

By: Kerwin

H.B. No. 3189

A BILL TO BE ENTITLED

1 AN ACT
2 relating to increasing the criminal penalty for certain conduct
3 constituting the offense of trafficking of persons.

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

5 SECTION 1. Section 20A.02(b-1), Penal Code, as amended by
6 Chapters 451 (H.B. 3553) and 452 (H.B. 3554), Acts of the 88th
7 Legislature, Regular Session, 2023, is reenacted and amended to
8 read as follows:

9 (b-1) An offense under this section is a felony of the first
10 degree punishable by imprisonment in the Texas Department of
11 Criminal Justice for life or for a term of not more than 99 years or
12 less than 25 years if it is shown on the trial of the offense that
13 the actor committed any part of the offense [~~in a location that~~
14 ~~was~~]:

15 (1) on the premises of or within 1,000 feet of the
16 premises of:

17 (A) a school or a school bus stop or other area
18 designated by a school as a pick-up or drop-off zone for students;
19 [~~or~~]

20 (B) an institution of higher education or private
21 or independent institution of higher education, as defined by
22 Section 61.003, Education Code;

23 (C) [~~(B)~~] a juvenile detention facility;

24 (D) [~~(C)~~] a post-adjudication secure

1 correctional facility;

2 (E) [~~(D)~~] a shelter or facility operating as a
3 residential treatment center that serves runaway youth, foster
4 children, people who are homeless, or persons subjected to human
5 trafficking, domestic violence, or sexual assault;

6 (F) [~~(E)~~] a community center offering youth
7 services and programs; or

8 (G) [~~(F)~~] a child-care facility, as defined by
9 Section 42.002, Human Resources Code; [~~or~~]

10 (2) on the premises where or within 1,000 feet of the
11 premises where:

12 (A) an official school function was taking place;
13 or

14 (B) an event sponsored or sanctioned by the
15 University Interscholastic League was taking place; or

16 (3) in a school bus or other passenger transportation
17 vehicle of a school.

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

26 SECTION 3. This Act takes effect September 1, 2025.