



Rep. Jay Hoffman

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10400HB4943ham002

LRB104 19459 SPS 35852 a

1 AMENDMENT TO HOUSE BILL 4943

2 AMENDMENT NO. _____. Amend House Bill 4943 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Recyclable Metal Purchase Registration Law
5 is amended by changing Sections 2, 4.1, and 4.3 as follows:

6 (815 ILCS 325/2) (from Ch. 121 1/2, par. 322)

7 Sec. 2. Definitions. When used in this Act:

8 "Burned wire" means any coated metal wire that has been
9 smelted, burned, or melted, thereby removing the protective
10 coating or the manufacturer's or owner's identifying marks.

11 "Catalytic converter" means a post-combustion device that
12 oxidizes hydrocarbons and carbon monoxide gases or reduces
13 oxides of nitrogen and that is designed or intended for use as
14 part of an emission control system. As used in this Section,
15 "catalytic converter" includes nonferrous parts, including
16 rhodium, platinum, and palladium.

1 "Detached catalytic converter" means a catalytic converter
2 that was previously installed on a motor vehicle and
3 subsequently removed.

4 "Recyclable metal" means any copper, brass, or aluminum,
5 or any combination of those metals, or any catalytic converter
6 or its contents purchased by a recyclable metal dealer,
7 irrespective of form or quantity, except that "recyclable
8 metal" does not include: (i) items designed to contain, or to
9 be used in the preparation of, beverages or food for human
10 consumption; (ii) discarded items of non-commercial or
11 household waste; (iii) gold, silver, platinum, and other
12 precious metals used in jewelry; or (iv) vehicles, junk
13 vehicles, vehicle cowl, or essential vehicle parts.

14 "Recyclable metal" includes copper, brass, aluminum, or any
15 combination of those metals found in telecommunications wire
16 or in any other equipment used to provide (i)
17 telecommunications services, as described in Section 13-203 of
18 the Public Utilities Act, or (ii) broadband service,
19 interconnected VoIP services, or wireless services, as
20 described in Section 13-804 of the Public Utilities Act.

21 "Recyclable metal dealer" means any individual, firm,
22 corporation or partnership conducting activity within the
23 boundaries of the State of Illinois and engaged in the
24 business of purchasing and reselling recyclable metal either
25 at a permanently established place of business or in
26 connection with a business of an itinerant nature, including

1 junk shops, junk yards, or junk stores, except that
2 "recyclable metal dealer" does not include automotive parts
3 recyclers, scrap processors, repairers and rebuilders licensed
4 pursuant to Section 5-301 of the Illinois Vehicle Code.
5 Recyclable metal dealers shall not be engaged in the business
6 of purchasing or reselling vehicles, junk vehicles, vehicle
7 cowls, or essential vehicle parts.

8 "Telecommunications wire" means (i) wire used in a
9 wireline communications network facility or (ii) wire used in
10 a wireless communications network facility, fiber, copper
11 cable sheathed, or twisted-pair wire without sheathing.

12 "Telecommunications wire" includes tower, antennae, bus bar,
13 copper ground support structures, burned wire, and all
14 associated aerial or ground-based cable lines or equipment
15 used as part of a wireline or wireless telecommunications or
16 broadband network.

17 (Source: P.A. 102-906, eff. 5-27-22; 103-677, eff. 1-1-25.)

18 (815 ILCS 325/4.1)

19 Sec. 4.1. Restricted purchases.

20 (a) It is a violation of this Act for any person to
21 possess, purchase, attempt to purchase, sell or attempt to
22 sell, or for any recyclable metal dealer to purchase or
23 attempt to purchase, any of the following:

24 (1) materials that are clearly marked as property
25 belonging to a business or someone else other than the

1 seller;

2 (2) property associated with use by governments,
3 utilities, or railroads including, but not limited to,
4 guardrails, manhole covers, electric transmission and
5 distribution equipment, including transformers, grounding
6 straps, wires or poles, historical markers, street signs,
7 traffic signs, sewer grates, or any rail, switch
8 component, spike, angle bar, tie plate, or bolt of the
9 type used in constructing railroad track;

10 (3) cemetery plaques or ornaments; ~~or~~

11 (4) any catalytic converter or its contents not
12 attached to a motor vehicle at the time of the transaction
13 unless the seller is licensed as an automotive parts
14 recycler or scrap processor; or.

15 (5) telecommunications wire in any amount unless the
16 seller is an authorized agent, a representative, an
17 employee, or a licensed contractor of a public utility, a
18 provider of telecommunications services as described in
19 Section 13-203 of the Public Utilities Act, or a provider
20 of broadband service, interconnected VoIP services, or
21 wireless services as described in Section 13-804 of the
22 Public Utilities Act.

23 (b) (Blank).

24 (Source: P.A. 102-906, eff. 5-27-22; 103-677, eff. 1-1-25.)

25 (815 ILCS 325/4.3)

1 Sec. 4.3. Purchases of copper and telecommunications wire.
2 A recyclable metal dealer shall not pay cash in payment for any
3 copper, including copper tubing or wiring, or
4 telecommunications wire having a value of \$100 or more.

5 Payment for these materials must be made as follows:

6 (1) by check or money order;

7 (2) the payee on the check or money order shall be the
8 same person as the seller who conducted the transaction;

9 (3) if the seller is a business, then the recyclable
10 metal dealer shall make the check or money order payable
11 to the company, and not to any individual employee or
12 agent of the company.

13 (Source: P.A. 97-923, eff. 1-1-13.)".