

1-1 By: Kolkhorst, et al. (Senate Sponsor - Armbrister) H.B. No. 254  
1-2 (In the Senate - Received from the House April 3, 2003;  
1-3 April 7, 2003, read first time and referred to Committee on  
1-4 Criminal Justice; May 21, 2003, reported favorably by the  
1-5 following vote: Yeas 7, Nays 0; May 21, 2003, sent to printer.)

1-6 A BILL TO BE ENTITLED  
1-7 AN ACT

1-8 relating to venue in the prosecution of the offense of fraudulent  
1-9 use or possession of identifying information.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Chapter 13, Code of Criminal Procedure, is  
1-12 amended by adding Article 13.28 to read as follows:

1-13 Art. 13.28. FRAUDULENT USE OR POSSESSION OF IDENTIFYING  
1-14 INFORMATION. An offense under Section 32.51, Penal Code, may be  
1-15 prosecuted in any county in which the offense was committed or in  
1-16 the county of residence for the person whose identifying  
1-17 information was fraudulently obtained, possessed, transferred, or  
1-18 used.

1-19 SECTION 2. This Act takes effect September 1, 2003, and  
1-20 applies only to the prosecution of an offense commenced by the  
1-21 filing of an indictment or information on or after that date. A  
1-22 prosecution commenced before September 1, 2003, is controlled by  
1-23 the law in effect at the time the prosecution was commenced, and the  
1-24 former law is continued in effect for that purpose.

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