

---

By: **Delegates Lee, Anderson, Barkley, Bobo, Bronrott, Carter, Conroy, Dumais, Frush, Glassman, Goldwater, Gutierrez, Heller, Howard, James, Kaiser, Kelley, King, Madaleno, Mandel, Marriott, Mayer, McComas, McDonough, Menes, Montgomery, Nathan-Pulliam, Pendergrass, Petzold, Quinter, Shank, Shewell, Simmons, Smigiel, Stern, and Taylor**

Introduced and read first time: February 9, 2005  
Assigned to: Judiciary

---

Committee Report: Favorable with amendments  
House action: Adopted  
Read second time: March 15, 2005

---

## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Task Force to Study Identity Theft**

3 FOR the purpose of establishing a Task Force to Study Identity Theft; specifying the  
4 membership and duties of the Task Force; providing for the appointment of a  
5 Senate co-chairman and House co-chairman of the Task Force; providing for the  
6 staffing of the Task Force; prohibiting a member of the Task Force from  
7 receiving compensation for serving on the Task Force; authorizing a member of  
8 the Task Force to receive reimbursement for certain expenses; requiring a  
9 certain report on or before a certain date; providing for the termination of the  
10 Task Force; and generally relating to the Task Force to Study Identity Theft.

11 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
12 MARYLAND, That:

13 (a) There is a Task Force to Study Identity Theft.

14 (b) The Task Force consists of the following members:

15 (1) ~~three~~ two members of the Senate of Maryland, appointed by the  
16 President of the Senate;

17 (2) three members of the House of Delegates, appointed by the Speaker  
18 of the House;

1 (3) the Attorney General, or the Attorney General's designee;

2 (4) the Superintendent of State Police, or the Superintendent's designee;

3 (5) the Commissioner of Financial Regulation;

4 (6) the Administrator of the Motor Vehicle Administration, or the  
5 Administrator's designee;

6 ~~(7)~~ (8) the following members, appointed by the Governor:

7 (i) one representative of the Maryland State's Attorneys'  
8 Association;

9 (ii) one representative of the Maryland Chiefs of Police Association;

10 (iii) one representative of the Maryland Sheriffs' Association;

11 (iv) one representative of a State-chartered commercial bank; or a  
12 national banking association with a branch office in the State; and

13 (v) one representative of a State-chartered credit union; ~~and~~

14 ~~(vi) one representative of a federally chartered bank or savings~~  
15 ~~bank that has a branch in Maryland; and~~

16 ~~(7)~~ (8) the following members appointed jointly by the President of the  
17 Senate and the Speaker of the House:

18 (i) one representative ~~who of the Maryland Retailers Association~~  
19 from the retail industry;

20 (ii) one representative from the credit card industry;

21 (iii) one representative from a consumer reporting agency;

22 (iv) three representatives who are affiliated with a recognized  
23 consumer group or agency in the State; and

24 (v) one representative who is affiliated with ~~the Technology Council~~  
25 of Maryland a technology-related trade group or association in the State.

26 (c) (1) The President of the Senate shall designate one of the members  
27 appointed from the Senate of Maryland as co-chairman of the Task Force.

28 (2) The Speaker of the House shall designate one of the members  
29 appointed from the House of Delegates as co-chairman of the Task Force.

30 (d) The Department of Legislative Services shall provide staff for the Task  
31 Force.

1 (e) A member of the Task Force:

2 (1) may not receive compensation; but

3 (2) is entitled to reimbursement for expenses under the Standard State  
4 Travel Regulations, as provided in the State budget.

5 (f) The Task Force shall:

6 (1) study:

7 (i) the problems associated with identity theft in Maryland,  
8 including repairing one's credit history and the adequacy of current Maryland law in  
9 deterring identity theft; and

10 (ii) privacy laws in other states and at the federal level that address  
11 identity theft;

12 (2) consult with:

13 (i) relevant federal agencies, including the Federal Trade  
14 Commission and the Federal Bureau of Investigation;

15 (ii) relevant agencies in other states; and

16 (iii) other experts on identity theft; ~~and~~

17 (3) survey State agencies to determine compliance with State and  
18 federal laws relating to the collection and use of Social Security numbers, including §  
19 10-624 of the State Government Article and the Federal Privacy Act of 1974, 5 U.S.C.  
20 § 552a; and

21 (4) make recommendations regarding possible remedies to identity theft,  
22 including statutory changes.

23 (g) The Task Force shall report its findings and recommendations to the  
24 General Assembly on or before December 31, 2006.

25 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
26 July 1, 2005. It shall remain effective for a period of 1 year and 7 months and, at the  
27 end of January 31, 2007, with no further action required by the General Assembly,  
28 this Act shall be abrogated and of no further force and effect.

