

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

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

89th General Assembly

# A Bill

Regular Session, 2013

HOUSE BILL 1982

By: Representative Hillman

By: *Senator J. Dismang*

## For An Act To Be Entitled

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

### Subtitle

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

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

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

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

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

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

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

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



information:

(A) The person's:

(i) Name;

(ii) Physical mailing address;

(iii) Contact phone number;

(iv) Vehicle license plate number; and

(v) Driver's license number;

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

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

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

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

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

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

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

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

/s/Hillman