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HOUSE BILL 46

43RD LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 1998

INTRODUCED BY

WILLIAM E. PORTER

AN ACT

RELATING TO CRIMINAL LAW; CREATING A NEW CRIMINAL OFFENSE
KNOWN AS THEFT OF IDENTITY; PRESCRIBING PENALTIES; ENACTING A
NEW SECTION OF THE CRIMINAL CODE.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. A new section of the Criminal Code is enacted
to read:

"NEW MATERIAL THEFT OF IDENTITY. --

A. Theft of identity consists of a person who
willfully obtains personal identifying information of another
person without the authorization of that person and who uses
the information to obtain credit, goods or services in the
name of that other person, without the consent of that person.

B. As used in this section, "personal identifying
information" means a person's name, address, telephone number,

Underscored material = new
[bracketed material] = delete

Underscored material = new
[bracketed material] = delete

1 driver's license number, social security number, place of
2 employment, employee identification number, demand deposit
3 account number, savings account number or credit card number.

4 C. Whoever commits theft of identity is guilty of
5 a misdemeanor. "

6 Section 2. EFFECTIVE DATE. --The effective date of the
7 provisions of this act is July 1, 1998.

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