

By: Shaheen

H.B. No. 465

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to changing the eligibility for release on parole of  
3 certain inmates serving sentences for trafficking offenses  
4 involving one or more child victims.

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

6 SECTION 1. Section 508.145(a), Government Code, is amended  
7 to read as follows:

8 (a) An inmate is not eligible for release on parole if the  
9 inmate is under sentence of death, serving a sentence of life  
10 imprisonment without parole, or serving a sentence for any of the  
11 following offenses under the Penal Code:

12 (1) Section 20A.02(a)(5), (6), (7), or (8);

13 (2) Section 20A.03, if the offense is based partly or  
14 wholly on conduct constituting an offense under Section  
15 20A.02(a)(5), (6), (7), or (8);

16 (3) [~~serving a sentence for an offense under~~] Section  
17 21.02; or

18 (4) [~~, Penal Code, or serving a sentence for an offense~~  
19 ~~under~~] Section 22.021, if the offense [~~Penal Code, that~~] is  
20 punishable under Subsection (f) of that section [~~is not eligible~~  
21 ~~for release on parole~~].

22 SECTION 2. Section 508.145(d)(1), Government Code, is  
23 amended to read as follows:

24 (d)(1) This subsection applies only to an inmate who is

1 serving a sentence for:

2 (A) an offense described by Article 42A.054(a),  
3 Code of Criminal Procedure, other than an offense under Section  
4 19.03, Penal Code, or an offense under Chapter 20A, Penal Code, that  
5 is described by Subsection (a)(1) or (2);

6 (B) an offense for which the judgment contains an  
7 affirmative finding under Article 42A.054(c) or (d), Code of  
8 Criminal Procedure; or

9 (C) [~~an offense under Section 20A.03, Penal Code;~~  
10 ~~or~~

11 [~~(D)~~] an offense under Section 71.02 or 71.023,  
12 Penal Code.

13 SECTION 3. The change in law made by this Act applies only  
14 to an offense committed on or after the effective date of this Act.  
15 An offense committed before the effective date of this Act is  
16 governed by the law in effect on the date the offense was committed,  
17 and the former law is continued in effect for that purpose. For  
18 purposes of this section, an offense was committed before the  
19 effective date of this Act if any element of the offense occurred  
20 before that date.

21 SECTION 4. This Act takes effect September 1, 2021.