

HOUSE BILL 2871
By Boyer

AN ACT to amend Tennessee Code Annotated, Section 39-16-302, and to enact the "Tennessee Identity Theft and Assumption Deterrence Act of 1998".

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 39-16-302, is amended by deleting the section in its entirety and by substituting instead the following:

39-16-302(a) This act shall be known as and shall be cited as the "Tennessee Identity Theft and Assumption Deterrence Act of 1998".

(b) A person commits the offense of identity theft and assumption who willfully obtains personal identifying information, as defined in subsection (d) of this section, of another person without the express authorization of that person, and uses such information to obtain, or attempt to obtain, credit, goods or services in the name of the other person without the consent of that person.

(c) Violation of this section is a Class A misdemeanor.

(d) As used in this section, "personal identifying information" means the name, address, telephone number, driver's license number, social security number, place of employment, employee identification number, mother's maiden name, demand deposit account number, savings account number or credit card number of an individual person.

SECTION 2. This act shall take effect July 1, 1998, the public welfare requiring it.

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