

1 AN ACT concerning business.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Recyclable Metal Purchase Registration Law  
5 is amended by changing Sections 3 and 5 as follows:

6 (815 ILCS 325/3) (from Ch. 121 1/2, par. 323)

7 Sec. 3. Records of purchases. Except as provided in Section  
8 5 of this Act every recyclable metal dealer in this State shall  
9 enter on forms provided by the Department of State Police or  
10 such department as may succeed to its functions, for each  
11 purchase of recyclable metal valued at \$100 or more and for  
12 each transaction involving the purchase of metal street signs  
13 the following information:

- 14 1. The name and address of the recyclable metal dealer;
- 15 2. The date and place of each purchase;
- 16 3. The name and address of the person or persons from  
17 whom the recyclable metal or metal street signs were ~~was~~  
18 purchased, which shall be verified from a valid driver's  
19 license or State Identification Card. The recyclable metal  
20 dealer shall make and record a photocopy or electronic scan  
21 of the driver's license or State Identification Card. If  
22 the person delivering the recyclable metal or metal street  
23 signs does not have a valid driver's license or State

1 Identification Card, the recyclable metal dealer shall not  
2 complete the transaction;

3 4. The motor vehicle license number and state of  
4 issuance of the motor vehicle license number of the vehicle  
5 or conveyance on which the recyclable metal was delivered  
6 to the recyclable metal dealer;

7 5. A description of the recyclable metal or metal  
8 street signs purchased, including the weight and whether it  
9 consists of bars, cable, ingots, rods, tubing, wire, wire  
10 scraps, clamps, connectors, other appurtenances, or some  
11 combination thereof; and -

12 6. A declaration signed and dated by the person or  
13 persons from whom the recyclable metal or metal street  
14 signs were purchased which states the following:

15 "I, the undersigned, affirm under penalty of law  
16 that the property that is subject to this transaction  
17 is not to the best of my knowledge stolen property."

18 For purposes of this Section, "metal street sign" means any  
19 sign displaying the name of the street on which it is located  
20 and all signs, signals, markings, and other devices placed or  
21 erected by authority of a public body or official having  
22 jurisdiction, for the purpose of regulating, warning, or  
23 guiding traffic.

24 A copy of the completed form shall be kept in a separate  
25 book or register by the recyclable metal dealer and shall be  
26 retained for a period of 2 years. Such book or register shall

1 be made available for inspection by any law enforcement  
2 official or the representatives of common carriers and persons,  
3 firms, corporations or municipal corporations engaged in  
4 either the generation, transmission or distribution of  
5 electric energy or engaged in telephone, telegraph or other  
6 communications, at any time.

7 (Source: P.A. 94-181, eff. 1-1-06; 95-979, eff. 1-2-09.)

8 (815 ILCS 325/5) (from Ch. 121 1/2, par. 325)

9 Sec. 5. Exemptions. The provisions of Section 3 of this Act  
10 do not apply to electrical contractors, to agencies or  
11 instrumentalities of the State of Illinois or of the United  
12 States, to units of local government, their agents or  
13 representatives, that have contracted with the recyclable  
14 metal dealer in the disposal of its metal street signs, to  
15 common carriers or to purchases from persons, firms or  
16 corporations regularly engaged in the business of  
17 manufacturing recyclable metal, the business of selling  
18 recyclable metal at retail or wholesale, in the business of  
19 razing, demolishing, destroying or removing buildings, to the  
20 purchase of one recyclable metal dealer from another or the  
21 purchase from persons, firms or corporations engaged in either  
22 the generation, transmission or distribution of electric  
23 energy or in telephone, telegraph and other communications if  
24 such common carriers, persons, firms or corporations at the  
25 time of the purchase provide the recyclable metal dealer with a

1 bill of sale or other written evidence of title to the  
2 recyclable metal.

3 (Source: P.A. 94-181, eff. 1-1-06; 95-979, eff. 1-2-09.)

4 Section 99. Effective date. This Act takes effect upon  
5 becoming law.