staff reviewed online databases for state legislatures across the country. As state anti-metals-theft laws continue to emerge or to be revised, we may not have included late-breaking changes in this edition of the "Scrap Theft Compliance Guide." If you are aware of an important regulation in the state in which you operate, please email Assistant Editor Kelley Stoklosa at kstoklosa@gie.net. Also, this compliance guide does not include specific city and county ordinances, therefore the *Recycling Today* staff would like to remind readers to consult with their local authorities.



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	Payment Restrictions	Fingerprints	Video	Tag & Hold	ID Information	License Plate No./Vehicle Description	Photo of Material	Photo of Seller	Notify Local Authority	Reporting	Scrap Dragon, EZ Cash and JPEGger Handle It
Alabama											
Alaska											
Arizona											
Arkansas											
California											
Colorado											
Connecticut											
Delaware											
Florida	•	•		•	•	•					•
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Kentucky				•	•	•		•	•	•	•
Louisiana	•			•	•	•	•		•	•	•
Maine	•			•	•						•
Maryland	•			•	•	•			•		•
Massachusetts					•	•					
Michigan		•	•	•	•	•			•	•	•
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Mississippi	•			•	•	•				•	•
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	Payment Restrictions	Fingerprints	Video	Tag & Hold	ID Information	License Plate No./Vehicle Description	Photo of Material	Photo of Seller	Notify Local Authority	NMVTIS Reporting	Scrap Dragon, EZ Cash and JPEGger Handle It
Montana					•						•
Nebraska		•			•	•	•		•	•	•
Nevada		•		•						•	
New Hampshire										•	
New Jersey					•	•				•	•
New Mexico											•
New York					•					•	
North Carolina	•				•						
North Dakota											
Ohio											
Oklahoma											
Oregon											
Pennsylvania											
Rhode Island											
South Carolina											
South Dakota											
Tennessee											
Texas											
Utah											
Vermont				•					•	•	•
Virginia				•	•				•	•	•
Washington	•	•		•	•	•			•	•	•
West Virginia					•						•
Wisconsin						•		•	•	•	•
Wyoming					•	•			•	•	•







Fingerprints

Vide

Tag and hold

ID Information

License Plate No./Vehicle Description

Photo of Material

Photo of Seller

Notify Local Authority

NMVTIS Reporting

ALABAMA



Scrap dealers must maintain records of transactions on site for a minimum of one year. They are prohibited from paying cash for sales of copper, air conditioners or parts of catalytic converters exceeding \$50 and for sales of all other material exceeding \$500. Checks must be made payable to the name and address of the seller and be mailed to his or her recorded address or picked up by the seller. There is a 15-day tag-and-hold policy when notified by law enforcement. It is unlawful to purchase or possess any wire, pedestal or other equipment marked as belonging to any public utility, government entity, railroad, school, graveyard or private business without written proof that the seller is entitled to sell such materials.

ARIZONA



All purchases must be paid for by nontransferrable check to be mailed to the physical address on the seller's photo ID. Recyclers must not buy metal from the same customer more than once per day. Scrap dealers must obtain a photocopy of the seller's driver's license, a photo of the metal, including description and weight of material, a video or photo of the seller, the seller's right index fingerprint and a description of the seller's vehicle and its license plate number. There is a 15-day tag-and-hold policy when instructed to do so by law enforcement. Recyclers must contact the Department of Public Safety within 24 hours of a sale and must upload the receipt electronically.

ARKANSAS



Scrap dealers are required to maintain a record of all purchases for one year. A minimum seven-day tag-and-hold policy is in effect. Scrap metal recyclers are required to obtain fingerprints of sellers. A video or photograph must be taken of all sellers and the material being sold, including a description and the weight of material. Buyers must report purchased vehicle material to NMVTIS. Additionally, after a three-day waiting period they are required to pay by check to sellers who have pled guilty or have been found guilty of burglary or vandalism when the offense involved scrap metal.

CALIFORNIA



Scrap dealers must maintain records of transactions for two years, which are subject to inspection by law enforcement at any time. Scrap metal dealers must complete purchases with a nontransferable check that will be mailed to the seller's home or picked up in person after three days. The payment delay is excused if a customer has been to the same yard at least five times per month for three months in a row. Additionally, the recycler must obtain a photograph or video of the seller, the seller's thumbprint, a copy of the seller's driver's license, a description and the license plate number of the seller's vehicle. There is a 90-day tag-and-hold policy when notified by law enforcement, which is not applicable for nonferrous metal or beverage containers when the transaction is less than \$20.

COLORADO



Scrap metal recyclers are required to keep a record of all transactions involving commodity metals for two years. Additionally, there is a five-day tag-and-hold policy when instructed to do so by law enforcement. Buyers must report purchased vehicles to NMVTIS.

CONNECTICUT



Scrap dealers must maintain records of all transactions for two years that must include photographs of the seller's vehicle, including license plate, the material purchased, a description of the material and a statement as to the location the material came from. There is a five-day tag-and-hold policy for purchases of telecommunications wire, unless it is purchased from a registered person engaged in the demolition business or a person who has already segregated scrap metal. Some city and county authorities have additional requirements. Scrap dealers are encouraged to check with local authorities for local requirements.

DELAWARE



Scrap dealers must maintain a record of all transactions, which must include a photograph or video of the seller (a copy of a valid photo ID is acceptable) and the seller's vehicle's license plate number for all transactions. Dealers must immediately report transactions to law enforcement. There is a seven-day tag-and-hold policy, unless the transaction is with a commercial entity.





FLORIDA



Scrap dealers are required to maintain a record of all purchases, including a copy of the seller's driver's license and fingerprints as well as notes on distinguishing features of the seller and his or her signature under a sworn statement of ownership. Beer keg purchases must include written documentation from the manufacturer that the seller is the owner of the keg or an agent of the manufacturer. Scrap dealers should consult the city and county in which they reside for additional requirements.

GEORGIA



Every 12 months, scrap dealers must register with the sheriff's department in the county in which the secondary metal recycler is located. The purchase of metal materials is prohibited between the hours of 7 p.m. and 7 a.m. Buyers are required to record the make, model, state of issue and license plate number of the seller's vehicle used to transport scrap, though it is permissible to purchase scrap from a person not in a vehicle. A digital photo or video of the material being purchased, including a time stamp, the weight and a description of material and seller contact information, is required. A recognizable image of the seller along with a signed statement indicating he or she has not been convicted of metals theft must be retained by the scrap dealer.

HAWAII



When purchasing scrap metal, dealers must obtain a written statement from the seller certifying that he or she has the lawful right to sell and dispose of the scrap. Metal recyclers must issue payment by check that must be mailed to the address listed on the seller's driver's license or picked up by the seller when purchasing copper scrap or beer kegs. Copper purchases are unlawful without a copy of a contractor's license, and buyers must inform law enforcement of the attempted sale.

IDAHO



Scrap dealers are required to maintain records for all purchases exceeding \$10 and must include the seller's driver's license number or the seller's vehicle's license plate number. Scrap metal recyclers must pay by check for commercial accounts and are subject to a 10-day tag-and-hold policy when notified by law enforcement. Dealers must keep records, certification, registrations and all other documentation on site for three years.

ILLINOIS



Scrap recyclers are required to keep records of all the purchases of scrap metal of more than \$100 for three years and records of purchases of beer kegs for one year. No scrap metal business may purchase or receive beer kegs from anyone except a distributor or manufacturer of beer kegs or a licensed brewery. The purchase of air conditioners and air conditioner coils and copper valued at more than \$100 must be paid by nontransferrable check. Metal recyclers are required to obtain a copy of the seller's driver's license and a photograph of the seller at the time of purchase. Scrap dealers are asked to check local ordinances about additional regulations.

INDIANA



Scrap dealers must keep for two years a record of all transactions that must include a copy of the seller's driver's license, a photo of the seller and a photo of the material purchased. Scrap recyclers may not accept a metal beer keg if it is clearly marked as the property of a brewery. There is a minimum five-working-day tag-and-hold policy when notified by law enforcement.

IOW



Scrap dealers must retain a copy the seller's driver's license. Dealers also must maintain records on site for all transactions for a minimum of one year.

KANSAS



Scrap dealers must maintain a record of all transactions for two years that includes a copy of the seller's driver's license and a copy of the seller's fingerprints. Metals recyclers must comply with a 33-day tag-and-hold policy when notified by law enforcement. Scrap dealers may not purchase any metals or copper that appear to be smelted, burned or melted without a signed waiver from the seller stating he or she is the true owner.

KENTUCKY



Scrap dealers must keep a record of transactions for two years that must include a copy of the seller's driver's license and video surveillance at the intake scale. Scrap metal recyclers must notify law enforcement of all purchases within 24 hours of the purchase. A three-day tag-and-hold policy is in effect.







Scrap dealers are required to keep a record of all transactions for two years, including a copy of the seller's driver's license. A 10-day tag-and-hold policy is in effect. Secondary metal processors shall submit an electronic report of the vehicle identification number (VIN) to the Office of Motor Vehicles (OMV) for each auto hulk received from a seller. The report shall be in a form approved by the OMV and must be submitted within 72 hours of the purchase of the auto hulk.





Scrap dealers are required to keep a record of all transactions for a minimum of one year. Scrap dealers may provide payment only by check made payable to the seller for all transactions. A 72-hour tag-and-hold-policy may be enforced by law enforcement at any time.

MARYLAND



Scrap dealers are required to keep a record of transactions that must include a copy of the seller's driver's license, the license plate number of the driver's vehicle, a description of the vehicle and a description of the material purchased. Dealers must report their transactions to law enforcement electronically by 10 a.m. the following day or by mail at the end of the day. A 15-day-minimum tag-and-hold policy is in effect.

MASSACHUSETTS



Scrap recyclers must maintain a record of all purchases for a minimum of two years and are subject to inspection by law enforcement at any time. There is a 10-day-minimum tagand-hold policy when notified by law enforcement. Transactions must be recorded and sent electronically to the Criminal History Systems Board within 48 hours.

MICHIGAN



Scrap dealers are required to maintain records of transactions, including a copy of the seller's driver's license, a copy of the seller's fingerprint, the license plate number of the seller's vehicle and a signed statement by the seller indicating that he or she is authorized to sell the material. A seven-day tag-and-hold policy is in effect for most purchases of non-ferrous metals.

MINNESOTA



Scrap dealers must maintain a record of transactions for three years that must include video surveillance or photographs of the seller and the seller's vehicle (including license plate) and a copy of the seller's driver's license. Dealers must install video security cameras in the scale house. Scrap recyclers may only make payment by check or electronic transfer. Excluding aluminum beverage cans, there is a 90-day tag-and-hold policy when notified by law enforcement.

MISSISSIPPI



Scrap dealers must maintain records of transactions for two years. Scrap metal recyclers must pay for purchases by electronic transfer or by check. Checks must be made payable to the name and address recorded for the seller and may not be mailed out sooner than three days after the transaction. Scrap dealers also must capture the IDs of all people with the seller at the time of the sale. There is a three-day tag-and-hold policy for all purchases.

MISSOURI



For three years, scrap dealers must keep records of purchases that include a copy of the seller's driver's license and video surveillance at the intake scales. Scrap metal recyclers cannot make payment by cash on purchases of \$50 or more. A tag-and-hold policy is in effect for a minimum of 10 days.

MONTANA



Scrap dealers must maintain for a minimum of two years records of all purchases exceeding \$50 and are subject to search by law enforcement at any time. A tag-and-hold policy is in effect for a minimum of 10 days.

NEBRASKA



Scrap recyclers must maintain for one year records of transactions that must include a copy of the seller's fingerprint for purchases of copper or catalytic converters. Scrap dealers may not pay cash for transactions exceeding \$25. All payment for copper and catalytic converters must be made by check.







Scrap dealers must maintain a record of transactions, including photos of the seller; a copy of the seller's driver's license; a description of the seller's vehicle, including license plate number; video surveillance at the intake scales; and a copy of the seller's fingerprint. A seven-day tag-and-hold policy is in effect when notified by law enforcement.

NEW HAMPSHIRE



Scrap dealers must maintain records of transactions for an unspecified period of time. A seven-day-minimum tag-and-hold policy is in effect.

NEW JERSEY



Scrap dealers must maintain records for five years of transactions of more than \$50 or 100 pounds, which must include a copy of the seller's driver's license and a description of the material purchased. A five-day tag-and-hold policy is in place when notified by the police.

NEW MEXICO



Scrap dealers must maintain a record of transactions for three years. There is a five-day tag-and-hold policy for this state. A written record must be filed electronically with the New Mexico Regulations and Licensing Department (RLD) within 48 hours of all purchases. The RLD will then make copies for the buyer and seller. Scrap dealers also should be aware of local ordinances.

NEW YORK



Scrap dealers must maintain records of transactions for two years, including a copy of the seller's driver's license. New York state law requires anyone involved in the transfer or disposal of 1973 or newer model year junk or salvage vehicles to obtain a registration or certification from the Department of Motor Vehicles.

NORTH CAROLINA



Scrap metal recyclers must maintain a record of all transactions, including a copy of the seller's driver's license. All transactions must be paid by nontransferable check or money transfer to the seller's home address. It is unlawful to purchase catalytic converters unless they are part of the entire automobile.

OHIO



Records of all transactions must be kept for a minimum of one year. Video recordings are required to be kept for at least 30 days. No scrap metal dealer shall purchase more than one catalytic converter per day from any person with the exception of motor vehicle dealers. Scrap dealers must post a notice in a conspicuous place on their premises providing notification of the penalties applicable to any person who provides a false personal identification card to the dealer or provides any other information that may hinder the buyers' responsibility to maintain records of all transactions.

OKLAHOMA



Scrap recyclers must maintain a record of transactions that includes a copy of the seller's driver's license and a description of the seller's vehicle, including license plate number. Scrap recyclers may not make payment by cash for purchases exceeding \$25. They also must report transactions to law enforcement within 48 hours of the sale and are subject to a 10-day tag-and-hold policy for materials weighing more than 35 pounds.

OREGON



Scrap dealers are required to maintain a record of transactions. They also are required to use video surveillance at the intake scales and keep the video for a minimum of 30 days. Scrap recyclers must make payment by check mailed to the seller's address no earlier than three days after the date of the transaction. There is a 10-day tag-and-hold policy when notified by law enforcement.

PENNSYLVANIA



Scrap dealers must maintain a record of transactions that includes a copy of the seller's driver's license and the seller's vehicle's license plate number for transactions of more than \$100. There is a 48-hour tag-and-hold policy with an additional 24-hour period when notified by law enforcement. There is a five-day tag-and-hold on all data or electrical wire or cable. All data or electrical wire and cable purchases must have signed notice of where the wire or cable came from and a copy of the seller's vehicle registration.

RHODE ISLAND



Scrap dealers must maintain a record of all transactions, including a description of the material purchased. There is a 14-day tag-and-hold policy when notified by law enforcement. Scrap dealers should consult local ordinances for additional rules.







Scrap dealers must maintain a record of transactions for five years that includes a copy of the seller's driver's license. There is a 15-day tag-and-hold policy when notified by law enforcement. Payment can be made by cash or check payable after a three-day waiting period.

SOUTH DAKOTA



Scrap dealers must maintain records of transactions for one year. A 10-day tag-and-hold policy is in effect when notified by law enforcement.

TENNESSEE



Scrap dealers must maintain records of transactions, which must include a copy of the seller's fingerprint, a copy of the seller's driver's license and the license plate number of the seller's vehicle, for three years. Also, the dealer must obtain a photo of the seller in cases where a driver's license is unavailable. When purchasing from a business, payment must be made by check, mailed to the business' address unless the business is preregistered with the dealer, in which case payment can be made by any method. When purchasing from a nonbusiness customer, scrap recyclers must make payment by check mailed to the seller's address or may make payment by voucher, which cannot be redeemed sooner than five days after the transaction.

TEXAS



Scrap dealers must maintain a record of transactions for three years that must include a photographs of the seller, the material and the seller's vehicle, a copy of the seller's driver's license and a copy of the seller's fingerprint. Additionally, a three-day tag-and-hold policy is in effect, which can be extended to 60 days when law enforcement suspects the purchase of materials is unlawful. Scrap recyclers are required to report information on their transactions electronically to the state within two days.

UTAH



Scrap dealers must keep a record of all sales for transactions of more than \$50 or 25 pounds. Records must be kept on site for a minimum of one year and are subject to inspection of law enforcement at any time.

VERMONT



Scrap dealers must maintain a record of transactions for five years. There is a 15-day tagand-hold policy for items believed to be obtained unlawfully. Law enforcement must be notified of purchases by the end of the same day.

VIRGINIA



Scrap dealers must maintain a record of transactions, including a description of the material purchased and the seller's vehicle's license plate number. There is a 15-day tag-and-hold policy if material purchased is marked. Certain materials, such as HVAC supplies, building supplies and gutters, may only be purchased from licensed sellers. Scrap dealers must notify law enforcement of these transactions by noon the following day.

WASHINGTON



Scrap dealers must maintain a record of transactions, including the seller's driver's license number and a description of the seller's vehicle and its license plate number. Dealers must record a description of all materials, including the Institute of Scrap Recycling Industries' code word for each type of material. Payments must be made by nontransferable check after a waiting period of 10 days.

WEST VIRGINIA



Scrap dealers must maintain a record of transactions for three years. Transactions must be reported to law enforcement within 72 hours of the purchase.

WISCONSIN



Scrap dealers must maintain a record of transactions for two years that must include a photo or video images of the seller's vehicle and license plate, a signed declaration that the seller is the owner of the material being sold and a description of the material sold.

WYOMING



Scrap dealers must retain a copy the seller's driver's license. Dealers also must maintain records for all vehicle transactions for a minimum of three years.

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- Dual Cash Dis-
- penser 8 Cassettes - Up To
- 16.000 Notes
- **UL Rated Safe**
- **Optional Coin** Dispenser



FEATURES

- Through-The-Wall
- **Exterior Rated**
- Self-Service ATM
- Barcode Reader
- **Dual Cash Dis**penser (Single Cash Dispenser





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Self Service-ARCA 2600

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