

**TITLE 6: CRIMES AND CRIMINAL PROCEDURE**  
**DIVISION 1: CRIMES AGAINST THE PERSON**

**§ 1721. Definitions.**

In this Article unless the context otherwise requires:

(a) “Disabled person” means a person who is incapable of adequately providing for his own health and personal care due to a physical or mental impairment.

(b) “Document-making implement” means any implement, impression, template, computer file, computer disc, electronic device, computer hardware, computer software, instrument, or device that is used to make a real or fictitious or fraudulent personal identification document.

(c) “Person” means any individual, partnership, corporation, trust, estate, cooperative, association, government or governmental subdivision or agency, or other entity.

(d) “Personal identification document” means a birth certificate, a driver’s license, a State identification card, a public, government, or private employment identification card, a social security card, a firearm owner’s identification card, a credit card, a debit card, an insurance policy number or document, a tax identification number, a medical identification number or a passport issued to or on behalf of a person other than the offender, or any document made or issued, or falsely purported to have been made or issued, by or under the authority of the United States Government, the Commonwealth of the Northern Mariana Islands, or any state or United States territory, political subdivision of any state or United States territory, or any other governmental or quasi-governmental organization that is of a type intended for the purpose of identification of an individual, or any such document made or altered in a manner that it falsely purports to have been made on behalf of or issued to another person or by the authority of one who did not give that authority.

(e) “Personal identifying information” means any of the following information:

- (1) A person’s name;
- (2) A person’s address;
- (3) A person’s date of birth;
- (4) A person’s telephone number;
- (5) A person’s driver’s license number or any identification card as assigned by any department, agency, entity or instrumentality of the Commonwealth Government or any of the municipal or local government of the Commonwealth, or a similar agency of another state;
- (6) A person’s Social Security number;
- (7) A person’s public, private, or government employer, place of employment, or employment identification number;
- (8) The maiden name of a person’s mother;
- (9) The number assigned to a person’s depository account, savings account, checking account, or brokerage account;
- (10) The number assigned to a person’s credit or debit card, commonly known as a “Visa Card,” “Master Card,” “American Express Card,” “Discover

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Card,” or other similar cards whether issued by a financial institution, corporation, or business entity;

- (11) Personal identification numbers;
- (12) Electronic identification numbers;
- (13) Digital signals;
- (14) Any other numbers or information which can be used to access a person’s financial resources, or to identify a specific individual.

**Source:** PL 15-38, § 3 (1721).

**Commission Comment:** PL 15-38 was enacted on December 14, 2006, and contained the following short title and policy declaration, in addition to severability and savings clause provisions:

Section 1. Short Title. This Act may be cited as “The Identity Theft Act of 2006.”

Section 2. Statement of Policy: Legislative Declaration.

(a) It is the public policy of the Commonwealth that the rising incidence of identity theft and the negative effect of this crime on the people of the Commonwealth and its victims is a matter of grave concern to the people of the Commonwealth who have the right to be protected in their health, safety, and welfare from the effects of this crime. Identity theft shall be identified, therefore, and dealt with swiftly and appropriately considering the onerous nature of the crime.

(b) The widespread availability and unauthorized access to personal identifying information have led and will lead to a substantial increase in identity theft related crimes.