

SENATE BILL NO. 131

BY SENATORS JOHN SMITH AND JOHNS

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

1 AN ACT

2 To amend and reenact R.S. 37:1973(A) and (C), relative to scrap metal recyclers; to provide
3 for the forms of payment for copper or other metals; to provide terms and conditions;
4 and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 37:1973(A) and (C) are hereby amended and reenacted to read as
7 follows:

8 §1973. Payment by **loadable payment card or** check for copper or other metals
9 required; check cashing prohibited

10 A.(1) An operator shall not enter into any cash transactions in payment for
11 the purchase of copper. ~~Payment~~ **After five business days from the date of the**
12 **transaction, payment** for copper shall be made in the form of a check made payable
13 to the **name and address of the** seller of the metal ~~and mailed to the address~~
14 ~~recorded on the photo identification of the seller no earlier than five business days~~
15 ~~after the date of the transaction~~ **or a loadable payment card and shall be tendered**
16 **to the seller in any of the following manners:**

17 **(a) By mail to the address recorded on the photo identification of the**
18 **seller.**

19 **(b) In person at the place of business of the operator.**

20 **(c) By electronic transfer.**

21 (2) An operator shall not enter into any cash transactions in excess of three
22 hundred dollars in payment for the purchase of metal property other than copper.
23 Payments in excess of three hundred dollars for metals other than copper shall be

1 made in the form of a check made payable to the name and address of the seller or
 2 a loadable payment card and may be tendered to the seller at the time of the
 3 transaction. The operator, at his discretion, may make payment by either cash or
 4 other method for transactions of three hundred dollars or less for all metals other
 5 than copper.

* * *

7 C. ~~Except for copper purchases, in lieu of a check,~~ Pursuant to the
 8 provisions of this Section, if an operator ~~may make~~ makes a payment to the seller
 9 in the form of a check or loadable payment card. ~~The~~ the operator shall require
 10 verification of the seller's identification by a driver's license or similar means; and
 11 shall require verification of the seller's address by a current utility bill. The operator
 12 shall retain a copy of such utility bill.

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PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____