



Legislation Text

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Int. No. 525

By Council Members Brewer, Yeger, Restler, Holden, Dinowitz, De La Rosa, Williams, Nurse, Sanchez, Velázquez, Kagan, Menin, Farías, Schulman, Riley, Louis, Joseph, Ayala, Hanif, Moya, Krishnan, Gennaro, Narcisse and Hanks

A Local Law to amend the administrative code of the city of New York, in relation to the sale and processing of catalytic converters

Be it enacted by the Council as follows:

Section 1. Chapter 4 of title 20 of the administrative code of the city of New York is amended by adding a new subchapter 15 to read as follows:

SUBCHAPTER 15

CATALYTIC CONVERTERS

§ 20-699.12 Sale and processing of catalytic converters. a. Definitions. As used in this section, the following terms have the following meanings:

Processor. The term “processor” means a person who removes metals or other materials from a catalytic converter.

Purchaser. The term “purchaser” means a person who purchases or would purchase a catalytic converter from a seller.

Seller. The term “seller” means a person who sells or attempts to sell a catalytic converter that has been removed from a vehicle or who presents a catalytic converter to a processor for removal of materials from the catalytic converter.

b. Before any sale of a catalytic converter or any removal of materials from a catalytic converter by a processor, the seller must provide to the purchaser or processor the following information:

1. The year, make, model and vehicle identification number for the vehicle from which the catalytic converter was removed; and

2. A copy of the certificate of title or other documentation indicating that the seller has an ownership interest in the vehicle described in paragraph 1, or where the seller is the owner of a garage or repair shop and the catalytic converter was removed in connection with a repair of the vehicle, the name and address of the vehicle's owner and copies of all related invoices.

c. A purchaser may not purchase a catalytic converter from a seller and a processor may not remove materials from a catalytic converter presented by a seller unless the seller has complied with subdivision b and the purchaser or processor has determined that the catalytic converter is consistent with the manufacturer's specifications for a catalytic converter from the vehicle for which the seller provided information pursuant to paragraph 1 of subdivision b.

d. Purchasers and processors shall maintain a written or electronic record of the information provided pursuant to subdivision b for a minimum of five years from the date the information was provided. Such records shall be open to the inspection of any police officer or any departmental inspector.

e. A purchaser or processor that violates this section shall be liable for a civil penalty in the amount of \$500 for the first offense, \$1,000 for a second offense within a 12-month period and \$2,000 dollars for a third or subsequent offense within a 12-month period. A seller who knowingly provides false information to a purchaser or processor shall be liable for a civil penalty in the amount of \$500 for the first offense, \$1,000 for a second offense within a 12-month period and \$2,000 dollars for a third or subsequent offense within a 12-month period.

§ 2. This local law takes effect 60 days after it becomes law.