

2022 -- H 7751 SUBSTITUTE B

LC003230/SUB B/2

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2022

A N A C T

RELATING TO COMMERCIAL LAW -- GENERAL REGULATORY PROVISIONS --
PURCHASE AND SALE OF PRECIOUS METALS -- CATALYTIC CONVERTERS

Introduced By: Representatives Solomon, and Cardillo

Date Introduced: March 02, 2022

Referred To: House Corporations

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 6-11.1-4 of the General Laws in Chapter 6-11.1 entitled "Purchase
2 and Sale of Precious Metals" is hereby amended to read as follows:

3 **6-11.1-4. Record of transactions required -- Reports to police.**

4 (a) ~~Every~~ Except as provided in subsection (e) of this section, every person licensed under
5 this chapter shall keep a copy of the report form obtained from or under the direction of the attorney
6 general, containing a comprehensive record of all transactions concerning precious metals
7 including catalytic converters. The comprehensive record shall be hand printed legibly or typed.
8 The record shall include the date and hour of the transaction; the name, address, telephone number
9 and date of birth of the seller, as well as a photocopy or digital image of a seller's photo
10 identification; the seller's signature, and; a complete and accurate description of the property
11 purchased or sold including any serial numbers or other identifying marks or symbols; ~~and the date~~
12 ~~and hour of the transaction.~~

13 (b) For any transacted catalytic converter, the record shall include either the vehicle
14 registration or the vehicle identification number for the vehicle from which it was removed and the
15 license plate number, state of issue, make and model of the vehicle used to deliver the property to
16 the licensee.

17 ~~(c)~~ (c) All persons licensed under this chapter shall deliver or mail weekly to the chief of
18 police of the city or town in which the business is located and electronically submit to the attorney

1 general, in a manner specified by the attorney general, all report forms from the preceding seven-
2 day (7) period.

3 ~~(e)~~(d) Every person licensed under this chapter shall retain a copy of the report form for a
4 period of one year from the date of the sale stated on the form. These records are to be made
5 available for inspection by any law enforcement agency requesting to review them. Licensees or
6 secondary metals recyclers are prohibited from releasing a supplier's information without their
7 consent, unless the disclosure is made in response to a request from a law enforcement agency.

8 (e) The requirements set forth in subsection (b) of this section shall not apply to business-
9 to-business transactions. For purposes of this section, "business to business transactions" means a
10 purchase of precious metals from a person or entity that is in the business of generating precious
11 metals from its normal operation or is duly engaged in the business of purchasing, selling, bartering,
12 or dealing in automotive salvage, precious metals or second hand articles.

13 (f) Any violation of these provisions shall be subject to the penalties set forth in § 6-11.1-
14 7.

15 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF

A N A C T

RELATING TO COMMERCIAL LAW -- GENERAL REGULATORY PROVISIONS --
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1 This act would require that purchasers of a catalytic converter, except for business-to-
2 business transactions, obtain either the vehicle registration or the vehicle identification number
3 from which the catalytic converter was removed and provide upon request, the information to a law
4 enforcement agency.

5 This act would take effect upon passage.

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