

By: Kolkhorst, Rose, Pena

H.B. No. 254

A BILL TO BE ENTITLED

AN ACT

1
2 relating to venue in the prosecution of the offense of fraudulent
3 use or possession of identifying information.

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

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

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

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