

CHAPTER 75

CRIMINAL LAW AND PROCEDURE

SENATE BILL 25-171

BY SENATOR(S) Hinrichsen, Frizell;
also REPRESENTATIVE(S) Soper and Clifford, Keltie.

AN ACT

CONCERNING THE CONTINUATION OF THE COMMODITY METALS THEFT TASK FORCE, AND, IN CONNECTION THEREWITH, IMPLEMENTING THE RECOMMENDATION CONTAINED IN THE 2024 SUNSET REVIEW BY THE DEPARTMENT OF REGULATORY AGENCIES TO REPEAL THE COMMODITY METALS THEFT TASK FORCE.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. In Colorado Revised Statutes, 2-3-1203, **repeal** (16)(a)(III) as follows:

2-3-1203. Sunset review of advisory committees - legislative declaration - definition - repeal. (16) (a) The following statutory authorizations for the designated advisory committees will repeal on September 1, 2025:

(III) ~~The commodity metals theft task force created in section 18-13-111, C.R.S.;~~

SECTION 2. In Colorado Revised Statutes, 18-13-111, **repeal** (9), (12)(d), and (13)(d) as follows:

18-13-111. Purchases of commodity metals or detached catalytic converters - violations - creation - composition - reports - legislative declaration - definitions. (9) (a) ~~There is hereby created the commodity metals theft task force, also referred to in this subsection (9) as the "task force".~~

~~(b) The task force consists of the following ten persons or their designees:~~

~~(I) The chief of the Colorado state patrol;~~

~~(II) A sheriff appointed by a Colorado sheriffs' association;~~

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

~~(III) A municipal police chief appointed by the Colorado association of chiefs of police;~~

~~(IV) A contractor that uses commodity metals in construction;~~

~~(V) A representative of a national trade association or other organization that represents commodity metals recyclers, such as the institute of scrap recycling industries, incorporated, or its successor organization or another entity representing comparable interests;~~

~~(VI) A scrap metal dealer located in Colorado who is a member of the institute of scrap recycling industries, incorporated, or its successor organization;~~

~~(VII) A representative of the Colorado municipal league, or its successor entity;~~

~~(VIII) A representative of Colorado counties, incorporated, or its successor entity;~~

~~(IX) A representative of a public utility that uses commodity metals; and~~

~~(X) A representative of a railroad company that operates in Colorado.~~

~~(c) The task force shall meet on a regular basis, convening at least every October, to discuss issues related to theft of commodity metals or detached catalytic converters, including sharing relevant information on theft of scrap metal, identifying ways in which Colorado's laws regulating commodity metal and detached catalytic converter purchases can be improved to reduce theft, and reviewing any performance problems or communication issues. The task force is specifically directed to consider:~~

~~(I) Possible policies or practices to aid in tracking or apprehending stolen commodity metals or detached catalytic converters prior to the point of sale in order to assist law enforcement personnel in theft prevention and recovery of stolen materials;~~

~~(II) Recommendations regarding when and how a commodity metal or detached catalytic converter purchaser should be required to apprise local law enforcement authorities if a purchased commodity metal or detached catalytic converter is a potential match of a commodity metal or detached catalytic converter reported stolen in the scrap theft alert system; and~~

~~(III) The creation and attributes of a civil penalty process for egregious and repeat violators of the record-keeping requirements of this section.~~

~~(d) A member of the task force, as designated by the task force, shall report annually to the judiciary committees of the house of representatives and the senate, or any successor committees, regarding the task force's meetings, findings, and recommendations.~~

~~(e) Members of the task force shall not be compensated for, or reimbursed for expenses incurred in, attending meetings of the task force.~~

~~(f) This subsection (9) is repealed, effective September 1, 2025. Before the repeal, the commodity metals theft task force, created pursuant to this subsection (9), shall be reviewed as provided in section 2-3-1203, C.R.S.~~

~~(12) (d) On or before December 1, 2023, and each December 1 thereafter, the Colorado state patrol shall provide a summary of the assessment reports to the task force and the task force shall consider the report at a meeting required by subsection (9)(c) of this section.~~

~~(13) (d) The Colorado state patrol shall provide a summary report of all statewide inspections to the task force and the task force shall consider the report at a meeting required by subsection (9)(c) of this section.~~

SECTION 3. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly; except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2026 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: April 17, 2025