

ISSUES



MANAGEMENT GROUP, INC.

MARCH 13, 2012

MR. CHAIRMAN AND MEMBERS OF THE SENATE JUDICIARY COMMITTEE, MY NAME IS BUD BURKE AND I THANK YOU FOR THE OPPORTUNITY TO SPEAK AS A PROPONENT OF HB 2470.

HB 2470 IS A CLEAN UP BILL TO HB 2312 FROM LAST SESSION. THAT BILL WAS THE RESULT OF THE EFFORTS BY LAW ENFORCEMENT, THE CITY OF TOPEKA AND THE SCRAP METAL INDUSTRY, AND IN PARTICULAR MY CLIENT, ADVANTAGE METALS, COMING TOGETHER TO PROVIDE STRICTER REQUIREMENTS FOR RECYCLERS AND STRONGER PENALTIES FOR THOSE CONVICTED OF THEFT FROM RECYCLERS.

SOME LANGUAGE THAT HAD BEEN AGREED TO LAST SESSION WAS INADVERTANTLY OMITTED FROM THE FINAL CONFERENCE COMMITTEE REPORT AND IN CAN BE FOUND ON PAGE 2 IN LINES 20 & 21 WHICH STRIKES THE LANGUAGE, ("OR ANY SUCH WIRE OR CABLE THAT HAS HAD THE SHEATHING REMOVED, MAKING OWNERSHIP IDENTIFICATION IMPOSSIBLE".)

THE CONCERN WAS THAT CABLE USED BY UTILITIES COULD BE STOLEN, THE SHEATHING REMOVED, AND SOLD TO A SCRAP METAL DEALER WHO WOULD BE UNABLE TO IDENTIFY IT AS UTILITY CABLE.

THE LANGUAGE IN LINE 33 & 34 IDENTIFIES THE TYPE OF CABLE USED BY UTILITIES AND IT REMAINS UNLAWFUL FOR A SCRAP METAL DEALER TO PURCHASE SUCH WIRE AS OUTLINED IN (e) ON PAGE 2.

ARE THERE QUESTIONS?

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