

**AFFIDAVIT OF EXEMPTION FROM REPORTING TRANSACTIONS
SCRAP METAL THEFT REDUCTION ACT**

STATE OF KANSAS)
COUNTY OF _____)

1. My name is _____. I am of legal age and sound mind, capable of making this Affidavit, and personally acquainted with the facts stated herein. I understand that by submitting this Affidavit to the Office of the Attorney General for an exemption pursuant to the Kansas Scrap Metal Theft Reduction Act, K.S.A. 2020 Supp. 50-6,109 *et. seq.*, I am stating that I and/or my business is exempt from reporting scrap metal transactions to the Kansas Bureau of Investigation pursuant to K.S.A. 2020 Supp. 50-6,110.

2. _____ is an individual, firm, company, partnership, INDIVIDUAL/BUSINESS NAME association or corporation that operates in the state of Kansas.

3. _____ maintains a physical address at:
INDIVIDUAL/BUSINESS NAME

INDIVIDUAL/BUSINESS ADDRESS

4. I understand that “scrap metal dealer,” as that term is defined in K.S.A. 2020 Supp. 50-6,109(b)(1) means any individual, firm, company, partnership, association or corporation that operates as a business that is engaged in the business of buying, trading or dealing in regulated scrap metal for the purpose of sale for recycling.

5. I understand that “regulated scrap metal,” as that term is defined in K.S.A. 2020 Supp. 50-6,109(b)(2) means any item, in any form, for which the purchase price was primarily based on the content of aluminum, except that aluminum shall not include food beverage containers, copper, brass, bronze, stainless steel, zinc, titanium, tungsten, nickel, platinum, palladium, rhodium, magnesium, lead, any other nonferrous metal or any combination of nonferrous metals listed herein.

6. I understand that “nonferrous metal,” as that term is defined in K.S.A. 2020 Supp. 50-6,109(b)(5), means any metal that does not contain iron or steel.

7. I understand that “person,” as that term is defined in K.S.A. 2020 Supp. 50-6,109(b)(7), means any individual, scrap metal dealer, manager or employee, owner, operator, corporation, partnership or association.

8. I am an individual, firm, company, partnership, association or corporation who is exempt from reporting transactions as a scrap metal dealer, and upon request of the Office of the Kansas Attorney General could demonstrate by a preponderance of the evidence that the following is true:

I am in compliance with all requirements to do business in the state of Kansas as a registered scrap metal dealer, including any municipality or county requirements applicable to the location in which I intend to do business;

AND

(Please check all that apply)

I engage in buying, trading or dealing regulated scrap metal in which the seller is a registered scrap metal dealer; OR

I engage in buying, trading or dealing regulated scrap metal in which the seller is a vehicle dealer licensed under chapter 8 of the Kansas Statutes Annotated and amendments thereto; OR

I engage in buying, trading or dealing regulated scrap metal in which the seller is a registered scrap metal dealer or vehicle dealer registered or licensed in another state; OR

I engage in buying, trading or dealing regulated scrap metal in which the seller is known to me to be a licensed business that operates out of a fixed business location and that can reasonably be expected to generate regulated scrap metal.

9. I understand that if any of the information in this Affidavit is found to be untrue or if I violate any provision of the Scrap Metal Theft Reduction Act, my acts shall be deemed to be in violation of the Scrap Metal Theft Reduction Act, K.S.A. 2020 Supp. 50-6,109 et seq.

10. I understand that any violation of the Scrap Metal Theft Reduction Act, including failure to report, if it is determined that I am required to do so, may be punished by a civil penalty of up to \$5,000.00 per violation pursuant to K.S.A. 2020 Supp. 50-6,109c(a).

11. I understand that if I engage in scrap metal transactions that are not exempt from reporting, that I am required to report such transaction to the Kansas Bureau of Investigation database within 72 hours after the transaction occurs and pursuant to K.S.A. 2020 Supp. 50-6,110.

12. This Affidavit is concurrent with the period of registration and will expire on June 30, 2021.

Affiant

Date

Before me, the undersigned authority personally appeared _____ who,
NAME OF AFFIANT
being duly sworn on this oath states as above.

Subscribed and sworn to me before this _____ day of _____, 20____.

Notary Public

My commission expires: _____