

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL NO. 358  
(Third Reading File Bill)

AMENDMENT NO. 1

On pages 1 and 2, strike beginning with “a” in line 3 on page 1 through “Act;” in line 1 on page 2, and substitute “the crime of identity fraud to include possession or aiding another in possessing the personal identifying information of an individual under certain circumstances; altering the penalties for identity fraud; repealing a certain prohibition against possession of certain credit card numbers, payment device numbers, or certain signatures under certain circumstances; establishing certain penalties for certain violations committed with intent to fraudulently manufacture, distribute, or dispense certain personal identifying information under certain circumstances; altering a certain definition; defining a certain term;”.

On page 2, strike in their entirety, lines 15 through 24, inclusive.

AMENDMENT NO. 2

On page 3, in line 12, after the second “obtain” insert a comma; in line 17, strike “OR CREATE A FALSE IDENTITY”; and in line 18, strike “IDENTIFICATION, APPREHENSION, OR”.

On pages 3 and 4, strike in their entirety the lines beginning with line 23 on page 3 through line 9 on page 4, inclusive.

On page 4, after line 9, insert:

“(d) (1) IF A PERSON VIOLATES SUBSECTION (B) OF THIS SECTION WITH INTENT TO FRAUDULENTLY MANUFACTURE, DISTRIBUTE, OR DISPENSE THE PERSONAL IDENTIFYING INFORMATION OF AN INDIVIDUAL WITHOUT THE INDIVIDUAL’S CONSENT, THE PERSON IS GUILTY OF A FELONY AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 5 YEARS OR A FINE NOT

(Over)

EXCEEDING \$5,000 OR BOTH.

(2) [A] EXCEPT AS PROVIDED IN PARAGRAPH (1) OF THIS SUBSECTION, A person who violates this section is guilty of a misdemeanor and on conviction is subject to imprisonment not exceeding [1 year] 18 MONTHS or a fine not exceeding \$5,000 or both.”.

On pages 4 through 6, strike in their entirety the lines beginning with line 23 on page 4 through line 13 on page 6, inclusive.

On page 6, in line 14, strike “3.” and substitute “2.”.