

H.B. 266

PENALTIES FOR UNAUTHORIZED USE OF RECORDS

Representative **Richard A. Greenwood** proposes the following amendments:

1. *Page 3, Line 84 through Page 4, Line 91:*

84 (10) (a) It is a class B misdemeanor for a person to {+} knowingly or intentionally {+} access,
85 use, disclose, or disseminate {+} a record created or maintained by the division or {+} any
86 information contained in a record created or maintained by the division {+} for a purpose
87 prohibited or not permitted by statute, rule, regulation, or policy of a governmental entity {-} {+}
{-with}
88 {the intent to:} and the access, use, disclosure, or dissemination causes or creates:
89 (i) ~~{create a benefit for any person}~~ any advantage in the form of money, property,
commercial interest, or anything else, the primary significance of which is economic gain for any
person ;
90 (ii) ~~{cause}~~ harm to any person, including psychological or emotional harm; or
91 (iii) ~~{cause}~~ damage to the property of any person.

2. *Page 6, Lines 170 through 177:*

170 (8) (a) It is a class B misdemeanor for a person to {+} knowingly or intentionally {+} access,
171 use, disclose, or disseminate {+} a record created or maintained by the division or {+} any
172 information contained in a record created or maintained by the division {+} for a purpose
173 prohibited or not permitted by statute, rule, regulation, or policy of a governmental entity {-} {+}
{-with
174 the intent to:} and the access, use, disclosure, or dissemination causes or creates ;
175 (i) ~~{create a benefit for any person}~~ any advantage in the form of money, property,
commercial interest, or anything else, the primary significance of which is economic gain for any
person ;
176 (ii) ~~{cause}~~ harm to any person, including psychological or emotional harm; or
177 (iii) ~~{cause}~~ damage to the property of any person.

3. *Page 10, Lines 280 through 287:*

280 (11) (a) It is a class B misdemeanor for a person to {+} knowingly or intentionally {+} access,
281 use, disclose, or disseminate {+} a record created, maintained, or to which access is granted by the
282 division or {+} any information contained in a record created, maintained, or to which access is
283 granted by the division {+} for a purpose prohibited or not permitted by statute, rule, regulation, or

284 policy of a governmental entity ~~{-}~~ {+} ~~{with the intent to}~~ and the access, use, disclosure,
or dissemination causes or creates ;

285 (i) ~~{create a benefit for any person}~~ any advantage in the form of money, property,
commercial interest, or anything else, the primary significance of which is economic gain for any
person ;

286 (ii) ~~{cause}~~ harm to any person, including psychological or emotional harm; or

287 (iii) ~~{cause}~~ damage to the property of any person.