Kansas Scrap Metal Reporting System
Scrap Metal Dealer Handbook

Kansas Bureau of Investigation
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General Requirements

The Scrap Metal Theft Reduction Act 50-6.109, et seq.,
Kansas Administrative Regulations 10-24-1, et seq.

Scrap Metal Dealers are required to register with the Attorney General per K.S.A. 50-6.112a. (Appendix D)

Scrap Metal Dealers are required to collect and maintain scrap metal transaction information per K.S.A. 50-6.110. (Appendix B)

Scrap Metal Dealers are required to report regulated scrap metal transactions to the Kansas Scrap Metal Reporting System per K.S.A 50-6.110 (Appendix B) and K.A.R. 10-24-2. (Appendix F) Regulated scrap metal is defined in K.S.A. 50-6, 109. (Appendix A)

Please note that not all the statutes in The Scrap Metal Theft Reduction Act pertain specifically to this database. Only the relevant statutes are included in the appendix of this handbook.
Definitions

Conditional-Required:  The requirement to complete the field is dependent on another field being completed

Dealer ID:  A unique number assigned to the Scrap Metal Dealer by KBI

Dealer Ticket Number:  Tracking number or other unique number assigned within dealer's system

Junk Vehicle Color:  The color of the junk vehicle being sold as scrap

Junk Vehicle Make:  The make of the junk vehicle being sold as scrap

Junk Vehicle Model:  The model of the junk vehicle being sold as scrap

Junk Vehicle Type:  Entire vehicle, front clip or back clip

Junk Vehicle VIN:  The vehicle identification number of the junk vehicle being sold as scrap

Junk Vehicle Year:  The year of the junk vehicle being sold as scrap

License Plate Number:  The number listed on the license plate on the vehicle hauling the scrap metal

Location of ID:  State or Country of Residence on ID

Metal Form:  The shape/style/size of the regulated scrap metal

Metal Type:  The makeup of the regulated scrap metal

Optional:  Enter information if available. Transaction will submit without it

Place of Transaction:  Physical location where the scrap metal was purchased

Purchaser First Name:  The first name of the staff member that conducted the transaction

Purchaser Last Name:  The last name of the staff member that conducted the transaction

Regulated Scrap Metal:  Refer to K.S.A 50-6,109 - See Appendix A

Required:  Information must be entered in order to submit the transaction

Seller First Name:  The first name of the customer

Seller Last Name:  The last name of the customer

Seller Middle Name:  The middle name or initial of the customer

Transaction Date:  The date of the scrap metal purchase

Type of ID:  The form of ID shown at the time of the sale

Vehicle Color:  The color of the vehicle hauling the scrap metal

Vehicle Make:  The make of the vehicle hauling the scrap metal

Vehicle Model:  The model of the vehicle hauling the scrap metal

Vehicle Year:  The year on the vehicle hauling the scrap metal
Sign-up Process


Step 2. The KBI assigns a unique Dealer ID number to each registered scrap metal dealer upon receiving notification of registrations from the Attorney General’s Office.

Step 3. KBI sends the scrap metal dealer a letter containing their Dealer ID number and contact information for the KIC Helpdesk.

Step 4. Users create their own KanAccess account.

Step 5. After creating a KanAccess account, users send an email to the KIC Help Desk at [ks-helpcenter@egov.com](mailto:ks-helpcenter@egov.com) to request Scrap Metal Reporting Access.

Provide the following information in the email:
- First Name
- Last Name
- Dealer ID
- Dealer Name
- Dealer Phone Number
- Email address used to create KanAccess account

Step 6. KIC validates the KanAccess account, adds the user to the dealer group, and sends an email back to the user notifying them that they can begin submitting scrap metal transactions.

Scrap metal dealers must contact the KIC Helpdesk in order to disable the KanAccess account when an individual is no longer employed.
KanAccess Sign-Up Instructions and Screen Shots

KanAccess Sign Up:  https://www.kansas.gov/user/login

Click orange “Sign Up” button.
Enter First Name, Last Name, Email Address and create a password.

Passwords must have at least eight characters and include the following:
- a number
- a lower case letter
- an upper case letter
- a special character

Click the green “Sign Up” button.
A confirmation screen will appear and an email will be sent to the email address provided. Follow the instructions in the email to finish account activation.

Proceed to Step 5 on Page 4 of this handbook.
Submission Instructions and Screen Shots

Scrap Metal Reporting System – https://www.kansas.gov/scrap-metal-reporting

Select the green “Begin” button to start the sign in process.
Enter a valid email address and password. Click “Sign In” button.
A user must agree to the Dealer User Agreement to use the Scrap Metal Reporting application by clicking the “I Agree” button. If a user clicks the “I Disagree” button, the user will be logged out of the application.
Welcome to the Create a New Transaction page. Required fields are marked with a red asterisk. Any required fields left blank will prevent the user from continuing to load information until the information is complete.
Click the “Help” Button at the top of the Create New Transaction page for answers to some Frequently Asked Questions. Click “Create New Transaction” to return.
Field Descriptions and Requirements on the Create Transaction Page

<table>
<thead>
<tr>
<th>Field</th>
<th>Type</th>
<th>Max Characters</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Purchaser First Name</td>
<td>Required</td>
<td>50</td>
<td>Enter the first name of the employee who made the scrap metal purchase.</td>
</tr>
<tr>
<td>Purchaser Last Name</td>
<td>Required</td>
<td>50</td>
<td>Enter the last name of the employee who made the scrap metal purchase.</td>
</tr>
<tr>
<td>Seller First Dealer Name</td>
<td>Required</td>
<td>50</td>
<td>Enter the first name for the seller of scrap material.</td>
</tr>
<tr>
<td>Seller Middle Name</td>
<td>Optional</td>
<td>50</td>
<td>Enter the middle name or initial for the seller of scrap material.</td>
</tr>
<tr>
<td>Seller Last Name</td>
<td>Required</td>
<td>50</td>
<td>Enter the last name for the seller of scrap metal.</td>
</tr>
<tr>
<td>Gender</td>
<td>Required</td>
<td></td>
<td>Dropdown menu, Male, Female, Unknown</td>
</tr>
<tr>
<td>Date of Birth</td>
<td>Required</td>
<td>8</td>
<td>Enter DOB as mm/dd/yyyy format</td>
</tr>
<tr>
<td>Address 1</td>
<td>Required</td>
<td>100</td>
<td>Enter a valid address for the seller.</td>
</tr>
<tr>
<td>Address 2</td>
<td>Optional</td>
<td>100</td>
<td>Enter a valid address for the seller.</td>
</tr>
<tr>
<td>City</td>
<td>Required</td>
<td>50</td>
<td>Enter a city name for the seller.</td>
</tr>
<tr>
<td>State</td>
<td>Required</td>
<td>Dropdown</td>
<td>Dropdown menu of U.S. States and territories.</td>
</tr>
<tr>
<td>Zip</td>
<td>Required</td>
<td>5</td>
<td>Enter a valid zip code. 00000</td>
</tr>
<tr>
<td>Zip+4</td>
<td>Optional</td>
<td>4</td>
<td>Enter a valid zip+4 code. 0000</td>
</tr>
<tr>
<td>Type of ID</td>
<td>Required</td>
<td>Dropdown</td>
<td>Dropdown menu of IDs. Driver License, State ID, Military ID, Passport, Official Non-U.S. Document</td>
</tr>
<tr>
<td>Location of ID</td>
<td>Required</td>
<td>Dropdown</td>
<td>Dropdown menu of U.S. States, territories and Non-U.S. Country.</td>
</tr>
<tr>
<td>ID Number</td>
<td>Required</td>
<td>50</td>
<td>Enter ID number for seller.</td>
</tr>
<tr>
<td>Seller did not have a vehicle</td>
<td>Optional</td>
<td>Checkbox</td>
<td>Select this checkbox if seller came in without a vehicle.</td>
</tr>
<tr>
<td>License Plate Number</td>
<td>Conditional-Required</td>
<td>8</td>
<td>Enter a valid license plate number for seller’s vehicle.</td>
</tr>
<tr>
<td>Vehicle Make</td>
<td>Conditional-Required</td>
<td>Dropdown</td>
<td>Dropdown menu of vehicle makes.</td>
</tr>
<tr>
<td>Vehicle Model</td>
<td>Conditional-Required</td>
<td>Dropdown</td>
<td>Dropdown menu of vehicle model.</td>
</tr>
<tr>
<td>Vehicle Year</td>
<td>Conditional-Required</td>
<td>4</td>
<td>Enter a valid vehicle year in YYYY format. Years before 1900 and after 2050 are not permitted.</td>
</tr>
<tr>
<td>Vehicle Color</td>
<td>Conditional-Required</td>
<td>Dropdown</td>
<td>Dropdown menu for vehicle color.</td>
</tr>
<tr>
<td>Transaction Date</td>
<td>Required</td>
<td>10</td>
<td>Current date is automatically populated. Past dates can be entered by user, but future dates are not allowed.</td>
</tr>
<tr>
<td>Dealer ID</td>
<td>Required</td>
<td>50</td>
<td>Dealer ID is automatically populated.</td>
</tr>
<tr>
<td>Dealer Ticket Number</td>
<td>Optional</td>
<td>50</td>
<td>Dealer can enter their own ticket number for the transaction for cross reference</td>
</tr>
<tr>
<td>Place of Transaction</td>
<td>Required</td>
<td>Dropdown</td>
<td>Dropdown menu for all locations associated with the dealer.</td>
</tr>
</tbody>
</table>
Upload photos of seller’s vehicle and scrap metal (Optional)

Scrap Metal Dealers have the option to upload a maximum of two photographs if they choose.

To upload a photo of the vehicle that hauled the scrap metal or a photo of the load itself, click the button below the field description: “Browse” or “Choose File”.

Navigate to the location where the photo is saved. Double click on the photo you wish to submit.

If you need to choose a different photo or remove a photo completely, just click the “Clear Photos” button and start over.

On a smart phone, follow the same process to navigate to the photo. Choose the photo you want to upload and then hit “Done.”

After all the transaction information has been entered and the photos have been uploaded, select the “Continue to Load Information” button to move on to the Load Information page.
Load Information

Click the “Add Item to Load” button to enter transaction load information. Clicking “Submit Transaction” without adding an item will give you an error message.

The Add Item box has two different tabs: Scrap and Junk Vehicle Part. Enter information about regulated Scrap Metal on the “Scrap” tab or enter information about Vehicle Parts on the “Junk Vehicle/Part” tab.
Enter the “Weight” in pounds (decimals are allowed) and the “Quantity” of the item. Use the drop down boxes to choose the “Metal Type” and “Metal Form”. A description is always helpful but is only required if Unknown is chosen in the “Metal Form” field. Click “Add item.”

Click “Add item to load” to add another item and repeat this process until complete.
## Field Descriptions and Requirements for the Add Item box

<table>
<thead>
<tr>
<th>Field</th>
<th>Type</th>
<th>Max Characters</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Weight (Lbs.)</td>
<td>Required</td>
<td>10</td>
<td>Listed in Pounds (Lbs.) – either weight in 10-character max length of 99,999,999.99</td>
</tr>
<tr>
<td>Quantity</td>
<td>Required</td>
<td>10</td>
<td>Enter quantity of load.</td>
</tr>
<tr>
<td>Metal Type</td>
<td>Required, Dropdown</td>
<td></td>
<td>Dropdown menu of metal type.</td>
</tr>
<tr>
<td>Metal Form</td>
<td>Required, Dropdown</td>
<td></td>
<td>Dropdown menu of metal form.</td>
</tr>
<tr>
<td>Description</td>
<td>Conditional-Required</td>
<td>50</td>
<td>Optional field but a description is required if “Unknown” is selected from the metal form dropdown.</td>
</tr>
</tbody>
</table>
Junk Vehicle/Vehicle Part

Choose Front Clip, Back Clip, or Complete Vehicle in the “Junk Vehicle/Part Type” drop down box. The “Make,” “Model,” “Color,” and “Year” are required fields. Use the drop down boxes to choose one for each field. Type in the “VIN,” if known.
# Field Descriptions and Requirements for the Add Item box

<table>
<thead>
<tr>
<th>Field</th>
<th>Type</th>
<th>Max Characters</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Junk Vehicle/Part Type</td>
<td>Required</td>
<td>Dropdown</td>
<td>Dropdown menu of junk vehicle/part type.</td>
</tr>
<tr>
<td>Make</td>
<td>Required</td>
<td>Dropdown</td>
<td>Dropdown menu of vehicle make.</td>
</tr>
<tr>
<td>Model</td>
<td>Required</td>
<td>Dropdown</td>
<td>Dropdown menu of vehicle model.</td>
</tr>
<tr>
<td>Year</td>
<td>Required</td>
<td>4</td>
<td>Enter a valid vehicle year. YYYY Years before 1900 and after 2050 are not permitted.</td>
</tr>
<tr>
<td>Color</td>
<td>Required</td>
<td>Dropdown</td>
<td>Dropdown menu for vehicle color.</td>
</tr>
<tr>
<td>VIN</td>
<td>Optional</td>
<td>50</td>
<td>Enter the VIN for vehicle.</td>
</tr>
</tbody>
</table>
As you add load items, you will see each one listed on the Load Information page.

You can use the “**Back to transaction information**” button to return to the transaction information page.

Double check to make sure that your entry is complete. You will not be able to go back and add more items after you hit the “**Submit Transaction**” button.

After all load information is completely entered, select the “**Submit Transaction**” button.
The user will see a Confirmation Page after the transaction is submitted. Print or Save the receipt for your records. *Depending on the web browser, the step to print or save might differ slightly.
Select “Print” button in the application. A printer box will pop up. Use the drop down box to choose your printer. Click print.
If you prefer to keep an electronic copy instead, select “Print” at the bottom of the confirmation page. A printer box will pop up. Use the drop down box to choose to save it as a PDF. Click print. You will then be prompted for location and file name to save the file.
You will remain on the Confirmation Page after you print.

Select “Create New Transaction” to start a new transaction or go to the top right hand corner to “Sign Out.”
Frequently Asked Questions

1. Are Scrap Metal Dealers required to report scrap metal transactions?
   a. Yes, K.S.A. 50-6,109, et seq., is the Scrap Metal Theft Reduction Act. The Act requires all regulated scrap metal purchases to be reported to KBI within 72 hours of the purchase.

2. Is every field on the form required?
   a. No, all required fields are marked with an asterisk. Photo submissions are optional.
   b. Please also note that the statute requires scrap metal dealers to obtain more information than is required to be reported to the repository.

3. Why can I only upload two photos?
   a. The Kansas Scrap Metal Repository is a pointer system for law enforcement. Law enforcement will visit the scrap metal dealer location for additional information or photos.

4. What if I can’t find the metal type in the list?
   a. Only regulated scrap metal, junk vehicles, and junk vehicle parts are required. See K.S.A. 50-6,109 (Appendix A) for list of regulated items. If an item is not in the list, select “Any other non-ferrous metal” from the dropdown menu then add a description in the Description field.

5. What happens if I do not report scrap metal transactions?
   a. The Scrap Metal Dealer is subject to a civil penalty of $100 up to $5000 per violation enforceable by the Attorney General’s office.

6. Is there any other way to report scrap metal transactions to the repository?
   a. Yes. An Application Programming Interface (API) is available for scrap metal dealers who wish to program their current system to report transactions via web interface. Please contact the KBI Scrap Metal Unit for additional information.

7. Who do I contact if I have questions or need assistance?
   a. Please contact us at 785-296-2387 or by email at Scrap.Metal@kbi.ks.gov
   b. Contact the Attorney General for Registration Information https://ag.ks.gov/licensing/scrap-metal-dealers
Appendix A

50-6,109. Scrap metal theft reduction act; definitions. (a) K.S.A. 2019 Supp. 50-6,109 through 50-6,112c, and amendments thereto, shall be known and may be cited as the scrap metal theft reduction act.
(b) As used in the scrap metal theft reduction act:
(1) "Scrap dealer" means any individual, firm, company, partnership, association or corporation that operates a business that is engaged in the business of buying, trading or dealing in regulated scrap metal for the purpose of sale for recycling.
(2) "Regulated scrap metal" means any item, in any form, for which the purchase price described in K.S.A. 2019 Supp. 50-6,110 and 50-6,111, and amendments thereto, was primarily based on the content of:
(A) Aluminum, except that aluminum shall not include food or beverage containers;
(B) copper;
(C) brass;
(D) bronze;
(E) stainless steel;
(F) zinc;
(G) titanium;
(H) tungsten;
(I) nickel;
(J) platinum;
(K) palladium;
(L) rhodium;
(M) magnesium;
(N) lead;
(O) any other nonferrous metal; or
(P) any combination of nonferrous metals listed in subsections (b)(2)(A) through (b)(2)(P).
(3) "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.
(4) "Junk vehicle" means a vehicle as defined in K.S.A. 8-126, and amendments thereto, not requiring a title as provided in chapter 8 of the Kansas Statutes Annotated, and amendments thereto, an aircraft or a boat which is being sold for scrap value.
(5) "Nonferrous metal" means a metal that does not contain iron or steel.
(6) "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.
(7) "Person" means any individual, scrap metal dealer, manager or employee, owner, operator, corporation, partnership or association.
(8) "Attorney general" means the attorney general of the state of Kansas or the attorney general's designee.
Appendix B

50-6,110. Unlawful acts, person selling regulated scrap metal; information required; signed statement; photographs; dealer's register; exceptions. [See Revisor's Note] (a) 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 meets the requirements of this subsection.

(1) Such person shall present to such scrap metal dealer, or employee or agent of such dealer, at or before the time of sale, the following: The seller's name, address, sex, date of birth and the seller's driver's license, military identification card, passport or personal identification license. 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.

(2) Such person shall complete and sign the statement provided for in subsection (b)(10).

(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. Failure to comply with the provisions of this paragraph between June 1, 2017, and July 1, 2020, may result in an assessment of a civil penalty by the attorney general of not less than $100 nor more than $5,000 for each violation;

(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 price paid for, traded for or dealt for in a transaction for the junk vehicle or other regulated scrap metal property;

(9) the full name of the individual acting on behalf of the regulated scrap metal dealer in making the purchase; and

(10) a signed statement from the seller indicating from where the property was obtained and that: (A) Each item is the seller's own personal property, is
free of encumbrances and is not stolen; or (B) the seller is acting for the owner and has permission to sell each item. If the seller is not the owner, such statement shall include the name and address of the owner of the property.

(c) Every scrap metal dealer shall photograph the item or lot of items being sold at the time of purchase or receipt of any item for which such information is required to be presented. Such photographs shall be kept with the record of the transaction and the scrap metal dealer’s register of information required by subsection (b). Failure to comply with the provisions of this subsection between June 1, 2017, and July 1, 2020, may result in an assessment of a civil penalty by the attorney general of not less than $100 nor more than $5,000 for each violation.

(d) The scrap metal dealer’s register of information required by subsection (b), including copies of identification cards and signed statements by sellers, and photographs required by subsection (c) may be kept in electronic format.

(e) Every scrap metal dealer shall forward the information required by this section to the database described in K.S.A. 2019 Supp. 50-6,109a, and amendments thereto.

(f) Notwithstanding any other provision to the contrary, this section shall not apply to transactions in which the seller is a:

(1) Registered scrap metal dealer;

(2) vehicle dealer licensed under chapter 8 of the Kansas Statutes Annotated, and amendments thereto; or

(3) scrap metal dealer or vehicle dealer registered or licensed in another state.

(g) (1) Except as provided in subsection (g)(2), this section shall not apply to transactions in which the seller is known to the purchasing scrap metal dealer to be a licensed business that operates out of a fixed business location and that can reasonably be expected to generate regulated scrap metal.

(2) The attorney general may determine, by rules and regulations, which of the requirements of this section shall apply to transactions described in subsection (g)(1).

(h) The amendments made to subsection (e) by section 13 of chapter 96 of the 2015 Session Laws of Kansas shall be unenforceable and shall not apply from June 1, 2017, to July 1, 2020.


Revisor’s Note:
CAUTION: Section was amended effective July 1, 2020, see L.2019, ch. 66, § 6.
Appendix C

50-6,111. Unlawful acts, scrap metal dealer; required information; records. [See
Revisor's Note] (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. 2019 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. 2019 Supp. 50-6,110, and
amendments thereto. All records kept in accordance with the provisions of
the scrap metal theft reduction act shall be open at all times to 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 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 junk vehicle in a transaction for which K.S.A.
2019 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 bill of sale issued by a governmentally
operated vehicle impound facility if the vehicle purchased has been
impounded by such facility or agency.
(c) 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 a minor
unless such minor is accompanied by a parent or guardian or such minor is a
licensed scrap metal dealer.
(d) It shall be unlawful for any scrap metal dealer, or employee or agent of
the dealer, to purchase any of the following items without obtaining proof
that the seller is an employee, agent or person who is authorized to sell the
item on behalf of the governmental entity; utility provider; railroad; cemetery;
civic organization; manufacturing, industrial or other commercial vendor
that generates or sells such items in the regular course of business; or scrap
metal dealer:
(1) Utility access cover;
(2) street light poles or fixtures;
(3) road or bridge guard rails;
(4) highway or street sign;
(5) water meter cover;
(6) traffic directional or traffic control signs;
(7) traffic light signals;
(8) any metal marked with any form of the name or initials of a
governmental entity;
(9) property owned and marked by a telephone, cable, electric, water or
other utility provider;
(10) property owned and marked by a railroad;
(11) funeral markers or vases;
(12) historical markers;
(13) bales of regulated metal;
(14) beer kegs;
(15) manhole covers;
(16) fire hydrants or fire hydrant caps;
(17) junk vehicles with missing or altered vehicle identification numbers;
(18) real estate signs;
(19) bleachers or risers, in whole or in part;
(20) twisted pair copper telecommunications wiring of 25 pair or greater existing in 19, 22, 24 or 26 gauge; and
(21) burnt wire.

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

(f) Failure to comply with the provisions of this section between June 1, 2017, and July 1, 2020, may result in an assessment of a civil penalty by the attorney general of not less than $100 nor more than $5,000 for each violation.


Revisor's Note:
CAUTION: Section was amended effective July 1, 2020, see L.2019, ch. 66, § 8.
Appendix D

50-6,112a. Scrap metal dealer registration; fees. [See Revisor's Note] (a) A scrap metal dealer shall not purchase any regulated scrap metal without having first registered each place of business with the attorney general as herein provided.
(b) The attorney general shall establish a system for the public to confirm scrap metal dealer registration certificates. Such system shall include a listing of valid registration certificates and such other information collected pursuant to the scrap metal theft reduction act, as the attorney general may determine is appropriate. Disclosure of any information through use of the system established by the attorney general shall not be deemed to be an endorsement of any scrap metal dealer or determination of any facts, qualifications, information or reputation of any scrap metal dealer by the attorney general, the state, or any of their respective agents, officers, employees or assigns.
(c) A registration for a scrap metal dealer shall be verified and upon a form approved by the attorney general and contain:
(1) (A) The name and residence of the applicant, including all previous names and aliases; or
(B) if the applicant is a: Corporation, the name and address of each manager, officer or director thereof, and each stockholder owning in the aggregate more than 25% of the stock of such corporation; or partnership or limited liability company, the name and address of each partner or member;
(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, the name of the business, the address where the business is to be conducted, the hours of operation and the days of the week during which the applicant proposes to engage in business;
(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: A violation of article 37 of chapter 21 of the Kansas Statutes Annotated, prior to their repeal, or K.S.A. 2019 Supp. 21-5801 through 21-5839 or K.S.A. 2019 Supp. 21-6412(a)(6), and amendments thereto; perjury, K.S.A. 21-3805, prior to its repeal, or K.S.A. 2019 Supp. 21-5903, and amendments thereto; 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, K.S.A. 2019 Supp. 21-5804, and amendments thereto; interference with judicial process, K.S.A. 2019 Supp. 21-5905, and amendments thereto; or any crime involving dishonesty or false statement or any substantially similar offense pursuant to the laws of any city, state or of the United States.
(d) Each registration for a scrap metal dealer to purchase regulated scrap metal shall be accompanied by a fee of not less than $500 nor more than $1,500, as prescribed by the attorney general for each particular place of business for which a registration is desired.
(e) The attorney general shall accept a registration for a scrap metal dealer as otherwise provided for herein, from any scrap metal dealer qualified to file such registration, to purchase regulated scrap metals. Such registration shall be issued for a period of one year.

(f) If an original registration is accepted, the attorney general 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 renewal fee shall be not more than $1,500, as prescribed by the attorney general.

(g) Any registration issued under the scrap metal theft reduction act shall not be transferable.

(h) 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.

(i) The amendments made to subsections (d) and (f) by section 15 of chapter 96 of the 2015 Session Laws of Kansas shall be unenforceable and shall not apply from June 1, 2017, to July 1, 2020.


Revisor's Note:
CAUTION: Section was amended effective July 1, 2020, see L.2019, ch. 66, § 10.
Appendix E

Article 24. Kansas Scrap Metal Data Repository

10-24-1. Definitions. As used in this article of the KBI's regulations, each of the following terms shall have the meaning specified in this regulation:

(a) “KBI” means Kansas bureau of investigation.

(b) “Repository” means the Kansas scrap metal data repository.

(c) “Seller” means an individual selling regulated scrap metal to a scrap metal dealer.

(d) “Transaction” means the purchase or receipt of any junk vehicle or regulated scrap metal by a scrap metal dealer that requires information to be recorded pursuant to K.S.A. 2019 Supp. 50-6,110, as amended by L. 2019, ch. 66, sec. 6, and amendments thereto.

This regulation shall become effective on July 1, 2020. (Authorized by and implementing K.S.A. 2019 Supp. 50-6,110, as amended by L. 2019, ch. 66, sec. 6; effective P-___________.)
Appendix F

10-24-2. Information to be submitted. For each transaction, each scrap metal dealer shall submit to the KBI the following information for entry into the repository:

(a) The date and place of the transaction;

(b) the seller’s name, address, date of birth, and sex;

(c)(1) The identifying number from the seller’s driver’s license, military identification card, passport, or personal identification license; or

(2) the identifying number from the seller’s official governmental document for a country other than the United States;

(c) the license number, make, and model of the vehicle in which the junk vehicle or other regulated scrap metal is delivered in the transaction, if applicable;

(d) a general description, made in accordance with the custom of the trade, of the predominant type of junk vehicle or other regulated scrap metal property purchased in the transaction;

(e) the weight or quantity, made in accordance with the custom of the trade, of the regulated scrap metal property purchased;

(f) if a junk vehicle or vehicle part, a description of the junk vehicle or vehicle part, including the make, model, and vehicle identification number or serial number; and

(g) the name of the individual acting on behalf of the scrap metal dealer in making the purchase.
10-24-3. Manner of submission. Each scrap metal dealer shall submit the information specified in K.A.R. 10-24-2 to the repository either by using the KBI’s electronic form online or by using a standard software interface to electronically transfer the information from the scrap metal dealer’s transaction storage system to the repository.