



# Kansas Scrap Metal Reporting System Scrap Metal Dealer Handbook

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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

<b>Conditional-Required:</b>	The requirement to complete the field is dependent on another field being completed
<b>Dealer ID:</b>	A unique number assigned to the Scrap Metal Dealer by KBI
<b>Dealer Ticket Number:</b>	Tracking number or other unique number assigned within dealer's system
<b>Junk Vehicle Color:</b>	The color of the junk vehicle being sold as scrap
<b>Junk Vehicle Make:</b>	The make of the junk vehicle being sold as scrap
<b>Junk Vehicle Model:</b>	The model of the junk vehicle being sold as scrap
<b>Junk Vehicle Type:</b>	Entire vehicle, front clip or back clip
<b>Junk Vehicle VIN:</b>	The vehicle identification number of the junk vehicle being sold as scrap
<b>Junk Vehicle Year:</b>	The year of the junk vehicle being sold as scrap
<b>License Plate Number:</b>	The number listed on the license plate on the vehicle hauling the scrap metal
<b>Location of ID:</b>	State or Country of Residence on ID
<b>Metal Form:</b>	The shape/style/size of the regulated scrap metal
<b>Metal Type:</b>	The makeup of the regulated scrap metal
<b>Optional:</b>	Enter information if available. Transaction will submit without it
<b>Place of Transaction:</b>	Physical location where the scrap metal was purchased
<b>Purchaser First Name:</b>	The first name of the staff member that conducted the transaction
<b>Purchaser Last Name:</b>	The last name of the staff member that conducted the transaction
<b>Regulated Scrap Metal:</b>	Refer to K.S.A 50-6,109 - See Appendix A
<b>Required:</b>	Information must be entered in order to submit the transaction
<b>Seller First Name:</b>	The first name of the customer
<b>Seller Last Name:</b>	The last name of the customer
<b>Seller Middle Name:</b>	The middle name or initial of the customer
<b>Transaction Date:</b>	The date of the scrap metal purchase
<b>Type of ID:</b>	The form of ID shown at the time of the sale
<b>Vehicle Color:</b>	The color of the vehicle hauling the scrap metal
<b>Vehicle Make:</b>	The make of the vehicle hauling the scrap metal
<b>Vehicle Model:</b>	The model of the vehicle hauling the scrap metal
<b>Vehicle Year:</b>	The year on the vehicle hauling the scrap metal

## Sign-up Process

- Step 1.** Scrap Metal Dealers register with the Attorney General's Office at <https://ag.ks.gov/licensing/scrap-metal-dealers>.
- 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:

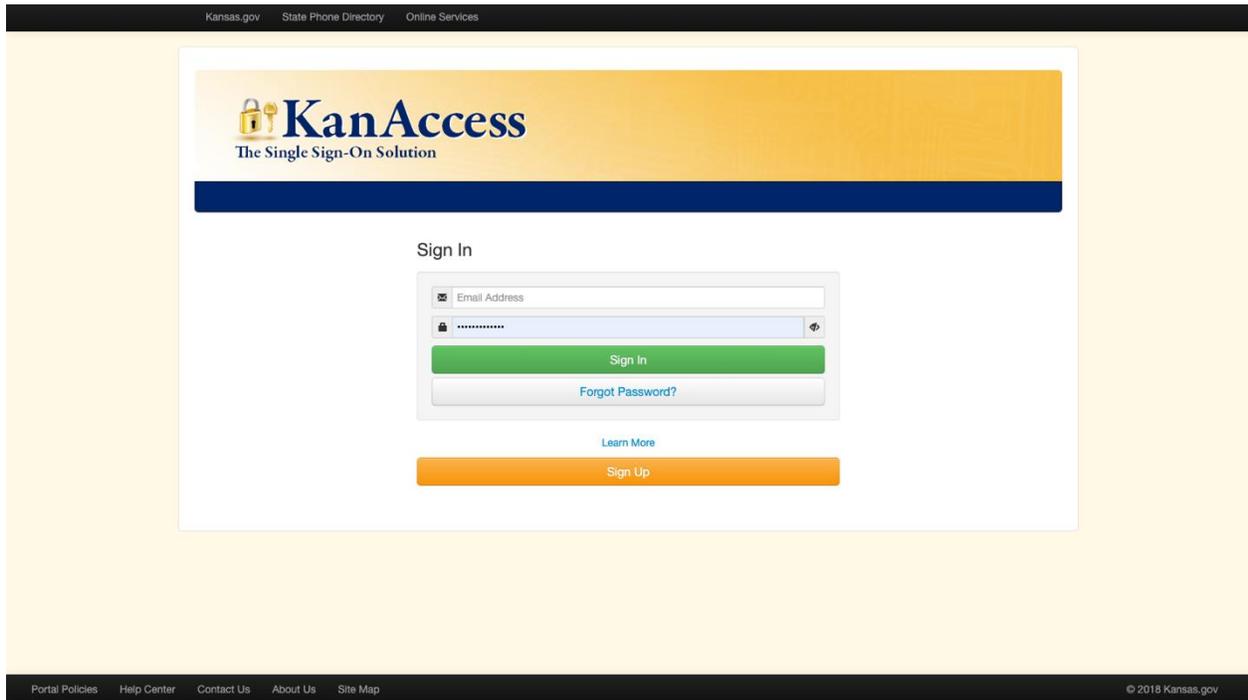
- First Name
- Last Name
- Dealer ID
- Dealer Name
- Dealer Phone Number
- Email address used to create KanAccess account

- 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>



The screenshot shows the KanAccess sign-up page. At the top, there is a navigation bar with links for "Kansas.gov", "State Phone Directory", and "Online Services". Below this is a header section with the KanAccess logo and the tagline "The Single Sign-On Solution". The main content area is titled "Sign In" and contains a form with two input fields: "Email Address" and a password field. Below the password field is a green "Sign In" button and a "Forgot Password?" link. Below the "Sign In" button is a "Learn More" link and an orange "Sign Up" button. At the bottom of the page, there is a footer with links for "Portal Policies", "Help Center", "Contact Us", "About Us", and "Site Map", along with a copyright notice for "© 2018 Kansas.gov".

Click orange **“Sign Up”** button.

## KanAccess Sign Up

First Name \*

Last Name \*

Email Address \*

Password \*

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

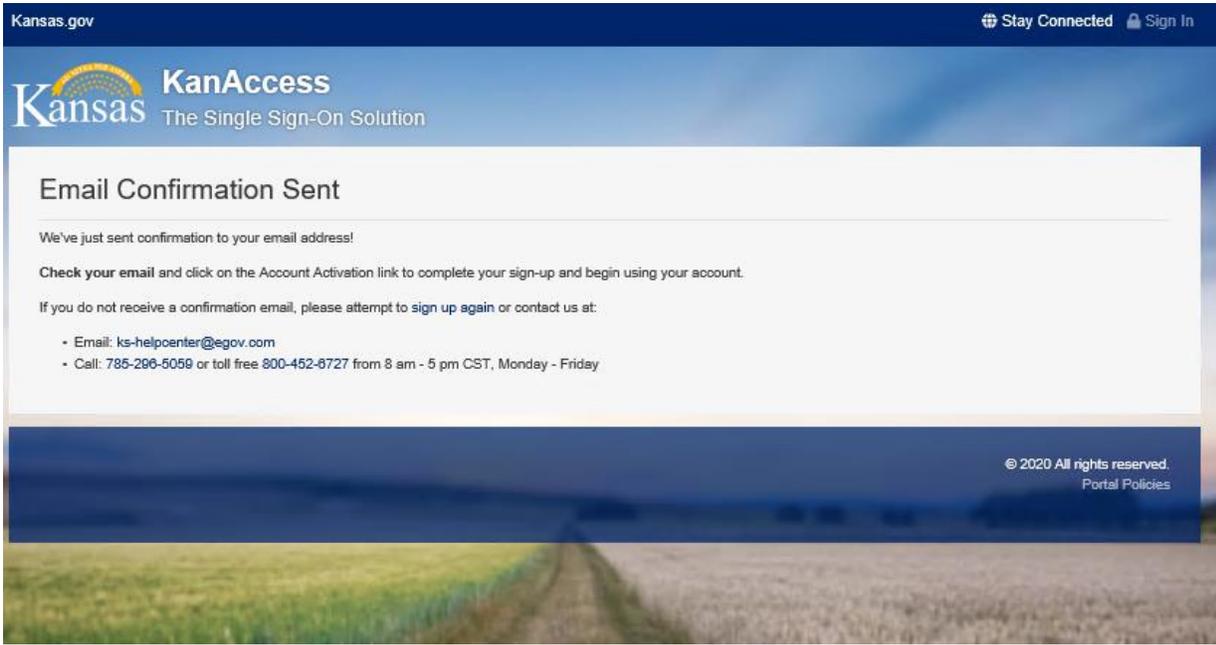
I am also a Kansas.gov subscriber.

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.

# KanAccess Sign-In

Kansas.gov State Phone Directory Online Services



## Sign In

Email Address

[Sign In](#)

[Forgot Password?](#)

[Learn More](#)

[Sign Up](#)

Portal Policies Help Center Contact Us About Us Site Map © 2018 Kansas.gov

Enter a valid email address and password.  
Click **“Sign In”** button.

# Dealer User Agreement

The screenshot shows a web page for the "Scrap Metal Reporting System" by the Kansas Bureau of Investigation. The page features a dark blue header with the Kansas.gov logo, user information ("Stay Connected josh.mccown@egov.com"), and a "Sign Out" link. The main content area is white and contains the title "Dealer user agreement" and a disclaimer: "This is a secure web site for use by authorized users. Data obtained through this site is restricted and controlled by Kansas and federal laws. All transactions are logged by user identification and subject to audit. Unlawful use of data may result in sanctions and/ or criminal penalties." Below this, a section titled "In using this web site, I understand and agree to:" lists three bullet points: "Properly tender my user ID and password to access the system.", "Only use the information I receive for the purpose stated.", and "Never allow unauthorized persons to view the web site or the data therein." A fourth bullet point states "Never release data from the web site to any unauthorized persons or organizations." At the bottom of this section are two buttons: "I Agree" (highlighted in blue) and "I Disagree" (grey). The footer contains contact information for the Kansas Bureau of Investigation and copyright notices.

Kansas.gov Stay Connected josh.mccown@egov.com Sign Out

**Kansas** Bureau of Investigation  
Scrap Metal Reporting System  
For use by Scrap Metal Dealers

### Dealer user agreement

This is a secure web site for use by authorized users. Data obtained through this site is restricted and controlled by Kansas and federal laws. All transactions are logged by user identification and subject to audit. Unlawful use of data may result in sanctions and/ or criminal penalties.

In using this web site, I understand and agree to:

- Properly tender my user ID and password to access the system.
- Only use the information I receive for the purpose stated.
- Never allow unauthorized persons to view the web site or the data therein.
- Never release data from the web site to any unauthorized persons or organizations.

Kansas Bureau of Investigation  
1620 SW Tyler, Topeka, KS 66612  
Questions? [Contact KBI](#)

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[Portal Policies](#)  
Powered by [KIC](#)

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.

# Create New Transaction

Kansas.gov Stay Connected josh.mccown@egov.com Sign Out

**Kansas** Bureau of Investigation **Scrap Metal Reporting System**  
For use by Scrap Metal Dealers

Create New Transaction Help

## Create New Transaction

Required fields marked with \*

### Individual that Made Purchase

First Name \* Last Name \*

### Seller's Information

First Name \* Middle Name Last Name \*

Gender \* Select One... Date of Birth (mm/dd/yyyy) \*

Address 1 \* Address 2

City \* State \* Select One... Zip \* Zip+4

Type of ID \* Select One... Location of ID \* Select One... ID Number \*

Seller did not have a vehicle \*

License Plate Number \*

Vehicle Make \* Select One... Vehicle Model \* Select One... Vehicle Year \* Vehicle Color \* Select One...

### Transaction Information

Transaction Date \* 05/11/2020 11:15 AM Dealer ID Scrap Dealer #3 Dealer Ticket Number Place of Transaction \* Select One...

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

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

## Upload photos of seller's vehicle and scrap metal (Optional)

Photograph of vehicle the scrap was transported in (GIF, JPG, JPEG, or PNG format. 15mb size limit.) (Optional)

 Browse...

Photograph of complete load (GIF, JPG, JPEG, or PNG format. 15mb size limit.) (Optional)

 Browse...

Clear Photos

Continue to Load Information

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.

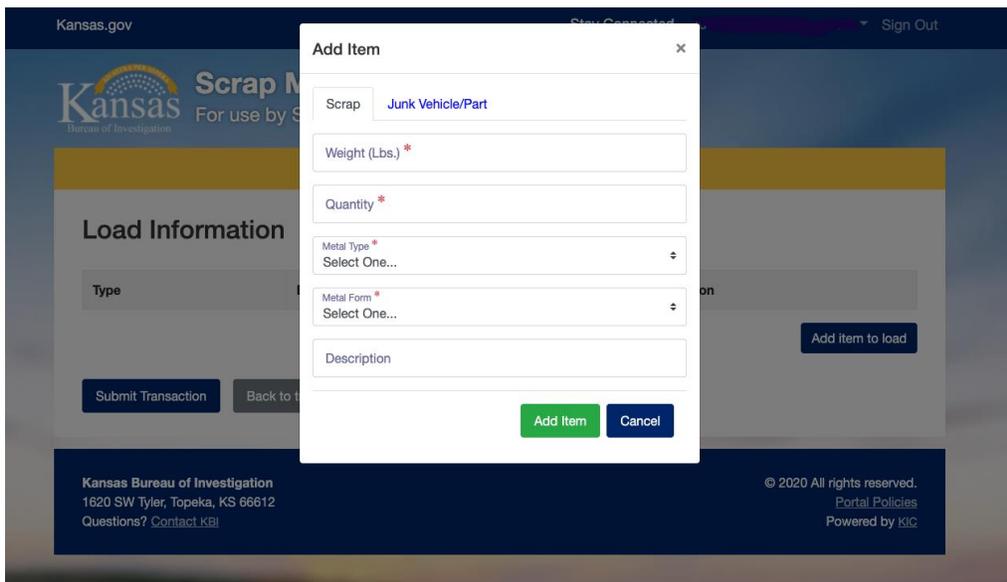
On a smart phone, follow the same process to navigate to the photo. Choose the photo you want to upload and then hit **“Done.”**

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.

# Scrap

The screenshot shows a web application interface for scrap management. At the top, there is a navigation bar with 'Kansas.gov', 'Stay Connected', and 'Sign Out'. The main header features the 'Kansas Bureau of Investigation' logo and the text 'Scrap Management For use by S...'. The background is a 'Load Information' form with a 'Type' dropdown and 'Submit Transaction' and 'Back to' buttons. A modal window titled 'Add Item' is open in the center, containing the following fields: 'Scrap' (a dropdown menu with 'Junk Vehicle/Part' selected), 'Weight (Lbs.) \*' (a text input), 'Quantity \*' (a text input), 'Metal Type \*' (a dropdown menu with 'Select One...' selected), 'Metal Form \*' (a dropdown menu with 'Select One...' selected), and 'Description' (a text input). At the bottom of the modal are 'Add Item' and 'Cancel' buttons. The footer of the page includes 'Kansas Bureau of Investigation 1620 SW Tyler, Topeka, KS 66612 Questions? [Contact KBI](#)' on the left and '© 2020 All rights reserved. [Portal Policies](#) Powered by [KIC](#)' on the right.

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

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

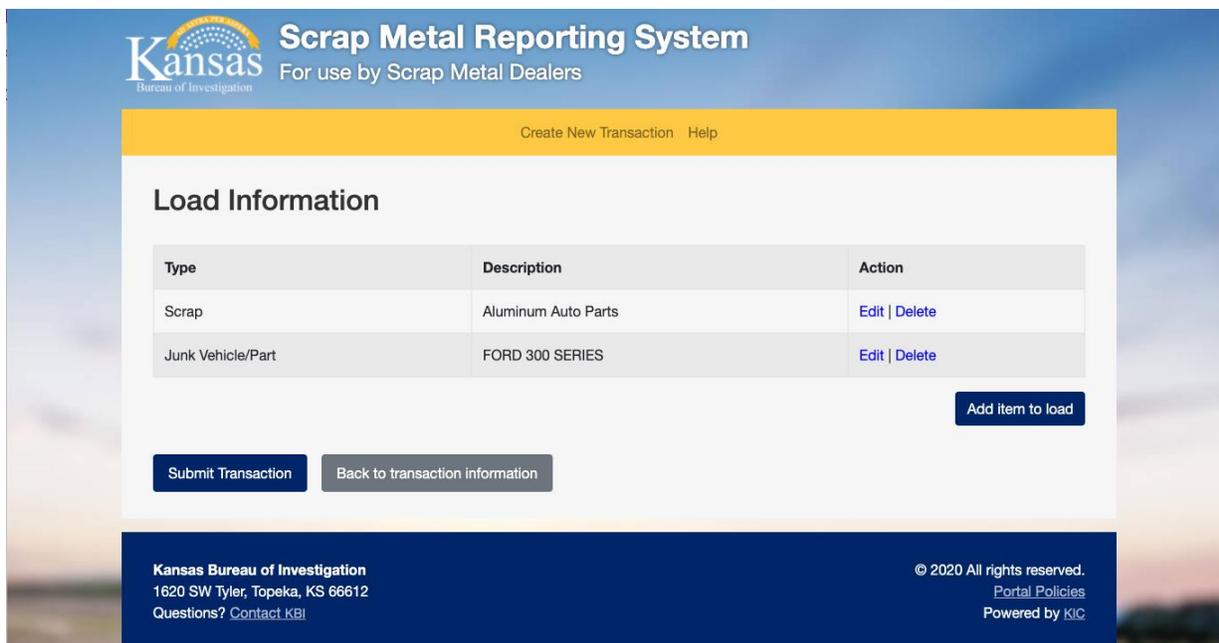
## Junk Vehicle/Vehicle Part

The screenshot displays the 'Add Item' modal form on the Kansas Scrap Metal portal. The form is titled 'Add Item' and includes a close button (X) in the top right corner. The 'Scrap' dropdown menu is set to 'Junk Vehicle/Part'. Below this, there is a 'Junk Vehicle/Part Type' dropdown menu with the text 'Select One...'. The form also includes four required dropdown menus: 'Make' (Select One...), 'Model' (Select One...), 'Year' (Select One...), and 'Color' (Select One...). A text input field for 'Vin' is located at the bottom of the form. At the bottom of the modal, there are two buttons: a green 'Add Item' button and a blue 'Cancel' button. The background shows the 'Load Information' section of the portal, with a 'Submit Transaction' button and a 'Back to' button. The footer of the page contains the Kansas Bureau of Investigation logo and contact information, along with a copyright notice and links to 'Portal Policies' and 'Powered by KIC'.

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

<b>Field</b>	<b>Type</b>	<b>Max Characters</b>	<b>Description</b>
Junk Vehicle/Part Type	Required	Dropdown	Dropdown menu of junk vehicle/part type.
Make	Required	Dropdown	Dropdown menu of vehicle make.
Model	Required	Dropdown	Dropdown menu of vehicle model.
Year	Required	4	Enter a valid vehicle year. YYYY Years before 1900 and after 2050 are not permitted.
Color	Required	Dropdown	Dropdown menu for vehicle color.
VIN	Optional	50	Enter the VIN for vehicle.



As you add load items, you will see each one listed on the Load Information page.

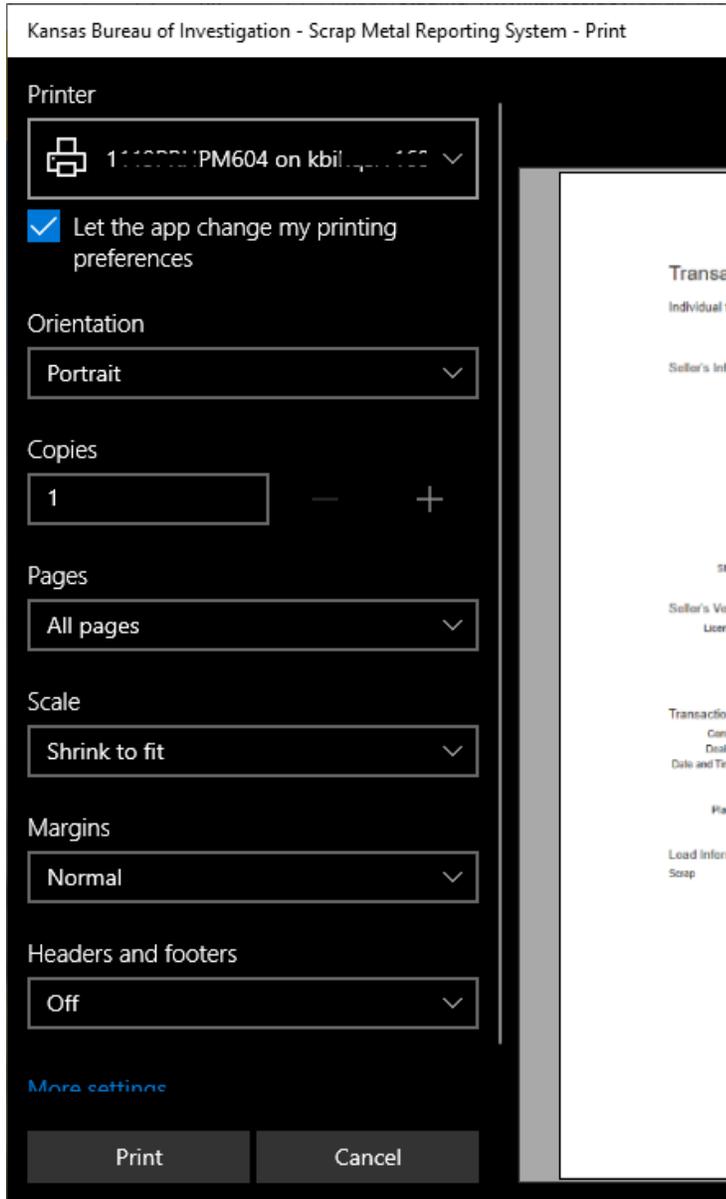
You can use the “**Back to transaction information**” button to return to the transaction information page.

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.

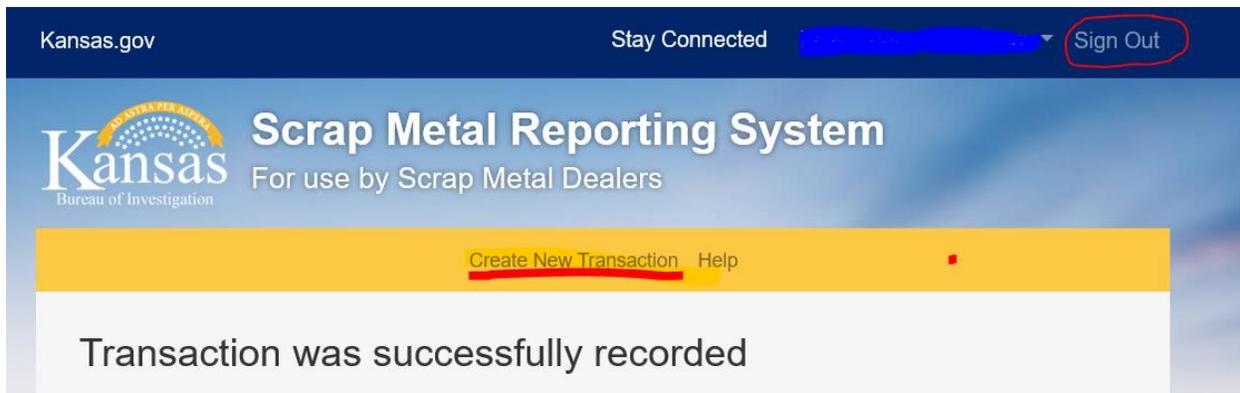


Select **“Print”** button in the application. A printer box will pop up. Use the drop down box to choose your printer. Click print.



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.

The image shows a print settings dialog box on a dark background. On the left side, there are several settings sections: 'Printer' with a dropdown menu showing 'Microsoft Print to PDF'; a checked checkbox for 'Let the app change my printing preferences'; 'Orientation' set to 'Portrait'; 'Pages' set to 'All pages'; 'Scale' set to 'Shrink to fit'; 'Margins' set to 'Normal'; and 'Headers and footers' set to 'Off'. At the bottom of the settings panel are 'Print' and 'Cancel' buttons. On the right side, a white preview of a transaction confirmation page is visible. The page title is 'Transaction was t'. It lists fields for 'Individual that Made Purcha' (First Name, Last Name), 'Seller's Information' (First Name, Middle Name, Last Name, Gender, Date of Birth, Address 1, Address 2, City, State, Zip Code, Zip +4, Type of ID, State/Country of ID, ID Number), 'Seller's Vehicle Information' (License Plate Number, Make, Model, Year, Color), 'Transaction Information' (Confirmation Number, Dealer Ticket Number, Date and Time of Transaction, Dealer ID, Dealer Name, Place of Transaction, Submitted by), and 'Load Information' (Soap, Weight, Quantity, Metal Type, Metal Form, Description).



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](mailto: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 metal 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.

**History:** L. 2007, ch. 128, § 1; L. 2008, ch. 82, § 2; L. 2009, ch. 88, § 2; L. 2011, ch. 86, § 5; L. 2015, ch. 96, § 12; July 1.

## 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.

**History:** L. 2007, ch. 128, § 2; L. 2009, ch. 88, § 3; L. 2011, ch. 86, § 6; L. 2015, ch. 96, § 13; L. 2017, ch. 76, § 6; L. 2018, ch. 79, § 5; L. 2019, ch. 66, § 5; July 1.

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.

**History:** L. 2007, ch. 128, § 3; L. 2009, ch. 88, § 4; L. 2011, ch. 86, § 7; L. 2012, ch. 38, § 1; L. 2015, ch. 96, § 14; L. 2017, ch. 76, § 7; L. 2018, ch. 79, § 6; L. 2019, ch. 66, § 7; July 1.

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. 21-5904, 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.

**History:** L. 2011, ch. 86, § 1; L. 2012, ch. 38, § 2; L. 2015, ch. 96, § 15; L. 2017, ch. 76, § 8; L. 2018, ch. 79, § 7; L. 2019, ch. 66, § 9; July 1.

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.

## Appendix G

**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.