

By: Hinojosa

S.B. No. 128

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the eligibility for release on parole of certain
3 inmates serving a sentence for the criminal offense of continuous
4 trafficking of persons.

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 under sentence of death, serving a sentence of
9 life imprisonment without parole, serving a sentence for an offense
10 under Section 20A.03, Penal Code, if the offense is based wholly on
11 conduct that constitutes an offense under Section 20A.02(a)(5),
12 (6), (7), or (8) of that code, serving a sentence for an offense
13 under Section 21.02, Penal Code, or serving a sentence for an
14 offense under Section 22.021, Penal Code, that is punishable under
15 Subsection (f) of that section is not eligible for release on
16 parole.

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

19 (d)(1) This subsection applies only to an inmate who is
20 serving a sentence for:

21 (A) an offense described by Article 42A.054(a),
22 Code of Criminal Procedure, other than an offense under Section
23 19.03, Penal Code;

24 (B) an offense for which the judgment contains an

1 affirmative finding under Article 42A.054(c) or (d), Code of
2 Criminal Procedure;

3 (C) an offense under Section 20A.03, Penal Code,
4 if the offense is not wholly based on conduct that constitutes an
5 offense under Section 20A.02(a)(5), (6), (7), or (8) of that code;
6 or

7 (D) an offense under Section 71.02 or 71.023,
8 Penal Code.

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

17 SECTION 4. This Act takes effect September 1, 2019.