

November 2013

IMPORTANT NOTICE CHANGES TO STATE LAW REGARDING SCRAP METAL DEALERS

ATTN: Scrap Metal Dealers:

This notice is to inform you that changes have been made to Arizona Revised Statutes (A.R.S.): Title 44, Chapter 11, Article 3.1 -- regulating Scrap Metal Dealers.

Please read this notice carefully and take the appropriate steps to ensure your business is in compliance with current state law.

The changes to the law went into effect on September 13, 2013 and include:

Registration Requirement:

- Scrap metal dealers are now required to register their company with the Arizona Department of Public Safety (DPS). A.R.S. 44-1641.03.
- To register, go online to: http://www.azdps.gov/Services/smtdb/ and click on the "LeadsOnline Registration" link.

Preemption - Power of local authorities:

- The state legislature determined that the registration of scrap metal dealers is a matter of statewide concern. The power to register scrap metal dealers is preempted by the state. A.R.S. 44-1648(A).
- This change prevents the City of Phoenix from registering/licensing scrap metal dealers. Therefore, the City of Phoenix no longer licenses scrap metal dealers.

The changes to state law will *not* impact other City of Phoenix activities/requirements including: City Law Enforcement Activities:

The Phoenix Police Department will continue to enforce scrap metal dealer related state laws.

City Land Use/Building Permit Requirements:

 City of Phoenix land use regulation and building permit requirements continue to apply to scrap metal dealers located in Phoenix. For questions related to land use or building permits, contact the Phoenix Planning and Development Department at (602) 262-7811 or go online to: www.phoenix.gov/pdd/.

For a complete copy of A.R.S. Title 44, Chapter 11, Article 3.1 -- regulating Scrap Metal Dealers, go online to: http://www.azleg.state.az.us/ArizonaRevisedStatutes.asp?Title=44.

If you have any questions or concerns regarding this notice, please contact License Services at (602) 262-4638, option 4, or go to the Vending\Scrap Metal Dealer section of the License Services web site online at: www.phoenix.gov/licenseservices.