

PROPOSED AMENDMENT

SB 271 # 2

DIGEST

Manner of sale. Specifies the manner in which telecommunications network equipment may be sold to a valuable metal dealer.

- 1 Page 2, between lines 3 and 4, begin a new paragraph and insert:
2 "SECTION 2. IC 25-37.5-1-1, AS AMENDED BY P.L.222-2013,
3 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
4 JULY 1, 2026]: Sec. 1. (a) When used in this chapter, "valuable metal"
5 means any product made of metal that readily may be resold. The term:
6 (1) includes metal bossies, **telecommunications network**
7 **equipment**, and small component motor vehicle parts; and
8 (2) does not include the following:
9 (A) A beverage can.
10 (B) Used jewelry regulated under IC 24-4-13.
11 (C) Precious metal regulated under IC 24-4-19.
12 (b) As used in this chapter, "valuable metal dealer" means any
13 individual, firm, corporation, limited liability company, or partnership
14 engaged in the business of purchasing and reselling valuable metal
15 either at a permanently established place of business or in connection
16 with a business of an itinerant nature, including junk shops, junk yards,
17 junk stores, auto wreckers, scrap metal dealers or processors, salvage
18 yards, collectors of or dealers in junk, and junk cars or trucks. The term
19 includes a core buyer. The term does not include a person who
20 purchases a vehicle and obtains title to the vehicle.
21 (c) As used in this chapter, "purchase" means acquiring a valuable
22 metal product for a consideration, but does not include purchases
23 between scrap metal processing facilities (as defined in
24 IC 8-23-1-36).".
25 Page 2, delete lines 25 through 42, begin a new paragraph and
26 insert:
27 "SECTION 4. IC 25-37.5-1-11 IS ADDED TO THE INDIANA

1 CODE AS A NEW SECTION TO READ AS FOLLOWS
2 [EFFECTIVE JULY 1, 2026]: **Sec. 11. A person may not sell or**
3 **attempt to sell, and a valuable metal dealer may not purchase or**
4 **attempt to purchase, telecommunications network equipment in**
5 **any amount, unless:**

6 (1) the seller is an authorized agent, representative, or
7 employee of a telecommunications provider, broadband
8 provider, or public utility;

9 (2) the seller:

10 (A) is authorized by the state to conduct business in
11 Indiana;

12 (B) is an employee or authorized agent of a business that,
13 in the normal course of operations, handles salvaged
14 telecommunications network equipment, including
15 building contractors and demolition firms; and

16 (C) presents to the valuable metal dealer for inspection a
17 valid certificate of existence or good standing issued by the
18 state; or

19 (3) the seller is a retail seller that possesses a certificate of
20 ownership signed by an employee of the telecommunications
21 company stating that the seller is the lawful owner of the
22 telecommunications network equipment. This certificate of
23 ownership must be provided on the telecommunications
24 company business letterhead and must provide the date that
25 the telecommunications network equipment was acquired by
26 the seller and a description of how the telecommunications
27 network equipment was acquired."

28 Page 3, delete lines 1 through 6.

29 Renumber all SECTIONS consecutively.

(Reference is to SB 271 as introduced.)