

By: Dean

H.B. No. 3368

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to the regulation of certain transactions involving  
3 tubular steel used in the oil and gas industry.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 1956.001(10), Occupations Code, is  
6 amended to read as follows:

7 (10) "Regulated metal" means:

8 (A) manhole covers;

9 (B) guardrails;

10 (C) metal cylinders designed to contain  
11 compressed air, oxygen, gases, or liquids;

12 (D) malt beverage kegs made from metal other than  
13 aluminum;

14 (E) historical markers or cemetery vases,  
15 receptacles, or memorials made from metal other than aluminum;

16 (F) unused rebar;

17 (G) street signs;

18 (H) drain gates;

19 (I) safes;

20 (J) communication, transmission, and service  
21 wire or cable;

22 (K) condensing or evaporator coils for central  
23 heating or air conditioning units;

24 (L) utility structures, including the fixtures

1 and hardware;

2 (M) aluminum or stainless steel containers  
3 designed to hold propane for fueling forklifts;

4 (N) metal railroad equipment, including tie  
5 plates, signal houses, control boxes, signs, signals, traffic  
6 devices, traffic control devices, traffic control signals, switch  
7 plates, e-clips, and rail tie functions;

8 (O) catalytic converters not attached to a  
9 vehicle;

10 (P) fire hydrants;

11 (Q) metal bleachers or other seating facilities  
12 used in recreational areas or sporting arenas;

13 (R) any metal item clearly and conspicuously  
14 marked with any form of the name, initials, or logo of a  
15 governmental entity, utility, cemetery, or railroad;

16 (S) insulated utility, communications, or  
17 electrical wire that has been burned in whole or in part to remove  
18 the insulation;

19 (T) backflow valves;

20 (U) metal in the form of commonly recognized  
21 products of the industrial metals recycling process, including  
22 bales, briquettes, billets, sows, ingots, pucks, and chopped or  
23 shredded metals; ~~and~~

24 (V) commercial grade lead batteries or lead-acid  
25 batteries; and

26 (W) tubular steel used in the oil and gas  
27 industry.

1           SECTION 2. Subchapter A, Chapter 1956, Occupations Code, is  
2 amended by adding Section 1956.0021 to read as follows:

3           Sec. 1956.0021. APPLICATION TO CERTAIN TUBULAR STEEL  
4 TRANSACTIONS. The recordkeeping and reporting requirements of this  
5 chapter apply to a purchase of tubular steel products that have been  
6 used in the oil and gas industry by a person engaged in the business  
7 of purchasing and reselling those products to the same extent as a  
8 purchase of regulated material by a metal recycling entity.

9           SECTION 3. This Act takes effect September 1, 2023.