

1 STATE OF OKLAHOMA

2 1st Session of the 59th Legislature (2023)

3 HOUSE BILL 2230

By: Ford

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5  
6 AS INTRODUCED

7 An Act relating to scrap dealers; amending 2 O.S.  
8 2021, Section 11-93, which relates to items not to be  
9 sold; requiring certain delay of payment for certain  
10 items sold; requiring retention of certain copy for  
11 certain period of time; and providing an effective  
12 date.

13 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

14 SECTION 1. AMENDATORY 2 O.S. 2021, Section 11-93, is  
15 amended to read as follows:

16 Section 11-93. A. It shall be unlawful for scrap metal dealers  
17 permitted to do business in this state as required by the Oklahoma  
18 Scrap Metal Dealers Act to purchase any item listed in subsection C  
19 of this section without:

20 1. Obtaining proof that the seller owns or is authorized to  
21 sell the property, by evidence of a receipt of purchase, a bill of  
22 sale for the property, contract or other documentation; and

23 2. Requiring the seller to sign a written declaration in the  
24 form required by subsection E of Section 11-92 of this title; or

1 3. Obtaining proof that the seller is an exempted seller or an  
2 employee of an exempted seller, as defined in Section 11-91 of this  
3 title.

4 B. Scrap metal dealers shall not purchase any regulated items  
5 which are not delivered in a motor vehicle.

6 C. The following items are regulated by the provisions of this  
7 act:

8 1. Manhole covers, street signs, traffic signs, traffic  
9 signals, including their fixtures and hardware, and highway guard  
10 rails, or any other identifiable public property;

11 2. Electric light poles, including their fixtures and hardware,  
12 electric transmission or distribution cable and wires, and any other  
13 hardware associated with electric utility or telecommunication  
14 systems;

15 3. Any copper wire, braided or single strand, insulated or not  
16 insulated, that is four (4) gauge or larger in size;

17 4. Copper wire from which the actual or apparent insulation or  
18 other coating has been burned, melted or exposed to heat or fire  
19 resulting in melting some or all other insulation or coating;

20 5. Funeral markers, plaques or funeral vases;

21 6. Historical markers or public artifacts;

22 7. Railroad equipment;

23 8. Any metal item marked with any form of the name, initials or  
24 logo of a governmental entity, utility, cemetery or railroad;

- 1 9. Condensing or evaporating coil including copper coil ends;  
2 10. Aluminum or stainless steel containers or bottles designed  
3 to contain fuel;  
4 11. Metal beer kegs that are clearly marked as being the  
5 property of the beer manufacturer;  
6 12. Metal bleachers or other seating facilities used in  
7 recreational areas or sporting arenas;  
8 13. Automotive catalytic converters;  
9 14. Machinery or supplies commonly used in the drilling,  
10 completing, operating or repairing of oil or gas wells;  
11 15. Stainless steel fittings and fixtures commonly used in the  
12 operation of car wash facilities; and  
13 16. Remote storage batteries.

14 D. Payment to an individual for any item sold that is listed or  
15 has components of items listed in subsection C of this section shall  
16 be delayed for a minimum of fifteen (15) days from the date of sale.  
17 Payment shall be remitted to the seller in the form of a check or  
18 money order and a copy of the identification of the seller shall be  
19 retained by the licensed scrap metal dealer for a period of two (2)  
20 years.

21 SECTION 2. This act shall become effective November 1, 2023.  
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