

**AFFIDAVIT OF EXEMPTION FROM
THE SCRAP METAL THEFT REDUCTION ACT**

STATE OF KANSAS)
COUNTY OF _____)

1. My name is _____. I am of legal age and sound mind, capable of making this Affidavit, and personally acquainted with the facts stated herein. I understand that by submitting this Affidavit to the Office of the Attorney General for an exemption pursuant to the Kansas Scrap Metal Theft Reduction Act, K.S.A. 2015 Supp. 6,109 *et seq.*, I am stating that I and/or my business is exempt from registering with the Office of the Kansas Attorney General as a scrap metal dealer, as that term is defined in K.S.A. 2015 Supp. 50-6,109(b)(1).

2. _____ is an individual, firm, company, partnership,
INDIVIDUAL/BUSINESS NAME

association or corporation that operates in the state of Kansas.

3. _____ maintains a physical address at:
INDIVIDUAL/BUSINESS NAME

INDIVIDUAL/BUSINESS ADDRESS

4. I understand that “scrap metal dealer,” as that term is defined in K.S.A. 2015 Supp. 50-6,109(b)(1) means any individual, firm, company, partnership, association or corporation that operates as a business that is engaged in the business of buying, trading or dealing in regulated scrap metal for the purpose of sale for recycling.

5. I understand that “regulated scrap metal,” as that term is defined in K.S.A. 2015 Supp. 50-6,109(b)(2) means any item, in any form, for which the purchase price was primarily based on the content of aluminum, except that aluminum shall not include food beverage containers, copper, brass, bronze, stainless steel, zinc, titanium, tungsten, nickel, platinum, palladium, rhodium, magnesium, lead, any other nonferrous metal or any combination of nonferrous metals listed herein.

6. I understand that “nonferrous metal,” as that term is defined in K.S.A. 2015 Supp. 50-6,109(b)(5), means any metal that does not contain iron or steel.

7. I understand that “person,” as that term is defined in K.S.A. 2015 Supp. 50-6,109(b)(7), means any individual, scrap metal dealer, manager or employee, owner, operator, corporation, partnership or association.

8. I am an individual, firm, company, partnership, association or corporation who is exempt from registering as a scrap metal dealer, and upon request of the Office of the Kansas Attorney General could demonstrate by a preponderance of the evidence that the following is true:

- a. I am in compliance with all requirements to do business in the state of Kansas, including any municipality or county requirements applicable to the location in which I intend to do business; AND

(Please check all that apply)

- b. I engage in buying, trading or dealing iron-ferrous and steel-ferrous metals only, and do not engage in the business of buying, trading or dealing in regulated scrap metal for the purpose of recycling; OR
- c. I engage in salvage business as it pertains to automobiles, and I do not engage in the business of buying, trading or dealing in regulated scrap metal for the purpose of recycling.

9. I understand that if any of the information in this Affidavit is found to be untrue or if I violate any provision of the Scrap Metal Theft Reduction Act, my acts shall be deemed to be in violation of the Scrap Metal Theft Reduction Act, K.S.A. 2015 Supp. 50-6,109 *et seq.*

10. I understand that any violation of the Scrap Metal Theft Reduction Act, including failure to register if it is determined that I am required to do so, may be punished by a civil penalty of up to \$5,000.00 per violation pursuant to K.S.A. 2015 Supp. 50-6,109(c)(b).

Affiant

Date

Subscribed and sworn to me before this _____ day of _____, 20_____.

My commission expires: _____

Notary Public

Before me, the undersigned authority personally appeared _____ who,
Name of Affiant
being duly sworn on this oath states as above.