

Introduced by

Senators Kannianen, Burckhard, Vedaa

Representatives Fegley, Longmuir, Schauer

1 A BILL for an Act to create and enact a new section to chapter 51-07 of the North Dakota
2 Century Code, relating to the sale or purchase of a catalytic converter; and to provide a penalty.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1.** A new section to chapter 51-07 of the North Dakota Century Code is created
5 and enacted as follows:

6 **Sale or purchase of catalytic converter.**

7 1. As used in this section, "core recycler" means a person that buys used individual
8 catalytic converters previously removed from a motor vehicle. The term includes a
9 recycler, junk dealer, valuable metal dealer, pawn shop, and a chop shop as defined in
10 section 39-30-01.

11 2. A core recycler may not purchase or attempt to purchase a catalytic converter, in
12 whole or in part, when the catalytic converter is not attached to a motor vehicle at the
13 time of the sale or attempted sale, unless the seller is a used parts dealer or an
14 automotive repair company.

15 3. Subsection 2 does not apply if the seller ~~provides:~~
16 a. ~~The~~Provides the core recycler with a certificate of title, certificate of registration,
17 ~~or~~ a receipt from a transaction of repair, ~~or a bill of sale~~ for the motor vehicle from
18 which the catalytic converter was taken; or
19 b. An affidavit executed by a law enforcement officer attesting to the officer's-
20 reasonable belief that the catalytic converter lawfully came into the possession of
21 the person attempting to sell the catalytic converter. Is a licensed business that in
22 the regular course of business collects, stores, or sells a catalytic converter or
23 any other motor vehicle part.

- 1 4. A person that violates this section is subject to a fine of one thousand dollars for a first
- 2 offense, and a fine of two thousand dollars for a subsequent offense. In addition to the
- 3 fine imposed for a subsequent offense, the court shall order the defendant to cease
- 4 engaging in the business of a core recycler for a period one year.