

BY AUTHORITY

ORDINANCE NO. _____
SERIES OF 2022

COUNCIL BILL NO. CB22-0834
COMMITTEE OF REFERENCE:
SAFETY, HOUSING, EDUCATION & HOMELESSNESS

A BILL

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

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

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

Sec. 45-66. – Definitions.

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

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

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

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

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

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

1 catalytic converter to the dealer.

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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.**

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1 COMMITTEE APPROVAL DATE: July 20, 2022

2 MAYOR-COUNCIL DATE: July 26, 2022

3 PASSED BY THE COUNCIL: _____ August 8, 2022

4 _____ - PRESIDENT

5 APPROVED: _____ - MAYOR Aug 9, 2022

6 ATTEST: _____ - CLERK AND RECORDER,
7 EX-OFFICIO CLERK OF THE
8 CITY AND COUNTY OF DENVER

9 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____;

10 PREPARED BY: Reginald Nubine, Assistant City Attorney DATE: July 27, 2022

11 Pursuant to section 13-9, D.R.M.C., this proposed ordinance has been reviewed by the office of the
12 City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
13 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to §
14 3.2.6 of the Charter.

15 Kristin Bronson, Denver City Attorney

16 BY: Jonathan Griffin, Assistant City Attorney DATE: Jul 28, 2022