

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.

S.B. No. 1871

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Speaker of the House

I hereby certify that S.B. No. 1871 passed the Senate on April 20, 2017, by the following vote: Yeas 28, Nays 3.

\_\_\_\_\_  
Secretary of the Senate

I hereby certify that S.B. No. 1871 passed the House on May 6, 2017, by the following vote: Yeas 139, Nays 4, one present not voting.

\_\_\_\_\_  
Chief Clerk of the House

Approved:

\_\_\_\_\_  
Date

\_\_\_\_\_  
Governor