

By: Kolkhorst, Rose, Pena, McCall

H.B. No. 254

A BILL TO BE ENTITLED

AN ACT

relating to venue in the prosecution of the offense of fraudulent use or possession of identifying information.

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

SECTION 1. Chapter 13, Code of Criminal Procedure, is amended by adding Article 13.28 to read as follows:

Art. 13.28. FRAUDULENT USE OR POSSESSION OF IDENTIFYING INFORMATION. An offense under Section 32.51, Penal Code, may be prosecuted in any county in which the offense was committed or in the county of residence for the person whose identifying information was fraudulently obtained, possessed, transferred, or used.

SECTION 2. This Act takes effect September 1, 2003, and applies only to the prosecution of an offense commenced by the filing of an indictment or information on or after that date. A prosecution commenced before September 1, 2003, is controlled by the law in effect at the time the prosecution was commenced, and the former law is continued in effect for that purpose.