

76-6-506.5 Financial transaction card offenses -- Classification -- Multiple violations.

- (1) Any person found guilty of unlawful conduct described in Section 76-6-506.2 or 76-6-506.6 is guilty of:
 - (a) a class B misdemeanor when the value of the property, money, or thing obtained or sought to be obtained is less than \$500;
 - (b) a class A misdemeanor when the value of the property, money, or thing obtained or sought to be obtained is or exceeds \$500 but is less than \$1,500;
 - (c) a third degree felony when the value of the property, money, or thing obtained or attempted to be obtained is or exceeds \$1,500 but is less than \$5,000; and
 - (d) a second degree felony when the value of the property, money, or thing obtained or attempted to be obtained is or exceeds \$5,000.
- (2) Multiple violations of Subsection 76-6-506.2(1), Section 76-6-506.6, and this section may be aggregated into a single offense, and the degree of the offense is determined by the total value of all property, money, or things obtained or attempted to be obtained through the multiple violations.
- (3) The court shall make appropriate findings in any prosecution under this section that the card holder did not commit the crime.

Amended by Chapter 193, 2010 General Session