

State of South Dakota

SEVENTY-FIFTH SESSION
LEGISLATIVE ASSEMBLY, 2000

400D0306

SENATE BILL NO. 20

Introduced by: The Committee on Judiciary at the request of the Attorney General

1 FOR AN ACT ENTITLED, An Act to provide for the crime of identity theft.

2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

3 Section 1. A person commits the offense of identity theft if the person without the
4 authorization or permission of another person and with the intent to deceive or defraud:

5 (1) Obtains, possesses, transfers, uses, attempts to obtain, or records identifying
6 information not lawfully issued for that person's use; or

7 (2) Accesses or attempts to access the financial resources of that person through the use
8 of identifying information.

9 A violation of this section is a Class 1 misdemeanor.

10 Section 2. For the purposes of this Act, identifying information includes:

11 (1) Birth certificate information;

12 (2) Driver's license numbers;

13 (3) Social security numbers;

14 (4) Checking account numbers;

15 (5) Savings account numbers;

16 (6) Credit card numbers;

17 (7) Debit card numbers;

1 (8) Personal identification numbers; or

2 (9) Any other numbers, documents, or information which can be used to access a person's

3 financial resources.

4 Section 3. In any criminal proceeding brought pursuant to section 1 of this Act, the crime

5 shall be considered to have been committed in any county in which any part of the identity theft

6 took place, regardless of whether the defendant was ever actually in such county.