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By:  Dean H.B. No. 3368

A BILL TO BE ENTITLED

AN ACT

relating to the regulation of certain transactions involving tubular steel used in the oil and gas industry.

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

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

(10)  "Regulated metal" means:

(A)  manhole covers;

(B)  guardrails;

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

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

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

(F)  unused rebar;

(G)  street signs;

(H)  drain gates;

(I)  safes;

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

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

(L)  utility structures, including the fixtures and hardware;

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

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

(O)  catalytic converters not attached to a vehicle;

(P)  fire hydrants;

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

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

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

(T)  backflow valves;

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

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

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

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

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

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