



**TO:** T.C. Broadnax, City Manager  
**FROM:** Chief Don Ramsdell, Police  
Andy Cherullo, Finance Director  
**COPY:** City Council and City Clerk  
**SUBJECT:** Request for Ordinance - Scrap Metal Regulation– November 5, 2013  
**DATE:** October 18, 2013

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**SUMMARY:**

ESHB 1552 is a comprehensive overhaul of scrap metal regulation. The state will now preempt local jurisdictions from regulating scrap metal business activity and requires scrap metal buyers to be licensed by the state. Definitions of Theft 1 and 2 are amended. Several new gross misdemeanor crimes are defined under state law.

**BACKGROUND:**

Prior to the enactment of ESHB 1552 the municipal code required scrap metal dealers to obtain a regulatory license. The legislation requires dealers to obtain a state license and imposes a new state regulatory scheme that preempts local regulation and creates new state law crimes.

**ISSUE:**

Effective January 1, 2014, ESHB 1552 requires a state license for scrap metal activities and preempts local jurisdictions from further regulation, therefore, Tacoma Municipal Code 6B.190, Scrap Metal and Recyclable Material Dealers is being repealed in its entirety. A new section including the newly created state law crimes is being added to Title 8 of the municipal code in order to prosecute the new crimes in municipal court.

**ALTERNATIVES:**

ESHB 1552 requires the attached Tacoma Municipal Code amendments.

**RECOMMENDATION:**

ESHB 1552 requires the attached Tacoma Municipal Code amendments with an effective date of January 1, 2014.

**FISCAL IMPACT:**

There is no fiscal impact.