

HOUSE BILL No. 4009

January 13, 1999, Introduced by Reps. Jelinek and Birkholz and referred to the Committee on Criminal Law and Corrections.

A bill to amend 1931 PA 328, entitled
"The Michigan penal code,"
(MCL 750.1 to 750.568) by adding section 285.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 285. (1) A PERSON SHALL NOT OBTAIN OR ATTEMPT TO
2 OBTAIN PERSONAL IDENTITY INFORMATION OF ANOTHER PERSON WITH THE
3 INTENT TO USE THAT INFORMATION TO COMMIT AN ILLEGAL ACT.
4 (2) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A FELONY
5 PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 4 YEARS OR A FINE OF
6 NOT MORE THAN \$2,000.00, OR BOTH.
7 (3) THIS SECTION DOES NOT PROHIBIT THE PERSON FROM BEING
8 CHARGED WITH, CONVICTED OF, OR SENTENCED FOR ANY OTHER VIOLATION
9 OF LAW COMMITTED BY THAT PERSON USING INFORMATION OBTAINED IN
10 VIOLATION OF THIS SECTION.

1 (4) AS USED IN THIS SECTION:

2 (A) "FINANCIAL TRANSACTION DEVICE" MEANS THAT TERM AS
3 DEFINED IN SECTION 157M.

4 (B) "PERSONAL IDENTITY INFORMATION" MEANS ANY OF THE FOLLOW-
5 ING INFORMATION OF ANOTHER PERSON:

6 (i) HIS OR HER SOCIAL SECURITY NUMBER.

7 (ii) HIS OR HER DRIVER LICENSE NUMBER.

8 (iii) INFORMATION REGARDING ANY FINANCIAL ACCOUNT HELD BY
9 THAT PERSON INCLUDING, BUT NOT LIMITED TO, ANY OF THE FOLLOWING:

10 (A) A SAVINGS OR CHECKING ACCOUNT NUMBER.

11 (B) A FINANCIAL TRANSACTION DEVICE ACCOUNT NUMBER.

12 (C) A STOCK OR OTHER SECURITY CERTIFICATE OR ACCOUNT
13 NUMBER.

14 (D) A PERSONAL INFORMATION NUMBER FOR AN ACCOUNT DESCRIBED
15 IN SUB-SUBPARAGRAPHS (A) TO (C).