

28 (2) A person's identification number or numbers may only be used by another person,
29 agency, business, or organization with the person's consent.

30 Section 2. Section **76-6-523** is enacted to read:

31 **76-6-523. Identification number fraud.**

32 (1) As used in this section, "identification number" shall have the same meaning as in
33 Section 13-30-1.

34 (2) A person is guilty of identification number fraud if, not amounting to a violation of
35 another provision of law that carries a greater penalty, that person, with intent to defraud or
36 deceive, possesses, acquires, uses, or divulges the identification number of another.

37 (3) Identification number fraud is:

38 (a) a second degree felony if the identification number is used and the value of the
39 property, money, or thing obtained or sought to be obtained is or exceeds \$5,000; otherwise

40 (b) a third degree felony.

41 (4) Multiple violations within a 90-day period may be aggregated into a single offense, and
42 the degree of the offense is determined by the total value of all property, money, or things obtained
43 or sought to be obtained through the multiple violations.

44 Section 3. **Effective date.**

45 This act takes effect on July 1, 1999.

Legislative Review Note
as of 1-13-99 11:37 AM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel

Committee Note

The Judiciary Interim Committee recommended this bill.