

## ARTICLE 30 Sale of Recycled Metals

### 57-30-2. Definitions.

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As used in the Sale of Recycled Metals Act:

A. "aluminum material" means a product made from aluminum, an aluminum alloy or an aluminum byproduct. "Aluminum material" includes an aluminum beer keg but does not include other types of aluminum cans used to contain a food or beverage;

B. "bronze material" means:

- (1) a cemetery vase, receptacle or memorial made from bronze;
- (2) bronze statuary; or
- (3) material readily identifiable as bronze;

C. "business day" means any calendar day except Sunday and the following holidays: New Year's day; President's day; Memorial day; Independence day; Labor day; Indigenous Peoples' day; Armistice day and Veterans' day; Thanksgiving day; Christmas day; Martin Luther King, Jr.'s birthday; and any other legal public holiday of the state of New Mexico or the United States;

D. "copper or brass material" means:

(1) insulated or noninsulated copper wire, hardware or cable of the type used by a public utility, commercial mobile radio service carrier or common carrier that consists of at least twenty-five percent copper; or

(2) a copper or brass item of a type commonly used in construction or by a public utility, commercial mobile radio service carrier or common carrier;

E. "department" means the regulation and licensing department;

F. "lead material" means:

- (1) a lead-acid battery; or
- (2) material readily identifiable as being made of or containing lead;

G. "peace officer" means any full-time salaried and commissioned or certified law enforcement officer of a police or sheriff's department that is part of or administered by the state or a political subdivision of the state;

H. "personal identification document" means:

- (1) a driver's license;
- (2) a military identification card; or
- (3) a passport issued by the United States or by another country and recognized by the United States;

I. "regulated material" means:

- (1) aluminum material;
- (2) bronze material;
- (3) copper or brass material;
- (4) steel material;
- (5) lead material;
- (6) a utility access cover;
- (7) a water meter cover;
- (8) a road or bridge guard rail;
- (9) a highway or street sign;
- (10) a traffic directional or control sign or signal; or
- (11) a catalytic converter that is not part of an entire motor vehicle;

J. "secondhand metal dealer" means a scrap metal processor in the business of operating or maintaining a scrap metal yard in a physical location in which scrap metal or cast-off regulated material is purchased for shipment, sale or transfer;

K. "steel material" means a product made from an alloy of iron, chromium, nickel or manganese, including stainless steel beer kegs; and

L. "superintendent" means the superintendent of regulation and licensing.

**History:** Laws 2008, [ch. 29, § 2](#); 2012, [ch. 29, § 2](#); 2012, [ch. 33, § 2](#); 2016, [ch. 51, § 1](#); 2019, [ch. 123, § 3](#).