
Introduced by Senator Ackerman

February 17, 2005

An act to amend Section 1798.92 of the Civil Code, relating to identity theft.

LEGISLATIVE COUNSEL'S DIGEST

SB 444, as introduced, Ackerman. Identity theft.

Existing law defines identity theft and a victim of identity theft for purposes of provisions authorizing a victim of identity theft to bring an action against a person who has or purports to have a claim for money or an interest in property in connection with a transaction procured through identity theft.

This bill would make technical, nonsubstantive changes to that provision.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 1798.92 of the Civil Code is amended to
2 read:
3 1798.92. For the purposes of this title:
4 (a) "Claimant" means a person who has or purports to have a
5 claim for money or an interest in property in connection with a
6 transaction procured through identity theft.
7 (b) "Identity theft" means the unauthorized use of another
8 person's personal identifying information *in order* to obtain
9 credit, goods, services, money, or property.
10 (c) "Personal identifying information" means a person's name,
11 address, telephone number, driver's license number, social

1 security number, place of employment, employee identification
2 number, mother's maiden name, demand deposit account
3 number, savings account number, or credit card number.
4 (d) "Victim of identity theft" means a person who (1) had his
5 or her personal identifying information used without
6 authorization by another to obtain credit, goods, services, money,
7 or property, ~~and~~ (2) did not use or possess the credit, goods,
8 services, money, or property obtained by the identity theft, and
9 (3) filed a police report in this regard pursuant to Section 530.5
10 of the Penal Code.