

## 1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 59.1-136.1 of the Code of Virginia, relating to scrap metal processors.*

3 [H 1698]

4 Approved

5 **Be it enacted by the General Assembly of Virginia:**6 **1. That § 59.1-136.1 of the Code of Virginia is amended and reenacted as follows:**

7 § 59.1-136.1. Definitions.

8 For the purpose of this article:

9 "Authorized scrap seller" means licensed plumbers, electricians, HVAC contractors, building and  
10 construction contractors, demolition contractors, construction and demolition debris contractors, public  
11 utilities, transportation companies, licensed peddlers and brokers, industrial and manufacturing  
12 companies, marine, automobile, and aircraft salvage and wrecking companies, and government entities.13 "Ferrous scrap" means any scrap metal consisting primarily of iron, steel, or both, but excluding any  
14 scrap metal consisting primarily of stainless steel. Ferrous scrap includes large manufactured articles  
15 such as automobile bodies that may contain other substances to be removed and sorted during normal  
16 operations of scrap metal processors.17 "Metal article" means any manufactured item, consisting of metal, that is usable for its originally  
18 intended purpose without processing, repairs or alteration and that is not otherwise excluded by the  
19 definitions in this section. Examples include, without limitation, manhole covers, railings, copper or  
20 aluminum wire, copper pipe and tubing, bronze cemetery plaques, urns, and markers, plumbing fixtures,  
21 and cast-iron radiators.22 "Nonferrous scrap" means any scrap metal consisting primarily of (i) stainless steel or (ii) any metal  
23 other than iron or steel. Nonferrous scrap does not include aluminum beverage cans; postconsumer  
24 household items such as pots, pans, barbecue grills, and lawn chairs; used items such as wire flashing,  
25 gutters, and downspouts removed during building renovation or demolition; or small quantities of  
26 nonferrous metals contained in large manufactured articles, such as automobile bodies and appliances.27 "Proprietary article" means (i) any metal article stamped, engraved, stenciled, or otherwise marked so  
28 as to identify it as being or having been the property of a governmental entity or public utility,  
29 transportation, shipbuilding, ship repair, mining or manufacturing company; (ii) any hard drawn copper  
30 electrical conductor, cable, or wire that is three-eighths of one inch or greater in diameter, stranded or  
31 solid; (iii) any aluminum conductor, cable, or wire three quarters of one inch or greater in diameter,  
32 stranded or solid; ~~or~~ (iv) stainless steel beer kegs; *or (v) any catalytic converter from a motor vehicle*  
33 *exhaust system that has been detached from a motor vehicle.*34 "Scrap metal" means any manufactured item or article consisting of or containing metal; any metal  
35 removed from or obtained by cutting, demolishing, or disassembling any building, structure,  
36 manufactured item, or article; and any other metal that is no longer used for its original purpose and  
37 that can be processed for reuse in mills, foundries, and other manufacturing facilities.38 "Scrap metal processor" means a business entity in good standing authorized to conduct business in  
39 the Commonwealth that regularly utilizes machinery and equipment at one or more established locations  
40 in the normal course of business for processing and manufacturing scrap metal into prepared grades for  
41 sale as raw material to mills, foundries and other manufacturing facilities.

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