

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1092 Session of 2021

INTRODUCED BY KAUFFMAN, STAMBAUGH, PYLE, JAMES, ZIMMERMAN,  
WHEELAND AND GILLEN, APRIL 5, 2021

REFERRED TO COMMITTEE ON JUDICIARY, APRIL 5, 2021

AN ACT

1 Amending the act of October 9, 2008 (P.L.1408, No.113), entitled  
2 "An act requiring scrap processors and recycling facility  
3 operators to collect certain information relating to the  
4 purchase of scrap material; requiring commercial accounts;  
5 and restricting scrap processors and recycling facility  
6 operators from purchasing certain materials," further  
7 providing for identification requirements for sale of scrap  
8 materials to scrap processors and recycling facility  
9 operators.

10 The General Assembly of the Commonwealth of Pennsylvania  
11 hereby enacts as follows:

12 Section 1. Section 3(a) and (b) of the act of October 9,  
13 2008 (P.L.1408, No.113), known as the Scrap Material Theft  
14 Prevention Act, are amended to read:

15 Section 3. Identification requirements for sale of scrap  
16 materials to scrap processors and recycling facility  
17 operators.

18 (a) General rule.--A scrap processor and recycling facility  
19 operator shall collect the following information for all  
20 transactions by a seller of restricted material under section 5  
21 and from any other seller when the purchase of scrap material

1 from the seller exceeds \$100 or where the scrap material bears a  
2 name or mark under 54 Pa.C.S. Ch. 15 (relating to reusable  
3 marked articles and receptacles):

4 (1) A photocopy of the driver's license of the seller.

5 (2) The seller's and buyer's signature for each  
6 transaction.

7 (3) The license plate number of the motor vehicle the  
8 seller operates at the time of the transaction.

9 (4) Written permission of the seller's parent or legal  
10 guardian, if the seller is under 18 years of age.

11 (5) The date and time of the transaction.

12 (6) A description of the scrap material included in the  
13 transaction, including the weight of the scrap material and  
14 the amount paid to the seller.

15 (b) Tracking the transaction.--A scrap processor and  
16 recycling facility operator shall, when payment is made in cash,  
17 develop methods of tracking a transaction that obtains the  
18 seller's photograph or a copy of the seller's driver's license  
19 and the seller's signature on a receipt for the transaction. The  
20 receipt shall include a certification that the seller is the  
21 owner or authorized seller of the scrap material.

22 \* \* \*

23 Section 2. This act shall take effect in 60 days.