

By: Driver

H.B. No. 1593

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the punishment for the offense of criminal conspiracy
3 to manufacture certain controlled substances.

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

5 SECTION 1. Section 15.02, Penal Code, is amended by
6 amending Subsection (d) and adding Subsection (e) to read as
7 follows:

8 (d) Except as provided by Subsection (e), an [An] offense
9 under this section is one category lower than the most serious
10 felony that is the object of the conspiracy, and if the most serious
11 felony that is the object of the conspiracy is a state jail felony,
12 the offense is a Class A misdemeanor.

13 (e) If the felony that is the object of the conspiracy is the
14 manufacture of a controlled substance proscribed by Section
15 481.112, Health and Safety Code, an offense under this section is
16 the same category as the felony that is the object of the
17 conspiracy.

18 SECTION 2. (a) The change in law made by this Act applies
19 only to an offense committed on or after September 1, 2005.

20 (b) An offense committed before September 1, 2005, is
21 covered by the law in effect when the offense was committed, and the
22 former law is continued in effect for that purpose. For purposes of
23 this section, an offense was committed before September 1, 2005, if
24 any element of the offense was committed before that date.

1 SECTION 3. This Act takes effect September 1, 2005.