

JAN 22 2008

A BILL FOR AN ACT

RELATING TO METAL.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Section 445-233, Hawaii Revised Statutes, is
2 amended as follows:

3 1. By amending subsection (b) to read:

4 "(b) If the scrap presented for purchase is copper, in
5 whole or in part, or a beer keg, the seller shall provide a copy
6 of a receipt that describes, with particularity:

7 (1) The exact item that is being offered for sale;

8 (2) Who issued the receipt;

9 (3) The date of sale of the item prior to the item's being
10 offered to the scrap dealer; and

11 (4) The price, if any, of the item when obtained by the
12 seller."

13 2. By amending subsections (d) through (f) to read:

14 "(d) If the seller does not provide a copy of the receipt
15 or the notarized declaration as required by subsections (b) and
16 (c), the scrap dealer shall not purchase the copper, in whole or



1 in part, or beer keg and shall report the attempted sale to the
2 police.

3 (e) If the scrap dealer purchases any copper, in whole or
4 in part, or a beer keg, the scrap dealer shall take a photograph
5 or photographs of all of the copper offered for sale.

6 (f) The scrap dealer shall also require the seller to
7 verify the seller's identity by presenting a valid photo
8 identification card or license issued by a federal or state
9 government agency authorized to issue such identification. If
10 the scrap being offered for sale is copper, in whole or in part,
11 or a beer keg, the scrap dealer shall:

- 12 (1) Take a photograph of the seller; or
- 13 (2) Make a photocopy of the identification card or license
14 of the seller."

15 SECTION 2. Section 708-835.7, Hawaii Revised Statutes, is
16 amended to read as follows:

17 "[+]§708-835.7[+] **Theft of copper[-] or beer keg.** (1) A
18 person commits the offense of theft of copper or beer keg if the
19 person commits theft of copper that weighs a pound or more, but
20 not including legal tender of the United States[-], or of a beer
21 keg.

22 (2) Theft of copper or a beer keg is a class C felony."



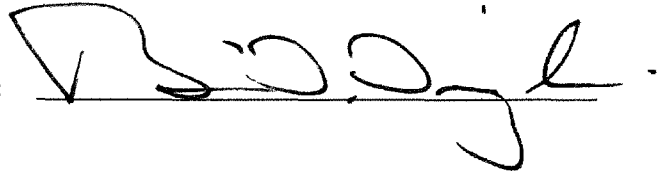
1 SECTION 3. This Act does not affect rights and duties that
2 matured, penalties that were incurred, and proceedings that were
3 begun, before its effective date.

4 SECTION 4. Statutory material to be repealed is bracketed
5 and stricken. New statutory material is underscored.

6 SECTION 5. This Act shall take effect upon its approval.

7

INTRODUCED BY:

A handwritten signature in black ink, appearing to read "V. R. Doyle", is written over a horizontal line. The signature is stylized and cursive.



Report Title:

Scrap Metal; Theft

Description:

Includes beer kegs in laws intended to prevent theft and resale of copper.

