

MINUTES OF THE SENATE FEDERAL AND STATE AFFAIRS COMMITTEE

The meeting was called to order by Chairman Pete Brungardt at 1:15 p.m. on March 23, 2011, in Room 144-S of the Capitol.

All members were present except:
Senator Steve Abrams
Senator Steve Morris

Committee staff present:
Jason Long, Office of the Revisor of Statutes
Doug Taylor, Office of the Revisor of Statutes
Dennis Hodgins, Kansas Legislative Research Department
Julian Efird, Kansas Legislative Research Department
Connie Burns, Committee Assistant

Conferees appearing before the Committee:
Senator Pyle
Whitney Damron, City of Topeka
Bud Burke, Advantage Recycling

Others attending:
See attached list.

Committee minutes for February 15, 16, 17, 22 and March 2, 8, 9, and 10. Distributed on March 18, 2011, stand approved.

Introduction of Bills:

Senator Pyle requested a bill introduction to change the Governor's allotment power.

Senator Ostemeyer moved that this request should be introduced as a committee bill. Senator Faust-Goudeau seconded the motion. The motion carried.

Chairman Brungardt requested a resolution introduction for Senator Kelly Kultala regarding immigration reform policies.

Senator Brungardt moved that this request should be introduced as a committee bill. Senator Owens seconded the motion. The motion carried.

HB 2312 - Regulated scrap metal; licensing scrap metal dealers; unlawful acts; criminal penalties.

Chairman Brungardt opened the hearing on **HB 2312**.

Whitney Damron, City of Topeka, testified in favor of the bill. (Attachment 1) The bill would create new sections of law to govern scrap metal dealers. New sections 1, 2 and 3 have been redrafted as substitute language, rather than attempting to amend the balloon version provided to the Judiciary Committee.

New Section 1

- Amended from a licensure process for scrap metal recyclers into a registration procedure on a form created by the Kansas Attorney General
- Local law enforcement agencies are notified of a new scrap metal recycler registration, but neither they or local units of government can deny a registration except in cases where the registrant is not qualified to register
- Persons licensed under KSA 8-2404 are exempt from the act

New Section 2

- Registration process
- If convicted of certain felonies in the five years preceding cannot hold a scrap metal dealer license

Registration is valid for ten years

CONTINUATION SHEET

The minutes of the Federal and State Committee at 1:15 p.m. on March 23, 2011, in Room 144-S of the Capitol.

New Section 3

- The reasons when and for what a local unit of government can seek to suspend a scrap metal dealer's registration for up to 30 days or revoke. A registration can be revoked if it has been suspended three times within the preceding 24 months
- Registrant is allowed to seek permission from the court to continue to operate during enforcement proceedings
- Actions are brought against a registrant's location, not the company that might have multiple locations with a state

Section 4

- Enhanced penalties for metal theft crimes that will now include the cost of damage repair or replacement due to theft

Section 5

- No changes to current law

Section 6

- Clarification of telecommunication's wire language
- Deletion of section (g) and subsections; moved into KSA 50-6,110 (vs 50-6,111)

Amendment to KSA 50-6,110

In working with Advantage Metals, the restrictions proposed in Sec. 6 of the bill should properly be in this statute, not where originally placed.

New (e) four exceptions to purchasing certain metals, which will require the collection of the prescribed information from sellers, payment by check or in the alternative, capture of a photograph of the seller, and identifies payment

New (f) Outlines payments required to be made either by numbered check for certain transactions or via an electronic payment distribution system with certain photography and record keeping capabilities.

Staff provided a balloon to cover the changes above. ([Attachment 2](#))

Bud Burke, on behalf of Advantage Metals, spoke in favor of the bill. ([Attachment 3](#)) It was requested that Advantage be heavily involved to ensure the technical definitions are correct and consistent with industry standards since the cost of non-compliance will move from monetary fines to loss of ability to operate their business. What seems like minor wording changes can also have unintentional consequences of limiting what material can and can't be recycled by individuals and businesses. Information was provided on Advantage Metal.

Chairman Brungardt closed the hearing on **HB 2312**.

Final Action:

HB 2312 - Regulated scrap metal; licensing scrap metal dealers; unlawful acts; criminal penalties.

Senator Reitz moved the balloon provided by staff. Senator Haley seconded the motion. The motion carried.

Senator Haley moved to pass **HB 2312** out favorably as amended. Senator Reitz seconded the motion. The motion carried.

The meeting was adjourned at 1:35 p.m.

GUEST LIST

DATE _____

[illegible]



MEMORANDUM

TO: Chairman Pete Brungardt
And Members of the Senate Committee on Federal and State Affairs

FROM: Whitney Damron
On behalf of the City of Topeka

AND: Associated General Contractors of Kansas
Black Hills Energy
ITC Great Plains
Kansas Association of Broadcasters
Kansas Cable Telecommunications Association
Kansas Electric Cooperatives, Inc.
Kansas Electric Power Cooperative, Inc.
Kansas Railroads
KCP&L
Kansas Municipal Utilities
Midwest Energy, Inc.
The Empire District Electric Company
Westar Energy

RE: HB 2312 – An Act concerning regulated scrap metal; relating to registration for scrap metal dealers; unlawful acts; criminal penalties; amending K.S.A. 2010 Supp. 50-6,109 and 50-6,111 and repealing the existing sections.

DATE: March 23, 2011

Mr. Chairman and Members of the Committee:

On behalf of the City of Topeka and the thirteen companies and associations referenced on my remarks, I wish to thank the Committee for accommodating a hearing on HB 2312 at this late date in the session. For the past few weeks, we have worked with representatives of the Sheriffs, Chief of Police and Peace Officers Associations, the office of the Attorney General and Advantage Metal to come to agreement on enhanced regulatory requirements for scrap metal recyclers and penalties for theft.

The next two pages of this memorandum highlight changes proposed to HB 2312 as it passed the House, which are agreed upon by the parties of interest.

While I know the Committee has limited time to consider this legislation, I did want to make you aware that Ed Klumpp (Sheriffs, Chiefs of Police and Peace Officers Associations) and Kyle Smith (Office of the Attorney General) are both available to respond to questions at the appropriate time.

On behalf of the interests listed on this page and others who have appeared before you on this important matter, we thank the Committee for its continued consideration of this legislation.

WBD

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Sn Fed & State
Attachment 1

3-23-11

HB 2312 – Metal Theft Legislation

Summary of Amendments.

New Sections 1, 2 and 3 have been redrafted as substitute language, rather than attempting to amend the balloon version we provided to the Committee during hearings held on Monday, March 14.

New Section 1.

- Overall, this section and the entire bill were amended from a licensure process for scrap metal recyclers into a registration procedure on a form created by the Kansas Attorney General.
- Local law enforcement agencies are notified of a new scrap metal recycler registration, but neither they or local units of government can deny a registration except in cases where the registrant is not qualified to register (i.e., past convictions for certain crimes within past five years).
- Persons licensed under K.S.A. 8-2404 are exempt from the act (i.e., auto salvage yards, auto recyclers, etc.), unless they are also scrap metal dealers, too.

New Section 2.

- Outlines registration process.
- Those who have been convicted of certain felonies in the five years preceding cannot hold a scrap metal dealer license.
- Registration is valid for ten years.

New Section 3.

- Outlines when and for what reasons a local unit of government can seek to suspend a scrap metal dealer's registration for up to 30 days or revoke. A registration may be revoked if it has been suspended three times within the preceding 24 months.
- Registrant is allowed to seek permission from the court to continue to operate during enforcement proceedings.
- Actions are brought against a registrant's location, not the company that might have multiple locations within a state.

Section 4.

- Enhanced penalties for metal theft crimes that will now include the cost of damage repair or replacement due to theft.

Section 5.

- No changes to current law.

Section 6.

- Clarification of telecommunications wire language.
- Deletion of section (g) and subsections; moved into K.S.A. 50-6,110 (vs. 50-6,111).

Amendments to K.S.A. 50-6,110

In working with Advantage Metals, we came to the conclusion that our restrictions proposed into Section 6 of the bill should properly be in this statute, not where we had originally placed them.

- New (e): Four exceptions to purchasing certain metals, which will require the collection of the prescribed information from sellers, payment by check or in the alternative, capture of a photograph of the seller and identifies payment.
- New (f): Outlines payments required to be made either by numbered check for certain transactions or via an electronic payment distribution system with certain photography and record keeping capabilities.

[As Amended by House Committee of the Whole]

As Amended by House Committee

Session of 2011

HOUSE BILL No. 2312

By Committee on Judiciary

2-11

1 AN ACT concerning regulated scrap metal; relating to licensure for scrap
2 metal dealers; unlawful acts; criminal penalties; amending K.S.A.
3 2010 Supp. 50-6,109 and 50-6,111 and repealing the existing sections.

4
5 *Be it enacted by the Legislature of the State of Kansas:*

6 New Section 1. (a) On or after January 1, 2012, no business shall
7 purchase any regulated scrap metal without having first secured a license
8 for each place of business as herein provided. In case such place of
9 business is located within the corporate limits of a city, the application for
10 license shall be made to the governing body of such city. In all other
11 cases, the application for license shall be made to the board of county
12 commissioners in the county in which such place of business is to be
13 located.

14 (b) A board of county commissioners shall not issue or renew a
15 scrap metal dealer license without giving the clerk of the township
16 where the place of business is to be located written notice of the filing of
17 the application for licensure or renewal. The township board may, within
18 10 days, file advisory recommendations as to the granting of such license
19 or renewal and such advisory recommendations shall be considered by
20 the board of county commissioners before such license is issued.

21 (c) The governing body of any city and the board of county
22 commissioners shall not issue or renew a scrap metal dealer license
23 without giving the sheriff, chief of police or director of all law
24 enforcement agencies in the county written notice of the filing of the
25 application for licensure or renewal. Each law enforcement agency may,
26 within 10 days, file advisory recommendations as to the granting or
27 renewal of such license and such advisory recommendations shall be
28 considered by the governing body of the city or board of county
29 commissioners before such license is issued.

30 (d) An application for a scrap metal dealer license shall be verified
31 and upon a form prepared by the attorney general and shall contain:

- 32 (1) The name and residence of the applicant;
33 (2) the length of time that the applicant has resided within the state

Balloon Amendment

Prepared by: Jason B. Long

H:\StaffDocs\JasonL\HB 2312 (Scrap metal theft)\Balloon amendment.odt

, 50-6,110

and section 87 of chapter 136 of the 2010 Session Laws of Kansas

Sn Fed & State
Attachment 2

3-23-11

of Kansas and a list of all residences outside the state of Kansas during the previous 10 years;

(3) the particular place of business for which a license is desired;

(4) the name of the owner of the premises upon which the place of business is located; and

(5) a statement that the applicant has not within 10 years immediately preceding the date of making application been convicted of theft as defined in K.S.A. 21-3701, prior to its repeal, or section 87 of chapter 136 of the 2010 Session Laws of Kansas, theft of property lost, mislaid or delivered by mistake as defined in K.S.A. 21-3703, prior to its repeal, or section 88 of chapter 136 of the 2010 Session Laws of Kansas, theft of services, as defined in K.S.A. 21-3704, prior to its repeal, criminal deprivation of property as defined in K.S.A. 21-3705, prior to its repeal, or section 89 of chapter 136 of the 2010 Session Laws of Kansas, or any other crime involving possession of stolen property.

(e) Each application for a scrap metal dealer license to purchase regulated scrap metal shall be accompanied by a fee of not less than \$100 nor more than \$400, as prescribed by the board of county commissioners or the governing body of the city, as the case may be.

(f) The board of county commissioners or the governing body of a city shall issue a license upon application duly made as otherwise provided for herein, to any scrap metal dealer engaged in business in such county or city and qualified to receive such license, to purchase regulated scrap metals.

(g) If an original license is granted and issued, the governing body of the city or the board of county commissioners shall grant and issue renewals thereof upon application of the license holder, if the license holder is qualified to receive the same and the license has not been revoked as provided by law. The annual license fee for such license, which shall be in addition to the fee provided by subsection (e), shall be not less than \$25 nor more than \$50.

(h) No license issued under this act shall be transferable.

(i) Violation of subsection (a) is a class A nonperson misdemeanor.

New Sec. 2. (a) After examination of an application for a scrap metal dealer license, the governing body of the city or the board of county commissioners shall, if they approve the same, issue a license to the applicant.

(b) No scrap metal dealer license shall be issued to:

(1) A person who is not a citizen of the United States;

(2) (1) A person who is not [under] 18 or more years of age [and whose parents or legal guardians would be ineligible to receive a scrap metal license for any reason].

~~(3) A person who is not of good character and reputation in the community in which the person resides.~~

~~(4) (2) A person who, within 10 years immediately preceding the date of application approval, has plead pled guilty to, been convicted of, released from incarceration for or released from probation or parole for committing, attempting to commit, or conspiring to commit a violation of article 37 of chapter 21 of the Kansas Statutes Annotated, prior to their repeal, or Sections 87 through 125 and subsection (a)(6) of section 223 of chapter 136 of the 2010 Session Laws of Kansas, perjury, K.S.A. 21-3805, prior to its repeal, or section 128 of chapter 136 of the 2010 Session Laws of Kansas, compounding a crime, K.S.A. 21-3807, prior to its repeal, obstructing legal process or official duty, K.S.A. 21-3808, prior to its repeal, falsely reporting a crime, K.S.A. 21-3818, prior to its repeal, interference with law enforcement, section 129 of chapter 136 of the 2010 Session Laws of Kansas, interference with judicial process, section 130 of chapter 136 of the 2010 Session Laws of Kansas, or any crime involving moral turpitude.~~

~~(5) (3) A person who, within the five years immediately preceding the date of application approval, has plead pled guilty to, been found guilty of, or entered a diversion agreement for violating the provisions of section 1, and amendments thereto, K.S.A. 50-6,109 et seq., and amendments thereto, the laws of another state comparable to such provisions or the laws of any county or city regulating the sale or purchase of regulated scrap metal three or more times.~~

~~(6) (4) A person who within the three years immediately preceding the date of application held a scrap metal dealer license which was revoked, or managed a facility for a scrap metal dealer whose license was revoked, or was an employee whose conduct lead led to or contributed to such revocation.~~

~~(7) (5) A person who makes a false statement on the license application or has made a false statement on a license application within the last three years.~~

~~(8) (6) A partnership or limited liability corporation [company], unless all the members of the partnership or limited liability corporation [company] are otherwise qualified to obtain a license.~~

~~(9) (7) A corporation, if any manager, officer or director thereof, or any stockholder owning in the aggregate more than 25% of the stock of such corporation, would be ineligible to receive a license hereunder for any reason.~~

~~(10) (8) A person whose place of business is conducted by a manager or agent unless the manager or agent possesses all the qualifications of a licensee.~~

~~(11) (9) A person whose spouse would be ineligible to receive a~~

1 scrap metal dealer license for any reason.

2 (12) (10) A person whose spouse has been convicted of a felony or
3 other crime which would disqualify a person from licensure under this
4 section and such crime was committed during the time that the spouse
5 held a license under this act.

6 (13) (11) Any person who does not own the premises for which a
7 license is sought, unless the applicant has a written lease for at least $\frac{3}{4}$ of
8 the period for which the license is to be issued.

9 (14) (12) Any person for a business location not in compliance with
10 the provisions of all zoning requirements, environment codes, or other
11 applicable business requirements.

12 (d) Scrap metal dealer licenses shall be issued either on an annual
13 basis or for the calendar year as determined by the board of county
14 commissioners or the governing body of the city.

15 New Sec. 3. (a) The board of county commissioners or the
16 governing body of any city, upon five days' notice to the persons holding
17 a license, may revoke or suspend the license for any one of the following
18 reasons:

19 (1) The licensee has violated any of the provisions of K.S.A. 50-
20 6,109 et seq., and amendments thereto, or any ordinance, resolution, or
21 rules or regulations made by the board or the city, as the case may be;

22 (2) the employment or continuation in employment of a person if the
23 licensee knows such person has violated, within the 18 months prior to
24 the notice of suspension or revocation action, any of the provisions of
25 K.S.A. 50-6,109 et seq., and amendments thereto, or the laws of another
26 state comparable to such provisions, or any city or county ordinance,
27 resolution, or regulation controlling scrap metal sale or purchase in
28 Kansas or any other state; or

29 (3) there has been a violation of any laws of the state of Kansas,
30 county resolution, or city ordinance regulating scrap metal which occurred
31 occurred on the premises or related to the conduct of the business.

32 (b) The board of county commissioners or the governing body of
33 any city, upon five days' notice to the persons holding a license, shall
34 revoke or suspend the license for any one of the following reasons:

35 (1) The licensee has fraudulently obtained the license by giving false
36 information in the application therefore;

37 (2) the licensee has become ineligible to obtain a license under this
38 act;

39 (3) the nonpayment of any license fees;

40 (4) permitting any criminal activity in or upon the licensee's place of
41 business;

42 (5) the employment or continuation in employment of a person in
43 connection with the receiving or purchasing of regulated scrap metal if

the licensee knows such person has, within the preceding five years, plead guilty to, been convicted of, released from incarceration for or released from probation or parole for committing, attempting to commit, or conspiring to commit a violation of **section 1, and amendments thereto**, article 37 of chapter 21 of the Kansas Statutes Annotated, prior to their repeal, or sections 87 through 125 and subsection (a)(6) of section 223 of chapter 136 of the 2010 Session Laws of Kansas, perjury, K.S.A. 21-3805, prior to its repeal, or section 128 of chapter 136 of the 2010 Session Laws of Kansas, compounding a crime, K.S.A. 21-3807, prior to its repeal, obstructing legal process or official duty, K.S.A. 21-3808, prior to its repeal, falsely reporting a crime, K.S.A. 21-3818, prior to its repeal, interference with law enforcement, section 129 of chapter 136 of the 2010 Session Laws of Kansas, interference with judicial process, section 130 of chapter 136 of the 2010 Session Laws of Kansas, a violation of K.S.A. 2010 Supp. 21-36a03, 21-36a05, and amendments thereto, or any crime involving moral turpitude; or

(c) Within 20 days after the order of the board **denying**, revoking or suspending any license, the licensee may appeal to the district court and the district court shall proceed to hear such appeal as though such court had original jurisdiction of the matter. ~~Any appeal taken from an order revoking or suspending the license shall not suspend the order of revocation or suspension during the pendency of any such appeal.~~

SEE ATTACHED INSERT

Sec. 4. Section 87 of chapter 136 of the 2010 Session Laws is hereby amended to read as follows: Sec. 87. (a) Theft is any of the following acts done with intent to permanently deprive the owner of the possession, use or benefit of the owner's property or services:

(1) Obtaining or exerting unauthorized control over property or services;

(2) obtaining control over property or services, by deception;

(3) obtaining control over property or services, by threat;

(4) obtaining control over stolen property or services knowing the property or services to have been stolen by another; or

(5) knowingly dispensing motor fuel into a storage container or the fuel tank of a motor vehicle at an establishment in which motor fuel is offered for retail sale and leaving the premises of the establishment without making payment for the motor fuel.

(b) *Except as provided in subsection (c)*, theft of:

(1) Property or services of the value of \$100,000 or more is a severity level 5, nonperson felony;

(2) property or services of the value of at least \$25,000 but less than \$100,000 is a severity level 7, nonperson felony;

(3) property or services of the value of at least \$1,000 but less than \$25,000 is a severity level 9, nonperson felony;

(4) property or services of the value of less than \$1,000 is a class A nonperson misdemeanor, except as provided in subsection (b)(5) or (b)(6);

(5) property regardless of the value from three separate mercantile establishments within a period of 72 hours as part of the same act or transaction or in two or more acts or transactions connected together or constituting parts of a common scheme or course of conduct is a severity level 9, nonperson felony; and

(6) property of the value of less than \$1,000 is a severity level 9, nonperson felony if committed by a person who has been convicted of theft two or more times.

~~(e) Theft of property that is regulated scrap metal of the value of:~~

~~(1) \$100,000 or more is a severity level 4, nonperson felony;~~

~~(2) at least \$25,000 but less than \$100,000 is a severity level 6, nonperson felony;~~

~~(3) at least \$1,000 but less than \$25,000 is a severity level 8, nonperson felony;~~

~~(4) less than \$1,000 is a class A misdemeanor and the offender shall be fined not less than twice the value of the regulated scrap metal taken, except as provided in subsection (e)(5); and~~

~~(5) of less than \$1,000 is a severity level 9, nonperson felony if committed by a person who has been convicted of theft two or more times.~~

~~(d) (c)~~ As used in this section:

(1) "Conviction" or "convicted" includes being convicted of a violation of K.S.A. 21-3701, prior to its repeal, this section or a municipal ordinance which prohibits the acts that this section prohibits;

(2) "regulated scrap metal" means the same as in K.S.A. 2010 Supp. 50-6,109, and amendments thereto; and

(3) "value" means the value of the property or, if the property is regulated scrap metal, the cost to restore the site of the theft of property that is such regulated scrap metal to its condition at the time immediately prior to the theft of property that is such regulated scrap metal occurred, whichever is greater.

Sec. 5. K.S.A. 2010 Supp. 50-6,109 is hereby amended to read as follows: 50-6,109. As used in sections 1 through 3, and amendments thereto, and K.S.A. 20092010 Supp. 50-6,109 through 50-6,112, and amendments thereto:

(a) "Scrap metal dealer" means any person that operates a business out of a fixed location, and that is also either:

(1) Engaged in the business of buying and dealing in regulated scrap metal;

(2) purchasing, gathering, collecting, soliciting or procuring

regulated scrap metal; or

(3) operating, carrying on, conducting or maintaining a regulated scrap metal yard or place where regulated scrap metal is gathered together and stored or kept for shipment, sale or transfer.

(b) "Regulated scrap metal yard" means any yard, plot, space, enclosure, building or any other place where regulated scrap metal is collected, gathered together and stored or kept for shipment, sale or transfer.

(c) "Regulated scrap metal" shall mean wire, cable, bars, ingots, wire scraps, pieces, pellets, clamps, aircraft parts, junk vehicles, vehicle parts, pipes or connectors made from aluminum; catalytic converters containing platinum, palladium or rhodium; and copper, titanium, tungsten, stainless steel and nickel in any form; for which the purchase price described in K.S.A. 2010 Supp. 50-6,110 and 50-6,111, and amendments thereto, was primarily based on the content therein of aluminum, copper, titanium, tungsten, nickel, platinum, palladium, stainless steel or rhodium; any item composed in whole or in part of any nonferrous metal other than an item composed of tin, that is purchased or otherwise acquired for the purpose of recycling or storage for later recycling. Aluminum shall not include food or beverage containers.

(d) "Bales of regulated metal" means regulated scrap metal property processed with professional recycling equipment by compression, shearing or shredding, to a form in which it may be sold by a scrap metal dealer consistent with industry standards.

(e) "Ferrous metal" means a metal that contains iron or steel.

(f) "Junk vehicle" means a vehicle not requiring a title as provided in chapter 8 of the Kansas Statutes Annotated, and amendments thereto, aircraft, boat, farming implement, industrial equipment, trailer or any other conveyance used on the highways and roadways, which has no use or resale value except as scrap.

(g) "Nonferrous metal" means a metal that does not contain iron or steel, including but not limited to, copper, brass, aluminum, bronze, lead, zinc, nickel and their alloys.

(h) "Tin" means a metal consisting predominantly of light sheet metal ferrous scrap, including large and small household appliances, construction siding and construction roofing.

(i) "Vehicle part" means the front clip consisting of the two front fenders, hood, grill and front bumper of an automobile assembled as one unit; or the rear clip consisting of those body parts behind the rear edge of the back doors, including both rear quarter panels, the rear window, trunk lid, trunk floor panel and rear bumper, assembled as one unit; or any other vehicle part.

Sec. 6. K.S.A. 2010 Supp. 50-6,110 is hereby amended to read as

follows: 50-6,110. (a) Except as provided in subsection (d), it shall be unlawful for any person to sell any item or items of regulated scrap metal to a scrap metal dealer, or employee or agent of a dealer, in this state unless such person presents to such scrap metal dealer, or employee or agent of such dealer, at or before the time of sale, the following information: The seller's name, address, sex, date of birth and the identifying number from the seller's driver's license, military identification card, passport or personal identification license. The identifying number from an official governmental document for a country other than the United States may be used to meet this requirement provided that a legible fingerprint is also obtained from the seller.

(b) Every scrap metal dealer shall keep a register in which the dealer, or employee or agent of the dealer, shall at the time of purchase or receipt of any item for which such information is required to be presented, cross-reference to previously received information, or accurately and legibly record at the time of sale the following information:

- (1) The time, date and place of transaction;
- (2) the seller's name, address, sex, date of birth and the identifying number from the seller's driver's license, military identification card, passport or personal identification license; the identifying number from an official governmental document for a country other than the United States may be used to meet this requirement provided that a legible fingerprint is also obtained from the seller;
- (3) a copy of the identification card or document containing such identifying number;
- (4) the license number, color and style or make of any motor vehicle in which the junk vehicle or other regulated scrap metal property is delivered in a purchase transaction;
- (5) a general description, made in accordance with the custom of the trade, of the predominant types of junk vehicle or other regulated scrap metal property purchased in the transaction;
- (6) the weight, quantity or volume, made in accordance with the custom of the trade, of the regulated scrap metal property purchased;
- (7) if a junk vehicle or vehicle part is being bought or sold, a description of the junk vehicle or vehicle part, including the make, model, color, vehicle identification number and serial number if applicable;
- (8) the amount of consideration given in a purchase transaction for the junk vehicle or other regulated scrap metal property; and
- (9) the name of the individual acting on behalf of the regulated scrap metal dealer in making the purchase.

(c) The scrap metal dealer's register, including copies of identification cards, may be kept in electronic format.

(d) Notwithstanding the foregoing, this section shall not apply to:

(1) Transactions involving regulated scrap metal, except for catalytic converters, for which the total sale price for all regulated scrap metal is \$50.00 or less;

(2) transactions involving only catalytic converters for which the total sale price is \$30.00 or less;

(3) transactions in which the seller is also a scrap metal dealer; or

(4) transactions for which the seller is known to the purchasing scrap metal dealer to be an established business that operates out of a fixed business location and that can reasonably be expected to generate regulated scrap metal.

Sec. 6. 7. K.S.A. 2010 Supp. 50-6,111 is hereby amended to read as follows: 50-6,111. (a) It shall be unlawful for any such scrap metal dealer, or employee or agent of the dealer, to purchase any item or items of regulated scrap metal in a transaction for which K.S.A. 2010 Supp. 50-6,110, and amendments thereto, requires information to be presented by the seller, without demanding and receiving from the seller that information. Every scrap metal dealer shall file and maintain a record of information obtained in compliance with the requirements in K.S.A. 2010 Supp. 50-6,110, and amendments thereto. All records kept in accordance with the provisions of this act shall be open at all times to peace or law enforcement officers and shall be kept for two years. If the required information is maintained in electronic format, the scrap metal dealer shall provide a printout of the information to peace or law enforcement officers upon request.

(b) It shall be unlawful for any scrap metal dealer, or employee or agent of the dealer, to purchase any item or items of regulated scrap metal in a transaction for which K.S.A. 2010 Supp. 50-6,110, and amendments thereto, requires information to be presented by the seller, without obtaining from the seller a signed statement that: (1) Each item is the seller's own personal property, is free of encumbrances and is not stolen; or (2) that the seller is acting for the owner and has permission to sell each item.

(c) It shall be unlawful for any scrap metal dealer, or employee or agent of the dealer, to purchase any junk vehicle in a transaction for which K.S.A. 2010 Supp. 50-6,110, and amendments thereto, requires information to be presented by the seller, without: (1) Inspecting the vehicle offered for sale and recording the vehicle identification number; and (2) obtaining an appropriate vehicle title or bill of sale issued by a governmentally operated vehicle impound facility if the vehicle purchased has been impounded by such facility or agency.

(d) It shall be unlawful for any scrap metal dealer, or employee or agent of the dealer, to purchase or receive any regulated scrap metal from

(e) The exceptions contained in subsections (d)(1) and (d)(2) shall not apply to any purchase from any seller of the following materials:

- (1) Catalytic converters purchased separate from a vehicle;
- (2) coated or insulated wire or stripped wire or burnt wire;
- (3) refrigeration condensing units or air conditioning coils of any

type; or

- (4) copper tubing, bars, plate, buss bar and sheet copper.

(f) It shall be unlawful for any scrap metal dealer, or employee or agent of the dealer, to pay for any of the items described in subsections (e)(1) through (4) by any means other than:

(1) A prenumbered check drawn on a regular bank account in the name of the scrap metal dealer and with such check made payable to the person documented as the seller in accordance with subsection (b); or

(2) a system for automated cash or electronic payment distribution which photographs or videotapes the payment recipient and identifies the payment with a distinct transaction in the register maintained in accordance with subsection (b).

1 a minor [unless such minor is accompanied by a parent or guardian
2 or such minor is a licensed scrap metal dealer].

3 (e) It shall be unlawful for any scrap metal dealer, or employee or
4 agent of the dealer, to purchase any of the following items of regulated
5 scrap metal property without obtaining proof that the seller is an
6 employee, agent or person who is authorized to sell the item of regulated
7 scrap metal property on behalf of the governmental entity, utility
8 provider, railroad, cemetery, civic organization or scrap metal dealer:

- 9 (1) Utility access cover;
- 10 (2) street light poles or fixtures;
- 11 (3) road or bridge guard rails;
- 12 (4) highway or street sign;
- 13 (5) water meter cover;
- 14 (6) traffic directional or traffic control signs;
- 15 (7) traffic light signals;
- 16 (8) any metal marked with any form of the name or initials of a
17 governmental entity;
- 18 (9) property owned and marked by a telephone, cable, electric, water
19 or other utility provider or any such wire or cable that has had the
20 sheathing removed, making ownership identification impossible;
- 21 (10) property owned and marked by a railroad;
- 22 (11) funeral markers or vases;
- 23 (12) historical markers;
- 24 (13) bales of regulated metal;
- 25 (14) beer kegs;
- 26 (15) manhole covers;
- 27 (16) fire hydrants or fire hydrant caps;
- 28 (17) junk vehicles with missing or altered vehicle identification
29 numbers;

30 (18) real estate signs; and

31 (19) bleachers or risers, in whole or in part.

32 (f) It shall be unlawful for any scrap metal dealer, or employee or
33 agent of the dealer, to sell, trade, melt or crush, or in any way dispose of,
34 alter or destroy any regulated scrap metal, junk vehicle or vehicle part
35 upon notice from any law enforcement agency, or any of their agents or
36 employees, that they have cause to believe an item has been stolen. A
37 scrap metal dealer shall hold any of the items that are designated by or on
38 behalf of the law enforcement agency for 30 days, exclusive of weekends
39 and holidays.

42 (g) It shall be unlawful for any scrap metal dealer, or employee or
43 agent of the dealer, to pay for the following purchases all purchases of
property from any person in excess of \$35, copper in any form for
any amount, catalytic converters and refrigeration condensing units

; and

(20) twisted pair copper telecommunications wiring existing in 19,
22, 24 or 26 guage

1 ~~and related parts, by any means other than a:~~

2 ~~(1) A prenumbered check drawn on a regular bank account in the~~
3 ~~name of the scrap metal dealer and with such check made payable to the~~
4 ~~person selling such property; or~~

5 ~~(1) All purchases of property from any person within a 24-hour~~
6 ~~period which exceeds \$50; and;~~

7 ~~(2) all purchases of copper in any form for any amount, catalytic~~
8 ~~converters, and refrigeration condensing units or related parts;~~

9 ~~(2) a similar system for automated payment distribution which~~
10 ~~videotapes and identifies all transactions and participants and is~~
11 ~~approved by the board of county commissioners or city governing~~
12 ~~board.~~

13 Sec. ~~7~~, ~~8~~. K.S.A. 2010 Supp. 50-6,109, ~~50-6,111~~ and section 87 of
14 chapter 136 of the 2010 Session Laws of Kansas are hereby repealed.

15 Sec. ~~8~~, ~~9~~. This act shall take effect and be in force from and after its
16 publication in the statute book.
17

50-6,110 and

INSERT TO HB 2312

New Section 1. (a) On or after January 1, 2012, no business shall purchase any regulated scrap metal without having first registered each place of business as herein provided. In case such place of business is located within the corporate limits of a city, the registration shall be made to the governing body of such city. In all other cases, the registration shall be made to the board of county commissioners in the county in which such place of business is to be located.

(b) A board of county commissioners shall provide the clerk of the township with written notice of the filing of a registration by a scrap metal dealer within 10 days of registration or renewal.

(c) The governing body of any city and the board of county commissioners shall provide the sheriff, chief of police or director of all law enforcement agencies in the county written notice of the filing of registration by a scrap metal dealer within 10 days of registration or renewal.

(d) A registration for a scrap metal dealer shall be verified and upon a form prepared by the attorney general and contain:

- (1) The name and residence of the applicant;
 - (2) the length of time that the applicant has resided within the state of Kansas and a list of all residences outside the state of Kansas during the previous 10 years;
 - (3) the particular place of business for which a registration is desired;
 - (4) the name of the owner of the premises upon which the place of business is located; and
 - (5) the applicant shall disclose any prior convictions within 10 years immediately preceding the date of making the registration for theft, as defined in K.S.A. 21-3701, prior to its repeal, or section 87 of chapter 136 of the 2010 Session Laws of Kansas, theft of property lost, mislaid or delivered by mistake, as defined in K.S.A. 21-3703, prior to its repeal, or section 88 of chapter 136 of the 2010 Session Laws of Kansas, theft of services, as defined in K.S.A. 21-3704, prior to its repeal, criminal deprivation of property, as defined in K.S.A. 21-3705, prior to its repeal, or section 89 of chapter 136 of the 2010 Session Laws of Kansas, or any other crime involving possession of stolen property.
- (e) Each registration for a scrap metal dealer to purchase regulated scrap metal shall be accompanied by a fee of not less than \$100 nor more than \$400, as prescribed by the board of county commissioners or the governing body of the city, as the case may be.
- (f) The board of county commissioners or the governing body of a city shall accept a registration for a scrap metal dealer as otherwise provided for herein, from any scrap metal dealer engaged in business in such county or city and qualified to file such registration, to purchase regulated scrap metals. Such registration shall be issued for a period of 10 years.
- (g) If an original registration is accepted, the governing body of the city or the board of county commissioners shall grant and issue renewals thereof upon application of the registration holder, if the registration holder is qualified to receive the same and the registration has not been revoked as provided by law. The registration fee for such renewal, which shall be in addition to the fee provided by subsection (e), shall be not less than \$25 nor more than \$50.

(h) No registration issued under this act shall be transferrable.

(i) Violation of subsection (a) is a class A nonperson misdemeanor.

(j) This section shall not apply to a business licensed under the provisions of K.S.A. 8-2404, and amendments thereto, unless such business buys or recycles regulated scrap metal that are not motor vehicle components.

New Section 2. (a) After examining the information contained in a filing for a scrap metal dealer registration and determining the registration meets the statutory requirements for such registration, the governing body of the city or the board of county commissioners shall accept such filing and the scrap metal dealer shall be deemed to be properly registered.

(b) No scrap metal registration shall be accepted for:

- (1) A person who is under 18 years of age and whose parents or legal guardians would be ineligible for registration for any reason.
- (2) A person who, within five years immediately preceding the date of filing, has pled guilty to, been convicted of, released from incarceration for or released from probation or parole for committing, attempting to commit, or conspiring to commit a violation of article 37 of chapter 21 of the Kansas Statutes Annotated, prior to their repeal, or sections 87 through 125 and subsection (a)(6) of section 223 of chapter 136 of the 2010 Session Laws of Kansas, perjury, K.S.A. 21-3805, prior to its repeal, or section 128 of chapter 136 of the 2010 Session Laws of Kansas, compounding a crime, K.S.A. 21-3807, prior to its repeal, obstructing legal process or official duty, K.S.A. 21-3808, prior to its repeal, falsely reporting a crime, K.S.A. 21-3818, prior to its repeal, interference with law enforcement, section 129 of chapter 136 of the 2010 Session Laws of Kansas, interference with judicial process, section 130 of chapter 136 of the 2010 Session Laws of Kansas, or any crime involving moral turpitude.
- (3) A person who, within the five years immediately preceding the date of registration, has pled guilty to, been found guilty of, or entered a diversion agreement for violating the provisions of section 1, and amendments thereto, K.S.A. 50-6,109 et. seq., and amendments thereto, the laws of another state comparable to such provisions or laws of any county or city regulating the sale or purchase of regulated scrap metal three or more times.
- (4) A person who within the three years immediately preceding the date of registration held a scrap metal dealer registration which was revoked, or managed a facility for a scrap metal dealer whose registration was revoked, or was an employee whose conduct led to or contributed to the revocation of such registration.
- (5) A person who makes a materially false statement on the registration application or has made a materially false statement on a registration or similar filing within the last three years.
- (6) A partnership or limited liability company, unless all members of the partnership or limited liability company are otherwise qualified to file a registration.

- (7) A corporation, if any manager, officer or director thereof, or any stockholder owning in the aggregate more than 25% of the stock of such corporation, would be ineligible to receive a license hereunder for any reason.
- (8) A person whose place of business is conducted by a manager or agent unless the manager or agent possesses all of the qualifications for registration.
- (9) A person whose spouse would be ineligible for file a scrap metal registration for any reason, except this provision shall not apply to the spouse or a manager, officer or director of a publicly-traded company or its subsidiaries.
- (10) A person whose spouse has been convicted of a felony or other crime which would disqualify a person from registration under this section and such crime was committed during the time that the spouse held a registration under this act.

New Section 3. (a) The board of county commissioners or the governing body of any city, upon five days notice to the persons holding a registration, may suspend the scrap metal dealer's registration for up to 30 days for any one of the following reasons:

- (1) The registrant has been convicted of violating any of the provisions of K.S.A. 50-6,109 et seq., and amendments thereto, or any similar ordinance, resolution or rules or regulations made by the board or the city, as the case may be;
- (2) the employment or continuation in employment of a person if the registered scrap metal dealer knows such person has within the 18 months prior to the notice of suspension or revocation action, has been convicted of violating any of the provisions of K.S.A. 50-6,109 et. seq., and amendments thereto, or the laws of another state comparable to such provisions, or any city or county ordinance or resolution, or regulation controlling scrap metal sale or purchase in Kansas or any other state; or
- (3) permitting any criminal activity under the Kansas criminal code, or similar ordinance, resolution or rules or regulations made by the board or city, as the case may be, in or upon the registrant's place of business.

(b) The board of county commissioners or the governing body of any city may revoke the registration of a scrap metal dealer who has had its registration suspended three or more times within a 24-month period.

(c) The board of county commissioners or the governing body of any city, upon five days' notice to the person holding the registration, shall revoke or suspend the registration for any one of the following reasons:

- (1) The registrant has fraudulently registered by knowingly giving materially false information on the registration form;
- (2) the registrant has become ineligible to obtain a registration under this act;

- (3) the nonpayment of any registration fees after receiving written notice that such registration fees are more than 30 days past due;
- (4) the employment or continued employment of a person in connection with the receiving or purchasing of regulated scrap metal if the registrant knows such person has, within the preceding five years, pled guilty to, been convicted of, released from incarceration for or released from probation or parole for committing, attempting to commit, or conspiring to commit a violation of section 1, and amendments thereto, article 37 of chapter 21 of the Kansas Statutes Annotated, prior to their repeal, or sections 87 through 125 and subsection (a)(6) of section 223 of chapter 136 of the 2010 Session Laws of Kansas, perjury, K.S.A. 21-3805, prior to its repeal, or section 128 of chapter 136 of the 2010 Session Laws of Kansas, compounding a crime, K.S.A. 21-3807, prior to its repeal, obstructing legal process or official duty, K.S.A. 21-3808, prior to its repeal, falsely reporting a crime, K.S.A. 21-3818, prior to its repeal, interference with law enforcement, section 129 of chapter 136 of the 2010 Session Laws of Kansas, interference with judicial process, section 130 of chapter 136 of the 2010 Session Laws of Kansas, a violation of K.S.A. 2010 Supp.21-36a03, 21-36a05, and amendments thereto, or any crime involving moral turpitude; or
- (5) within 20 days after the order of the board denying, revoking or suspending any registration, the registrant may appeal to the district court and the district court shall proceed to hear such appeal as though the court had original jurisdiction of the matter. Upon request by the registrant, the district court may enjoin the revocation or suspension of a registration until final disposition of any action brought under this act.

(d) Any action brought under subsections (a), (b) or (c) shall be brought individually against a single registrant's site and not against any other scrap metal sites or locations registered by the same individual, company or business entity.

Mr. Chairman and Members of the Committee:

My name is Bud Burke and I appear here to testify on behalf on Advantage Metals Recycling. Advantage is a Division of Nucor Steel, a major corporate company that is the largest steel recycler and electric arc steel maker in the United States and is listed on the NYSE.

Advantage has supported two concepts on which we all can agree. Catching and punishing the people who steal scrap metal and sell it to recyclers, and the few unethical recyclers who do not abide by the current rules must be caught and prosecuted.

Everyone understands the need to recycle, including scrap metal. We also want to encourage the recyclers who are good partners with law enforcement and their community to invest in additional plant and equipment and grow jobs in the state of Kansas.

The concern we express is the high stakes nature of this bill. In order to give the proponents the power to put certain recyclers out of business, it puts ALL recyclers at risk of losing their registration to do business. HB 2312 represents a high risk even to the legitimate recyclers who have invested from \$1 - \$30 million in plant and equipment that could potentially be closed down under the provisions of this bill and hamper the other industries they serve. When the parent company looks for places to invest in the future it may decide to look elsewhere.

In spite of that, Advantage has worked diligently with the proponents to craft revisions to the original version of HB 2312 that can make the bill acceptable to their company and most members of the recycling industry in Kansas.

Our one request as we go forward is that Advantage be heavily involved in the Joint Committee review to ensure the technical definitions are correct and consistent with industry standards since the cost of non-compliance will move from monetary fines to loss of ability to operate their business. What seem like minor wording changes can also have unintentional consequences of limiting what material can and can't be recycled by individuals and businesses.

Corporate Headquarters

★ Cincinnati, OH

Brokerage and Services Group

● Ferrous Brokerage Offices

Birmingham, AL	Philadelphia, PA
Charleston, SC	Phoenix, AZ
Chicago, IL	Pittsburgh, PA
Cincinnati, OH	St. Louis, MO
Houston, TX	Seattle, WA
Omaha, NE	Hong Kong
	Switzerland

○ Ferro-Alloy Group

Pittsburgh, PA

○ Industrial Services

Pittsburgh, PA

Rail Equipment Group

- Cincinnati, OH (Lease)
- Cincinnati, OH (Fleet)
- Louisville, KY (Reclamation)

● Mill Services

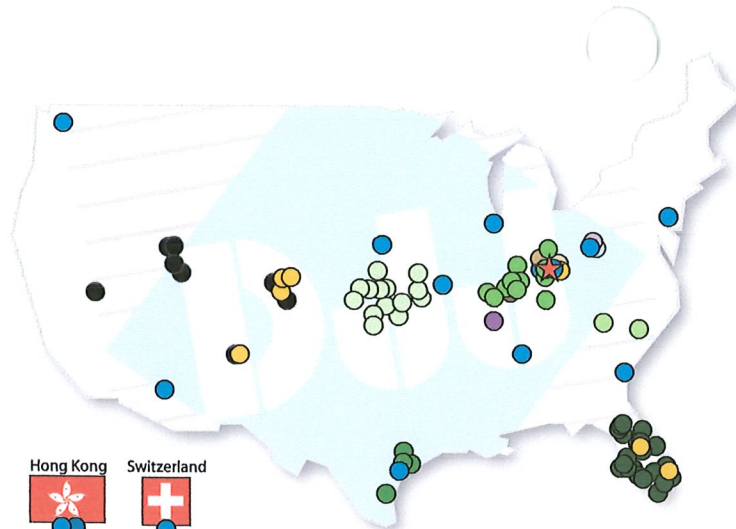
Jackson, TN

● Metals Brokerage Office

Cincinnati, OH
Hong Kong

● U-Pull-&-Pay

Albuquerque, NM
Aurora, CO
Cincinnati, OH
Colorado Springs, CO
Denver, CO
Orlando, FL
West Palm, FL



Processing Group

○ Advantage Metals Recycling

Clarence (Ellyson), MO
Clinton, MO
Columbia (Hendren), MO
Columbus, KS
Emporia, KS
Fort Scott, KS
Holts Summit, MO
Kansas City, MO (HQ)
Kansas City, MO
Kansas City, KS (2)
Linn Creek, MO
Sedalia, MO
St. Joseph, MO
Topeka, KS

○ Metal Recycling Services

Crescent Springs, KY (HQ)
Monroe, NC
Whiteville, NC

● River Metals Recycling

Cincinnati, OH
Crescent Springs, KY (HQ)
Greensburg, IN
Henderson, KY
Louisville, KY
Metropolis, IL
Newport, KY
Owensboro, KY
Paducah, KY
Somerset, KY
Xenia, OH

● Texas Port Recycling

Conroe, TX
Houston, TX (HQ)
Houston, TX
Port of Houston, TX
Victoria, TX

● Trademark Metals Recycling

Acre, FL
Cocoa, FL
Daytona, FL
Everglades, FL
Ocala, FL (4)
Orlando, FL (3)
Palm Beach, FL
Pompano, FL
Port of Tampa, FL
Port Sutton, FL
Punta Gorda, FL
Riviera Beach, FL
Sarasota, FL
Tampa, FL (HQ)
West Palm Beach, FL
Ybor, FL

● Western Metals Recycling

Albuquerque, NM
Englewood, CO
Plymouth, UT (2)
Provo, UT
Pueblo, CO (Mill Service)
Sandy, UT (HQ)
Salt Lake City, UT
Sparks, NV



The David J. Joseph Company

300 Pike Street • Cincinnati, Ohio 45202 USA • (513) 419-6200 • f(513) 419-6224 • www.djj.com • info@djj.com

01/2011



Company Ownership

Employees

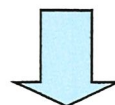
Nucor Corp.
NYSE: NUE www.Nucor.com
23 Steel Mills, 90 Steel Products plants

20,400



David J. Joseph Company (Recycling Division)
www.DJJ.com
67 Recycling locations Nationwide

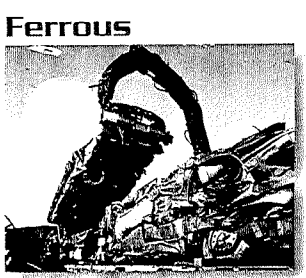
1,900



Advantage Metals Recycling LLC
www.Advantagerecycling.com
14 Midwest locations, 6 in KS

350

WHAT WE BUY...



- Ferrous**
- Automobiles
 - Appliances
 - Baling clips
 - Busheling
 - Cable, fence & wire
 - Cast iron
 - Construction equipment
 - Demolition scrap
 - Farm machinery
 - Industrial scrap steel
 - Lawn mowers
 - Machine shop turnings & cast iron borings
 - Prepared # 1 & # 2 heavy melt
 - Prepared plate & structural
 - Railroad scrap
 - Sheet metal
 - Structural beams

- Non-Ferrous**
- Aluminum cans
 - Aluminum extrusions
 - Cast aluminum
 - Painted siding
 - Sheet aluminum
 - Alum/copper radiators
 - Auto radiators
 - Batteries - auto
 - Brass plumbing, fixtures, faucets & fittings
 - Catalytic converters
 - Copper - all types
 - Electric motors
 - Guttering
 - Heater cores
 - Insulated wiring
 - Lead
 - Stainless steel
 - Transmissions
 - Window frames - alum.



WHAT WE SELL... St. Joseph & Clarence, MO

- Angle Iron
- Bar Stock
- Channels
- Diamond Plate
- Expanded Metal
- Flat Strap
- I Beams & H Beams
- Pipe
- Plate
- Rebar
- Rectangular & Round Tubing
- Remesh
- Sheet Metal

LOCATIONS... Call for specifications & hours

KANSAS CITY AREA

- | | |
|---|---|
| <p>Kansas City, MO
 3005 Manchester Tfwy.
 (816) 861-2700
 (I-70 & Manchester Exit go North, near the stadiums)
 <i>Ferrous & Non-Ferrous Metals</i></p> | |
| <p>Kansas City, KS
 1015 S. Packard
 (913) 321-3358
 (7th St. & Cheyenne)
 <i>Ferrous & Non-Ferrous Metals</i></p> | <p>Kansas City, KS
 1153 S. 12th St.
 (913) 621-2711
 (12th St. North Kaw River)
 <i>Ferrous Metals only</i></p> |

MISSOURI

- | | |
|--|---|
| <p>Clarence, MO*
 205 Pearl Street
 (660) 699-2220</p> | <p>Lake of the Ozarks, MO
 242 State Rd. A
 (573) 346-2001</p> |
| <p>Clinton, MO
 132 NE Highway 52
 (660) 885-9262</p> | <p>Noel, MO
 20918 Hwy. 59 S.
 (417) 475-7987</p> |
| <p>Columbia, MO
 705 N. Proctor Drive
 (573) 442-1771</p> | <p>Sedalia, MO
 300 North Iron Avenue
 (660) 827-1873</p> |
| <p>Holts Summit, MO
 10716 County Rd. 499
 (573) 896-5151</p> | <p>St. Joseph, MO*
 750 South 4th St.
 (816) 279-7403</p> |

KANSAS

- | | |
|--|--|
| <p>Columbus, KS
 2466 NW K-7 Hwy.
 (620) 674-3800</p> | <p>Ft. Scott, KS
 854 69 Hwy.
 (620) 223-2388</p> |
| <p>Emporia, KS
 302 Graham St.
 (620) 342-1122</p> | <p>Topeka, KS
 1628 NW Gordon
 (785) 232-5152</p> |

**This facility also sells new steel*



RECYCLING OUR NATION'S METAL EVERY DAY



ADVANTAGE METALS RECYCLING
1 - (866) 527-4733

ADVANTAGE METALS RECYCLING LLC...

Advantage Metals Recycling (AMR) was formed in 1977 and is headquartered in Kansas City.

AMR's parent company, The David J. Joseph Company (DJJ), is based in Cincinnati, Ohio and was founded in 1885. DJJ is one of the largest scrap brokers/processors in the United States. DJJ's parent company is Nucor Corporation (NYSE: NUE), headquartered in Charlotte, North Carolina. Nucor is North America's premier recycler, and the largest purchaser of ferrous scrap.

We buy all grades of ferrous and nonferrous scrap iron and steel including appliances, old vehicles, structural steel, painted siding, aluminum, copper, brass and stainless steel scrap. AMR processes the material to demanding specifications, which has built our reputation with our valued scrap consumers.

Each of our convenient facilities offers quick unloading service and immediate payment for all loads.

For large volumes of scrap, we offer car crushing and transportation services. We also have roll-off containers to service industrial accounts. Contact us to have a buyer visit your facility to discuss handling your scrap metal disposal needs.

In addition to recycling, we also sell a selection of new steel, aluminum and stainless steel at our St. Joseph location and new steel at our Clarence location. We will service any size customer from the general public to small businesses to large corporations. Custom orders are welcomed.

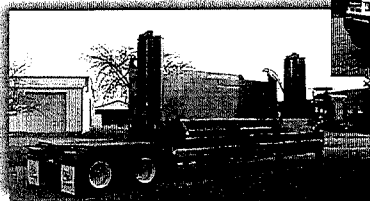
We bring a superior product and service to the marketplace that consistently meets our customers and consumers requirements. Our staff is here to answer any questions and to take care of your metal needs.

SERVICE, 1 CUSTOMER AT A TIME...

- Competitive Prices
- Immediate Payment
- Drive thru - Drop Off Service
- Multiple Locations
- Fast, Friendly Customer Service
- Certified Visible Accurate Scale Readings
- Small or Large Volumes Accepted
- Steel Sales
 - St. Joseph & Clarence, Missouri Locations

ON-SITE SERVICES OFFERED...

- Mobile Car Crushing
- Industrial Account Scrap
- Mobile Bailing
- On-site Ferrous & Non Ferrous Buying
- Over 300 Roll-Off Containers
 - 18, 20, 30, 40 and 50 yard containers
- Truck Transportation
 - 85 Trucks
 - 50 Van trailers
 - 50 Flat beds
 - 50 Gondolas
- Rail Transportation where available



FACILITY GUIDELINES...

- Valid identification is required.
- Refrigerants must be removed from all vehicles and appliances - signed verification is required (CFC's)
- Observe posted speed limits
- Follow directions from Yard Personnel
- No passengers allowed in truck beds or on trailers
- Children under 16 must be accompanied by an adult at all times
- For your safety, shoes must be worn at all times
- Exit your vehicle when it is being unloaded by mechanical equipment
- Lead materials will be accepted in the Non-Ferrous department
- Car titles required for the purchase of uncrushed automobiles

We are committed to the Safety of our customers and employees.

MATERIAL SPECIFICATIONS...

- Aerosol cans must be empty (no pressure & no liquids)
- Gas tanks must have 6" x 6" hole and be dry
- Compressed gas cylinders must be devalved & cut in half
- Propane cylinders (20 lbs.) must have valve removed & kept separate from the rest of the material
- Tanks larger than 55 gallons must have a 8" x 8" hole & no combustible vapors

MATERIALS NOT ACCEPTED...

- | | |
|--|--|
| • Acetylene cylinders | • Fluorescent lamp ballasts |
| • Asbestos containing materials | • Items containing refrigerants (CFC's) |
| • Back up power supply units | • Mercury switches |
| • Brass ammunition or spent rounds | • Microwaves |
| • Closed containers of any kind | • Paint or tin cans |
| • Containers with free flowing liquids | • PCB containing material including capacitors |
| • Electronics | • Radioactive materials |
| • Explosive materials | • Thermostats |
| | • TV's |

ADVANTAGE METALS RECYCLING
www.AdvantageRecycling.com