

1 **BY AUTHORITY**

2 ORDINANCE NO. _____

3 SERIES OF 2022

COUNCIL BILL NO. CB22-

COMMITTEE OF REFERENCE:

SAFETY, HOUSING, EDUCATION &

HOMELESSNESS

6 **A BILL**

7 **For an ordinance amending Articles III and VI of Chapter 45 the Denver Revised**
8 **Municipal Code to address catalytic converter thefts within the City and County**
9 **of Denver.**

10 **BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:**

11 **Section 1.** Article III of Chapter 45 shall be amended by adding the language underlined
12 and deleting the language stricken to read as follows:

13 **Sec. 45-66. – Definitions.**

14 (b) "Secondhand property" means the following items of tangible personal property sold or
15 traded by a secondhand dealer:

16 (7) Auto accessories, including, but not limited to, wheels, ~~and~~ hub caps, and catalytic
17 converters, but not including core charges for automobile parts which are not rebuilt on the
18 premises; and

19 **Sec. 45-69. – Dealers to exhibit and report goods to police.**

20 In addition to any other acts prohibited by this chapter, it shall be unlawful for any secondhand
21 dealer, automobile parts recycler, junk dealer, or operator of a junk wagon to violate any of the
22 provisions of this section:

23 (a) Upon demand by any officer of Denver Police Department, any ~~Every~~ secondhand dealer,
24 automobile parts recycler, ~~or~~ junk dealer, or operator of a junk wagon who ~~shall receive or be in~~
25 ~~possession of~~ possesses any good(s) or article(s) which may have been lost or stolen or are alleged
26 ~~or supposed to have been lost or stolen shall forthwith~~ immediately produce and exhibit the good(s)
27 or article(s) to the officer ~~same to any member of the Denver Police Department upon demand.~~

28 (b) Any secondhand dealer, automobile parts recycler, junk dealer, or operator of a junk
29 wagon who receives a catalytic converter shall notify the Denver Police Department within one (1)
30 business day of such receipt. Such notice shall be provided in a manner established or approved
31 by the manager of safety or the manager's duly authorized representative. At a minimum, such
32 notice shall include a photograph of the catalytic converter and a record, photograph, or copy of a
33 valid government-issued form of photo identification for the person who supplied or delivered the

1 catalytic converter to the dealer.

2
3 **Section 2.** Division 1 of Article VI of Chapter 45 shall be amended by adding the language
4 underlined and deleting the language stricken to read as follows:

5 **Sec. 45-146. –Failure to exhibit or record identification.**

6 In addition to any other acts prohibited by this chapter, it shall be unlawful for any person to
7 violate any of the provisions of this section when selling, trading, delivering, providing, or receiving
8 a catalytic converter to a secondhand dealer, automobile parts recycler, junk dealer, or operator of
9 a junk wagon (“dealer”):

10 (1) The person must first present a valid government-issued form of photo identification to
11 the dealer receiving the catalytic converter.

12 (2) When receiving a catalytic converter from any person, the dealer must require and inspect
13 a valid government-issued form of photo identification from the person.

14 (3) When receiving a catalytic converter from any person, the dealer must record the following
15 information: the name, address, and date of birth of the person and the identification number from
16 the identification presented; the date, time, and place of the transaction; and an accurate description
17 of the catalytic converter, including but not limited to any identification number, serial number, model
18 number, brand name, or other identifying marks.

19 **Secs. 45-1467—45-150. - Reserved.**

20
21 COMMITTEE APPROVAL DATE:

22 MAYOR-COUNCIL DATE:

23 PASSED BY THE COUNCIL: _____, 2022

24 _____ - PRESIDENT

25 APPROVED: _____ - MAYOR _____, 2022

26 ATTEST: _____ - CLERK AND RECORDER,
27 EX-OFFICIO CLERK OF THE
28 CITY AND COUNTY OF DENVER

29 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____, 2022; _____, 2022

30 PREPARED BY: Reginald Nubine, Assistant City Attorney

31 DATE: _____, 2022

32 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of
33 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
34 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to §
35 3.2.6 of the Charter.

36 Kristin Bronson, Denver City Attorney

1 BY: _____, Assistant City Attorney

DATE: _____, 2022

DRAFT