

SENATE BILL NO. 50

BY SENATORS MORRELL, BARROW, MILLS AND WHITE

1 AN ACT

2 To amend and reenact the introductory paragraph of R.S. 14:67.16(A)(2) and 67.16(B), and
3 to enact R.S. 14:67.16(A)(2)(o), (4), and (5) and (I), relative to the crime of identity
4 theft; to add a person's telephone number to the definition of "personal identifying
5 information" for purposes of the crime of identity theft; to provide definitions; and
6 to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. The introductory paragraph of R.S. 14:67.16(A)(2) and 67.16(B) are
9 hereby amended and reenacted and R.S. 14:67.16(A)(2)(o), (4), and (5) and (I) are hereby
10 enacted to read as follows:

11 §67.16. Identity theft

12 A. As used in this Section the following terms have the following meanings:

13 * * *

14 (2) "Personal identifying information" shall include but not be limited to ~~an~~
15 ~~individual's~~ **a person's**:

16 * * *

17 **(o) Telephone number, when inserted into any caller identification**
18 **system.**

19 * * *

20 **(4) "Caller identification system" means any device that displays or**
21 **otherwise indicates to the person who is the recipient of a telephone call another**
22 **person's name, telephone number, the name of a legitimate or fictitious**
23 **business, or any other name or telephone number from which the telephone call**
24 **purportedly originated.**

25 **(5) "Insert" means to enter by voice communication, by written**
26 **communication, or by any other means.**

1 B. Identity theft is the intentional use, ~~or possession,~~ or transfer, ~~or attempted~~
2 use, ~~with fraudulent intent,~~ by any person of any personal identifying information of
3 another person to obtain, possess, or transfer, whether contemporaneously or not,
4 credit, money, goods, services, or any thing else of value without the authorization
5 or consent of the other person.

* * *

7 **I. Nothing in this Section shall preclude or abrogate any remedy**
8 **otherwise provided by law, including but not limited to remedies available**
9 **pursuant to R.S. 51:1741.1 et seq.**

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____