

Amend CSSB 224 (senate committee printing) as follows:

(1) In SECTION 3.01 of the bill, in the recital (page 6, line 35), strike "Subdivision (6-b)" and substitute "Subdivisions (6-b) and (7)".

(2) In SECTION 3.01 of the bill, in amended Section 1956.001, Occupations Code (page 6, between lines 48 and 49), insert the following:

(7) "Metal recycling entity" means a business that [~~is operated from a fixed location and~~] is predominantly engaged in:

(A) performing the manufacturing process by which scrap, used, or obsolete ferrous or nonferrous metal is converted into raw material products consisting of prepared grades and having an existing or potential economic value, by a method that in part requires the use of powered tools and equipment, including processes that involve processing, sorting, cutting, classifying, cleaning, baling, wrapping, shredding, shearing, or changing the physical form of that metal;

(B) the use of raw material products described under Paragraph (A) in the manufacture of producer or consumer goods; or

(C) purchasing or otherwise acquiring scrap, used, or obsolete ferrous or nonferrous metals for the eventual use of the metal for the purposes described by Paragraph (A) or (B).

(3) In SECTION 3.04 of the bill, in amended Section 1956.022(a)(2), Occupations Code (page 7, line 25), strike "and".

(4) In SECTION 3.04 of the bill, in proposed Section 1956.022(a)(3), Occupations Code (page 7, line 29), between "activity" and the period, insert the following:

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(4) presents evidence satisfactory to the department that the applicant intends to act as a metal recycling entity and use a fixed location to wholly or partly conduct an activity described by Section 1956.001(7); and

(5) provides the physical address of the fixed location described by Subdivision (4)

(5) In SECTION 3.04 of the bill, following proposed Section 1956.022(a-1), Occupations Code (page 7, between lines 41 and 42),

insert the following:

(a-2) An applicant who intends to conduct an activity described by Section 1956.001(7) at more than one fixed location must complete an application and obtain a certificate of registration for each fixed location.

(6) In SECTION 3.06 of the bill, in added Section 1956.123(1), Occupations Code, strike added Paragraphs (D)-(J) (page 8, lines 22 through 34) and substitute the following:

(D) a shop or garage that is engaged in the business of repairing motor vehicles;

(E) a used automotive parts recycler licensed under Chapter 2309;

(F) a motor vehicle demolisher as defined by Section 683.001, Transportation Code;

(G) a school or training program in which students are provided instruction on building, repairing, or restoring motor vehicles;

(H) a law enforcement agency;

(I) the National Insurance Crime Bureau;

(7) In SECTION 3.06 of the bill, in added Section 1956.123(1)(K), Occupations Code (page 8, line 35), strike "(K)" and substitute "(J)".

(8) In SECTION 3.06 of the bill, in added Section 1956.123(1)(K)(ii), Occupations Code (page 8, line 39), strike "(J)" and substitute "(I)".

(9) In SECTION 3.06 of the bill, in added Section 1956.123(1)(L), Occupations Code (page 8, line 41), strike "(L)" and substitute "(K)".

(10) In SECTION 3.06 of the bill, in added Section 1956.123(2), Occupations Code (page 8, line 48), strike "the".

(11) In SECTION 3.06 of the bill, in added Section 1956.123(2), Occupations Code (page 8, line 49), strike "authority," and substitute "authority.".

(12) In SECTION 3.06 of the bill, in added Section 1956.123(2), Occupations Code (page 8), strike lines 50 and 51.

(13) In SECTION 3.11 of the bill, in added Section 2305.152, Occupations Code (page 10, line 14), strike "(J)" and substitute

"(G)".

(14) In SECTION 3.11 of the bill, in added Section 2305.155(b), Occupations Code (page 10, line 45), strike "(J)" and substitute "(G)".

(15) In SECTION 3.11 of the bill, in added Section 2305.155(c), Occupations Code (page 10, line 54), strike "(J)" and substitute "(G)".

(16) Add the following appropriately numbered SECTION to ARTICLE 3 of the bill and renumber the SECTIONS of that article accordingly:

SECTION 3.____. Subchapter A-3, Chapter 1956, Occupations Code, is amended by adding Section 1956.030 to read as follows:

Sec. 1956.030. FIXED LOCATION. (a) A metal recycling entity shall at all times maintain a fixed location and use the fixed location to at least partly conduct an activity described by Section 1956.001(7).

(b) A metal recycling entity shall maintain a fixed location as required by Subsection (a) for each certificate of registration held by the metal recycling entity.

(17) In SECTION 4.02 of the bill, in the transition language (page 11, line 33), immediately after "Occupations Code," add "on the effective date of this Act".

(18) In ARTICLE 4 of the bill, in the transition language (page 11, between lines 35 and 36), insert the following appropriately numbered SECTION and renumber the SECTIONS of that article accordingly:

SECTION 4.____. Section 1956.022(a), Occupations Code, as amended by this Act, applies only to an application for a certificate of registration submitted on or after January 1, 2024. An application submitted before January 1, 2024, is governed by the law in effect immediately before the effective date of this Act, and the former law is continued in effect for that purpose.

(19) Strike SECTION 5.01 of the bill (page 11, line 55, through page 12, line 25) and substitute the following:

SECTION 5.01. (a) In this section, "authority" means the Motor Vehicle Crime Prevention Authority.

(b) Not later than January 1, 2024, the authority shall

develop and implement a plan to coordinate efforts with the Department of Public Safety, the Texas Department of Licensing and Regulation, and the Texas Department of Motor Vehicles to:

(1) review the records of persons regulated by each agency involving the purchase, acquisition, sale, or transfer of catalytic converters removed from motor vehicles; and

(2) respond to suspicious activities that may be detected through the analysis of the records described by Subdivision (1) of this subsection.

(c) The authority may establish a task force composed of persons regulated by the agencies listed in Subsection (b) of this section who have substantial business experience in transactions involving catalytic converters. The authority shall develop the plan described by Subsection (b) of this section with the participation of the task force, if established.

(d) Except as provided by Subsection (c) of this section, the authority may appoint members to the task force as the authority determines appropriate.

(e) In developing and implementing the plan described by Subsection (b) of this section, the authority shall focus on:

(1) protecting each step in the legitimate stream of commerce that begins with the removal of a catalytic converter from a motor vehicle and includes recycling those catalytic converters to ensure that the persons regulated by the agencies listed in Subsection (b) of this section are not the means for inserting stolen catalytic converters into the stream of commerce; and

(2) providing risk-based targeting and random auditing of the records of the persons regulated by the agencies listed in Subsection (b) of this section.

(f) The money deposited to the credit of the general revenue fund for coordinated regulatory and law enforcement activities intended to detect and prevent catalytic converter theft in this state as described by Section 1006.153(e), Transportation Code, as amended by this Act, may be appropriated to the authority for the activities required by this section.

(20) In SECTION 6.01 of the bill, in the effective date provision (page 12), strike lines 29 and 30 and substitute the

following:

(b) Sections 1956.001(6-b) and (7), Occupations Code, as amended by this Act, and Section 1956.030, Occupations Code, as added by this Act, take effect January 1, 2024.