

VERNON'S ANN. TEXAS C.C.P. ART. 59.01

Contraband Defined.

(2) "Contraband" means property of any nature, including real, personal, tangible, or intangible, that is:

(A) used in the commission of:

(i) any first or second degree felony under the Penal Code;

(ii) any felony under Section 15.031(b), [20.05](#), [21.11](#), [38.04](#), [Subchapter B of Chapter 43](#), or [Chapter 29, 30, 31, 32, 33, 33A, or 35, Penal Code](#);

(iii) any felony under The Securities Act ([Article 581-1 et seq., Vernon's Texas Civil Statutes](#)); or

(iv) any offense under Chapter 49, Penal Code, that is punishable as a felony of the third degree or state jail felony, if the defendant has been previously convicted three times of an offense under that chapter;

(B) used or intended to be used in the commission of:

(i) any felony under Chapter 481, Health and Safety Code (Texas Controlled Substances Act);

(ii) any felony under [Section 15.031\(b\)](#), [20.05](#), [21.11](#), [38.04](#), or [Chapter 43, 20A, 29, 30, 31, 32, 33, 33A, or 35, Penal Code](#);

(iii) a felony under Chapter 153, Finance Code;

(iv) any felony under Chapter 34, Penal Code;

(v) a Class A misdemeanor under Subchapter B, Chapter 365, Health and Safety Code, [\[FN1\]](#) if the defendant has been previously convicted twice of an offense under that subchapter;

(vi) any felony under Chapter 152, Finance Code;

(vii) any felony under Chapter 32, Human Resources Code, or Chapter 31, 32, 35A, or 37, Penal Code, that involves the state Medicaid program;

(viii) a Class B misdemeanor under Chapter 522, Business & Commerce Code;

(ix) a Class A misdemeanor under [Section 306.051, Business & Commerce Code](#);

(x) any offense under [Section 42.10, Penal Code](#);

(xi) any offense under [Section 46.06\(a\)\(1\)](#) or [46.14, Penal Code](#);

(xii) any offense under Chapter 71, Penal Code; or

(xiii) any offense under [Section 20.05, Penal Code](#);

(C) the proceeds gained from the commission of a felony listed in Paragraph (A) or (B) of this

subdivision, a misdemeanor listed in Paragraph (B)(viii), (x), (xi), or (xii) of this subdivision, or a crime of violence;

(D) acquired with proceeds gained from the commission of a felony listed in Paragraph (A) or (B) of this subdivision, a misdemeanor listed in Paragraph (B)(viii), (x), (xi), or (xii) of this subdivision, or a crime of violence; or

(E) used to facilitate or intended to be used to facilitate the commission of a felony under [Section 15.031](#) or [43.25, Penal Code](#); or

(F) used to facilitate or intended to be used to facilitate the commission of a felony under [Section 20A.02](#) or [Chapter 43, Penal Code](#).

(3) "Crime of violence" means:

(A) any criminal offense defined in the Penal Code or in a federal criminal law that results in a personal injury to a victim; or

(B) an act that is not an offense under the Penal Code involving the operation of a motor vehicle, aircraft, or water vehicle that results in injury or death sustained in an accident caused by a driver in violation of [Section 550.021, Transportation Code](#).