

1-1 By: Flores S.B. No. 1248
1-2 (In the Senate - Filed February 27, 2023; March 9, 2023,
1-3 read first time and referred to Committee on Criminal Justice;
1-4 April 20, 2023, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 7, Nays 0; April 20, 2023,
1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			

1-16 COMMITTEE SUBSTITUTE FOR S.B. No. 1248 By: Flores

1-17 A BILL TO BE ENTITLED
1-18 AN ACT

1-19 relating to the prosecution of the offense of smuggling of persons.
1-20 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
1-21 SECTION 1. Section 20.01, Penal Code, is amended by adding
1-22 Subdivision (9) to read as follows:
1-23 (9) "Cultural resource site or area," "natural area,"
1-24 "open space area," and "park" have the meanings assigned by Section
1-25 24.001, Parks and Wildlife Code.
1-26 SECTION 2. Section 20.05(a), Penal Code, is amended to read
1-27 as follows:
1-28 (a) A person commits an offense if the person knowingly:
1-29 (1) uses a motor vehicle, aircraft, watercraft, or
1-30 other means of conveyance to transport an individual with the
1-31 intent to:
1-32 (A) conceal the individual from a peace officer
1-33 or special investigator; or
1-34 (B) flee from a person the actor knows is a peace
1-35 officer or special investigator attempting to lawfully arrest or
1-36 detain the actor;
1-37 (2) encourages or induces a person to enter or remain
1-38 in this country in violation of federal law by concealing,
1-39 harboring, or shielding that person from detection; or
1-40 (3) assists, guides, or directs two or more
1-41 individuals to enter or remain on a cultural resource site or area,
1-42 natural area, open space area, park, or agricultural land without
1-43 the effective consent of the owner.
1-44 SECTION 3. The change in law made by this Act applies only
1-45 to an offense committed on or after the effective date of this Act.
1-46 An offense committed before the effective date of this Act is
1-47 governed by the law in effect on the date the offense was committed,
1-48 and the former law is continued in effect for that purpose. For
1-49 purposes of this section, an offense was committed before the
1-50 effective date of this Act if any element of the offense occurred
1-51 before that date.
1-52 SECTION 4. This Act takes effect September 1, 2023.

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