

30 C misdemeanor.

31 (ii) Any dealer who is convicted of a class C misdemeanor under this section is subject
32 to a mandatory fine of no less than \$750.

33 (b) (i) A violation of Subsection (1)(a) that occurs after the defendant has been
34 convicted of a violation of Subsection (1)(a) is a class A misdemeanor.

35 (ii) Any dealer who is convicted of a class A misdemeanor under this section is subject
36 to a mandatory fine of no less than \$2,500.

37 (2) This section does not impair the authority of a county or municipality in this state to
38 license, tax, and regulate any junk dealer or metal dealer, except that local regulations may not
39 be any less stringent than the provisions in this part.

40 (3) This section does not impair the authority of a county or municipality to revoke or
41 deny any business license or permit required by that county or municipality regulating the
42 authority to sell, purchase, or possess metal, including the revocation or denial of a business
43 license or permit based on a violation of this part.

44 (4) This section does not prohibit the charging of a seller or dealer with any other
45 criminal offense related to the obtaining, possession, or selling of stolen regulated metals.

46 Section 2. Section **76-6-1408** is amended to read:

47 **76-6-1408. Falsification of seller's statement to dealer.**

48 (1) (a) Any seller who, in providing any information as required by this part in selling,
49 offering, or attempting to sell regulated metal willfully makes a false statement or provides any
50 untrue information, is guilty of a class B misdemeanor.

51 (b) Any seller who is convicted of a class B misdemeanor under this section is subject
52 to a mandatory fine of no less than \$1,000.

53 (2) (a) A violation of Subsection (1) that occurs after the defendant has been convicted
54 of a violation of Subsection (1) is a class A misdemeanor.

55 (b) Any seller who is convicted of a class A misdemeanor under this section is subject
56 to a mandatory fine of no less than \$2,500.