

SENATE BILL NO. 50

BY SENATORS MORRELL, BARROW, MILLS AND WHITE

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AN ACT

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

Be it enacted by the Legislature of Louisiana:

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

§67.16. Identity theft

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

* * *

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

* * *

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

* * *

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

(5) "Insert" means to enter by voice communication, by written 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: _____