

Figure: 37 TAC §36.60(a)

METALS RECYCLING PROGRAM Violation(s) and Penalty Schedule				
Violation:	1 st Violation	2 nd Violation within 2 years	3 rd Violation within 2 years	4 th Violation within 2 years
General Provisions				
Address on File. (37 TAC §36.3)	Reprimand	Admin Penalty up to \$250	Suspension 60 days	Revocation
Forms. (37 TAC §36.4)				
Notices and Certificate for Public Display				
Notice of Restrictions. (Occ. Code §1956.104)	Reprimand	Admin Penalty up to \$250	Suspension 60 days	Revocation
Notice to Sellers. (Occ. Code §1956.031)	Admin Penalty up to \$250	Admin Penalty up to \$500		
Display Current Certificate of Registration. (37 TAC §36.15(c))	Admin Penalty up to \$500	Admin Penalty up to \$1000		
Ownership and Location Changes				
Adding or Changing Locations. (37 TAC §36.18)	Admin Penalty up to \$250	Admin Penalty up to \$500	Suspension 60 days	Revocation
Change in Ownership. (37 TAC §36.13)				
Records				
Documentation of Fire-Salvaged Insulated Communications Wire. (37 TAC §36.33)	Reprimand	Admin Penalty up to \$500	Admin Penalty up to \$1000	Revocation
Documentation of Seller Type for Certain Copper or Brass Material. (37 TAC §36.39)				
Information Regarding Seller. (Occ. Code §1956.032)				
Photograph or Recording Requirement. (Occ. Code §1956.0331)	Admin Penalty up to \$500	Admin Penalty up to \$1000	Suspension 60 days	Revocation
Furnishing of Report to Department. (Occ. Code §1956.036)				
Inspection of Records. (Occ. Code §§1956.035, 1956.125, or 1956.135)				
Preservation of Records. (Occ. Code §1956.034)				
Record of Purchase. (Occ. Code §1956.033)				
Reporting Requirements. (37 TAC §36.31)				
Required Practices				
Hours for Purchasing Material. (Occ. Code §1956.039)	Reprimand	Admin Penalty up to \$250	Suspension 60 days	Revocation
Texas Metals Program Recycler Training. (37 TAC §36.34)				
Solicitation of Purchase at Prohibited Location. (Occ. Code §1956.203)	Admin Penalty up to \$250	Admin Penalty up to \$500		
Standards of Conduct. (37 TAC §36.36 (a), (b), or (d))				
Explosives. (37 TAC §36.36 (c))	Admin Penalty up to \$500	Admin Penalty up to \$1000		
Misrepresentation of Registration Status When Expired. (Occ Code §1956.021; §1956.023(d))				
Operating After Expiration of Registration. (Occ. Code §1956.021; §1956.023(d))				
Placement of Items on Hold. (Occ. Code §1956.037)				

METALS RECYCLING PROGRAM Violation(s) and Penalty Schedule				
Violation:	1 st Violation	2 nd Violation within 2 years	3 rd Violation within 2 years	4 th Violation within 2 years
Catalytic Converter				
Declaration of Extent of Catalytic Converter Transactions. (Occ. Code §§1956.022, 1956.024, or 1956.127)	Admin Penalty up to \$250	Admin Penalty up to \$500	Suspension 60 days	Revocation
Catalytic Converter Requirements. (Occ. Code §1956.0321; §1956.033; §1956.034)	Admin Penalty up to \$500	Admin Penalty up to \$1,000		
Catalytic Converter Requirements. (Occ. Code §1956.123; Occ. Code §1956.124)	Admin Penalty up to \$5,000	Admin Penalty up to \$10,000	Suspension 60 days and Admin Penalty up to \$10,000	Revocation
Certain Copper or Brass Material				
Copper or Brass Material Requirements. (Occ. Code §1956.133; Occ. Code §1956.134)	Admin Penalty up to \$5,000	Admin Penalty up to \$10,000	Suspension 60 days and Admin Penalty up to \$10,000	Revocation
Payment				
Cash Transaction Card. (37 TAC §36.37)	Reprimand	Admin Penalty up to \$500	Admin Penalty up to \$1000	Revocation
Cash Transaction Card. (Occ. Code, §1956.0382)	Admin Penalty up to \$500	Admin Penalty up to \$1000	Suspension 60 days	Revocation
Payment by Metal Recycling Entity. (37 TAC §36.35, Occ. Code §1956.0381, or §1956.038(b))				

Please note: For violations not listed above, the department may impose a penalty not to exceed \$500 for the first violation, and \$1,000 for the second violation within the preceding one-year period, under the authority of §36.60(a).