

From: [Daryl Terrell](#)
To: [Clerk of the Board](#)
Subject: Documents For submission into the public record for the March 17, 2025
Date: Monday, March 17, 2025 8:43:11 AM
Attachments: [Catalytic Converter Thief Sentenced to 15 Years – Tulare County District Attorney.pdf](#)
[item 3.05 STAFF REPORT AND 2ND READING ADOPTION ORDINANCE.pdf](#)
[ITEM 3.1 RIVCO STAFF REPORT INIATIAE CAT CONVERT ORD.pdf](#)
[Item 60 STAFF REPORT AUG 6, 2022.pdf](#)
[SAN BERNARDINO CO ADOPTED CATALYTIC CONVERTER UNLAWFUL POSSESSION ORD.pdf](#)
[CHAPTERED AB 641, STATE CATALYTIC CONVERTER LAW.pdf](#)

This Message Is From an Untrusted Sender

You have not previously corresponded with this sender.

Good Morning,

I want to request all documents attached to the email pertaining to my public comments that I will be give under the "Public Comment" section of the agenda be entered into the public record to be distributed to The Honorable County Board Of Supervisors, District Attorney, County Counsel, County Sheriff and County Chief Executive Officer.

Sincerely,

Daryl Terrell

951-2140050



Catalytic Converter Thief Sentenced to 15 Years

Catalytic Converter Thief Sentenced to 15 Years

On January 16, 2025, in Department 6 of the Tulare County Superior Court, the court sentenced Sean Michael Pelton, age 53, of Sacramento, to 15 years in custody and restitution for a series of high-volume thefts of catalytic converters in Visalia. Pelton was convicted of the thefts in November 2024.

“Let this sentence serve as a warning to other would-be thieves,” said Tulare County District Attorney Tim Ward. “Although the crime itself may be considered “non-violent” by our legislature, my office will recognize these impacts to our community and will do everything in our power to ensure this career criminal and anyone who would follow in his footsteps are removed from society and not able to re-victimize.”

In three separate instances from March 2020 to September 2020, and an additional instance in July 2021, Pelton targeted utility trucks in the AT&T service yard in northeast Visalia. Using bolt cutters to cut holes in the yard’s security fence in each instance, Pelton stole a total of 73 converters. The thefts greatly impacted the company’s fleet, preventing technicians from reaching customers. Each converter cost the company more than \$1,000. Pelton was identified after a lengthy investigation by the Visalia Police Department using surveillance video, geofence data, and hotel and cell phone records.

In all, Pelton was convicted of 73 counts of grand theft, 3 counts of attempted grand theft, and 4 counts of vandalism. Additionally, the jury found true the aggravating factors that crimes took planning and sophistication and involved stealing something of value. Pelton also admitted that he possessed prior convictions and prison terms, that he was on parole or probation during the crimes, and that his performance on probation or parole was unsatisfactory. Pelton possesses over 20 prior felony convictions, largely for theft, burglary, and vandalism, throughout California.

As part of his sentence, Pelton was ordered to pay \$132,993.68 in restitution. In addition, Pelton was sentenced to 20 non-concurrent months in three additional cases for similar crimes in Amador, Sacramento, and Fresno counties. Restitution was ordered at \$236,031.44 in those cases. His sentence will be served as local state prison (1170h) in Tulare County pursuant to AB 109.

The case was prosecuted by Assistant District Attorney Sean Sangree and was investigated by the Visalia Police Department.

Media inquiries can be directed to the Office of the District Attorney, County of Tulare Communications Director Stuart Anderson (559) 636-5494

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**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



ITEM: 3.5
(ID # 22953)

MEETING DATE:

Tuesday, September 12, 2023

FROM : EXECUTIVE OFFICE:

SUBJECT: EXECUTIVE OFFICE: Adoption of Ordinance No. 987 Relating to the Unlawful Possession of a Catalytic Converter. All Districts. [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Find the adoption of Ordinance 987 is not a project pursuant to the California Environmental Quality Act ("CEQA"). (See Pub. Res. Code, § 21065; State CEQA Guidelines, § 15378.)
2. Waive further reading and Adopt Ordinance No. 987 Relating to the Unlawful Possession of a Catalytic Converter.
3. Direct the Clerk of the Board to publish a summary and post a copy of Ordinance 987 pursuant to Government Code section 25124(b).

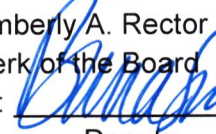
ACTION:Policy


Michelle Paradise, ACEO 9/6/2023

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Gutierrez, seconded by Supervisor Washington and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended and Ordinance 987 is adopted with waiver of the reading.

Ayes: Jeffries, Spiegel, Perez, Washington, and Gutierrez
Nays: None
Absent: None
Date: September 12, 2023
xc: E.O., COBAB/CF

Kimberly A. Rector
Clerk of the Board
By: 
Deputy

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,
STATE OF CALIFORNIA**

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total:	Ongoing:
TOTAL AWARD	\$ 0	\$ 0	\$ 0	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
SOURCE OF FUNDS: \$0			Budget Adjustment: No	
			For Fiscal Year: 23/24	

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

Catalytic converter theft has been one of the fastest growing crimes in the Country, with State Farm Insurance reporting a 400% increase nationwide since 2019. Catalytic converter thefts are on the rise because of the increasing value of the precious metals contained within and the ease with which criminals can remove the devices from the vehicles of unsuspecting residents. Catalytic converters can be sold for as much as \$1,200 each. Currently, law enforcement cannot seize a catalytic converter found to be removed from a vehicle and in someone's possession unless a victim can be identified. Unfortunately, locating the victim without identifying information on the catalytic converter is often impossible. Victims of catalytic converter thefts can pay thousands of dollars to replace them, and repairs can take months to occur, due to various supply chain issues.

While there have been legislative attempts in Sacramento to crack down on catalytic converter thefts, local agencies in California have begun to pass their own ordinances to assist law enforcement in holding these thieves accountable for their crimes. Some of those agencies include the County of San Bernardino and the cities of Los Angeles, Upland, and Eastvale.

Pursuant to Item 3.1, at its June 13, 2023, meeting, the Board directed the Executive Office to work with the Sheriff's Department and District Attorney's Office to draft and initiate an ordinance that would require anyone who is not a licensed recycler and who is found to be in possession of a catalytic converter to provide proof of ownership to law enforcement. The Executive Office, in collaboration with County Counsel, drafted Ordinance No. 987, which is aimed at providing Riverside County with reasonable means to address the impact on the community and the victims posed by increasing catalytic converter thefts. The introduction of this Ordinance was presented and approved on August 29, 2023, Item 3.8.

Barring any provision of state law permitting the same, Ordinance No. 987 establishes that it is unlawful for any person to possess any catalytic converter that is not attached to a vehicle unless the person has a valid proof of ownership of the catalytic converter. If adopted, any person who violates any provision of Ordinance No. 987 will be subject to criminal and/or civil penalties.

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,
STATE OF CALIFORNIA**

Because Ordinance No. 987 does not have the potential to cause direct or reasonably foreseeable indirect physical changes in the environment, it is not a project pursuant to the California Environmental Quality Act ("CEQA"). (See Pub. Res. Code, § 21065; State CEQA Guidelines, § 15378.)

Impact on Residents and Businesses

Catalytic converter theft is very costly to victims of this crime, both in dollars and in the time and inconvenience of repairs, and has affected individuals, businesses, and government agencies. Passage of a local ordinance could help hold thieves accountable and discourage theft in unincorporated areas of Riverside County.

Attachments

ATTACHMENTS:

ATTACHMENT A. Ordinance No. 987

ATTACHMENT B. Summary of Ordinance



Kelly Moran, Deputy County Counsel 9/5/2023

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1 Section 4. DEFINITIONS. As used in this ordinance, the following terms shall have the
2 following meanings:

- 3 A. Board. The County of Riverside Board of Supervisors.
- 4 B. County. The County of Riverside.
- 5 C. Catalytic converter. Any exhaust emission control device, or portion thereof,
6 that converts toxic gases and pollutants in exhaust gas from an internal combustion
7 engine into less-toxic pollutants.
- 8 D. Documentation or other proof. Written document(s) clearly identifying the vehicle
9 from which the catalytic converter originated based on the totality of the
10 circumstances, which includes, but is not limited to, the following types of
11 documents:
- 12 1. Bill of sale from the original owner with photographs.
- 13 2. Verifiable documentation from an auto-body shop proving the owner
14 relinquished the catalytic converter to the auto-body shop.
- 15 3. Verifiable electronic communication from the previous owner to the
16 possessor relinquishing ownership of the catalytic converter.
- 17 4. Photographs of the vehicle from which the catalytic converter originated.
- 18 5. Vehicle registration associated with the catalytic converter containing an
19 etched associated license plate number or vehicle identification number or
20 driver's license number of registered vehicle owner.
- 21 E. Lawful Possession. This term includes: (1) being the lawful owner of the catalytic
22 converter or (2) being in possession of the catalytic converter with the lawful owner's
23 verifiable written consent. It is not required to prove the catalytic converter was
24 stolen to establish the possession is an Unlawful Possession.
- 25 F. Enforcement Officer. The Sheriff, the Transportation and Land Management
26 Agency Director, Building Official, Code Enforcement Official, County Counsel, or
27 District Attorney, and their designees.

Section 5. UNLAWFUL POSSESSION OF A CATALYTIC CONVERTER. Barring any provision of state law permitting the same, it is unlawful for any person to possess any catalytic converter which is not attached to a vehicle unless the person has a verifiable valid proof of ownership of the catalytic converter.

A. This section does not apply to a detached catalytic converter that has been verifiably tested, certified, and labeled or otherwise approved for reuse, and is being bought or sold for purposes of reuse in accordance with the federal Clean Air Act (42 U.S.C. § 7401 et seq.) and regulations under the Clean Air Act, as they may be amended from time to time.

B. It is unlawful for any person to knowingly falsify or cause to be falsified any information in a record intended to show valid proof of ownership.

C. Evidence of unlawful possession may be presumed by the number of detached catalytic converters within one's possession and/or by the condition of the dismantled catalytic converter(s), including but not limited to, the manner a catalytic converter has been detached or cut from a vehicle.

Section 6. VIOLATIONS AND ENFORCEMENT.

A. Misdemeanor Penalty. Any person who violates any provision of this ordinance is guilty of a misdemeanor, and upon conviction shall be punished by a fine not exceeding one thousand dollars (\$1,000), or by imprisonment in the county jail for a term not exceeding one year, or by both. Upon any second or subsequent conviction of the offense, the person shall be punished by the penalties of a fine of one thousand dollars (\$1,000) and by imprisonment in the County jail for one year.

B. State Penalties Apply. Nothing in this ordinance shall be intended to limit any of the penalties provided for under California law, including but not limited to the Penal Code, with regard to the sale, use, possession, delivery, and/or receipt of catalytic converters.

1 C. Administrative Civil Penalty. In addition to any other penalties provided by law,
2 whenever an Enforcement Officer determines a violation of this ordinance has
3 occurred, the Enforcement Officer shall have the authority to issue an administrative
4 citation with an administrative civil penalty to any person responsible for the
5 violation. Any administrative civil penalty shall be one thousand dollars (\$1,000)
6 for the first offense, two thousand dollars (\$2,000) for the second offense within
7 thirty-six (36) months, and five thousand dollars (\$5,000) for each subsequent
8 offense within thirty-six (36) months. The administrative citation shall contain the
9 following information: (1) date, location and approximate time the violation was
10 observed; (2) the amount of the administrative civil penalty imposed for the
11 violation; (3) instructions for the payment of the administrative civil penalty, the time
12 period by which it shall be paid, and the consequences of failure to pay the
13 administrative civil penalty within this time; (4) instructions on how to appeal the
14 administrative citation; and (5) the signature of the Enforcement Officer. The failure
15 of the administrative citation to set forth all required contents shall not affect the
16 validity of the administrative citation or any proceedings to enforce said citation.
17 The administrative civil penalty may be imposed via the administrative process set
18 forth in this ordinance or may be imposed by the court if the violation requires court
19 enforcement without an administrative process.

20 D. Separate Offenses. Acts, omissions, or conditions in violation of this ordinance that
21 continue, exist, or occur on more than one day constitute separate violations on each
22 day. Violations continuing, existing, or occurring on the service date, the effective
23 date, and each day between the service date and the effective date are separate
24 violations. A person is guilty of a separate offense for each and every day or portion
25 thereof during which he or she commits, continues, or permits a violation of this
26 ordinance. A person is deemed guilty of a separate offense for each and every
27 violation of this ordinance, or any portion thereof. Likewise, a person shall be
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1 deemed guilty of a separate offense for each and every catalytic converter in the
2 person's possession that is not attached to a vehicle unless the person has a valid
3 proof of ownership of the catalytic converter.

4 Section 7. APPEAL OF ADMINISTRATIVE CIVIL PENALTIES.

5 A. Notice of Appeal. The recipient of an administrative citation may appeal its validity
6 by filing a written notice of appeal with the County department that issued the
7 administrative citation. The written notice of appeal must be filed within twenty (20)
8 calendar days of service of the administrative citation. The notice of appeal shall be
9 accompanied by either an advance deposit of the administrative civil penalty
10 imposed in the administrative citation or a request for advance deposit hardship
11 waiver as set forth below. Failure to properly file a written notice of appeal within
12 this time period shall constitute a waiver of the right to appeal the administrative
13 citation. The notice of appeal shall be submitted on a form provided by the County
14 department that issued the administrative citation and shall contain the following
15 information: (1) a brief statement setting forth the appellant's interest in the
16 proceedings; (2) a brief statement of the material facts which the appellant claims
17 support a contention that no violation exists and that no administrative civil penalty
18 should be imposed or that an administrative civil penalty of a different amount is
19 warranted; (3) an address at which the appellant agrees that notice of any additional
20 proceeding or an order relating to the imposition of the administrative civil penalty
21 may be received by mail; and (4) the notice of appeal must be signed by the appellant
22 under penalty of perjury.

23 B. Advance Deposit Hardship Waiver. Any person filing a notice of appeal to contest
24 an administrative citation and who is financially unable to make the advance deposit
25 of the administrative civil penalty as required may submit a request for advance
26 deposit hardship waiver with the notice of appeal. The request for advance deposit
27 hardship waiver shall be filed with the County department that issued the
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1 administrative citation on a form provided by the same County department. The
2 request shall be documented by a sworn affidavit, together with any supporting
3 documents or materials, demonstrating to the satisfaction of the Enforcement Officer
4 the person's actual financial inability to deposit the full amount of the administrative
5 civil penalty in advance of the hearing. The requirement of depositing the full
6 amount of the administrative civil penalty shall be stayed for ten (10) calendar days
7 pending a determination by the Enforcement Officer of the approval or denial of the
8 request for advance deposit hardship waiver. The Enforcement Officer shall issue a
9 written determination stating the approval or listing the reasons for the denial of the
10 request for advance deposit hardship waiver. The written determination shall be
11 mailed to the appellant at the address provided in the request. If the Enforcement
12 Officer denies a request for advance deposit hardship waiver, the appellant shall
13 remit the deposit to the County within fifteen (15) calendar days of the date of
14 mailing notice of the denial. The written determination of the Enforcement Officer
15 on this matter shall be final.

16 C. Hearing on Appeal of Administrative Citation. Upon receipt of a timely filed notice
17 of appeal of an administrative citation with an administrative civil penalty, an appeal
18 hearing to consider the issuance of the administrative civil penalty shall be held
19 before the County Hearing Officer, appointed by the Board of Supervisors pursuant
20 to Ordinance No. 643 and Government Code section 27720. At the time fixed in the
21 notice of hearing, the County Hearing Officer shall receive evidence from the
22 Enforcement Officer and the appellant regarding the violation of prohibitions
23 contained in Section 5 of this ordinance, as well as any facts the appellant claims
24 support a contention that no violation exists and that no administrative civil penalty
25 should be imposed or that an administrative civil penalty of a different amount is
26 warranted. In conducting the hearing, the County Hearing Officer shall not be
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1 limited by the technical rules of evidence. Failure of the appellant to appear shall
2 not affect the validity of the proceedings or order issued thereon.

3 D. County Hearing Officer's Decision. The County Hearing Officer shall issue a
4 written decision following the appeal hearing, which shall be issued to the appellant
5 at the appellant's address set forth in the notice of appeal. If the administrative
6 citation is determined to have been valid at the time of its issuance, the County
7 Hearing Officer shall affirm the administrative civil penalty amount pursuant to
8 subsection C. of Section 6 of this ordinance, and order said penalty to be paid within
9 fifteen (15) calendar days of issuance of the County Hearing Officer's decision. The
10 County Hearing Officer's decision shall contain instructions for obtaining judicial
11 review of the decision as set forth below.

12 E. Judicial Review of County Hearing Officer's Decision on Administrative Civil
13 Penalty. Within twenty (20) calendar days of the date of issuance of the final
14 decision of the County Hearing Officer, the appellant may contest the County
15 Hearing Officer's decision by filing an appeal in the Riverside County Superior
16 Court pursuant to Government Code section 53069.4. The fee for filing the appeal
17 is specified in Government Code section 70615 (\$25.00 as of the effective date of
18 this ordinance) and shall be paid to the Clerk of the Court. The failure to file the
19 written appeal and to pay the filing fee within this period shall constitute a waiver of
20 the right to an appeal, and the County Hearing Officer's decision shall be deemed
21 final and confirmed. A copy of the notice of appeal of the County Hearing Officer's
22 Decision filed in the Riverside County Superior Court shall be served in person or
23 by first class mail upon the County Department that issued the administrative citation
24 by the appellant. The conduct of the appeal hearing is a subordinate judicial duty
25 and may be performed by traffic trial commissioners and other subordinate judicial
26 officials at the direction of the Presiding Judge of the Riverside County Superior
27 Court. The appeal shall be heard de novo, and the contents of the file of the County
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1 Department that issued the administrative citation shall be received into evidence. A
2 copy of the administrative citation and the Hearing Officer's Decision shall be
3 admitted into evidence as prima facie evidence of the facts stated therein. The Court
4 shall request that the County Department's file be forwarded to the Court, to be
5 received within fifteen (15) calendar days of the request. The Court shall retain the
6 fee for filing the appeal regardless of the outcome of the appeal. If the Court finds
7 in favor of the appellant, the amount of the fee shall be reimbursed to the appellant
8 by the County in accordance with the judgment of the Court. If the penalty has not
9 been deposited and the decision of the Court is against the appellant, the County
10 Department that issued the administrative civil penalty may proceed to collect the
11 penalty using all means available under the law.

12 Section 8. NON-EXCLUSIVE REMEDIES AND PENALTIES. All remedies and penalties for
13 violations of the prohibitions in this ordinance shall be cumulative and not exclusive. Enforcement by use
14 of any administrative, criminal or civil action, citation or administrative proceeding or abatement remedy
15 does not preclude the use of additional citations or other remedies as authorized by other ordinance or law.
16 Enforcement remedies may be employed concurrently or consecutively. Conviction and punishment of or
17 enforcement against any person hereunder shall not relieve such person from the responsibility of
18 correcting, removing or abating a violation, nor prevent the enforced correction, removal or abatement
19 thereof.

20 Section 9. SEVERABILITY. The provisions of this ordinance are separate and severable. If
21 any provision of this ordinance is for any reason held by a court to be unconstitutional or invalid, the Board
22 declares that it would have passed this ordinance irrespective of the invalidity of the provision held to be
23 unconstitutional or invalid. Such unconstitutionality or invalidity shall therefore not affect the remaining
24 provisions of this ordinance, or the validity of its application to other persons or circumstances.


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Section 10. EFFECTIVE DATE. This ordinance shall take effect thirty (30) days from the date of adoption.

BOARD OF SUPERVISORS OF THE COUNTY
OF RIVERSIDE, STATE OF CALIFORNIA

By: 
 KEVIN JEFFRIES, Chair
 County of Riverside Board of Supervisors


ATTEST:
CLERK OF THE BOARD
KIMBERLY A. RECTOR

By: Brian Smith
Deputy Clerk of the Board

(SEAL)

APPROVED AS TO FORM:

MINH C. TRAN
County Counsel


 Kelly Moran
 Chief Deputy County Counsel

SS

09.12.2023 3.5

SUMMARY OF ORDINANCE NO. 987
AN ORDINANCE OF THE COUNTY OF RIVERSIDE FOR
THE UNLAWFUL POSSESSION OF CATALYTIC CONVERTERS

This summary is presented pursuant to California Government Code Section 25124(b): a certified copy of the full text of Ordinance No. 987 may be examined at the Office of the Clerk of the Board of Supervisors of the County of Riverside, located at 4080 Lemon Street, 1st Floor, Riverside, California.

Barring any provision of state law permitting the same, Ordinance No. 987 establishes that it is unlawful for any person to possess any catalytic converter that is not attached to a vehicle unless the person has a valid proof of ownership of the catalytic converter. If adopted, any person who violates any provision of Ordinance No. 987 will be subject to criminal and/or civil penalties.

Ordinance No. 987 would take effect 30 days after its adoption.

* signed up online
showed up in person

Riverside County Board of Supervisors Request to Speak

Submit request to Clerk of Board (right of podium), Speakers are entitled to three (3) minutes, subject to Board Rules listed on the reverse side of this form.

SPEAKER'S NAME: BRAD ANDERSON

Address: N/A

City: 1 Zip: N/A

Phone #: _____

Date: 9-12-2023 Agenda # #16, 3.4, 3.5, 3.7, 3.12, 3.19, 4.

PLEASE STATE YOUR POSITION BELOW:

Position on "Regular" (non-appealed) Agenda Item:

_____ Support _____ Oppose _____ Neutral

Note: If you are here for an agenda item that is filed for "Appeal", please state separately your position on the appeal below:

_____ Support _____ Oppose _____ Neutral

I give my 3 minutes to: _____

BOARD RULES

Requests to Address Board on "Agenda" Items:

You may request to be heard on a published agenda item. Requests to be heard must be submitted to the Clerk of the Board before the scheduled meeting time.

Requests to Address Board on items that are "NOT" on the Agenda/Public Comment:

Notwithstanding any other provisions of these rules, a member of the public shall have the right to address the Board during the mid-morning "Oral Communications" segment of the published agenda. Said purpose for address must pertain to issues which are under the direct jurisdiction of the Board of Supervisors. YOUR TIME WILL BE LIMITED TO THREE (3) MINUTES. Donated time is not permitted during Public Comment.

Power Point Presentations/Printed Material:

Speakers who intend to conduct a formalized Power Point presentation or provide printed material must notify the Clerk of the Board's Office by 12 noon on the Monday preceding the Tuesday Board meeting, insuring that the Clerk's Office has sufficient copies of all printed materials and at least one (1) copy of the Power Point CD. Copies of printed material given to the Clerk (by Monday noon deadline) will be provided to each Supervisor. If you have the need to use the overhead "Elmo" projector at the Board meeting, please ensure your material is clear and with proper contrast, notifying the Clerk well ahead of the meeting, of your intent to use the Elmo.

Individual Speaker Limits:

Individual speakers are limited to a maximum of three (3) minutes. Please step up to the podium when the Chairman calls your name and begin speaking immediately. Pull the microphone to your mouth so that the Board, audience, and audio recording system hear you clearly. Once you start speaking, the "green" podium light will light. The "yellow" light will come on when you have one (1) minute remaining. When you have 30 seconds remaining, the "yellow" light will begin to flash, indicating you must quickly wrap up your comments. Your time is up when the "red" light flashes. The Chairman adheres to a strict three (3) minutes per speaker. ***Note: If you intend to give your time to a "Group/Organized Presentation", please state so clearly at the very bottom of the reverse side of this form.***

Group/Organized Presentations:

Group/organized presentations with more than one (1) speaker will be limited to nine (9) minutes at the Chairman's discretion. The organizer of the presentation will automatically receive the first three (3) minutes, with the remaining six (6) minutes relinquished by other speakers, as requested by them on a completed "Request to Speak" form, and clearly indicated at the bottom of the form.

Addressing the Board & Acknowledgement by Chairman:

The Chairman will determine what order the speakers will address the Board, and will call on all speakers in pairs. The first speaker should immediately step to the podium and begin addressing the Board. The second speaker should take up a position in one of the chamber aisles in order to quickly step up to the podium after the preceding speaker. This is to afford an efficient and timely Board meeting, giving all attendees the opportunity to make their case. Speakers are prohibited from making personal attacks, and/or using coarse, crude, profane or vulgar language while speaking to the Board members, staff, the general public and/or meeting participants. Such behavior, at the discretion of the Board Chairman, may result in removal from the Board Chambers by Sheriff Deputies.

**Riverside County Board of Supervisors
Request to Speak**

Submit request to Clerk of Board (right of podium),
Speakers are entitled to three (3) minutes, subject
to Board Rules listed on the reverse side of this form.

SPEAKER'S NAME: Brad Anderson

Address: _____
(only if follow-up mail response requested)

City: _____ **Zip:** _____

Phone #: _____

Date: _____ **Agenda #** 3.5

PLEASE STATE YOUR POSITION BELOW:

Position on "Regular" (non-appealed) Agenda Item:

_____ **Support** _____ **Oppose** _____ **Neutral**

Note: If you are here for an agenda item that is filed
for "Appeal", please state separately your position on
the appeal below:

_____ **Support** _____ **Oppose** _____ **Neutral**

I give my 3 minutes to: _____

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Riverside County Board of Supervisors

Request to Speak

Submit request to Clerk of Board (right of podium), Speakers are entitled to three (3) minutes, subject to Board Rules listed on the reverse side of this form.

SPEAKER'S NAME: _____

Roy B. Cullen

Address: _____

City: _____

Zip: _____

Phone #: _____

Date: _____

Agenda #

3.5

PLEASE STATE YOUR POSITION BELOW:

Position on "Regular" (non-appealed) Agenda Item:

_____ Support

_____ Oppose

_____ Neutral

Note: If you are here for an agenda item that is filed for "Appeal", please state separately your position on the appeal below:

_____ Support

_____ Oppose

_____ Neutral

I give my 3 minutes to: _____

BOARD RULES

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Thank you for submitting your request to speak. The Clerk of the Board office has received your request and will be prepared to allow you to speak when your item is called. To attend the meeting, please call (669) 900-6833 and use **Meeting ID # 864 4411 6015 . Password is 20230829**. You will be muted until your item is pulled and your name is called. Please dial in at 9:00 am with the phone number you provided in the form so you can be identified during the meeting.

Submitted on September 12, 2023

First Name

Brad

Last Name

Anderson

Address (Street, City and Zip)

N/A

Phone

7602192615

Email

ba4612442@gmail.com

Agenda Date

09/12/2023

Agenda Item # or Public Comment

3.5

State your position below

Oppose

Comments

The new proposed Riverside County Ordinance 987 - making any person a criminal if they have an unattached "Catalytic converter" in their control without having ownership papers available if requested/Ordered to produce them is overburdensome to any vehicle operator. Criminal activities are unlawful (laws are in place already) - to combat this form of threat. This form of criminal activity is similar to other automotive crime (Radio's/Batteries ect.)



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PART OF THE USA TODAY NETWORK

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Green Bay, WI 54305-3430
Tel: 760-778-4578 / Fax 760-778-4731
Email: legals@thedesertsun.com

**PROOF OF
PUBLICATION**

**STATE OF CALIFORNIA SS.
COUNTY OF RIVERSIDE**

RIVERSIDE COUNTY-BOARD OF SUP.
4080 LEMON ST

RIVERSIDE CA 92501

I am over the age of 18 years old, a citizen of the United States and not a party to, or have interest in this matter. I hereby certify that the attached advertisement appeared in said newspaper (set in type not smaller than non pariel) in each and entire issue of said newspaper and not in any supplement thereof of the following issue dates, to wit:

09/15/2023

I acknowledge that I am a principal clerk of the printer of The Desert Sun, published weekly in the City of Palm Springs, County of Riverside, State of California. The Desert Sun was adjudicated a Newspaper of general circulation on March 24, 1988 by the Superior Court of the County of Riverside, State of California Case No. 191236.

I certify under penalty of perjury, under the laws of the State of California, that the foregoing is true and correct.. Executed on this 15th of September 2023 in Green Bay, WI, County of Brown.

DECLARANT

Ad#:0005824881

P O : 987

This is not an invoice

of Affidavits: 2

BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA

**SUMMARY OF ORDINANCE NO. 987
AN ORDINANCE OF THE COUNTY OF RIVERSIDE FOR THE UNLAWFUL
POSSESSION OF CATALYTIC CONVERTERS**

This summary is presented pursuant to California Government Code Section 25124(b): a certified copy of the full text of Ordinance No. 987 may be examined at the Office of the Clerk of the Board of Supervisors of the County of Riverside, located at 4080 Lemon Street, 1st Floor, Riverside, California. Barring any provision of state law permitting the same, Ordinance No. 987 establishes that it is unlawful for any person to possess any catalytic converter that is not attached to a vehicle unless the person has a valid proof of ownership of the catalytic converter. If adopted, any person who violates any provision of Ordinance No. 987 will be subject to criminal and/or civil penalties. Ordinance No. 987 would take effect 30 days after its adoption.

K. Jeffries, Chair of the Board

I HEREBY CERTIFY that at a regular meeting of the Board of Supervisors of said County, held on September 12, 2023, the foregoing Ordinance was adopted by said Board by the following vote:

AYES: Jeffries, Spiegel, Washington, Perez and Gutierrez
NAYS: None
ABSENT: None

Kimberly A. Rector, Clerk of the Board
By: Cindy Fernandez, Clerk of the Board Assistant

Pub: 9/15/2023

BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA

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By: Cindy Fernandez, Clerk of the Board Assistant

Pub: 9/15/2023

SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



ITEM: 3.1
(ID # 22253)

MEETING DATE:
Tuesday, June 13, 2023

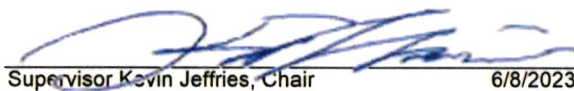
FROM : SUPERVISOR KEVIN JEFFRIES:

SUBJECT: SUPERVISOR KEVIN JEFFRIES and SUPERVISOR YXSTIAN GUTIERREZ:
Directing Executive Office to Initiate Catalytic Converter Unlawful Possession Ordinance. [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

Directs the Executive Office to work with the Sheriff's Department and District Attorney's Office to initiate and draft an ordinance regarding the unlawful possession of a catalytic converter.

ACTION:Policy


Supervisor Kevin Jeffries, Chair

6/8/2023


Supervisor Yxstian Gutierrez

6/8/2023

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Washington, seconded by Supervisor Jeffries and duly carried,
IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Jeffries, Washington, and Gutierrez
Nays: None
Absent: Spiegel, Perez
Date: June 13, 2023
xc: BOS-Dist. 1, BOS-Dist. 5, E.O.

Kimberly A. Rector
Clerk of the Board

By: 
Deputy

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,
STATE OF CALIFORNIA**

BACKGROUND:

Summary

Catalytic converter theft has been one of the fastest growing crimes in the Country, with State Farm Insurance reporting a 400% increase nationwide since 2019. Catalytic converter thefts are on the rise because of the increasing value of the precious metals contained within and the ease with which criminals can remove the devices from the vehicles of unsuspecting residents. Catalytic converters can be sold for as much as \$1,200 each. Currently, law enforcement cannot seize a catalytic converter found to be removed from a vehicle and in someone's possession unless a victim can be identified. Unfortunately, locating the victim without identifying information on the catalytic converter is often impossible. Victims of catalytic converter thefts can pay thousands of dollars to replace them, and repairs can take months to occur, due to various supply chain issues.

While there have been legislative attempts in Sacramento to crack down on catalytic converter thefts, local agencies in California have begun to pass their own ordinances to assist law enforcement in holding these thieves accountable for their crimes. Some of those agencies include the County of San Bernardino, and the Cities of Los Angeles, Upland, and Eastvale.

Passage of this item would direct the Executive Office to work with the Sheriff's Department and District Attorney's Office to draft and initiate an ordinance that would require anyone who is not a licensed recycler and who is found to be in possession of a catalytic converter to provide proof of ownership to law enforcement. Utilizing the language from other jurisdictions (such as the attached ordinance from San Bernardino County) should accelerate this process.

Impact on Residents and Businesses

Catalytic converter theft is very costly to victims of this crime, both in dollars and in the time and inconvenience of repairs, and have affected individuals, businesses, and government agencies. Passage of a local ordinance could help hold thieves accountable and discourage theft in unincorporated areas of Riverside County.

ATTACHMENT:

Attachment: Example of Ordinance from San Bernardino County

ORDINANCE NO. 4443

**An ordinance of San Bernardino County, State of California,
to add Chapter 16 to Division 7 of Title 2 of the San
Bernardino County Code, relating to unlawful possession of
a catalytic converter.**

The Board of Supervisors of the County of San Bernardino, State of California,
ordains as follows:

SECTION 1. The Board of Supervisors of San Bernardino County finds that:

(a) The theft of catalytic converters has been an increasing problem in San Bernardino County in recent years.

(b) Catalytic converters contain expensive precious metals including platinum, palladium, and rhodium, which, as of the drafting of the ordinance, costs from \$1,000 (platinum), \$2,000 (palladium) and over \$14,000 (rhodium) per ounce.

(c) In San Bernardino County, there were 556 reports of catalytic converter thefts in 2020 and as of December 2021, the number increased 120 percent to 1,223 reports by victims.

(d) The average cost of replacing a stolen catalytic converter and repairing the damage to the vehicle may cost the victim between \$1,000 to \$3,000, or more.

(e) Individuals in possession of stolen catalytic converters often recycle them for substantial profit while victims of these thefts suffer the consequences of paying thousands of dollars in repairs, the inconvenience of repairing their vehicles, and feeling unsafe in the community.

(f) Catalytic converter thefts are on the rise because individuals are incentivized to commit catalytic converter thefts for multiple reasons including, but not limited to: (1) the ease and undetectable nature of committing the thefts in a matter of seconds using common tools such as a reciprocating saw, (2) the ability to recycle catalytic converters at scrap metal yards for high dollar returns, and (3) the challenges

1 with prosecuting criminals for catalytic converter theft where a victim cannot be identified.

2 (g) Finding the victim of these crimes is extremely difficult due to the manner in
3 which the catalytic converter thefts occur and lack of identifying markers on catalytic
4 converters to link a stolen catalytic converter to the victim.

5 (h) The inability to identify the victims of catalytic converter thefts can inhibit the
6 ability to successfully prosecute individuals for the thefts.

7 (i) There is currently no state or federal legislation applicable within San
8 Bernardino County requiring individuals to provide proof to law enforcement showing how
9 they obtained detached catalytic converters, thus limiting law enforcement's ability to
10 protect the public by deterring catalytic converter thefts.

11 (j) This Ordinance is necessary to provide the San Bernardino County Sheriff's
12 Department a means to protect the public, deter this criminal activity and promote a more
13 productive use of San Bernardino County resources.

14
15 SECTION 2. Chapter 16 is added to Division 7 of Title 2 of the San Bernardino
16 County Code, to read:

17 **Chapter 16. UNLAWFUL POSSESSION OF A CATALYTIC CONVERTER**

18 **27.1601 Purpose and Intent**

19 **27.1602 Unlawful Possession of a Catalytic Converter**

20 **27.1603 Valid Proof of Ownership**

21 **27.1604 Violations and Enforcement**

22
23 **27.1601 Purpose and Intent**

24 Catalytic converter theft is an increasing problem within San Bernardino County
25 and causes significant financial damage to the victims. Due to the lack of federal or state
26 legislation that requires showing proof of ownership of a catalytic converter to law
27 enforcement, criminal enforcement remedies are limited. The purpose and intent of this
28 Chapter is to provide San Bernardino County with reasonable means to address the

1 impact on the community and the victims posed by increasing catalytic converter thefts.

2
3 **27.1602 Unlawful Possession of a Catalytic Converter**

4 (a) It is unlawful for any person, other than a Core Recycler as defined in
5 California Business and Professions Code section 21610, to possess any catalytic
6 converter that is not attached to a vehicle unless the person has a valid proof of ownership
7 of the catalytic converter.

8 (b) This section does not apply to a detached catalytic converter that has been
9 tested, certified, and labeled or otherwise approved for reuse, and is being bought or sold
10 for purposes of reuse in accordance with the federal Clean Air Act (42 U.S.C. §§7401 et
11 seq.) and regulations under the Clean Air Act, as they may be amended from time to time.

12 (c) It is unlawful for any person to knowingly falsify or cause to be falsified any
13 information in a record intended to show valid proof of ownership.

14
15 **27.1603 Valid Proof of Ownership**

16 For purposes of this Chapter, valid proof of ownership means:

17 (a) A document containing all of the following information:

18 (i) The license plate number and vehicle identification number of the car
19 from which the catalytic converter was removed.

20 (ii) The name, address, and telephone number of the owner of the
21 vehicle from which the catalytic converter was removed.

22 (iii) The signature of the vehicle owner authorizing removal of the
23 catalytic converter.

24 (iv) The name, address, and telephone number of the current owner of
25 the catalytic converter.

26 (b) In the event the catalytic converter is in the possession of the current owner
27 of the vehicle from which it was removed, valid proof of ownership means:

28 (i) Ownership documentation for the vehicle;

- (ii) A valid receipt for a replacement catalytic converter; and
(iii) Proof of installation of the replacement catalytic converter.

27.1604 Violations and Enforcement

Each violation of this section constitutes a separate violation, including, but not limited to, possessing multiple catalytic converter(s) during a single contact by law enforcement, and is subject to all remedies and enforcement measures authorized by Chapter 2 of Division 1 of Title 1 of the San Bernardino County Code. Any person who violates any provision of this section shall be guilty of a misdemeanor punishable by a fine not to exceed \$1,000, imprisonment in the county jail for a term not exceeding six months, or both a fine and jail sentence.

SECTION 3. The Board of Supervisors declares that it would have adopted this ordinance and each section, sentence, clause, phrase, or portion of it irrespective of the fact that any one or more sections, subsections, clauses, phrases or portions of it be declared invalid or unconstitutional. If for any reason any portion of this ordinance is declared invalid or unconstitutional, then all other provisions of it shall remain valid and enforceable.

SECTION 4. This ordinance shall take effect thirty (30) days from the date of adoption.

CURT HAGMAN, Chairman
Board of Supervisors

SIGNED AND CERTIFIED THAT A COPY
OF THIS DOCUMENT HAS BEEN DELIVERED
TO THE CHAIRMAN OF THE BOARD

LYNNA MONELL, Clerk of the
Board of Supervisors

1 STATE OF CALIFORNIA)
2) ss.
3 SAN BERNARDINO COUNTY)

4 I, LYNNA MONELL, Clerk of the Board of Supervisors of San Bernardino County,
5 State of California, hereby certify that at a regular meeting of the Board of Supervisors of
6 said County and State, held on the 23rd day of August, 2022, at which meeting were
7 present Supervisors: Col. Paul Cook (Ret.), Janice Rutherford, Dawn Rowe, Curt
8 Hagman, Joe Baca, Jr., and the Clerk, the foregoing ordinance was passed and adopted
9 by the following vote, to wit:

10 AYES: SUPERVISORS: Col. Paul Cook (Ret.), Janice Rutherford,
11 Dawn Rowe, Curt Hagman, Joe Baca, Jr.

12 NOES: SUPERVISORS: None

13 ABSENT: SUPERVISORS: None

14 IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal
15 of the Board of Supervisors this 23rd day of August, 2022.

16 LYNNA MONELL, Clerk of the
17 Board of Supervisors of
18 San Bernardino County,
19 State of California

20 _____
21 Deputy

22 Approved as to Form:

23 TOM BUNTON
24 County Counsel

25 By: _____
26 Jolena E. Grider
27 Deputy County Counsel

28 Date: _____

✓

Riverside County Board of Supervisors Request to Speak

Submit request to Clerk of Board (right of podium), Speakers are entitled to three (3) minutes, subject to Board Rules listed on the reverse side of this form.

SPEAKER'S NAME: Daryl Terrell

Address: _____

City: _____ Zip: _____

Phone #: _____

Date: 6-13-23 Agenda # 3.1

PLEASE STATE YOUR POSITION BELOW:

Position on "Regular" (non-appealed) Agenda Item:

✓ Support _____ Oppose _____ Neutral

Note: If you are here for an agenda item that is filed for "Appeal", please state separately your position on the appeal below:

_____ Support _____ Oppose _____ Neutral

I give my 3 minutes to: _____

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**Riverside County Board of Supervisors
Request to Speak**

Submit request to Clerk of Board (right of podium), Speakers are entitled to three (3) minutes, subject to Board Rules listed on the reverse side of this form.

SPEAKER'S NAME: Ray Beaman

Address: _____

City: _____ Zip: _____

Phone #: _____

Date: _____ Agenda # 3, 1

PLEASE STATE YOUR POSITION BELOW:

Position on "Regular" (non-appealed) Agenda Item:

_____ Support _____ Oppose _____ Neutral

Note: If you are here for an agenda item that is filed for "Appeal", please state separately your position on the appeal below:

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I give my 3 minutes to: _____

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**REPORT/RECOMMENDATION TO THE BOARD OF SUPERVISORS
OF SAN BERNARDINO COUNTY
AND RECORD OF ACTION**

August 9, 2022

FROM

LEONARD X. HERNANDEZ, Chief Executive Officer, County Administrative Office

SUBJECT

Introduction of an Ordinance Amending the San Bernardino County Code Relating to Unlawful Possession of a Catalytic Converter

RECOMMENDATION(S)

1. Consider proposed ordinance relating to unlawful possession of a catalytic converter.
2. Make alterations, if necessary, to proposed ordinance.
3. Approve introduction of proposed ordinance.
 - An ordinance of San Bernardino County, State of California, to add Chapter 16 to Division 7 of Title 2 of the San Bernardino County Code, relating to unlawful possession of a catalytic converter.
4. SCHEDULE ORDINANCE FOR FINAL ADOPTION ON TUESDAY, AUGUST 23, 2022, on the Consent Calendar.

(Presenter: Leonard X. Hernandez, Chief Executive Officer, 387-4811)

COUNTY AND CHIEF EXECUTIVE OFFICER GOALS & OBJECTIVES

Ensure Development of a Well-Planned, Balanced, and Sustainable County.

Provide for the Safety, Health and Social Service Needs of the County Residents.

FINANCIAL IMPACT

Approval of this item will not result in the use of Discretionary General Funding (Net County Cost). Funds collected from fines would be used to offset the cost of Sheriff/Coroner/Public Administrator enforcement efforts related to catalytic converter theft.

BACKGROUND INFORMATION

The Ordinance proposes to add Chapter 16 to Division 7 of Title 2 of the San Bernardino County Code relating to unlawful possession of a catalytic converter. Persons unable to provide lawful proof of ownership (as outlined in the Ordinance), may be subject to a misdemeanor conviction with a fine of up to \$1,000 and/or six months imprisonment in the county jail for each separate violation, as enforced by the San Bernardino County Sheriff's Department.

Due to the increase in the number of catalytic converter thefts throughout San Bernardino County, an Ordinance has been drafted to provide clear accountability for those in unlawful possession of catalytic converters. Catalytic converters can be stolen quickly from a vehicle, with minimal skill, by using a common reciprocal saw. Once removed, the vehicle is inoperable and is subject to costly repairs, often in the thousands of dollars. Under current law, there are limited legal consequences for this type of theft, therefore, an ordinance is needed to provide sanctions for possession of stolen catalytic converters.

**Introduction of an Ordinance Amending the San Bernardino County
Code Relating to Unlawful Possession of a Catalytic Converter
August 9, 2022**

The proposed Ordinance defines unlawful possession of a catalytic converter and requires valid documentation when the part is not attached to a vehicle. Valid proof is outlined in the Code and requires documentation containing all of the following:

- Vehicle License Plate number and Vehicle Identification Number (VIN)
- Name, address, and telephone number of the owner of the vehicle
- Signature of the owner authorizing removal of the catalytic converter
- Name, address, and phone number of the current owner of the catalytic converter

For removed catalytic converters staying in possession of the current owner, the following documentation is required:

- Proof of Ownership of the vehicle
- Valid receipt for the replacement catalytic converter
- Proof of installation for the replacement catalytic converter

The effective date of the proposed Ordinance will be 30 days from the date of adoption.

PROCUREMENT

Not applicable.

REVIEW BY OTHERS

This item has been reviewed by County Counsel (Julie Surber, Principal Assistant County Counsel, 387-5455) on July 18, 2022; Finance (Erika Rodarte, Administrative Analyst, 387-4919) on July 20, 2022; and County Finance and Administration (Robert Saldana, Deputy Executive Officer, 387-4342) on July 20, 2022.

**Introduction of an Ordinance Amending the San Bernardino County
Code Relating to Unlawful Possession of a Catalytic Converter
August 9, 2022**

Record of Action of the Board of Supervisors
San Bernardino County

APPROVED (CONSENT CALENDAR)

Moved: Dawn Rowe Seconded: Col. Paul Cook (Ret.)

Ayes: Col. Paul Cook (Ret.), Janice Rutherford, Dawn Rowe, Curt Hagman, Joe Baca, Jr.

Lynna Monell, CLERK OF THE BOARD

BY 
DATED: August 9, 2022



cc: File w/ Final BAI

JLL 08/9/2022

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ORDINANCE NO. 4443

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The Board of Supervisors of the County of San Bernardino, State of California,
ordains as follows:

SECTION 1. The Board of Supervisors of San Bernardino County finds that:

(a) The theft of catalytic converters has been an increasing problem in San Bernardino County in recent years.

(b) Catalytic converters contain expensive precious metals including platinum, palladium, and rhodium, which, as of the drafting of the ordinance, costs from \$1,000 (platinum), \$2,000 (palladium) and over \$14,000 (rhodium) per ounce.

(c) In San Bernardino County, there were 556 reports of catalytic converter thefts in 2020 and as of December 2021, the number increased 120 percent to 1,223 reports by victims.

(d) The average cost of replacing a stolen catalytic converter and repairing the damage to the vehicle may cost the victim between \$1,000 to \$3,000, or more.

(e) Individuals in possession of stolen catalytic converters often recycle them for substantial profit while victims of these thefts suffer the consequences of paying thousands of dollars in repairs, the inconvenience of repairing their vehicles, and feeling unsafe in the community.

(f) Catalytic converter thefts are on the rise because individuals are incentivized to commit catalytic converter thefts for multiple reasons including, but not limited to: (1) the ease and undetectable nature of committing the thefts in a matter of seconds using common tools such as a reciprocating saw, (2) the ability to recycle catalytic converters at scrap metal yards for high dollar returns, and (3) the challenges

1 with prosecuting criminals for catalytic converter theft where a victim cannot be identified.

2 (g) Finding the victim of these crimes is extremely difficult due to the manner in
3 which the catalytic converter thefts occur and lack of identifying markers on catalytic
4 converters to link a stolen catalytic converter to the victim.

5 (h) The inability to identify the victims of catalytic converter thefts can inhibit the
6 ability to successfully prosecute individuals for the thefts.

7 (i) There is currently no state or federal legislation applicable within San
8 Bernardino County requiring individuals to provide proof to law enforcement showing how
9 they obtained detached catalytic converters, thus limiting law enforcement's ability to
10 protect the public by deterring catalytic converter thefts.

11 (j) This Ordinance is necessary to provide the San Bernardino County Sheriff's
12 Department a means to protect the public, deter this criminal activity and promote a more
13 productive use of San Bernardino County resources.

14
15 SECTION 2. Chapter 16 is added to Division 7 of Title 2 of the San Bernardino
16 County Code, to read:

17 **Chapter 16. UNLAWFUL POSSESSION OF A CATALYTIC CONVERTER**

18 **27.1601 Purpose and Intent**

19 **27.1602 Unlawful Possession of a Catalytic Converter**

20 **27.1603 Valid Proof of Ownership**

21 **27.1604 Violations and Enforcement**

22
23 **27.1601 Purpose and Intent**

24 Catalytic converter theft is an increasing problem within San Bernardino County
25 and causes significant financial damage to the victims. Due to the lack of federal or state
26 legislation that requires showing proof of ownership of a catalytic converter to law
27 enforcement, criminal enforcement remedies are limited. The purpose and intent of this
28 Chapter is to provide San Bernardino County with reasonable means to address the

1 impact on the community and the victims posed by increasing catalytic converter thefts.

2
3 **27.1602 Unlawful Possession of a Catalytic Converter**

4 (a) It is unlawful for any person, other than a Core Recycler as defined in
5 California Business and Professions Code section 21610, to possess any catalytic
6 converter that is not attached to a vehicle unless the person has a valid proof of ownership
7 of the catalytic converter.

8 (b) This section does not apply to a detached catalytic converter that has been
9 tested, certified, and labeled or otherwise approved for reuse, and is being bought or sold
10 for purposes of reuse in accordance with the federal Clean Air Act (42 U.S.C. §§7401 et
11 seq.) and regulations under the Clean Air Act, as they may be amended from time to time.

12 (c) It is unlawful for any person to knowingly falsify or cause to be falsified any
13 information in a record intended to show valid proof of ownership.

14
15 **27.1603 Valid Proof of Ownership**

16 For purposes of this Chapter, valid proof of ownership means:

17 (a) A document containing all of the following information:

18 (i) The license plate number and vehicle identification number of the car
19 from which the catalytic converter was removed.

20 (ii) The name, address, and telephone number of the owner of the
21 vehicle from which the catalytic converter was removed.

22 (iii) The signature of the vehicle owner authorizing removal of the
23 catalytic converter.

24 (iv) The name, address, and telephone number of the current owner of
25 the catalytic converter.

26 (b) In the event the catalytic converter is in the possession of the current owner
27 of the vehicle from which it was removed, valid proof of ownership means:

28 (i) Ownership documentation for the vehicle;

- (ii) A valid receipt for a replacement catalytic converter; and
(iii) Proof of installation of the replacement catalytic converter.

27.1604 Violations and Enforcement

Each violation of this section constitutes a separate violation, including, but not limited to, possessing multiple catalytic converter(s) during a single contact by law enforcement, and is subject to all remedies and enforcement measures authorized by Chapter 2 of Division 1 of Title 1 of the San Bernardino County Code. Any person who violates any provision of this section shall be guilty of a misdemeanor punishable by a fine not to exceed \$1,000, imprisonment in the county jail for a term not exceeding six months, or both a fine and jail sentence.

SECTION 3. The Board of Supervisors declares that it would have adopted this ordinance and each section, sentence, clause, phrase, or portion of it irrespective of the fact that any one or more sections, subsections, clauses, phrases or portions of it be declared invalid or unconstitutional. If for any reason any portion of this ordinance is declared invalid or unconstitutional, then all other provisions of it shall remain valid and enforceable.

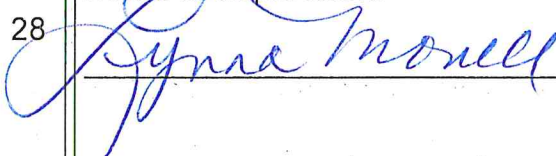
SECTION 4. This ordinance shall take effect thirty (30) days from the date of adoption.



CURT HAGMAN, Chairman
Board of Supervisors

SIGNED AND CERTIFIED THAT A COPY
OF THIS DOCUMENT HAS BEEN DELIVERED
TO THE CHAIRMAN OF THE BOARD

LYNNA MONELL, Clerk of the
Board of Supervisors



1 STATE OF CALIFORNIA)
2) ss.
3 SAN BERNARDINO COUNTY)

4 I, LYNNA MONELL, Clerk of the Board of Supervisors of San Bernardino County,
5 State of California, hereby certify that at a regular meeting of the Board of Supervisors of
6 said County and State, held on the 23rd day of August, 2022, at which meeting were
7 present Supervisors: Col. Paul Cook (Ret.), Janice Rutherford, Dawn Rowe, Curt
8 Hagman, Joe Baca, Jr., and the Clerk, the foregoing ordinance was passed and adopted
9 by the following vote, to wit:

10 AYES: SUPERVISORS: Col. Paul Cook (Ret.), Janice Rutherford,
11 Dawn Rowe, Curt Hagman, Joe Baca, Jr.

12 NOES: SUPERVISORS: None

13 ABSENT: SUPERVISORS: None

14 IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal
15 of the Board of Supervisors this 23rd day of August, 2022.

16 LYNNA MONELL, Clerk of the
17 Board of Supervisors of
18 San Bernardino County,
19 State of California

20 Deputy



21 Approved as to Form:

22 TOM BUNTON
23 County Counsel

24 By: Jolena E. Grider
25 Jolena E. Grider
26 Deputy County Counsel

27 Date: 8/24/22
28

221. (a) The term “automobile dismantler” does not include any of the following:

(1) The owner or operator of any premises on which two or more unregistered and inoperable vehicles are held or stored, or a person who possesses nine or more catalytic converters, if the vehicles or catalytic converters are used for restoration or replacement parts or otherwise, in conjunction with any of the following:

(A) Any business of a licensed dealer, manufacturer, or transporter.

(B) The operation and maintenance of any fleet of motor vehicles used for the transportation of persons or property.

(C) Any agricultural, farming, mining, or ranching business that does not sell parts of the vehicles, except for either of the following purposes:

(i) For use in repairs performed by that business.

(ii) For use by a licensed dismantler or an entity described in paragraph (3).

(D) Any motor vehicle repair business registered with the Bureau of Automotive Repair, or those exempt from registration under the Business and Professions Code or applicable regulations, that does not sell parts of the vehicles, except for either of the following purposes:

(i) For use in repairs performed by that business.

(ii) For use by a licensed dismantler or an entity described in paragraph (3).

(2) A person engaged in the restoration of vehicles of the type described in Section 5004 or in the restoration of other vehicles having historic or classic significance.

(3) The owner of a steel mill, scrap metal processing facility, or similar establishment purchasing vehicles of a type subject to registration, not for the purpose of selling the vehicles, in whole or in part, but exclusively for the purpose of reducing the vehicles to their component materials, if either the facility obtains, on a form approved or provided by the department, a certification by the person from whom the vehicles are obtained that each of the vehicles has been cleared for dismantling pursuant to Section 5500 or 11520, or the facility complies with Section 9564.

(4) Any person who acquires used parts or components for resale from vehicles which have been previously cleared for dismantling pursuant to Section 5500 or 11520.

Nothing in this paragraph permits a dismantler to acquire or sell used parts or components during the time the dismantler license is under suspension.

(b) Any vehicle acquired for the purpose specified in paragraph (3) of subdivision (a) from other than a licensed dismantler, or from other than an independent hauler who obtained the vehicle, or parts thereof from a licensed dismantler, shall be accompanied by either a receipt issued by the department evidencing proof of clearance for dismantling under Section 5500, or a copy of the ordinance or order issued by a local authority for the abatement of the vehicle pursuant to Section 22660. The steel mill, scrap metal processing facility, or similar establishment acquiring the vehicle shall attach the form

evidencing clearance or abatement to the certification required pursuant to this section.

All forms specified in paragraph (3) of subdivision (a) and in this subdivision shall be available for inspection by a peace officer during business hours.

SEC. 3. Section 11500 of the Vehicle Code is amended to read:

11500. (a) (1) It shall be unlawful for any person to act as an automobile dismantler without first having an established place of business that meets the requirements set forth in Section 11514 and without first having procured a license or temporary permit issued by the department, or when such license or temporary permit has been canceled, suspended, revoked, invalidated, expired, or the terms and conditions of an agreement effected pursuant to Section 11509.1 have not been fulfilled. A violation of this subdivision is a misdemeanor, and is subject to the penalties described in paragraph (2).

(2) Notwithstanding Section 42002, a person convicted of a first violation of subdivision (a) for any reason other than described in paragraph (3) shall be punished by a fine of not less than two hundred fifty dollars (\$250). A person convicted of a second separate violation of subdivision (a) for this reason shall be punished by a fine of not less than five hundred dollars (\$500). A person convicted of a third or subsequent violation of subdivision (a) for this reason shall be punished by a fine of not less than one thousand dollars (\$1,000).

(3) A person who violates subdivision (a) due to possessing nine or more catalytic converters that have been cut from a vehicle pursuant to Section 220 is, for a first violation, guilty of an infraction punishable by a fine of not more than one hundred dollars (\$100). A person convicted of a second separate violation of subdivision (a) for this reason is guilty of a misdemeanor punishable by a fine of not less than two hundred fifty dollars (\$250). A person convicted of a third separate violation of subdivision (a) for this reason is guilty of a misdemeanor punishable by a fine of not less than five hundred dollars (\$500). A person convicted of a fourth or subsequent violation of subdivision (a) for this reason shall be punished by a fine of not less than one thousand dollars (\$1,000).

(b) (1) A building or place used for the purpose of automobile dismantling in violation of subdivision (a) is a public nuisance subject to being enjoined, abated, and prevented, and for which damages may be recovered by any public body or officer.

(2) As used in this section, "public body" means any state agency, county, city, district, or any other political subdivision of the state.

SEC. 4. No reimbursement is required by this act pursuant to Section 6 of Article XIII B of the California Constitution because the only costs that may be incurred by a local agency or school district will be incurred because this act creates a new crime or infraction, eliminates a crime or infraction, or changes the penalty for a crime or infraction, within the meaning of Section 17556 of the Government Code, or changes the definition of a crime

within the meaning of Section 6 of Article XIII B of the California Constitution.

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