

HOUSE BILL 262

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1998 Regular Session
8r1566
CF 8r1057

By: **Delegates Petzold and Faulkner**
Introduced and read first time: January 28, 1998
Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Fraud - Personal Identifying Information Theft**

3 FOR the purpose of prohibiting certain persons from using an individual's personal
4 identifying information without the authorization of that individual for certain
5 purposes; establishing certain penalties for a violation of this Act; defining a
6 certain term; and generally relating to personal identifying information theft.

7 BY adding to
8 Article 27 - Crimes and Punishments
9 Section 231 to be under the new subheading "Fraud - Personal Identifying
10 Information"
11 Annotated Code of Maryland
12 (1996 Replacement Volume and 1997 Supplement)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
14 MARYLAND, That the Laws of Maryland read as follows:

15 **Article 27 - Crimes and Punishments**

16 **FRAUD - PERSONAL IDENTIFYING INFORMATION**

17 231.

18 (A) IN THIS SECTION, "PERSONAL IDENTIFYING INFORMATION" MEANS THE
19 NAME, ADDRESS, TELEPHONE NUMBER, DRIVER'S LICENSE NUMBER, SOCIAL
20 SECURITY NUMBER, PLACE OF EMPLOYMENT, EMPLOYEE IDENTIFICATION NUMBER,
21 MOTHER'S MAIDEN NAME, DEMAND DEPOSIT ACCOUNT NUMBER, SAVINGS ACCOUNT
22 NUMBER, OR CREDIT CARD NUMBER OF AN INDIVIDUAL.

23 (B) A PERSON MAY NOT KNOWINGLY AND WILLFULLY OBTAIN, ATTEMPT TO
24 OBTAIN, OR AID ANOTHER PERSON IN OBTAINING OR ATTEMPTING TO OBTAIN
25 PERSONAL IDENTIFYING INFORMATION OF ANOTHER INDIVIDUAL, WITHOUT THE
26 AUTHORIZATION OF THAT INDIVIDUAL, AND SELL, TRANSFER, OR USE THAT
27 INFORMATION TO OBTAIN, OR ATTEMPT TO OBTAIN, CREDIT, GOODS, OR SERVICES IN
28 THE NAME OF THE INDIVIDUAL WITHOUT THE CONSENT OF THAT INDIVIDUAL.

1 (C) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR
2 AND ON CONVICTION IS SUBJECT TO A FINE OF NOT LESS THAN \$1,000 AND NOT
3 MORE THAN \$10,000 OR IMPRISONMENT FOR NOT MORE THAN 1 YEAR OR BOTH.

4 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
5 October 1, 1998.