

Second Regular Session
Seventy-third General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 22-0649.01 Michael Dohr x4347

HOUSE BILL 22-1217

HOUSE SPONSORSHIP

Benavidez and Bockenfeld,

SENATE SPONSORSHIP

(None),

House Committees
Judiciary

Senate Committees

A BILL FOR AN ACT

101 CONCERNING MEASURES TO PREVENT CATALYTIC CONVERTER THEFT.

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

The bill requires a person who sells, transfers, buys, or receives a catalytic converter or its parts for the purpose of recycling, processing, or smelting the catalytic converter or its parts to keep a record of the sale, transfer, purchase, or receipt including:

- The name and contact information for the person to whom the catalytic converter or its parts were sold or transferred to or bought or received from;
- The date of the transaction;

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

- The quantities of the transaction; and
- The vehicle identification number of the car that the catalytic converter was removed from or any identification number associated with the catalytic converter.

The person is required to keep the record for a year from the date of the sale or transfer and shall allow law enforcement, the commodity metals theft prevention task force, or the department of public health and environment to review the records upon request.

The bill creates the catalytic converter identification and theft prevention grant program to award grants to eligible recipients for public awareness campaigns regarding catalytic converter theft, catalytic converter theft prevention parts, assistance to victims of catalytic converter theft, and catalytic converter identification and tracking efforts.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, **add 25-7-143** as
3 follows:

4 **25-7-143. Removed catalytic converter sales records.** (1) A
5 PERSON WHO SELLS, TRANSFERS, BUYS, OR RECEIVES A CATALYTIC
6 CONVERTER OR ITS PARTS FOR THE PURPOSE OF RECYCLING, PROCESSING,
7 OR SMELTING THE CATALYTIC CONVERTER OR ITS PARTS SHALL KEEP A
8 RECORD OF THE SALE, TRANSFER, PURCHASE, OR RECEIPT. THE RECORD
9 MUST CONTAIN:

10 (a) THE NAME AND CONTACT INFORMATION FOR THE PERSON TO
11 WHOM THE CATALYTIC CONVERTER OR ITS PARTS WERE SOLD OR
12 TRANSFERRED TO OR BOUGHT OR RECEIVED FROM;

13 (b) THE DATE OF THE TRANSACTION;

14 (c) THE QUANTITIES OF THE TRANSACTION; AND

15 (d) THE VEHICLE IDENTIFICATION NUMBER OF THE CAR THAT THE
16 CATALYTIC CONVERTER WAS REMOVED FROM AND ANY IDENTIFICATION
17 NUMBER ASSOCIATED WITH THE CATALYTIC CONVERTER.

18 (2) THE PERSON WHO MAINTAINS THE RECORD REQUIRED

1 PURSUANT TO SUBSECTION (1) OF THIS SECTION SHALL KEEP A COPY OF THE
2 RECORD OF THE SALE OR TRANSFER FOR AT LEAST ONE YEAR FROM THE
3 DATE OF THE SALE OR TRANSFER. THE PERSON SHALL ALLOW A PEACE
4 OFFICER, A REPRESENTATIVE OF THE COMMODITY METALS THEFT TASK
5 FORCE CREATED IN SECTION 18-13-111, OR AN EMPLOYEE OF THE
6 DEPARTMENT TO REVIEW THE RECORDS MAINTAINED PURSUANT TO
7 SUBSECTION (1) OF THIS SECTION UPON REQUEST.

8 (3) (a) A PERSON WHO VIOLATES ANY OF THE PROVISIONS OF
9 SUBSECTION (1) OR (2) OF THIS SECTION COMMITS A PETTY OFFENSE. UPON
10 A SECOND OR SUBSEQUENT CONVICTION FOR A VIOLATION OF SUBSECTION
11 (1) OR (2) OF THIS SECTION WITHIN THREE YEARS FROM THE DATE OF A
12 PRIOR CONVICTION, THE PERSON COMMITS A CLASS 5 FELONY.

13 (b) A PERSON WHO KNOWINGLY GIVES FALSE INFORMATION WITH
14 RESPECT TO THE INFORMATION REQUIRED BY SUBSECTION (1) OF THIS
15 SECTION COMMITS A CLASS 2 MISDEMEANOR.

16 **SECTION 2.** In Colorado Revised Statutes, **add** 24-33.5-230 as
17 follows:

18 **24-33.5-230. Catalytic converter identification and theft**
19 **prevention grant program - repeal.** (1) THERE IS CREATED IN THE
20 COLORADO STATE PATROL, WITHIN THE AUTHORITY THAT ADDRESSES
21 AUTOMOBILE THEFT PREVENTION, THE CATALYTIC CONVERTER
22 IDENTIFICATION AND THEFT PREVENTION GRANT PROGRAM TO AWARD
23 GRANTS TO RECIPIENTS FOR PUBLIC AWARENESS CAMPAIGNS REGARDING
24 CATALYTIC CONVERTER THEFT, CATALYTIC CONVERTER THEFT
25 PREVENTION PARTS, ASSISTANCE TO VICTIMS OF CATALYTIC CONVERTER
26 THEFT, AND CATALYTIC CONVERTER IDENTIFICATION AND TRACKING
27 EFFORTS. THE STATE PATROL SHALL ADMINISTER THE PROGRAM.

1 (2) THE STATE PATROL SHALL ADOPT RULES FOR THE PROGRAM. AT
2 A MINIMUM, THE RULES MUST SPECIFY THE FOLLOWING:

3 (a) THE APPLICATION PROCESS, INCLUDING APPLICATION
4 REQUIREMENTS AND DEADLINES;

5 (b) CRITERIA FOR SELECTING GRANT RECIPIENTS AND
6 DETERMINING THE AMOUNT OF THE GRANT;

7 (c) DEADLINES FOR AWARDING GRANTS; AND

8 (d) REPORTING REQUIREMENTS AND DEADLINES FOR GRANT
9 RECIPIENTS.

10 (3) IN ORDER TO RECEIVE A GRANT, AN APPLICANT MUST SUBMIT
11 A GRANT APPLICATION TO THE DEPARTMENT. AN APPLICANT MAY INCLUDE
12 BUT IS NOT LIMITED TO AUTO REPAIR BUSINESSES, AUTOMOBILE DEALERS,
13 ASSOCIATIONS FOCUSED ON THEFT PREVENTION, EMERGENCY REPAIR
14 SERVICES, LAW ENFORCEMENT AGENCIES, AND LOCAL GOVERNMENTS. AT
15 A MINIMUM, THE APPLICATION MUST DESCRIBE WHAT WILL BE FUNDED
16 WITH A GRANT AWARD; HOW THE FUNDING WILL HELP REDUCE CATALYTIC
17 CONVERTER THEFT, IF APPLICABLE; AND INCLUDE ANY OTHER
18 INFORMATION REQUIRED BY DEPARTMENT RULES.

19 (4)(a) THE DEPARTMENT SHALL REVIEW THE GRANT APPLICATIONS
20 AND AWARD GRANTS IN ACCORDANCE WITH DEPARTMENT RULES AND THE
21 REQUIREMENTS OF THIS SECTION. THE DEPARTMENT MAY AWARD GRANTS
22 ON A ONE-TIME BASIS OR MAY AWARD MULTI-YEAR GRANTS.

23 (b) THE DEPARTMENT MAY REQUIRE A GRANT RECIPIENT TO
24 INCLUDE PROJECT-SPECIFIC INFORMATION IN ITS REPORT MADE PURSUANT
25 TO SUBSECTION (5)(a) OF THIS SECTION.

26 (5) (a) A GRANT RECIPIENT SHALL SUBMIT A REPORT TO THE
27 DEPARTMENT IN ACCORDANCE WITH THE DEADLINES SET BY THE

1 DEPARTMENT. THE REPORT MUST INCLUDE:

2 (I) A DESCRIPTION OF HOW THE GRANT FUNDING WAS USED;

3 (II) ANY OUTCOMES ACHIEVED BY THE GRANT FUNDING; AND

4 (III) OTHER METRICS REQUIRED BY DEPARTMENT RULE.

5 (b) ON OR BEFORE JUNE 30, 2023, AND ON OR BEFORE JUNE 30 OF
6 EACH YEAR THEREAFTER, THE DEPARTMENT SHALL SUBMIT A REPORT ON
7 THE PROGRAM TO THE JUDICIARY COMMITTEES OF THE SENATE AND HOUSE
8 OF REPRESENTATIVES, OR THEIR SUCCESSOR COMMITTEES. THE REPORT
9 MUST INCLUDE A SUMMARY OF THE INFORMATION REPORTED BY GRANT
10 RECIPIENTS PURSUANT TO SUBSECTION (5)(a) OF THIS SECTION AND
11 INFORMATION REGARDING WHETHER THE PROGRAM IS MEETING THE GOALS
12 DESCRIBED IN THIS SECTION.

13 (6) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2025.

14 **SECTION 3. Safety clause.** The general assembly hereby finds,
15 determines, and declares that this act is necessary for the immediate
16 preservation of the public peace, health, or safety.