

By: Delisi

H.B. No. 126

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the offense of engaging in organized criminal activity.

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

4 SECTION 1. Section 71.02(a), Penal Code, is amended to read
5 as follows:

6 (a) A person commits an offense if, with the intent to
7 establish, maintain, or participate in a combination or in the
8 profits of a combination or as a member of a criminal street gang,
9 he commits or conspires to commit one or more of the following:

10 (1) murder, capital murder, arson, aggravated
11 robbery, robbery, burglary, theft, aggravated kidnapping,
12 kidnapping, aggravated assault, aggravated sexual assault, sexual
13 assault, forgery, deadly conduct, assault punishable as a Class A
14 misdemeanor, burglary of a motor vehicle, or unauthorized use of a
15 motor vehicle;

16 (2) any gambling offense punishable as a Class A
17 misdemeanor;

18 (3) promotion of prostitution, aggravated promotion
19 of prostitution, or compelling prostitution;

20 (4) unlawful manufacture, transportation, repair, or
21 sale of firearms or prohibited weapons;

22 (5) unlawful manufacture, delivery, dispensation, or
23 distribution of a controlled substance or dangerous drug, or
24 unlawful possession of a controlled substance or dangerous drug

1 through forgery, fraud, misrepresentation, or deception;

2 (6) any unlawful wholesale promotion or possession of
3 any obscene material or obscene device with the intent to wholesale
4 promote the same;

5 (7) any offense under Subchapter B, Chapter 43,
6 depicting or involving conduct by or directed toward a child
7 younger than 18 years of age;

8 (8) any felony offense under Chapter 32;

9 (9) any offense under Chapter 36;

10 (10) any offense under Chapter 34 or 35;

11 (11) any offense under Section 37.11(a); ~~or~~

12 (12) any offense under Chapter 20A; or

13 (13) any offense under Section 37.10.

14 SECTION 2. This Act takes effect September 1, 2007.