

By: Zaffirini
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S.B. No. 1871

A BILL TO BE ENTITLED

AN ACT

relating to the creation of the offense of theft of petroleum products.

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

SECTION 1. Chapter 31, Penal Code, is amended by adding Section 31.19 to read as follows:

Sec. 31.19. THEFT OF PETROLEUM PRODUCT. (a) In this section, "petroleum product" means crude oil, natural gas, or condensate.

(b) A person commits an offense if the person unlawfully appropriates a petroleum product with intent to deprive the owner of the petroleum product by:

(1) possessing, removing, delivering, receiving, purchasing, selling, moving, concealing, or transporting the petroleum product; or

(2) making or causing a connection to be made with, or drilling or tapping or causing a hole to be drilled or tapped in, a pipe, pipeline, or tank used to store or transport a petroleum product.

(c) Appropriation of a petroleum product is unlawful if it is without the owner's effective consent.

(d) An offense under this section is:

(1) a state jail felony if the total value of the petroleum product appropriated is less than \$10,000;

1 (2) a felony of the third degree if the total value of
2 the petroleum product appropriated is \$10,000 or more but less than
3 \$100,000;

4 (3) a felony of the second degree if the total value of
5 the petroleum product appropriated is \$100,000 or more but less
6 than \$300,000; or

7 (4) a felony of the first degree if the total value of
8 the petroleum product appropriated is \$300,000 or more.

9 SECTION 2. This Act takes effect September 1, 2017.