

FIRST REGULAR SESSION

# SENATE BILL NO. 683

94TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR KOSTER.

Read 1st time March 1, 2007, and ordered printed.

TERRY L. SPIELER, Secretary.

2179S.011

## AN ACT

To repeal section 407.300, RSMo, and to enact in lieu thereof one new section relating to the acquisition of copper or aluminum by trade or purchase, with penalty provisions.

*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Section 407.300, RSMo, is repealed and one new section  
2 enacted in lieu thereof, to be known as section 407.300, to read as follows:

407.300. 1. Every **purchaser or collector of, or dealer in junk, scrap**  
2 **metal**, or any secondhand property shall keep a register [which shall contain the  
3 name and address of the person from whom] **containing a written record for**  
4 **each purchase or trade in which each type of metal subject to the**  
5 **provisions of this section is obtained for value. There shall be a**  
6 **separate record for each transaction involving any aluminum or copper**  
7 **wire [or], cable [is purchased], bars, ingots, rods, tubes, pipes, scraps,**  
8 **clamps, or connectors**, whatever may be the condition or length of such [copper  
9 wire or cable] **metal and whether or not it is mixed or conjoined with any**  
10 **other substances, containing the following data: A legible right**  
11 **thumbprint and a photocopy of the operator's license or other state-**  
12 **issued form of identification of the person from whom the material is**  
13 **obtained; the motor vehicle license number of the vehicle utilized in**  
14 **delivering the material; [the residence or place of business and driver's license**  
15 **number of such person;] the date, time, and place of and a full description of**  
16 **each such purchase or trade including the quantity by weight thereof; and**  
17 **shall permit any peace officer to inspect the register at any reasonable time]. If**

**EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.**

18 the person from whom the material is obtained does not possess a valid  
19 state-issued photo identification that matches the appearance of the  
20 person, the purchaser, collector, or dealer shall take and maintain in  
21 a manner that cross references to the written record a photograph of  
22 the face of the person along with a reasonably accurate record of the  
23 person's height and weight.

24 2. The purchaser, collector, or dealer shall not sell, transfer, or  
25 otherwise dispose of the aluminum or copper for a minimum of fifteen  
26 days after the date on which it was obtained. If the purchaser,  
27 collector, or dealer receives any alert from a law enforcement agency,  
28 electric utility, or rural electric cooperative of the theft of copper or  
29 aluminum, the material shall be retained for an additional thirty  
30 days. Any transfer of the material to another person or entity after the  
31 required time period shall be documented and maintained in the same  
32 manner as the original transaction in which the material was obtained.

33 3. The records required under this section shall be maintained  
34 for a minimum of twenty-four months from when such material is  
35 obtained and shall be immediately available for inspection by any law  
36 enforcement agent or an authorized agent of any rural electric  
37 cooperative, electric utility, or railroad corporation at any reasonable  
38 time.

39 4. Anyone convicted of knowingly violating this section shall be guilty  
40 of a class B misdemeanor and shall be fined not less than [twenty-five] one  
41 thousand dollars nor more than [five hundred] ten thousand dollars[, or  
42 imprisoned for not less than thirty days nor more than six months, or both].

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