

IC 24-4-16

Chapter 16. Architectural Salvage Material Dealers

IC 24-4-16-1

Applicability of chapter

Sec. 1. This chapter does not apply to the purchase of valuable metal (as defined in IC 25-37.5-1-1(a)) by a valuable metal dealer regulated under IC 25-37.5.

As added by P.L.63-2008, SEC.1.

IC 24-4-16-2

"Architectural salvage material"

Sec. 2. (a) As used in this chapter, "architectural salvage material" means an item originally installed on or in a dwelling, a business, or any other structure and subsequently removed from the dwelling, business, or other structure.

(b) The term includes the following:

- (1) Aluminum, wood, or vinyl siding.
- (2) Balustrades or other stair parts.
- (3) Bathroom or kitchen cabinets or fixtures.
- (4) Doors, door architraves, or doorknobs.
- (5) Light fixtures.
- (6) Mantelpieces.
- (7) Plumbing.
- (8) Shutters.
- (9) Windows and window architraves, including stained glass or leaded glass window panes.
- (10) Wood trim.

As added by P.L.63-2008, SEC.1.

IC 24-4-16-3

"Dealer"

Sec. 3. As used in this chapter, "dealer" means a person who purchases or otherwise acquires architectural salvage material for resale or reuse as part of the normal course of the person's business.

As added by P.L.63-2008, SEC.1.

IC 24-4-16-4

Transfer of ownership; identification

Sec. 4. Before a person may sell or otherwise transfer ownership of architectural salvage material to a dealer, the person must present government issued identification to the dealer to verify the identity of the person.

As added by P.L.63-2008, SEC.1.

IC 24-4-16-5

Dealer restrictions

Sec. 5. A dealer may not purchase or otherwise obtain architectural salvage material:

- (1) from a person who is less than eighteen (18) years of age; or

(2) that the dealer believes or should have reason to believe is stolen property acquired as a result of a crime.

As added by P.L.63-2008, SEC.1.

IC 24-4-16-6

Dealer records; inspection

Sec. 6. (a) A dealer shall keep a record book that contains the following information concerning architectural salvage material received by the dealer:

(1) An accurate description of any architectural salvage material received by the dealer. If multiple articles of a similar nature that do not contain an identification or serial number are delivered together in one (1) transaction to the dealer, the description of the articles is adequate if the description contains:

(A) the quantity of the articles delivered; and

(B) a physical description of the type of articles delivered, including any unique identifying marks, numbers, names, letters, or special features.

(2) The date and time of the transaction.

(3) The:

(A) name, address, date of birth, and telephone number; and

(B) signature;

of the person who sold or otherwise transferred ownership of the architectural salvage material to the dealer.

(4) The:

(A) type of government issued identification used to verify the identity of the person who sold or otherwise transferred ownership of the architectural salvage material to the dealer as described in section 4 of this chapter;

(B) name of the governmental agency that issued the identification; and

(C) identification number printed on the government issued identification.

(b) The record book described in subsection (a) must be open to inspection by a law enforcement officer at all reasonable times.

(c) A dealer shall retain a record book described in subsection (a) for at least two (2) years after the date of the most recent transaction recorded in the book.

As added by P.L.63-2008, SEC.1.

IC 24-4-16-7

Dealer duty to hold architectural salvage material

Sec. 7. If a dealer receives a notice from a law enforcement agency to hold architectural salvage material possessed by the dealer, the dealer shall hold the architectural salvage material for at least five (5) business days after the date the dealer receives the notice.

As added by P.L.63-2008, SEC.1.

IC 24-4-16-8

Confidentiality of dealer records and other information

Sec. 8. (a) Records and information generated by a dealer concerning architectural salvage material are confidential under IC 5-14-3-4.

(b) A law enforcement officer may obtain or receive records and information described in subsection (a) for use in the official law enforcement purpose of investigating crime.

(c) A law enforcement officer may disclose the name and address of a dealer to an adverse claimant in the case of a dispute over ownership of architectural salvage material in possession of the dealer.

As added by P.L.63-2008, SEC.1.

IC 24-4-16-9

Violations; penalties

Sec. 9. A person who violates this chapter commits a Class A infraction.

As added by P.L.63-2008, SEC.1.