

By: Stickland

H.B. No. 3795

A BILL TO BE ENTITLED

AN ACT

relating to the prosecution of the criminal offense of organized retail theft.

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

SECTION 1. Section 31.16(b), Penal Code, is amended to read as follows:

(b) A person commits an offense if the person intentionally conducts, promotes, or facilitates an activity in which the person ~~[receives, possesses, conceals,]~~ stores, barters, or sells~~[, or disposes of]~~:

(1) stolen retail merchandise; or

(2) merchandise explicitly represented to the person as being stolen retail merchandise.

SECTION 2. The change in law made by this Act applies only to an offense committed on or after the effective date of this Act. An offense committed before the effective date of this Act is governed by the law in effect on the date the offense was committed, and the former law is continued in effect for that purpose. For purposes of this section, an offense was committed before the effective date of this Act if any element of the offense occurred before that date.

SECTION 3. This Act takes effect September 1, 2019.